CITY OF TEXARKANA

CITY COUNCIL

AGENDA ● OCTOBER 23, 2017

Council Chambers	Regular Meeting	6:00 PM

220 TEXAS BLVD.
TEXARKANA, TX 75501

Mayor

Bob Bruggeman

Ward 1	**Ward 3**	**Ward 5**
Jean H. Matlock	Betty Williams	Christy P. Paddock
Ward 2	**Ward 4**	**Ward 6**
Willie Ray	Christie Alcorn	Josh Davis

For any agenda item, the City Council reserves the right to advance the "Council Vote" date to a hearing or briefing date.

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 BY MAYOR BOB BRUGGEMAN

III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST

Upcoming City Council Meetings:

Monday, November 13, 2017 at 6:00 p.m.
Monday, November 27, 2017 at 6:00 p.m.
Monday, December 11, 2017 at 6:00 p.m.
Monday, December 25, 2017 - **CANCELLED**

Governor's Small Business Forum Meeting:

Thursday, October 26, 2017 from 8:00 a.m. to 1:00 p.m. - Texarkana Convention Center

Upcoming Joint City Meeting

The Texarkana Chamber of Commerce will host a "Joint Texarkana Community Committee" meeting with Texarkana, Arkansas, on Tuesday, November 14, 2017 at 3:00 p.m. The meeting will be held at the Ark-Tex Council of Governments building located at 4808 Elizabeth Street, Texarkana, Texas. The scheduled topic of discussion is "Transportation". The meeting is open to the public.

Fall Farmers' Market:

The Farmers' Market continues to run Saturdays until October 28th. Hours are from 8:00 a.m. - 12:00 noon

Monday, December 4th - Christmas Market

Parks & Recreation Events:

October 26th	Movies in the Park*	Spring Lake Park
October 28th	Community Garage Sale	Spring Lake Park
October 28th	Down Syndrome Awareness Walk	Spring Lake Park

**NOTE: ***Movies are scheduled to start at dusk.

For a complete list of Parks & Recreation activities and information call 903-798-3978 or visit the city website at <http://tx-texarkana.civicplus.com>

Meeting Presentation

Pro Bono Week Proclamation - October 22 - 28, 2017

Appointments to Boards & Commissions

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

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

V. ITEMS FOR CONSIDERATION

Consent Items

1. Consider approval of the minutes of the Regular Meeting of the City Council held on October 9, 2017 at 6:00 PM.

Action Items

2. Ordinance No. 2017-111 appointing Shirley Jaster as City Manager and authorizing a City Manager employment contract.

   Public Hearing:
   Second Briefing:
   Council Vote: October 23, 2017

3. Resolution No. 2017-112 approving the bank depository contract for Farmers Bank & Trust.

Public Hearing:
Second Briefing:
Council Vote: October 23, 2017

4. Resolution No. 2017-118 authorizing the City Manager to execute a contract for the purchase of an excavator for Texarkana Water Utilities in an amount not to exceed $120,864.

   Public Hearing:
   Second Briefing:
   Council Vote: October 23, 2017

VI. FIRST BRIEFINGS

1. Resolution No. 2017-096 adopting the City's investment policy.

   Public Hearing: November 13, 2017
   Second Briefing:
   Council Vote: November 13, 2017

2. Ordinance No. 2017-116 granting a Specific Use Permit to allow the application of permanent cosmetics and microblading on an approximate 1.757 acre tract of land in the George Brinlee HRS, A-18, located in a tenant space at 4142 McKnight Road. Bill King, applicant. Kori Reyna, Brow and Arrow Salon, agent.

   Public Hearing: November 13, 2017
   Second Briefing: November 27, 2017
   Council Vote: December 11, 2017

3. Ordinance No. 2017-113 rezoning an approximate 1.04 acre tract of land in the George Brinlee HRS, A-18, located at 4009 Moores Lane. Single Family-2 to Planned Development-Office. Greg Bennet, Bennett Outdoor Investment, Inc., applicant.

   Public Hearing: November 13, 2017
   Second Briefing: November 27, 2017
   Council Vote: December 11, 2017

4. Ordinance No. 2017-117 authorizing the continuation of the Juvenile Curfew Ordinance, as originally adopted in Ordinance No. 261-93 and last continued in Ordinance No. 2014-117, for an additional period of three (3) years.

Public Hearing: October 23, 2017
Second Briefing:
Council Vote: November 13, 2017

VII. PUBLIC HEARINGS

1. Resolution No. 2017-120 approving for purposes of Section 147(f) of the internal revenue code the reissuance by the Newark Cultural Education Facilities Finance Corporation of its retirement facility revenue refunding bonds.

   Public Hearing: October 23, 2017
   Second Briefing:
   Council Vote: October 23, 2017

VIII. SECOND BRIEFING WITH UPDATES

1. Ordinance No. 2017-099 rezoning an approximate 2 acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. Single Family-1 to Single Family-3. Military Warriors Support Foundation, owner. Mary Bowman (under contract to purchase), agent.

   Public Hearing: October 9, 2017
   Second Briefing: October 23, 2017
   Council Vote: November 13, 2017

2. Ordinance No. 2017-100 granting a Specific Use Permit to allow a double wide HUD code manufactured home on an approximate 2-acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. Military Warriors Support Foundation, owner. Mary Bowman (under contract to purchase), agent.

   Public Hearing: October 9, 2017
   Second Briefing: October 23, 2017
   Council Vote: November 13, 2017

IX. SECOND BRIEFING WITHOUT UPDATES

1. Resolution No. 2017-102 authorizing the City Manager to execute a lease purchase agreement with Dell Financial Services LLC for replacement computers and equipment for City of Texarkana, TX departments.

Public Hearing: October 9, 2017
Second Briefing: October 23, 2017
Council Vote: November 13, 2017

X. ITEMS FOR DISCUSSION

Staff Updates

XI. ADMINISTRATIVE COMMENTS

1. City Council
2. City Staff

XII. ADJOURNMENT

Jennifer Evans
City Secretary

This open meeting of a governmental entity is subject to the Texas Open Meetings Act (Chapter 551, Government Code). The "Council Chambers" is the room or property where the City Council holds this meeting.

Pursuant to Section 46.035(c), Penal Code (unlawful carrying of handgun by license holder), a license holder commits an offense if the license holder intentionally, knowingly, or recklessly carries a handgun under the authority of Subchapter H, Chapter 411, Government Code, regardless of whether the handgun is concealed or carried in a shoulder or belt holster, in the room or rooms where a meeting of a governmental entity is held and if the meeting is an open meeting subject to Chapter 551, Government Code, and the entity provided notice as required by that chapter.

Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun.

Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

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, Texas

Version:
Update Date: 9/25/2017 2:58 PM

Briefing Sheet

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary

Subject: Pro Bono Week Proclamation - October 22 - 28, 2017

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

None

Potential Options:

- None
-

Fiscal Implications:

None

Staff Recommendation:

For Mayor to proclaim October 22 – 28, 2017 as Pro Bono Week

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. Pro Bono Week Proclamation 10222817 (PDF)

Pro Bono Week

October 22-28, 2017

WHEREAS, in a democratic society, access to justice is a fundamental and essential right; however, tens of thousands of Texans lack the means to gain access to legal assistance that is often critical to their safety and independence, and, they are often forced to resolve complex legal problems on their own, including domestic violence issues, divorce, child custody, evictions, foreclosures, and physical and financial abuse matters; and

WHEREAS, the Texas Access to Justice Commission, the Texas Bar Association, Lone Star Legal Aid and local bar associations throughout Texas work to recruit volunteer attorneys to provide valuable-legal services, free of charge, to those in need; and

WHEREAS, while members of the Texas legal community donate thousands of hours in free legal services and make generous financial contributions to legal-aid organizations in our state, a huge unmet need for legal assistance still remains for disadvantaged citizens; and

WHEREAS, Rule 6.1 of the Texas Rules of Professional Conduct calls on every lawyer to aspire to provide pro bono legal services to persons of limited means; and

WHEREAS, the National Pro Bono Celebration is a coordinated effort to showcase the great difference that Pro Bono lawyers make for individuals across the nation; and

WHEREAS, from October 22 through October 28, the Texas Access to Justice Commission, the Texas Bar Association, Lone Star Legal Aid, local bar associations, businesses, government agencies, and community organizations will celebrate "Pro Bono Week".

NOW, THEREFORE, I, Bob Bruggeman, Mayor of the City of Texarkana, Texas, do hereby proclaim October 22 through October 28, 2017 as

"PRO BONO WEEK"

in the City of Texarkana, and urge my fellow citizens to join me in recognizing the pro bono community's contributions and the difference they make to our city, our system of justice, and most of all, to the clients served.

Bob Bruggeman, Mayor

Attest:

Jennifer Evans, City Secretary

CITY OF TEXARKANA

CITY COUNCIL

MINUTES • OCTOBER 9, 2017

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

220 TEXAS BLVD.
TEXARKANA, TX 75501

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

ee Name	Title	Status	Arrived
iggeman	Mayor	Present	
Matlock	Ward 1	Present	
Ray	Ward 2	Absent	
Villiams	Ward 3	Present	
Alcorn	Ward 4	Present	
P. Paddock	Ward 5	Present	
vis	Ward 6	Present	

Staff Present: Interim City Manager Shirley Jaster, Jennifer Evans, Kyle Dooley, Jodie Lee, Beebe McFaul, Eric Schlotter, Karey Parker, Dusty Henslee, Kevin Davenport, Robby Robertson, Sherry Jackson Hawkins, Mashell Daniel, Chris Black, Kevin Schutte, Dan Shiner, David Orr, Hunter Fant, Dakota Huddleston, Alan Sikes, Marty Lawrence, Don Rich, Lucas Shelton, Brad Smith, and Jerry Sparks.

Legal Counsel: Jeff Lewis

II. INVOCATION AND PLEDGE BY COUNCIL MEMBER CHRISTY PADDOCK

III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST

Upcoming City Council Meetings:

Monday, October 23, 2017 at 6:00 p.m.
Monday, November 13, 2017 at 6:00 p.m.
Monday, November 27, 2017 at 6:00 p.m.

Governor's Small Business Forum Meeting:

Thursday, October 26, 2017 from 8:00 a.m. to 1:00 p.m. - Texarkana Convention Center

Fall Farmers Market:

The Fall Market will continue to run on Saturdays until November 25th (with the exception of Saturday, November 18th). Hours are from 8:00 a.m. - 12:00 noon

Saturday, October 28th - Autumn Celebration

Parks & Recreation Events:

October 12th	Movies in the Park* "Wonder Woman"	Spring Lake Park
October 19th	Movies in the Park* "Hocus Pocus"	Spring Lake Park
October 19th	Fall Festival	Spring Lake Park
October 21st	Bark in the Park	Spring Lake Park
October 28th	Community Yard Sale	Spring Lake Park

NOTE: *Movies are scheduled to start at dusk **Fall Fest begins at 5:00

For a complete list of Parks & Recreation activities and information call 903-798-3978 or visit the city website at <http://tx-texarkana.civicplus.com>

October is Domestic Violence Prevention month. The annual Komen Race for the Cure is scheduled for Saturday, October 21st and will be held at the Four States Fairgrounds.

This year's National Night Out (NNO), held on Tuesday, October 3rd, was a huge success. The schedule included 22 block parties held around the city. Council Member Williams participated with residents at the Collins Center building. Council Member Matlock took part in hosting residents at Bell Park. Council Member Alcorn also shared in the evening events. The Mayor thanked the council, staff and all the residents who shared in this year's NNO celebration.

Spring Lake Park will host the first annual Texarkana Down Syndrome Awareness Walk & Fun Day on Saturday, October 28th from 10:00 a.m. to 1:00 p.m. at the park pavilion. For more information, contact Melissa Massey at (903) 293.7734.

Student attendees were welcomed from various schools including Texas High School, Liberty Eylau High School and Texas A&M - Texarkana.

Hurricane Harvey Relief Responders Presentation

Mayor Bruggeman and Fire Chief Eric Schlotter presented certificates of excellence to city staff who assisted with relief efforts in south Texas due to the recent hurricane and flooding.

Recipients recognized were: Inspections staff - Keith Lee, and Fire staff - Chris Black, Ken Chamblee, Hunter Fant, Dakota Huddleston, Owen Jones, Marty Lawrence, Lane Peeples, Don Rich, Lucas Shelton, Alan Sikes, Brad Smith, and John Taylor.

Appointments to Boards & Commissions

Council Member Alcorn recommended the following people for reappointment to the Zoning Board of Adjustment: Rusty Felps, Ellen Moore (regular members) and Stuart McDonald, Larry Bunn (alternate members).

Council Member Williams recommended the following person for reappointment to the Planning and Zoning Commission: Tom Coleman.

Motion to make reappointments to various boards and commissions.

(6:27 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Josh Davis, Ward 6
SECONDER:	Betty Williams, Ward 3
AYES:	Matlock, Williams, Alcorn, Paddock, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

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

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

There were no public comments made at Open Forum.

V. ITEMS FOR CONSIDERATION

Consent Items

(6:29 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Josh Davis, Ward 6
SECONDER:	Christy P. Paddock, Ward 5
AYES:	Matlock, Williams, Alcorn, Paddock, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

1. Consider approval of the minutes of the Regular Meeting of the City Council held on September 25, 2017 at 6:00 PM.

2. Ordinance No. 2017-108 determining a lack of public necessity and abandoning a part of a utility easement in the vicinity of Central Mall.

Public Hearing:
Second Briefing:
Council Vote: October 9, 2017

3. Resolution No. 2017-110 authorizing the expenditure of Community Relations funds in support of the Live United Bowl Team's Banquet.

   Public Hearing:
   Second Briefing:
   Council Vote: October 9, 2017

Action Items - None

VI. FIRST BRIEFINGS

1. Resolution No. 2017-109 amending the contract with Waste Management for solid waste pickup and transportation.

   Public Hearing:
   Second Briefing:
   Council Vote: October 9, 2017

   Dusty Henslee briefed this item.
   (6:32 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christy P. Paddock, Ward 5
SECONDER:	Betty Williams, Ward 3
AYES:	Matlock, Williams, Alcorn, Paddock, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

VII. PUBLIC HEARINGS

1. Ordinance No. 2017-099 rezoning an approximate 2 acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. Single Family-1 to Single Family-3. Military Warriors Support Foundation, owner. Mary Bowman (under contract to purchase), agent.

   Public Hearing: October 9, 2017
   Second Briefing: October 23, 2017
   Council Vote: November 13, 2017

Larry Hardy, resident adjacent to the subject property, addressed council at this public hearing.

RESULT:	**MOVED FORWARD**	**Next: 10/23/2017 6:00 PM**

2. Ordinance No. 2017-100 granting a Specific Use Permit to allow a double wide HUD code manufactured home on an approximate 2-acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. Military Warriors Support Foundation, owner. Mary Bowman (under contract to purchase), agent.

   Public Hearing: October 9, 2017
   Second Briefing: October 23, 2017
   Council Vote: November 13, 2017

   There were no public comments made at this hearing.

RESULT:	**MOVED FORWARD**	**Next: 10/23/2017 6:00 PM**

3. Resolution No. 2017-102 authorizing the City Manager to execute a lease purchase agreement with Dell Financial Services LLC for replacement computers and equipment for City of Texarkana, TX departments.

   Public Hearing: October 9, 2017
   Second Briefing: October 23, 2017
   Council Vote: November 13, 2017

   There were no public comments made at this hearing.

RESULT:	**MOVED FORWARD**	**Next: 10/23/2017 6:00 PM**

VIII. SECOND BRIEFING WITH UPDATES - NONE

IX. SECOND BRIEFING WITHOUT UPDATES - NONE

X. ITEMS FOR DISCUSSION

Staff Updates - Policing Experience

Assistant Police Chief Kevin Schutte shared highlights and a video from the *Policing Experience* program. It is an adult public education program designed to help facilitate better understanding and communication between citizens and law enforcement. The program demonstrates the reasoning behind decisions that occur in law enforcement settings.

The training covers five basic areas of police work: 1) Administration duties, 2) SWAT element, 3) Patrol and traffic stops, 5) Criminal investigation and crime scene, and 5) Narcotics functions. This five-week program is very hands-on and interactive.

The program also gives elected officials and business leaders, who influence other community leaders, a real-life perspective of the daily activities and scenarios encountered by law enforcement staff.

It has been very successful and will continue to foster law enforcement transparency with citizens in the community.

XI. ADMINISTRATIVE COMMENTS

1. City Council

   Council had no administrative comments for staff.

2. City Staff

   Shirley Jaster announced that Chief Financial Officer Kristin Peeples and Firefighter Lane Peeples welcomed their newborn baby girl, Hensley Kate, into the world early this morning. Congratulations to the proud parents!

   Assistant Chief Financial Officer Jodie Lee will fill in for Kristin while she is temporarily out of the office.

XII. CLOSED SESSION

The City Council convened into closed session pursuant to Texas Government Code Section 551.071 (Consultation with City Attorney) and Section 551.074 (Personnel Matters) to discuss or deliberate the appointment of Shirley Jaster as City Manager and authorization for a City Manager Employment Contract.

XIII. RECONVENED INTO OPEN SESSION

XIV. ADJOURNMENT

A motion was made to adjourn the meeting.
(8:17 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jean H. Matlock, Ward 1
SECONDER:	Betty Williams, Ward 3
AYES:	Matlock, Williams, Alcorn, Paddock, Davis
ABSENT:	Ray
EXCUSED:	Bruggeman

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 10/10/2017 9:44 AM

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary

Subject: Ordinance No. 2017-111 appointing Shirley Jaster as City Manager and authorizing a City Manager employment contract.

Briefing: 10/23/2017 **Public Hearing:** **Second Briefing:** **Council Vote:** 10/23/2017

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

On August 4, 2017, the City Council appointed Shirley Jaster as Interim City Manager. The City Council now wishes to appoint Shirley Jaster as City Manager and authorize a City Manager employment contract.

Potential Options:

- None
-

Fiscal Implications:

None

Staff Recommendation:

Staff recommends approval of the appointment of Shirley Jaster as City Manager.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2017- 111 ORD Appointment of CM and Contract - Jaster (DOCX)
b. 2017-111 Goals & Perspectives (DOCX)

City of Texarkana, Texas

Staff Coordination

City Manager Shirley Jaster Department Head Review Completed
10/10/2017 1:31 PM
Finance Department Jennifer Evans Finance Review Skipped 10/10/2017
9:43 AM
Purchasing and Contracting Sharon Moore Purchasing Review
Completed 10/10/2017 1:37 PM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager
Review Completed 10/10/2017 1:40 PM
Public Information Officer Lisa Thompson PIO Review Completed
10/10/2017 1:52 PM
City Manager Shirley Jaster City Manager Review Completed 10/18/2017
3:36 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017
6:00 PM

Meeting History

ORDINANCE NO. 2017 - 111

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPOINTING SHIRLEY JASTER AS CITY MANAGER; AUTHORIZING A CITY MANAGER EMPLOYMENT CONTRACT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, pursuant to Ordinance No. 2017-089, passed and approved on August 4, 2017, the City Council of the City of Texarkana, Texas, appointed Shirley Jaster as Interim City Manager; and

WHEREAS, pursuant to Resolution No. 2017-097, passed and approved on August 28, 2017, the City Council authorized and entered into an Interim City Manager Contract with Shirley Jaster; and

WHEREAS, the City Council, as authorized by the provisions of Article III of the City Charter, desires to appoint Shirley Jaster as City Manager and enter into a City Manager Employment Contract.

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

SECTION 1: The appointment of Shirley Jaster as City Manager of the City of Texarkana, Texas, is hereby approved.

SECTION 2: The City Manager Employment Contract by and between the City of Texarkana, Texas, and Shirley Jaster, attached hereto as **Exhibit "A"**, is approved. The Mayor of the City of Texarkana, Texas, is authorized to execute said contract on behalf of the City of Texarkana, Texas.

SECTION 3: Ordinance No. 2017-089, appointing Shirley Jaster as Interim City Manager, shall no longer be in effect and is superseded by this ordinance.

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

PASSED AND APPROVED in Regular Council Session on this the **23rd day of October, 2017.**

ATTEST:

______________________________ ______________________________

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

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: 2017-111 Goals & Perspectives (1725 : 2017-111 ORD City Manager's Contract - Jaster)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 10/12/2017 9:45 AM

Lead Department: Finance Department **Action Officer:** Jodie Lee, Assistant CFO

Subject: Resolution No. 2017-112 approving the bank depository contract for Farmers Bank & Trust.

Briefing: 10/23/2017 **Public Hearing:** **Second Briefing:** **Council Vote:** 10/23/2017

Item Schedule
Schedule 3: No briefing required (one week)

Updates/History of Briefing:

Not Applicable

Executive Summary and Background Information:

City staff, along with the assistance of Valley View Consulting, recently submitted a Primary Depository Bank Services Request for Applications (RFA) for the City of Texarkana and Texarkana Water Utilities primary depository banking services. The City is currently engaged with Guaranty Bank & Trust, with the current contract set to expire on January 31, 2018. The request for applications covered a contract period of February 1, 2018 through January 31, 2020 with the option to extend the contract for three (3) additional 12-month periods under the same terms and conditions.

The process for selecting a Primary Depository Bank is governed by the State of Texas Local Government Codes: Chapter 105 Municipal Depository Act; Chapter 176 Conflict of Interest Act; Chapter 2256 Public Funds Investment Act; and Chapter 2257 Public Funds Collateral Act.

In addition to complying with these State statutory requirements, it was necessary to understand and comply with the City's financial and purchasing policies and Investment Policy.

The RFA project was conducted as follows:

1. Analyzed historical bank service usage and balance records.
2. Reviewed the minimum banking services and potential additional services.
3. Developed a list of eligible financial institutions within the City's municipal area:

    a. Bancorp South
    b. Bank of the Ozarks
    c. Capital One Bank
    d. Commercial National Bank of Texarkana
    e. Farmers Bank & Trust
    f. Guaranty Bank & Trust (incumbent)
    g. MidSouth Bank
    h. Regions Bank
    i. State Bank of De Kalb
    j. Texana Bank
    k. Wells Fargo Bank
    l. Woodforest National Bank

4. Contacted the financial institutions to confirm distribution information, describe the process, and identify the designated recipient.

5. Drafted the RFA for City review and approval.
6. Posted the notice and advertised as required.
7. Distributed RFAs to the identified and receptive financial institutions.
8. Held a non-mandatory pre-application conference that was attended by representatives of:

   a. Farmers Bank & Trust
   b. Guaranty Bank & Trust (incumbent)
   c. Texana Bank

9. No additional RFA requests were received as a result of the advertisement.

10. By the closing deadline, applications were received from:

    a. Farmers Bank & Trust
    b. Guaranty Bank & Trust (incumbent)

The evaluation of the applications was based on, but not limited to, the following criteria, in no particular order of priority:

1. Ability to perform and provide the required and requested services;
2. References provided and quality of services;
3. Cost of services;
4. Transition cost, retention and transition offers and incentives;
5. Funds availability;
6. Interest paid on interest bearing accounts and deposits;
7. Earnings credit calculation on compensating balances;
8. Completeness of application and agreement to points outlined in the RFA;
9. Convenience of location(s);
10. Previous service relationship with the City;
11. Physical location within the City's municipal boundaries; and
12. Financial strength and stability of the institution.

Upon evaluation of the applications, the terms offered by Farmers Bank & Trust will benefit the City of Texarkana and allow for increased earnings potential when compared to the Guaranty Bank & Trust offer. Farmers Bank & Trust presented and demonstrated the systems and technology support available, and the City staff who participated were pleased with the ability of Farmers Bank & Trust to provide these services to the City.

Potential Options:

- Approve
- Deny

Fiscal Implications:

Potential banking fees, investment earnings, and safekeeping of funds for the City of Texarkana and Texarkana Water Utilities.

Staff Recommendation:

Staff recommends approval.

Advisory Board/Committee Review:

City of Texarkana, Texas

Proposals were reviewed by Valley View Consulting, City CFO, City Assistant CFO, TWU Finance Director, and TWU HR/Accounting Manager.

Board/Committee Recommendation:

Committee recommends approval.

Advisory Board/Committee Meeting Date and Minutes:

August 2, 2017	Pre-application conference
September 12, 2017	Conference call with Valley View Consulting to discuss side by side analysis
September 25, 2017	Applicant demonstrations
September 28, 2017	Conference call with Valley View Consulting to finalize staff recommendations

Attachments

a. 2017-112 Goals & Perspectives (DOCX)
b. 2017-112 RES Bank Depository Contract (DOC)
c. 2017-112 ATTH 01Texarkana Bank RFA Recap (PDF)
d. 2017-112 ATTH 02 Texarkana Draft Analysis for Recap (PDF)

Staff Coordination

Finance Department Kristin Peeples Department Head Review Completed 10/06/2017 4:17 PM
Finance Department Jodie Lee Review Completed 10/10/2017 4:53 PM
Purchasing and Contracting Sharon Moore Purchasing Review Completed 10/11/2017 7:46 AM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 10/11/2017 10:19 AM
Public Information Officer Lisa Thompson PIO Review Completed 10/19/2017 9:24 AM
City Manager Shirley Jaster City Manager Review Completed 10/19/2017 3:38 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017 6:00 PM

Meeting History

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

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

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

Staff time required if item is approved:	Medium

Other Potential Impacts:

NONE APPLICABLE

Public Information Plan:

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

Other:

RESOLUTION NO. 2017 – 112

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTACT WITH FARMERS BANK & TRUST OF TEXARKANA, TEXAS, FOR PRIMARY BANK DEPOSITORY SERVICES FOR A TWO (2) YEAR PERIOD WITH THREE (3) ONE-YEAR RENEWAL OPTIONS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on August 21, 2017, applications were opened for primary bank depository services for both the City of Texarkana, Texas, and Texarkana Water Utilities; and

WHEREAS, the most advantageous application submitted to the City of Texarkana, Texas, for primary bank depository services was submitted by Farmers Bank & Trust of Texarkana, Texas.

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

SECTION 1: That the City Manager is hereby authorized to enter into a contract with Farmers Bank & Trust of Texarkana, Texas, for primary bank depository services for both the City of Texarkana, Texas, and Texarkana Water Utilities for a two (2) year period beginning February 1, 2018, with three (3) one-year renewal options.

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

PASSED AND APPROVED in Regular Council Session on this the **23rd day of October, 2017**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Valley View Consulting, L.L.C.

October 6, 2017

Ms. Kristin L. Peeples, CPA
Chief Financial Officer
City of Texarkana
220 Texas Boulevard
Texarkana, Texas 75501

Dear Ms. Peeples:

As part of the services provided under the current Investment Advisory Agreement, we sincerely appreciated and welcomed the opportunity to assist the City of Texarkana (the "City") with this Primary Depository Bank Services Request for Applications (the "RFA") project.

The objective of this engagement was to select a primary depository bank following the expiration of the current contract which ends January 31, 2018. This agreement, when approved, will commence on February 1, 2018 and terminate on January 31, 2020. Upon the option of the City, the contract may be extended for three (3) additional 12-month periods under the same terms and conditions.

Procedure

The project began with the establishment of a calendar of events to ensure that the required project steps were performed in a timely and sequential manner.

The process for selecting a Primary Depository Bank is governed by the State of Texas Local Government Codes: Chapter 105 Municipal Depository Act; Chapter 176 Conflict of Interest Act; Chapter 2256 Public Funds Investment Act; and Chapter 2257 Public Funds Collateral Act.

In addition to complying with these State statutory requirements, it was necessary to understand and comply with the City's financial and purchasing policies and Investment Policy.

The RFA project was conducted as follows:

1. Analyzed historical bank service usage and balance records.
2. Reviewed the minimum banking services and potential additional services.
3. Developed a list of eligible financial institutions within the City's municipal area:

    a. Bancorp South
    b. Bank of the Ozarks
    c. Capital One Bank
    d. Commercial National Bank of Texarkana

2428 Carters Mill Road, Huddleston, VA 24104-4003
540.297.3419

e. Farmers Bank & Trust
f. Guaranty Bank & Trust (incumbent)
g. MidSouth Bank
h. Regions Bank
i. State Bank of De Kalb
j. Texana Bank
k. Wells Fargo Bank
l. Woodforest National Bank

4. Contacted the financial institutions to confirm distribution information, describe the process, and identify the designated recipient.
5. Drafted the RFA for City review and approval.
6. Posted the notice and advertised as required.
7. Distributed RFAs to the identified and receptive financial institutions.
8. Held a non-mandatory pre-application conference that was attended by representatives of:

    a. Farmers Bank & Trust
    b. Guaranty Bank & Trust (incumbent)
    c. Texana Bank

9. No additional RFA requests were received as a result of the advertisement.
10. By the closing deadline, applications were received from:

    a. Farmers Bank & Trust
    b. Guaranty Bank & Trust (incumbent)

The evaluation of the applications was based on, but not limited to, the following criteria, in no particular order of priority:

1. Ability to perform and provide the required and requested services;
2. References provided and quality of services;
3. Cost of services;
4. Transition cost, retention and transition offers and incentives;
5. Funds availability;
6. Interest paid on interest bearing accounts and deposits;
7. Earnings credit calculation on compensating balances;
8. Completeness of application and agreement to points outlined in the RFA;
9. Convenience of location(s);
10. Previous service relationship with the City;
11. Physical location within the City's municipal boundaries; and
12. Financial strength and stability of the institution.

Application Analysis

The Application Analysis began with an overall review of each financial institution's general financial strength and ability to provide the services necessary to meet the City's current and future service needs. Each of the responding financial institutions exhibited acceptable financial strength and the ability to provide services the City requested.

The analysis of proposed fees, earnings credit, and investment income potential is summarized below.

Net Income/(Cost)

Each financial institution's fee schedule was analyzed based on the City's banking service needs and estimated activity levels. Where quantifiable and appropriate, the estimated service fees were adjusted for any incentives (including waived fees and transition allowances).

Each financial institution's potential earnings credit rates were considered as "soft-dollar" earnings credit to be netted against the estimated service charges. If any remained, non-compensating balances were invested in a more advantageous "hard" interest deposit option.

Guaranty Bank & Trust offered a "no-fee" structure for account activity. Therefore, the Earnings Credit allowance does not apply. Hard interest estimates were based on interest bearing account(s) indexed to the 13-week T-Bill minus 0.25% subject to floor of 0.75% and ceiling of 1.65%. Money Market rate offered was indexed to 13-week T-Bill minus 0.20% subject to floor of 0.80% and ceiling of 1.70%.

Farmers Bank & Trust offered a combined Earnings Credit and Hard Interest option to the City. An Earnings Credit rate of 0.25%, in addition to an optional fixed interest rate of 1.356%, or variable rate indexed to the 90-day T-Bill subject to floor of 1.067% was offered. The option of fixed rate or variable rate, may be selected on each anniversary date of the contract for the entire term of the contract. A Money Market rate of 1.40% was also offered.

With an initial contract period of two years and the option of three additional one-year extensions, the full five-year term estimates are as follows:

Five-Year Term	**Farmers Bank & Trust**	**Guaranty Bank & Trust** (incumbent)
Proposed Fees (net of incentives)	(74,449)	0
Earnings Credit and Hard Interest	2,401,849	1,320,000
Estimated Safekeeping Fees	(24,000)	0
Net Income/(Cost)	2,303,400	1,320,000

Recommendation

As the incumbent, Guaranty Bank & Trust has been a good business partner over the course of the current contract. Upon evaluation of the applications, the terms offered by Farmers Bank & Trust will benefit the City of Texarkana and allow for increased earnings potential when compared to the

Guaranty Bank & Trust offer. Farmers Bank & Trust presented and demonstrated the systems and technology support available, and the City staff who participated were pleased with the ability of Farmers Bank & Trust to provide these services to the City.

Therefore, we concur with the staff recommendation that the City Council award the Primary Depository Bank services contract to Farmers Bank & Trust, and authorize the Chief Financial Officer to execute the agreements necessary to begin a new banking relationship with Farmers Bank & Trust.

Upon approval, the new contract will commence on Thursday, February 1, 2018.

Please contact E.K. Hufstedler, Bill Koch, Dick Long, or me to discuss any questions or additional information needs.

Thank you for this opportunity to serve the City of Texarkana, Texas.

Sincerely,

Emily Upshaw

Emily Upshaw
Valley View Consulting, L.L.C.

Attachment

2428 Carters Mill Road, Huddleston, VA 24104-4003
540.297.3419

City of Texarkana, Texas Bank RFA Analysis

September 11, 2017	Farmers Bank & Trust	Guaranty Bank & Trust

DETAIL RESPONSE ANALYSIS OF DEPOSITORY BANK SERVICES

"Best Value" Criteria

1 Ability to perform and provide the required and requested services
2 References provided and quality of services
3 Cost of services
4 Transition cost, retention and transition offers and incentives
5 Funds availability
6 Interest paid on interest bearing accounts and deposits
7 Earnings credit calculation on compensating balances
8 Completeness of application and agreement to points in the RFA
9 Convenience of locations
10 Previous service relationship with the City
11 Physical location within the City's boundaries
12 Financial strength and stability of the institution

Required Bank Services

		Farmers Bank & Trust	Guaranty Bank & Trust
1	Online Banking Services	Yes	Yes
2	ACH	Yes	Yes
3	ACH Debit Blocking	Yes	Yes
4	Wire Transfers	Yes	Yes
5	Post No Checks	Yes	Yes
6	Positive Pay and Account Reconciliation Service	Yes - exceptions reported as they occur, and a pay/return decision must be made by 6:00pm that day or Bank will contact City for decision the next day	Yes - exception information emailed after close of business with response required by 10:00am the next day
7	Tamperproof Bank Bags	Yes/No	Yes
8	Funds Availability	Yes - up until 6:00pm	Yes
9	Employee Check Cashing	Yes	Yes
10	Returned Check Reprocessing	Yes	Yes
11	Account Analysis	Yes	Yes - statements sent monthly
12	Bank Statements	Yes	Yes
13	Payment For Services	Yes	Yes
14	Account Settlement	Yes	Yes
15	Research	Yes	Yes
16	Bank Errors	Yes	Yes
17	Investment Account	Yes	Yes
18	Audit Confirmations	Yes	Yes
19	Balance Assessment	Waived	Waived
20	Reserve Requirement	Yes - 10%	No
21	Earnings Credit Rate	0.25% - Managed rate	N/A

Services That May Be Considered

		Farmers Bank & Trust	Guaranty Bank & Trust
1	Online Payments Acceptance	Yes	Yes
2	Zero Balance Accounts	Yes	Yes
3	Remote Deposit Capture	Yes	Yes - at no charge
4	Electronic Data Interchange	Yes	Yes
5	Courier Service	Cannot provide	Cannot provide
6	Armored Car Services	Cannot provide	Cannot provide

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City of Texarkana, Texas Bank RFA Analysis

September 11, 2017		Farmers Bank & Trust	Guaranty Bank & Trust
Collateral Requirements			
1	Collateralization	Yes	Yes
2	Collateral Amount	Yes - up to $50 million, any amount in excess would require bank approval prior to deposit	Yes - request 24 hour notice for collateral above $40 million
3	Collateral Custody	Yes - FHLB for LOC	Yes - TIB-The Bankers Bank
4	Collateral Substitution	Yes	Yes
5	Collateral Report	Yes	Yes - provided monthly
6	FIRREA Compliant Board Resolution	Yes	Yes
Investment Activities			
1	Direct Investment Alternative	Yes	Yes
2	Certificates of Deposit	Yes	Yes
3	Security Clearance/Safekeeping Services	Yes	Yes - at no charge
4	Separate Securities Clearing/Safekeeping Services	Yes	No
5	Cost Sharing or Credit for Third Party Safekeeping Services	No	No
Overdraft Provisions			
1	Net Overdraft Defined	Yes	Yes
2	Notification	Yes	Yes
3	Stipulations	10 days / $100,000 / No%	Case by Case
Other Stipulations			
1	Regulation Notifications	Yes	Yes
2	Incoming Wire Transfers	Yes	Yes
3	Right to Cancel Under Federal or State Law Rulings	Yes	Yes
4	Access to Bank Records	Yes	Yes
5	Right to Open and Maintain Other Accounts	Yes	Yes
6	Secondary Bank Depository	Yes	No
7	Right to Terminate	Yes	Yes
8	Terms Fixed	Yes	Yes - fees are fixed
9	One Relationship Officer	Leigh Cheek, VP Treasury Mgmt (903) 255-1803	Gail McKinney, Vice President (903) 255-1325
Miscellaneous			
1	Semi-Annual Meeting	Yes	Yes
2	Formal Agreement Required	Yes	Yes
Application Submission			
		Received	Received
Fee Schedules			
	Bank Services	Received	Received

City of Texarkana, Texas Bank RFA Analysis

Valley View Consulting, L.L.C.

September 11, 2017		Farmers Bank & Trust	Guaranty Bank & Trust
Response Attachments			
1	Account Analysis	Provided	Provided
2	Rate Basis	Provided	Provided
3	Sample Collateral Agreement	Provided	Provided
4	Security Measures	Provided	Provided
5	Technology Specifications	Provided	Provided
6	Sample Safekeeping Report	Provided	Not provided
7	Securities Safekeeping Fees	Provided	N/A - no charge
8	Investment Account Information	Provided	Provided
9	Summary Business Continuity Plan	Provided	Provided
10	References	Texarkana ISD, Texarkana College, Pleasant Grove ISD	Paris ISD, Royse City ISD, Region VIII Education Center
11	Sample FIRREA Compliant Document	Provided	Provide upon award
Other Considerations			
1	Bank Checks, Stamps other Supplies	Initial order of 200 deposit slips free of charge for each City account requiring deposit slips, and up to $1,500 toward cost of new checks	None
2	Safekeeping Services	Yes	Yes

City of Texarkana, Texas Bank RFA Analysis

Valley View Consulting, L.L.C.

September 11, 2017	Farmers Bank & Trust	Guaranty Bank & Trust
FEE ANALYSIS OF BANK DEPOSITORY SERVICES		
Proposed Fees - Banking Services		
Monthly Fee Estimate	(1,241)	0
Monthly Estimated Assessment Fee	Waived	Waived
Fees for Two Year Term	(29,780)	0
Fees for Five Year Term	(74,449)	0
Earnings Credit		
Earnings Credit Rate	0.25%	N/A
Rate Basis	Managed rate	
Target DDA Compensating Balance	6,617,710	
Monthly Earnings Credit less Reserve	1,241	
Earnings Credit for Two Year Term	29,780	
Earnings Credit for Five Year Term	74,449	
Reserve Requirement	10%	
Net Fees for Two Year Term	**0**	**0**
Net Fees for Five Year Term	**0**	**0**
Operating Investment Account Estimate		
Investment Option	Public Funds Checking Account	Interest Bearing Checking Account
Rate Basis	Options: Fixed 1.356% or variable rate 90 day T-Bill with 1.067% floor; may alternate rate option once per year on contract anniverary date	13 week T-Bill minus 0.25%, 0.75% floor and 1.65% ceiling
Interest Rate	1.36%	0.75%
Investment Balance	$8,000,000	$8,000,000
Monthly Investment Income	9,040	5,000
Two Year Investment Income	216,960	120,000
Five Year Investment Income	542,400	300,000
Remaining Interest Income Estimate		
Investment Option	Money Market Account	Money Market Account
Rate Basis	Fixed 1.40%, managed rate	13 week T-Bill minus 0.20%, 0.80% floor and 1.70% ceiling
Interest Rate	1.40%	0.80%
Investment Balance	$25,500,000	$25,500,000
Monthly Investment Income	29,750	17,000
Two Year Investment Income	714,000	408,000
Five Year Investment Income	1,785,000	1,020,000
Two Year Income/(Cost)	**930,960**	**528,000**
Five Year Income/(Cost)	**2,327,400**	**1,320,000**
Safekeeping Fee Estimate		
Two Year Estimated Safekeeping Charges	**(9,600)**	**0**
Five Year Estimated Safekeeping Charges	**(24,000)**	**0**
Net Fees for Two Years including Safekeeping Fee Estimate	**921,360**	**528,000**
Net Fees for Five Years including Safekeeping Fee Estimate	**2,303,400**	**1,320,000**
August 21, 2017 Submission Date		
Historical Bank Balance	$33,500,000	
91-Day T-Bill Discount Rate	1.01%	
Fed Funds Rate Actual	1.16%	
Fed Funds Rate Target	1.00% - 1.25%%	
Local Government Investment Pool	1.00%	

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2017-112 ATTH 02

City of Texarkana, Texas Bank RFA Analysis

Valley View Consulting, L.L.C.

September 11, 2017		Farmers Bank & Trust	Guaranty Bank & Trust
DETAIL RESPONSE ANALYSIS OF DEPOSITORY BANK SERVICES			
"Best Value" Criteria			
1	Ability to perform and provide the required and requested services		
2	References provided and quality of services		
3	Cost of services		
4	Transition cost, retention and transition offers and incentives		
5	Funds availability		
6	Interest paid on interest bearing accounts and deposits		
7	Earnings credit calculation on compensating balances		
8	Completeness of application and agreement to points in the RFA		
9	Convenience of locations		
10	Previous service relationship with the City		
11	Physical location within the City's boundaries		
12	Financial strength and stability of the institution		
Required Bank Services			
1	Online Banking Services	Yes	Yes
2	ACH	Yes	Yes
3	ACH Debit Blocking	Yes	Yes
4	Wire Transfers	Yes	Yes
5	Post No Checks	Yes	Yes
6	Positive Pay and Account Reconciliation Service	Yes - exceptions reported as they occur, and a pay/return decision must be made by 6:00pm that day or Bank will contact City for decision the next day	Yes - exception information emailed after close of business with response required by 10:00am the next day
7	Tamperproof Bank Bags	Yes/No	Yes
8	Funds Availability	Yes - up until 6:00pm	Yes
9	Employee Check Cashing	Yes	Yes
10	Returned Check Reprocessing	Yes	Yes
11	Account Analysis	Yes	Yes - statements sent monthly
12	Bank Statements	Yes	Yes
13	Payment For Services	Yes	Yes
14	Account Settlement	Yes	Yes
15	Research	Yes	Yes
16	Bank Errors	Yes	Yes
17	Investment Account	Yes	Yes
18	Audit Confirmations	Yes	Yes
19	Balance Assessment	Waived	Waived
20	Reserve Requirement	Yes - 10%	No
21	Earnings Credit Rate	0.25% - Managed rate	N/A
Services That May Be Considered			
1	Online Payments Acceptance	Yes	Yes
2	Zero Balance Accounts	Yes	Yes
3	Remote Deposit Capture	Yes	Yes - at no charge
4	Electronic Data Interchange	Yes	Yes
5	Courier Service	Cannot provide	Cannot provide
6	Armored Car Services	Cannot provide	Cannot provide

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City of Texarkana, Texas Bank RFA Analysis

Valley View Consulting, L.L.C.

	September 11, 2017	Farmers Bank & Trust	Guaranty Bank & Trust
Collateral Requirements			
1	Collateralization	Yes	Yes
2	Collateral Amount	Yes - up to $50 million, any amount in excess would require bank approval prior to deposit	Yes - request 24 hour notice for collateral above $40 million
3	Collateral Custody	Yes - FHLB for LOC	Yes - TIB-The Bankers Bank
4	Collateral Substitution	Yes	Yes
5	Collateral Report	Yes	Yes - provided monthly
6	FIRREA Compliant Board Resolution	Yes	Yes
Investment Activities			
1	Direct Investment Alternative	Yes	Yes
2	Certificates of Deposit	Yes	Yes
3	Security Clearance/Safekeeping Services	Yes	Yes - at no charge
4	Separate Securities Clearing/Safekeeping Services	Yes	No
5	Cost Sharing or Credit for Third Party Safekeeping Services	No	No
Overdraft Provisions			
1	Net Overdraft Defined	Yes	Yes
2	Notification	Yes	Yes
3	Stipulations	10 days / $100,000 / No%	Case by Case
Other Stipulations			
1	Regulation Notifications	Yes	Yes
2	Incoming Wire Transfers	Yes	Yes
3	Right to Cancel Under Federal or State Law Rulings	Yes	Yes
4	Access to Bank Records	Yes	Yes
5	Right to Open and Maintain Other Accounts	Yes	Yes
6	Secondary Bank Depository	Yes	No
7	Right to Terminate	Yes	Yes
8	Terms Fixed	Yes	Yes - fees are fixed
9	One Relationship Officer	Leigh Cheek, VP Treasury Mgmt (903) 255-1803	Gail McKinney, Vice President (903) 255-1325
Miscellaneous			
1	Semi-Annual Meeting	Yes	Yes
2	Formal Agreement Required	Yes	Yes
Application Submission			
		Received	Received
Fee Schedules			
	Bank Services	Received	Received

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City of Texarkana, Texas Bank RFA Analysis

Valley View Consulting, L.L.C.

September 11, 2017		Farmers Bank & Trust	Guaranty Bank & Trust
Response Attachments			
1	Account Analysis	Provided	Provided
2	Rate Basis	Provided	Provided
3	Sample Collateral Agreement	Provided	Provided
4	Security Measures	Provided	Provided
5	Technology Specifications	Provided	Provided
6	Sample Safekeeping Report	Provided	Not provided
7	Securities Safekeeping Fees	Provided	N/A - no charge
8	Investment Account Information	Provided	Provided
9	Summary Business Continuity Plan	Provided	Provided
10	References	Texarkana ISD, Texarkana College, Pleasant Grove ISD	Paris ISD, Royse City ISD, Region VIII Education Center
11	Sample FIRREA Compliant Document	Provided	Provide upon award
Other Considerations			
1	Bank Checks, Stamps other Supplies	Initial order of 200 deposit slips free of charge for each City account requiring deposit slips, and up to $1,500 toward cost of new checks	None
2	Safekeeping Services	Yes	Yes

Attachment: 2017-112 ATTH 02 Texarkana Draft Analysis for Recap (1718 : 2017-112 RES Bank Depository Contract)

City of Texarkana, Texas Bank RFA Analysis

Valley View Consulting, L.L.C.

September 11, 2017	Farmers Bank & Trust	Guaranty Bank & Trust
FEE ANALYSIS OF BANK DEPOSITORY SERVICES		
Proposed Fees - Banking Services		
Monthly Fee Estimate	(1,241)	0
Monthly Estimated Assessment Fee	Waived	Waived
Fees for Two Year Term	(29,780)	0
Fees for Five Year Term	(74,449)	0
Earnings Credit		
Earnings Credit Rate	0.25%	N/A
Rate Basis	Managed rate	
Target DDA Compensating Balance	6,617,710	
Monthly Earnings Credit less Reserve	1,241	
Earnings Credit for Two Year Term	29,780	
Earnings Credit for Five Year Term	74,449	
Reserve Requirement	10%	
Net Fees for Two Year Term	**0**	**0**
Net Fees for Five Year Term	**0**	**0**
Operating Investment Account Estimate		
Investment Option	Public Funds Checking Account	Interest Bearing Checking Account
Rate Basis	Options: Fixed 1.356% or variable rate 90 day T-Bill with 1.067% floor; may alternate rate option once per year on contract anniverary date	13 week T-Bill minus 0.25%, 0.75% floor and 1.65% ceiling
Interest Rate	1.36%	0.75%
Investment Balance	$8,000,000	$8,000,000
Monthly Investment Income	9,040	5,000
Two Year Investment Income	216,960	120,000
Five Year Investment Income	542,400	300,000
Remaining Interest Income Estimate		
Investment Option	Money Market Account	Money Market Account
Rate Basis	Fixed 1.40%, managed rate	13 week T-Bill minus 0.20%, 0.80% floor and 1.70% ceiling
Interest Rate	1.40%	0.80%
Investment Balance	$25,500,000	$25,500,000
Monthly Investment Income	29,750	17,000
Two Year Investment Income	714,000	408,000
Five Year Investment Income	1,785,000	1,020,000
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Five Year Income/(Cost)	**2,327,400**	**1,320,000**
Safekeeping Fee Estimate		
Two Year Estimated Safekeeping Charges	**(9,600)**	**0**
Five Year Estimated Safekeeping Charges	**(24,000)**	**0**
Net Fees for Two Years including Safekeeping Fee Estimate	**921,360**	**528,000**
Net Fees for Five Years including Safekeeping Fee Estimate	**2,303,400**	**1,320,000**
August 21, 2017 Submission Date		
Historical Bank Balance	$33,500,000	
91-Day T-Bill Discount Rate	1.01%	
Fed Funds Rate Actual	1.16%	
Fed Funds Rate Target	1.00% - 1.25%%	
Local Government Investment Pool	1.00%	

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City of Texarkana, Texas

Version: A

Briefing Sheet

Update Date: 10/20/2017 1:58 PM

Lead Department: Water Utilities **Action Officer:** Pam White,

Subject: Resolution No. 2017-118 authorizing the City Manager to execute a contract for the purchase of an excavator for Texarkana Water Utilities in an amount not to exceed $120,864.

Briefing:	Public Hearing:	Second Briefing:	Council Vote:
10/23/2017			10/23/2017

Item Schedule
Schedule 3: No briefing required (one week)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Bids were received Thursday, September 28, 2017 for an excavator. Five (5) vendors picked up bid packages and six (6) bids were received from five (5) companies. Scott Equipment was the apparent low bidder with a low bid of $120,864.00. Four of the vendors met the bid specifications and one did not. The lowest two bids were from Scott Equipment. Scott Equipment offers two different brands of excavators. The bid of One Hundred Twenty Thousand Eight Hundred Sixty Four and 00/100 Dollars ($120,864) for the model CX145D Case Excavator exceeded the bid specifications over Scott Equipment's lowest bid of One Hundred Thirteen Thousand Two Hundred Forty and 00/100 Dollars ($113,240.00) for a Kobelco SK140SR. The Case CX145D offers a more extensive equipment warranty and higher horsepower rating that will reduce maintenance and repair cost for the City.

The excavator will replace a 2006 John Deere 120C excavator with 7,712 hours, which was burnt beyond repair while relocating a water line for a street project at Lake Ridge and Ridge Row Circle. The excavator was insured and Texarkana Water Utilities has received payment of One Hundred Fifteen Thousand Seven Hundred Sixty and 00/100 dollars ($115,760) from the Texas Municipal League for the replacement cost of the excavator.

Potential Options:

- None

Fiscal Implications:

The Texarkana, Texas portion of the difference Five Thousand One Hundred Four and 00/100 ($5,104.00) after the insurance payment is not to exceed Three Thousand Two Hundred Two and 76/100 Dollars ($3,202.76).

Staff Recommendation:

City of Texarkana, Texas

Texarkana Water Utilities staff recommends approval of the bid; a bid tabulation sheet is attached.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2017-118 RES Purchase an Excavator (DOC)
b. 2017-118 ATTH 01 Bid Tabulation (DOCX)
c. 2017-118 Goals & Perspectives (DOCX)

Staff Coordination

Water Utilities Gary Smith Department Head Review Completed 10/11/2017 10:27 AM
Water Utilities Jim Cornelius Review Completed 10/11/2017 1:39 PM
Water Utilities JD Phillips Water Utilities Review Completed 10/11/2017 3:46 PM
Public Information Officer Lisa Thompson PIO Review Completed 10/11/2017 4:09 PM
City Manager Shirley Jaster City Manager Review Completed 10/18/2017 3:35 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017 6:00 PM

Meeting History

RESOLUTION NO. 2017 - 118

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SCOTT EQUIPMENT IN AN AMOUNT NOT TO EXCEED $120,864 FOR THE PURCHASE OF AN EXCAVATOR; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, staff for Texarkana Water Utilities (TWU) has recognized a need to replace the 2006 John Deere 120C excavator, which was burnt beyond repair while relocating a water line for a street project; and

WHEREAS, staff has determined that Scott Equipment of Texarkana, Arkansas, submitted the lowest bid of $120,864 as outlined in **ATTH 01**; and

WHEREAS, the Texas Municipal League reimbursed TWU in the amount of $115,760 for the replacement cost of the excavator. After the insurance payment, the difference is $5,104 with the Texarkana, Texas, portion in an amount not to exceed $3,202.76.

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

SECTION 1: That the City Manager be and is hereby authorized to issue a purchase order to Scott Equipment of Texarkana, Arkansas, for a CX145D Case Excavator in an amount not to exceed $120,864 with the Texarkana, Texas, portion in an amount not to exceed $3,202.76.

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

PASSED AND APPROVED in Regular Council Session on this the **23rd day of October, 2017**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

Bid Tabulation

Excavator

2:00 P.M. Thursday, September 28, 2017

		Base Bid
1.	Riggs Catapillar – No Bond Included 2400 Trinity Blvd, Texarkana, AR 71854	$136,231.72
2.	Scott Equipment 5401 Sanderson Lane, Texarkana, AR 71854	$120,864.00 $113,240.00
3.	Romco Equipment Company 2116 E. Loop 281, Longview, TX 75605	$139,150.00
4.	Stribling Equipment 1800 Jim Walter Drive, Texarkana, AR 71854	$152,639.90
5.	Equipment Inc. 7408 Hampton Road, Texarkana, TX 75503	$128,050.42

Time First Bid Opened: 2:00 P.M.

Number of Bidders: 5

Apparent Low Bidder: Scott Equipment

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
	[x]	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
	[x]	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:

[x]	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: 2017-118 Goals & Perspectives (1724 : 2017-118 RES Purchase of an Excavator)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 10/19/2017 4:01 PM

Lead Department: Finance Department **Action Officer:** Kristin Peeples,

Subject: Resolution No. 2017-096 adopting the City's investment policy.

Briefing: 10/23/2017 **Public Hearing:** 11/13/2017 **Second Briefing:** **Council Vote:** 11/13/2017

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

Updates/History of Briefing:

Not Applicable

Executive Summary and Background Information:

The Public Funds Investment Act, as amended, requires the City to annually adopt an investment policy and investment strategies. The attached Exhibit "A" complies with the Public Funds Investment Act, and authorizes investment of City funds in safe and prudent investments. The City's investment consultant, Valley View Consulting, LLC, has assisted staff in updating this policy to comply with state requirements.

Potential Options:

- Approve the policy as recommended
- Reject the policy and recommend an alternative policy

Fiscal Implications:

Allows placement of available funds in safe and prudent investments, providing additional usable resources to the City.

Staff Recommendation:

Staff recommends approval.

Advisory Board/Committee Review:

Investment Committee consisting of the Mayor, City Manager, City CFO, City ACFO, TWU Finance Director, and TWU Account Manager.

Board/Committee Recommendation:

Investment Committee recommends approval.

Advisory Board/Committee Meeting Date and Minutes:

Investment Committee minutes dated August 2, 2017 are attached.

City of Texarkana, Texas

Attachments

a. 2017-096 RES Adopting City's Investment Policy (DOC)
b. 2017-096 EXH 'A' Investment Policy (DOC)
c. 2017-096 ATTH 01 Investment Policy with red line changes (DOC)
d. 2017-096 ATTH 02 Investment Committee Meeting Minutes 08.02.2017 (DOCX)
e. 2017-096 Goals & Perspectives (DOCX)

Staff Coordination

Finance Department Kristin Peeples Department Head Review Completed 08/18/2017 8:12 AM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 08/18/2017 8:23 AM
Public Information Officer Lisa Thompson PIO Review Completed 08/18/2017 8:51 AM
City Manager Shirley Jaster City Manager Review Completed 08/22/2017 3:23 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017 6:00 PM

Meeting History

RESOLUTION NO. 2017-096

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE CITY'S INVESTMENT POLICY; RECORDING THE ANNUAL REVIEW; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Public Funds Investment Act, as amended, requires the City to annually adopt an investment policy and investment strategies by rule, order, ordinance, or resolution; and

WHEREAS, the attached **(Exhibit "A")** investment policy complies with the current Public Funds Investment Act, as amended, and authorizes the investment of City funds in safe and prudent investments.

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

SECTION 1: The facts and recitations contained in the above preamble of this Resolution are hereby incorporated herein for all purposes.

SECTION 2: The City Council of the City of Texarkana, Texas approves the investment policy and investment strategy **(Exhibit "A").**

SECTION 3: The City Council of the City of Texarkana, Texas has performed an annual review of the investment policy and strategies and adopts its statements in the minutes recording that review.

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

PASSED AND APPROVED in Regular Council Session on this the **23rd day of October 2017**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

2017-096 EXH ‘A’

CITY OF TEXARKANA, TEXAS

INVESTMENT POLICY

2017-096 EXH ‘A’

CITY OF TEXARKANA, TEXAS

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2017-096 EXH ‘A’

INTRODUCTION

The purpose of this document is to set forth specific investment policy and strategy guidelines for the City of Texarkana, Texas (the “City”) in order to achieve the goals of safety, liquidity, public trust, and yield for all investment activity. The City Council of the City shall review and adopt, by resolution, its investment strategies and policy not less than annually. The resolution shall include a record of changes made to either the Investment Policy or strategy. This Policy serves to satisfy the statutory requirement, specifically the Public Funds Investment Act and Public Funds Collateral Act, Texas Government Code Chapter 2256 and Chapter 2257(the “PFIA” and “PFCA” respectively) to define, adopt, and review a formal investment strategy and policy.

INVESTMENT STRATEGY

The City maintains two distinct portfolios (the City and the Water Utilities Department), which independently utilize four specific investment strategy considerations, designed to address the unique characteristics of the fund groups represented in the portfolios:

A. Investment strategies for operating funds and combined pools containing operating funds have as their primary objectives to preserve principal and assure that anticipated cash flows are matched with adequate investment liquidity. The secondary objective is to create a portfolio structure, which will experience minimal volatility during economic cycles. This may be accomplished by maintaining adequate liquid balances and utilizing high quality, short-to-medium term investments, which will complement each other in a laddered or barbell maturity structure, and can be easily liquidated if the need arises. Any investment authorized by this Policy is suitable for these funds. The dollar weighted average maturity of 365 days or less will be calculated using the stated final maturity date of each investment. The maximum stated final maturity shall be three years. The yield objective shall be a comparable maturity rolling Treasury portfolio.

B. Investment strategies for debt service funds shall have as the primary objectives the preservation of principal and the assurance of investment liquidity adequate to cover the debt service obligation on the required payment date. Investments purchased shall not have a stated final maturity date which exceeds the next unfunded debt service payment date. Any investment authorized by this Policy is suitable for these funds. The yield objective shall be a short-term, government portfolio local government pool.

C. Investment strategies for debt service reserve funds shall have as the primary objectives to preserve principal and to generate a dependable revenue stream to the appropriate debt service fund from investments with a low degree of volatility. Investments shall be of high quality and, except as may be required by the bond ordinance specific to an individual issue, of short-to-intermediate term maturities. Maximum maturity shall be the shorter of the first call date or five years. Volatility shall be further controlled through the purchase of securities carrying the highest coupon available, within the desired maturity and quality range, without paying a premium, if at all possible. Any investment authorized by this Policy is suitable for these funds. The yield objective shall be a comparable maturity rolling Treasury portfolio.

D. Investment strategies for special projects or special purpose fund portfolios will have as their primary objectives to preserve principal and to assure that anticipated cash flows are matched with adequate investment liquidity. These portfolios should include at least 10% in cash equivalent investments to allow for flexibility and unanticipated project outlays, and by utilizing high quality, short-to-medium term investments, which will complement each other in a laddered or barbell maturity structure, and can be easily liquidated if the need arises. Any investment authorized by this Policy is suitable for these funds. The stated final maturity dates of securities held should not exceed the estimated project completion date. The yield objective shall be a comparable maturity rolling Treasury portfolio.

INVESTMENT POLICY

A. SCOPE

This Investment Policy applies to all financial assets of the City including the Water Utilities Department. These funds are accounted for in the City's Comprehensive Annual Financial Report (CAFR) and include:

- General Fund
- Special Revenue Funds
- Debt Service Funds
- Capital Projects Funds
- Proprietary Funds
- All Other Funds

This Policy shall not govern the Firemen's Relief and Pension Fund which is under the management and supervision of the City of Texarkana, Texas Firemen's Relief and Pension Fund Board of Trustees.

B. OBJECTIVES

The City shall manage and invest its cash with four objectives, listed in order of priority: Safety, Liquidity, Public Trust, and Yield. The safety of the principal invested always remains the primary objective. All investments shall be designed and managed in a manner responsive to the public trust and consistent with State and Local law.

The City shall maintain a comprehensive cash management program which includes collection of accounts receivable, vendor payment in accordance with invoice terms, and prudent investment of available cash. Cash management is defined as the process of managing monies in order to ensure maximum cash availability and maximum yield on short-term investment of pooled idle cash.

1. Safety

The primary objective of the City's investment activity is the preservation of principal in the overall portfolio. Each investment transaction shall be conducted in a manner to avoid principal losses, whether from investment defaults or erosion of market value.

2. Liquidity

The City's investment portfolio shall be structured such that the City is able to meet all obligations in a timely manner. This shall be achieved by maintaining adequate cash equivalent balances, matching investment maturities with forecasted cash flow requirements, and by investing in securities with active secondary markets.

3. Public Trust

All participants in the City's investment process shall seek to act responsibly as custodians of the public trust. Investment Officers shall avoid any transaction which might impair public confidence in the City's ability to govern effectively.

4. Yield

The City's cash management portfolio shall seek to augment returns above this threshold consistent with risk limitations identified herein and prudent investment policies.

C. RESPONSIBILITY AND CONTROL

1. Investment Committee

An Investment Committee, consisting of one City Council Member appointed by the Mayor, City Chief Executive Officer/Manager (or his designee), Chief Financial Officer (City), Director of Finance (Water Utilities Department), Accounting/Human Resources Manager (Water Utilities Department), and Assistant Chief Financial Officer (City) shall meet as needed to determine operational strategies and to monitor results. The Investment Committee shall include in its deliberation such topics as: performance reports, economic outlook, portfolio diversification, maturity structure, potential risk to the City’s funds, authorized broker/dealers, eligible investment training sources, and the target rate of return on the investment portfolio.

2. Delegation of Authority and Training

Authority to manage the City’s investment program is derived from the City Charter. The Chief Financial Officer and Assistant Chief Financial Officer are designated as Investment Officers and are responsible for investment decisions and activities for the City portfolio. The Director of Finance and Accounting/Human Resources Manager are designated as Investment Officers and are responsible for investment decisions and activities for the Water Utilities Department portfolio. The Chief Financial Officer and Director of Finance shall establish written procedures for the operation of their respective investment program, consistent with this Investment Policy. In order to ensure qualified and capable investment management, the Investment Officers shall attend training sessions relating to the Officer’s responsibility under the PFIA within 12 months after assuming duties and receive at least 10 hours of training, and additional training sessions not less than once every two year period that begins on the first day of the City's fiscal year and consists of the two consecutive fiscal years after that date and receive at least 8 hours of training. Independent sources for such training shall be approved by the Investment Committee.

3. Internal Controls

The Chief Financial Officer and Director of Finance, or their respective designee, are responsible for establishing and maintaining an internal control structure designed to ensure that the assets of the City are protected from loss, theft or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that (1) the cost of a control should not exceed the benefits likely to be derived; and (2) the valuation of costs and benefits requires estimates and judgments by management.

Accordingly, the Chief Financial Officer and Director of Finance shall establish a process for annual independent review by an external auditor in conjunction with the annual audit, to assure compliance with policies and procedures. The internal controls shall address the following points:

A. Control of collusion.
B. Separation of transaction authority from accounting and record keeping.
C. Custodial safekeeping.
D. Avoidance of physical delivery securities.
E. Clear delegation of authority to subordinate staff members.
F. Written confirmation for telephone (voice) transactions for investments and wire transfers.

4. Prudence

The standard of prudence to be applied by the Investment Officers shall be the "prudent person" rule, which states: "Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital, as well as the probable income to be derived." In determining whether an Investment Officer has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration:

A. The investment of all funds, or funds under the City's control, over which the Officer had responsibility rather than a consideration as to the prudence of a single investment.

B. Whether the investment decision was consistent with the written Investment Policy of the City.

An Investment Officer, acting in accordance with written procedures and exercising due diligence, shall not be held personally responsible for a specific investment's credit risk or market price changes, provided that these deviations are reported immediately and that appropriate action is taken to control adverse developments.

5. Ethics and Conflicts of Interest

Investment Officers shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair the ability to make impartial investment decisions. Investment Officers shall disclose to the City Manager any material financial interest in financial institutions that conduct business with the City and they shall further disclose positions that could be related to the performance of the City's portfolio. Investment Officers shall subordinate their personal financial transactions to those of the City, particularly with regard to timing of purchases and sales.

An Investment Officer of the City who has a personal business relationship with an organization seeking to sell an investment to the City shall file a statement disclosing that personal business interest. An Investment Officer who is related within the second degree by affinity or consanguinity to an individual seeking to sell an investment to the City shall file a statement disclosing that relationship. A statement required under this subsection must be filed with the Texas Ethics Commission and the City Council.

D. REPORTING

1. Quarterly Reporting

The Chief Financial Officer shall submit a quarterly investment report in compliance with the PFIA and signed by all Investment Officers.

2. Annual Report

Within a reasonable time after the end of the fiscal year, the Chief Financial Officer shall present an annual report on the investment program and investment activity. This report may be presented as a component of the fourth quarter report to the City Manager and City Council.

3. Methods

The quarterly investment report shall include a succinct management summary that provides a clear picture of the status of the current investment portfolio and transactions made over the last quarter. This management summary will be prepared in a manner which will allow the City to ascertain whether investment activities during the reporting period have conformed to the Investment Policy. The report will be prepared in compliance with the PFIA. The report will be provided to the City Manager and City Council. The report will include the following:

A. A listing of individual investments held at the end of the reporting period. This list will include the name of the fund or pooled group fund for which each individual investment was acquired.

B. Unrealized gains or losses resulting from appreciation or depreciation by listing the beginning and ending book and market value of securities for the period. Market values shall be obtained from financial institutions or portfolio reporting services independent from the investment provider.

C. Additions and changes to the market value during the period.

D. Fully accrued interest for the reporting period.

E. Average weighted yield to maturity of portfolio on City investments as compared to applicable benchmarks.

F. Listing of investments by maturity date.

G. The percentage of the total portfolio which each type of investment represents.

H. Statement of compliance of the City's investment portfolio with State Law and the Investment Strategy and Policy approved by the City Council.

In conjunction with the annual audit, a formal annual review of these reports will be performed by an independent auditor with the results reported to the City Council as part of the overall audit report.

E. INVESTMENT PORTFOLIO

1. Active Portfolio Management

The City shall pursue an active versus a passive portfolio management philosophy. That is, investments may be sold or redeemed before they mature if market conditions present an opportunity for the City to benefit from the trade. The Investment Officers will routinely monitor the contents of the portfolio, the available markets, and the relative value of competing instruments, and will adjust the portfolio accordingly.

2. Performance

It is the City's policy to purchase investments with maturity dates coinciding with cash flow requirements. Using this strategy, the City attempts to purchase the highest yielding allowable investments available at the time of purchase. The City shall encourage a competitive environment for all investment activities including investment pool and mutual fund selections, financial institution deposit placements, securities transactions, and other investment-related proceedings. Weighted-average-yield-to-maturity shall be the portfolio's performance measurement standard.

3. Investments

Assets of the City may be invested in the following instruments; provided, however, that at no time shall assets of the City be invested in any instrument or security not authorized at the time of purchase for investment under the PFIA, as the PFIA may from time to time be amended. The City is not required to liquidate investments that were authorized investments at the time of purchase. All prudent measures will be taken to liquidate an investment that is downgraded to less than the required minimum rating.

a). Authorized

1. Obligations issued, guaranteed, or insured by the United States of America, its agencies and instrumentalities, which have a liquid market with a readily determinable market value, including the Federal Home Loan Banks.

2. Direct obligations of the State of Texas, its agencies and instrumentalities.

3. Other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of this State or the United States or their respective agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States.

4. Obligations of the States, agencies thereof, Counties, Cities, and other political subdivision of any state having been rated as investment quality by a nationally recognized investment rating firm, and having received a rating of not less than "A" or its equivalent.

5. Certificates of Deposit, and other forms of deposit, of state and national banks, savings banks, or state or federal credit unions that has a main or branch office in Texas, guaranteed or insured by the Federal Deposit Insurance Corporation (or its successor) or the National Credit Union Share Insurance Fund (or its successor), or secured by obligations described in G. 3. Collateral Defined, or as authorized by the PFIA. Bids/quotes for certificates of deposit may be

solicited in the following ways: orally, in writing, electronically, or in any combination of the above methods.

6. Fully collateralized direct repurchase agreements with a defined termination date secured by cash or obligations of the United States or its agencies and instrumentalities. Securities purchased must be pledged to the City, held in the City's account, and deposited at the time of the investment with the City, and placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in Texas. Such agreements may include direct security repurchase agreements and reverse security repurchase agreements with terms of 90 days or less after the delivery date. Funds received by the City under a reverse security agreement shall be used to acquire additional authorized investments, but those investments must mature no later than the expiration date stated in the reverse security repurchase agreement.

7. Local Government Investment Pools, if the pool is specifically approved by the Council and the pool invests only in investments authorized by the PFIA. A pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service. In order to be eligible to receive City funds a pool must comply with all PFIA requirements.

8. "Money Market" mutual funds that have a rating of AAA by at least one nationally recognized rating firm and are "no-load" funds. A "money market" mutual fund must maintain a $1.00 share value and include only short-term, highly liquid, and relatively low risk debt instruments. Must be registered with and regulated by the Securities and Exchange Commission. The City cannot own more than 10% of the mutual fund's total assets.

Commented [RL1]: This section was liberalized, by w recommend you continue with this language.

9. Guaranteed Investment contracts are allowed investments for bond proceeds only, if such contracts have a defined termination date, are secured by U.S. Government direct or agency obligations approved by the PFIA, in an amount equal to the bond proceeds, if security is pledged to the City and deposited with the City or a third party, and if the investment term is limited to five years from the date of bond issuance. In addition, specific provisions under PFIA Section 2256.015(c) 1-5 must be met to allow investment in these contracts.

b. Not Authorized

The City's authorized investment options are more restrictive than those allowed by State law. State law specifically prohibits investment in the following investment securities, or investment in specific instruments at levels higher than those listed below:

1) Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal.

2) Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest.

3) Collateralized mortgage obligations that have a stated final maturity date of greater than 10 years.

4) Collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

4. Holding Period

The City intends to match the holding periods of investment funds with liquidity needs of the City.

5. Risk and Diversification

The City recognizes that investment risks can result from issuer defaults, market price changes or various technical complications leading to temporary illiquidity. Risk is controlled through portfolio diversification which shall be achieved by the following general guidelines:

a) Risk of issuer default is controlled by limiting investments to those instruments allowed by the PFIA, which are described herein.

b) Risk of market price changes shall be controlled by avoiding over-concentration of assets in a specific maturity sector, maintenance of adequate liquidity, and limitation of appropriate average maturity.

c) Risk of temporary illiquidity shall be controlled by monitoring the rating of each issuer, as applicable, at least quarterly, and taking all prudent measures that are consistent with this Policy to liquidate an investment that does not have the minimum rating.

F. SELECTION OF FINANCIAL INSTITUTIONS AND BROKER/DEALERS

1. Depository

In compliance with State legislation, a Primary Depository shall be selected through the City's banking services procurement process, which shall include a formal request for application (RFA). In selecting a Primary Depository, the credit worthiness of institutions shall be considered, and the Chief Financial Officer shall conduct a comprehensive review of prospective depositories' credit characteristics and financial history. In addition, the City may establish non-primary banking relationships based on deposit and unique service capabilities.

Institutions seeking to establish eligibility for the City's depository shall submit for review financial statements, evidence of federal insurance and other information as required by the Chief Financial Officer.

Any institution designated as a depository by the City will provide collateral in accordance with this Policy and applicable State law. The City reserves the right, in its sole discretion, to accept or reject any form of insurance or collateralization pledged towards depository deposits. Institutions serving as a depository will be required to sign a Depository/Collateral Agreement with the City. The collateralized deposit portion of the Agreement shall define the City's rights to the collateral in case of default, bankruptcy, or closing and shall establish a perfected security interest in compliance with Federal and State regulations, including:

- The agreement must be in writing;
- The agreement has to be executed by the Depository and the City contemporaneously with the acquisition of the asset;
- The agreement must be approved by the Board of Directors or designated committee of the Depository and a copy of the meeting minutes must be delivered to the City; and
- The agreement must be part of the Depository's "official record" continuously since its execution.

2. Broker/Dealers

For broker/dealers, the City shall select only those dealers reporting to the Market Reports Division of the Federal Reserve Board of New York, also known as the "Primary Government Security Dealers", unless analysis reveals that other firms are adequately financed to conduct public business. All broker/dealers shall provide the City with references from public entities which they are currently serving. The Investment Committee shall adopt and annually review a list of qualified broker/dealers authorized to engage in investment transactions with the City.

All investment providers, financial institutions and broker/dealers who desire to become qualified bidders for investment transactions must supply the following, as appropriate:

- audited financial statements
- proof of Financial Industry Regulatory Authority (FINRA) certification
- proof of state registration
-

Additionally, the qualified representative or equivalent of the Local Government Investment Pool or discretionary Investment Advisor firm (i.e. business organization) shall execute a Certificate to the effect that the qualified representative has:

1.) Received and thoroughly reviewed this Investment Policy, and

2.) Acknowledged that their business organization has implemented reasonable procedures and controls in an effort to preclude imprudent investment transactions between itself and the City that are not authorized by this Investment Policy, except to the extent that this authorization is dependent on an analysis of the makeup of the City's entire portfolio or requires and interpretation of subjective investment standards or relates to investment transactions of the City that are not made through accounts or other contractual arrangements over which the business organization has accepted discretionary investment authority.

The City may not engage in an investment transaction with a business organization prior to receiving this written acknowledgment completed by the organization.

G. SAFEKEEPING AND CUSTODY

1. Insurance or Collateral

All non-insured deposits and repurchase agreement investments of City funds shall be secured as required by State legislation. In order to anticipate market changes and provide a level of security for all funds, the minimum collateralization level will be 102% of market value of principal plus accrued interest on the deposits or repurchase agreement investments less any amount insured. Evidence of the pledged collateral shall be maintained by the Chief Financial Officer or Director or Finance (for their respective portfolios), or a third party financial institution. Repurchase agreements shall be documented by a specific agreement noting the eligible collateral pledge in each agreement. Collateral shall be reviewed at least monthly to assure that the market value of the pledged securities is adequate.

2. Custodial Agreement

Collateral pledged to secure deposits of the City shall be held by a custodian institution in accordance with a Custodial Agreement which clearly defines the procedural steps for gaining access to the collateral should the City determine that the City's funds are in jeopardy. The custodian institution shall be the Federal Reserve Bank or an institution not affiliated with the firm pledging the collateral.

3. Collateral Defined

The City shall accept only the following as collateral:

a) FDIC and NCUSIF insurance coverage.

b) A bond, certificate of indebtedness, or note of the United States or its agencies and instrumentalities, or other evidence of indebtedness that is guaranteed as to the principal and interest by the United States or its agencies and instrumentalities.

c) Obligations, the principal and interest on which are unconditionally guaranteed or insured by the State of Texas or its agencies and instrumentalities.

d) A bond of a county, city or other political subdivision of the State of Texas having been rated as investment grade (investment rating no less than "A" or its equivalent) by a nationally recognized rating agency, with a remaining maturity of ten (10) years or less.

The use of a letter of credit issued to the City by a Federal Home Loan Bank may be considered by the City to meet the required bank depository collateral requirements.

4. Subject to Audit

All collateral shall be subject to inspection and audit by the City or the City's independent auditors.

5. Delivery vs. Payment

Securities shall be purchased using the delivery versus payment method. That is, funds shall not be wired or paid until verification has been made that the correct security was received by the City or its safekeeping agent. The security shall be held in the name of the City or held on behalf of the City. The safekeeping agent's records shall assure the notation of the City's ownership of or explicit claim on the securities. The original copy of all safekeeping receipts shall be delivered to the City.

H. INVESTMENT POLICY ADOPTION

The City Investment Policy shall be adopted by resolution of the City Council. The Investment Committee shall review the Policy for effectiveness on an annual basis and any modifications will be recommended for approval to the City Council. The City Council shall review and approve these investment policies and strategies not less than annually.

2017-096 EXH 'A'

APPENDIX A

SAMPLE INVESTMENT POLICY CERTIFICATION FORM

As required by Texas Government Code 2256.005(k)

CITY OF TEXARKANA, TEXAS

THE STATE OF TEXAS

COUNTY OF BOWIE

BEFORE ME, the undersigned authority, on this day personally appeared the person whose name is subscribed below, who, being by me first duly sworn, upon oath deposed and said:

My name is ______________________________. I am a Qualified Representative of _________________________ (the "Business Organization"). This Statement is provided to meet the requirements of the Public Funds Investment Act.

I hereby certify that:

1. I have reviewed the City's Investment Policy;

2. The Business Organization has implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the City of Texarkana and the Business Organization that are not authorized by the City's Investment Policy, except to the extent that the Business Organization has not made an analysis of the make-up of the City's entire portfolio or has not engaged in any interpretation of subjective investment standards or requires and interpretation of subjective investment standards or relates to investment transactions of the City that are not made through accounts or other contractual arrangements over which the business organization has accepted discretionary investment authority; and

3. The statements, representations and declarations made in this document are true and correct.

____
Qualified Representative

SWORN TO AND SUBSCRIBED BEFORE ME, this the __________ day of _____________________, 20______.

____
Notary Public in and for the State of Texas

2017-096 ATTH 01

CITY OF TEXARKANA, TEXAS

INVESTMENT POLICY

~~January 11, 2016~~

2017-096 ATTH 01

CITY OF TEXARKANA, TEXAS

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INTRODUCTION

The purpose of this document is to set forth specific investment policy and strategy guidelines for the City of Texarkana, Texas (the "City") in order to achieve the goals of safety, liquidity, public trust, and yield for all investment activity. The City Council of the City shall review and adopt, by resolution, its investment strategies and policy not less than annually. The resolution shall include a record of changes made to either the Investment Policy or strategy. This Policy serves to satisfy the statutory requirement, specifically the Public Funds Investment Act and Public Funds Collateral Act, Texas Government Code Chapter 2256 and Chapter 2257(the "PFIA" and "PFCA" respectively) to define, adopt, and review a formal investment strategy and policy.

INVESTMENT STRATEGY

The City maintains two distinct portfolios (the City and the Water Utilities Department), which independently utilize four specific investment strategy considerations, designed to address the unique characteristics of the fund groups represented in the portfolios:

A. Investment strategies for operating funds and combined pools containing operating funds have as their primary objectives to preserve principal and assure that anticipated cash flows are matched with adequate investment liquidity. The secondary objective is to create a portfolio structure, which will experience minimal volatility during economic cycles. This may be accomplished by maintaining adequate liquid balances and utilizing high quality, short-to-medium term investments, which will complement each other in a laddered or barbell maturity structure, and can be easily liquidated if the need arises. Any investment authorized by this Policy is suitable for these funds. The dollar weighted average maturity of 365 days or less will be calculated using the stated final maturity date of each investment. The maximum stated final maturity shall be three years. The yield objective shall be a comparable maturity rolling Treasury portfolio.

B. Investment strategies for debt service funds shall have as the primary objectives the preservation of principal and the assurance of investment liquidity adequate to cover the debt service obligation on the required payment date. Investments purchased shall not have a stated final maturity date which exceeds the next unfunded debt service payment date. Any investment authorized by this Policy is suitable for these funds. The yield objective shall be a short-term, government portfolio local government pool.

C. Investment strategies for debt service reserve funds shall have as the primary objectives to preserve principal and to generate a dependable revenue stream to the appropriate debt service fund from investments with a low degree of volatility. Investments shall be of high quality and, except as may be required by the bond ordinance specific to an individual issue, of short-to-intermediate term maturities. Maximum maturity shall be the shorter of the first call date or five years. Volatility shall be further controlled through the purchase of securities carrying the highest coupon available, within the desired maturity and quality range, without paying a premium, if at all possible. Any investment authorized by this Policy is suitable for these funds. The yield objective shall be a comparable maturity rolling Treasury portfolio.

D. Investment strategies for special projects or special purpose fund portfolios will have as their primary objectives to preserve principal and to assure that anticipated cash flows are matched with adequate investment liquidity. These portfolios should include at least 10% in cash equivalent investments to allow for flexibility and unanticipated project outlays, and by utilizing high quality, short-to-medium term investments, which will complement each other in a laddered or barbell maturity structure, and can be easily liquidated if the need arises. Any investment authorized by this Policy is suitable for these funds. The stated final maturity dates of securities held should not exceed the estimated project completion date. The yield objective shall be a comparable maturity rolling Treasury portfolio.

INVESTMENT POLICY

A. SCOPE

This Investment Policy applies to all financial assets of the City including the Water Utilities Department. These funds are accounted for in the City's Comprehensive Annual Financial Report (CAFR) and include:

- General Fund
- Special Revenue Funds
- Debt Service Funds
- Capital Projects Funds
- Proprietary Funds
- All Other Funds

This Policy shall not govern the Firemen's Relief and Pension Fund which is under the management and supervision of the City of Texarkana, Texas Firemen's Relief and Pension Fund Board of Trustees.

B. OBJECTIVES

The City shall manage and invest its cash with four objectives, listed in order of priority: Safety, Liquidity, Public Trust, and Yield. The safety of the principal invested always remains the primary objective. All investments shall be designed and managed in a manner responsive to the public trust and consistent with State and Local law.

The City shall maintain a comprehensive cash management program which includes collection of accounts receivable, vendor payment in accordance with invoice terms, and prudent investment of available cash. Cash management is defined as the process of managing monies in order to ensure maximum cash availability and maximum yield on short-term investment of pooled idle cash.

1. Safety

The primary objective of the City's investment activity is the preservation of principal in the overall portfolio. Each investment transaction shall be conducted in a manner to avoid principal losses, whether from investment defaults or erosion of market value.

2. Liquidity

The City's investment portfolio shall be structured such that the City is able to meet all obligations in a timely manner. This shall be achieved by maintaining adequate cash equivalent balances, matching investment maturities with forecasted cash flow requirements, and by investing in securities with active secondary markets.

3. Public Trust

All participants in the City's investment process shall seek to act responsibly as custodians of the public trust. Investment Officers shall avoid any transaction which might impair public confidence in the City's ability to govern effectively.

4. Yield

The City's cash management portfolio shall seek to augment returns above this threshold consistent with risk limitations identified herein and prudent investment policies.

C. RESPONSIBILITY AND CONTROL

1. Investment Committee

An Investment Committee, consisting of one City Council Member appointed by the Mayor, City Chief Executive Officer/Manager (or his designee), Chief Financial Officer~~/Finance Director~~ (City), Director of Finance (Water Utilities Department), Accounting/Human Resources Manager (Water Utilities Department), and Assistant Chief Financial Officer (City)~~, and Controller (City)~~ shall meet as needed to determine operational strategies and to monitor results. The Investment Committee shall include in its deliberation such topics as: performance reports, economic outlook, portfolio diversification, maturity structure, potential risk to the City's funds, authorized broker/dealers, eligible investment training sources, and the target rate of return on the investment portfolio.

2. Delegation of Authority and Training

Authority to manage the City's investment program is derived from the City Charter. The Chief Financial Officer~~/Finance Director~~ and~~,~~ Assistant Chief Financial Officer~~, and Controller~~ are designated as Investment Officers and are responsible for investment decisions and activities for the City portfolio. The Director of Finance and Accounting/Human Resources Manager are designated as Investment Officers and are responsible for investment decisions and activities for the Water Utilities Department portfolio. The Chief Financial Officer~~/Finance Director~~ and Director of Finance shall establish written procedures for the operation of their respective investment program, consistent with this Investment Policy. In order to ensure qualified and capable investment management, the Investment Officers shall attend training sessions relating to the Officer's responsibility under the PFIA within 12 months after assuming duties and receive at least 10 hours of training, and additional training sessions not less than once every two year period that begins on the first day of the City's fiscal year and consists of the two consecutive fiscal years after that date and receive at least 8 hours of training. Independent sources for such training shall be approved by the Investment Committee.

3. Internal Controls

The Chief Financial Officer~~/Finance Director~~ and Director of Finance, or their respective designee, are responsible for establishing and maintaining an internal control structure designed to ensure that the assets of the City are protected from loss, theft or misuse. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that (1) the cost of a control should not exceed the benefits likely to be derived; and (2) the valuation of costs and benefits requires estimates and judgments by management.

Accordingly, the Chief Financial Officer~~/Finance Director~~ and Director of Finance shall establish a process for annual independent review by an external auditor in conjunction with the annual audit, to assure compliance with policies and procedures. The internal controls shall address the following points:

A. Control of collusion.
B. Separation of transaction authority from accounting and record keeping.
C. Custodial safekeeping.
D. Avoidance of physical delivery securities.
E. Clear delegation of authority to subordinate staff members.
F. Written confirmation for telephone (voice) transactions for investments and wire transfers.

4. Prudence

The standard of prudence to be applied by the Investment Officers shall be the "prudent person" rule, which states: "Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital, as well as the probable income to be derived." In determining whether an Investment Officer has exercised prudence with respect to an investment decision, the determination shall be made taking into consideration:

A. The investment of all funds, or funds under the City's control, over which the Officer had responsibility rather than a consideration as to the prudence of a single investment.

B. Whether the investment decision was consistent with the written Investment Policy of the City.

An Investment Officer, acting in accordance with written procedures and exercising due diligence, shall not be held personally responsible for a specific investment's credit risk or market price changes, provided that these deviations are reported immediately and that appropriate action is taken to control adverse developments.

5. Ethics and Conflicts of Interest

Investment Officers shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair the ability to make impartial investment decisions. Investment Officers shall disclose to the City Manager any material financial interest in financial institutions that conduct business with the City and they shall further disclose positions that could be related to the performance of the City's portfolio. Investment Officers shall subordinate their personal financial transactions to those of the City, particularly with regard to timing of purchases and sales.

An Investment Officer of the City who has a personal business relationship with an organization seeking to sell an investment to the City shall file a statement disclosing that personal business interest. An Investment Officer who is related within the second degree by affinity or consanguinity to an individual seeking to sell an investment to the City shall file a statement disclosing that relationship. A statement required under this subsection must be filed with the Texas Ethics Commission and the City Council.

D. REPORTING

1. Quarterly Reporting

The Chief Financial Officer~~/Finance Director~~ shall submit a quarterly investment report in compliance with the PFIA and signed by all Investment Officers.

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2. Annual Report

Within a reasonable time after the end of the fiscal year, the Chief Financial Officer~~/Finance Director~~ shall present an annual report on the investment program and investment activity. This report may be presented as a component of the fourth quarter report to the City Manager and City Council.

3. Methods

The quarterly investment report shall include a succinct management summary that provides a clear picture of the status of the current investment portfolio and transactions made over the last quarter. This management summary will be prepared in a manner which will allow the City to ascertain whether investment activities during the reporting period have conformed to the Investment Policy. The report will be prepared in compliance with the PFIA. The report will be provided to the City Manager and City Council. The report will include the following:

A. A listing of individual investments held at the end of the reporting period. This list will include the name of the fund or pooled group fund for which each individual investment was acquired.

B. Unrealized gains or losses resulting from appreciation or depreciation by listing the beginning and ending book and market value of securities for the period. Market values shall be obtained from financial institutions or portfolio reporting services independent from the investment provider.

C. Additions and changes to the market value during the period.

D. Fully accrued interest for the reporting period.

E. Average weighted yield to maturity of portfolio on City investments as compared to applicable benchmarks.

F. Listing of investments by maturity date.

G. The percentage of the total portfolio which each type of investment represents.

H. Statement of compliance of the City's investment portfolio with State Law and the Investment Strategy and Policy approved by the City Council.

In conjunction with the annual audit, a formal annual review of these reports will be performed by an independent auditor with the results reported to the City Council as part of the overall audit report.

E. INVESTMENT PORTFOLIO

1. Active Portfolio Management

The City shall pursue an active versus a passive portfolio management philosophy. That is, investments may be sold or redeemed before they mature if market conditions present an opportunity for the City to benefit from the trade. The Investment Officers will routinely monitor the contents of the portfolio, the available markets, and the relative value of competing instruments, and will adjust the portfolio accordingly.

2. Performance

It is the City's policy to purchase investments with maturity dates coinciding with cash flow requirements. Using this strategy, the City attempts to purchase the highest yielding allowable investments available at the time of purchase. The City shall encourage a competitive environment for all investment activities including investment pool and mutual fund selections, financial institution deposit placements, securities transactions, and other investment-related proceedings. Weighted-average-yield-to-maturity shall be the portfolio's performance measurement standard.

3. Investments

Assets of the City may be invested in the following instruments; provided, however, that at no time shall assets of the City be invested in any instrument or security not authorized at the time of purchase for investment under the PFIA, as the PFIA may from time to time be amended. The City is not required to liquidate investments that were authorized investments at the time of purchase. All prudent measures will be taken to liquidate an investment that is downgraded to less than the required minimum rating.

a). Authorized

1. Obligations issued, guaranteed, or insured by the United States of America, its agencies and instrumentalities, which have a liquid market with a readily determinable market value, including the Federal Home Loan Banks~~letters of credit~~.

2. Direct obligations of the State of Texas, its agencies and instrumentalities.

3. Other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of this State or the United States or their respective agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States.

4. Obligations of the States, agencies thereof, Counties, Cities, and other political subdivision of any state having been rated as investment quality by a nationally recognized investment rating firm, and having received a rating of not less than "A" or its equivalent.

5. Certificates of Deposit, and other forms of deposit, of state and national banks, savings banks, or state or federal credit unions that has a main or branch office in Texas, guaranteed or insured by the Federal Deposit Insurance Corporation (or its successor) or the

National Credit Union Share Insurance Fund (or its successor), or secured by obligations described in G. 3. Collateral Defined, or as authorized by the PFIA. Bids/quotes for certificates of deposit may be solicited in the following ways: orally, in writing, electronically, or in any combination of the above methods.

6. Fully collateralized direct repurchase agreements with a defined termination date secured by cash or obligations of the United States or its agencies and instrumentalities. Securities purchased must be pledged to the City, held in the City's account, and deposited at the time of the investment with the City, and placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in Texas. Such agreements may include direct security repurchase agreements and reverse security repurchase agreements with terms of 90 days or less after the delivery date. Funds received by the City under a reverse security agreement shall be used to acquire additional authorized investments, but those investments must mature no later than the expiration date stated in the reverse security repurchase agreement.

7. Local Government Investment Pools, if the pool is specifically approved by the Council and the pool invests only in investments authorized by the PFIA. A pool must be continuously rated no lower than AAA or AAA-m or at an equivalent rating by at least one nationally recognized rating service. In order to be eligible to receive City funds a pool must comply with all PFIA requirements.

8. "Money Market" mutual funds that have a rating of AAA by at least one nationally recognized rating firm and are "no-load" funds. A "money market" mutual fund must maintain a $1.00 share value and include only short-term, highly liquid, and relatively low risk debt instruments.

Must be registered with and regulated by the Securities and Exchange Commission. The City cannot own more than 10% of the mutual fund's total assets.

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9. Guaranteed Investment contracts are allowed investments for bond proceeds only, if such contracts have a defined termination date, are secured by U.S. Government direct or agency obligations approved by the PFIA, in an amount equal to the bond proceeds, if security is pledged to the City and deposited with the City or a third party, and if the investment term is limited to five years from the date of bond issuance. In addition, specific provisions under PFIA Section 2256.015(c) 1-5 must be met to allow investment in these contracts.

b. Not Authorized

The City's authorized investment options are more restrictive than those allowed by State law. State law specifically prohibits investment in the following investment securities, or investment in specific instruments at levels higher than those listed below:

1) Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal.

2) Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest.

3) Collateralized mortgage obligations that have a stated final maturity date of greater than 10 years.

4) Collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

4. Holding Period

The City intends to match the holding periods of investment funds with liquidity needs of the City.

5. Risk and Diversification

The City recognizes that investment risks can result from issuer defaults, market price changes or various technical complications leading to temporary illiquidity. Risk is controlled through portfolio diversification which shall be achieved by the following general guidelines:

a) Risk of issuer default is controlled by limiting investments to those instruments allowed by the PFIA, which are described herein.

b) Risk of market price changes shall be controlled by avoiding over-concentration of assets in a specific maturity sector, maintenance of adequate liquidity, and limitation of appropriate average maturity.

c) Risk of temporary illiquidity shall be controlled by monitoring the rating of each issuer, as applicable, at least quarterly, and taking all prudent measures that are consistent with this Policy to liquidate an investment that does not have the minimum rating.

F. SELECTION OF FINANCIAL INSTITUTIONS AND BROKER/DEALERS

1. Depository

In compliance with State legislation, a Primary Depository shall be selected through the City's banking services procurement process, which shall include a formal request for application (RFA). In selecting a Primary Depository, the credit worthiness of institutions shall be considered, and the Chief Financial Officer~~/Finance Director~~ shall conduct a comprehensive review of prospective depositories' credit characteristics and financial history. In addition, the City may establish non-primary banking relationships based on deposit and unique service capabilities.

Institutions seeking to establish eligibility for the City's depository shall submit for review financial statements, evidence of federal insurance and other information as required by the Chief Financial Officer~~/Finance Director~~.

Any institution designated as a depository by the City will provide collateral in accordance with this Policy and applicable State law. The City reserves the right, in its sole discretion, to accept or reject any form of insurance or collateralization pledged towards depository deposits. Institutions serving as a depository will be required to sign a Depository/Collateral Agreement with the City. The collateralized deposit portion of the Agreement shall define the City's rights to the collateral in case of default, bankruptcy, or closing and shall establish a perfected security interest in compliance with Federal and State regulations, including:

- The agreement must be in writing;
- The agreement has to be executed by the Depository and the City contemporaneously with the acquisition of the asset;
- The agreement must be approved by the Board of Directors or designated committee of the Depository and a copy of the meeting minutes must be delivered to the City; and
- The agreement must be part of the Depository's "official record" continuously since its execution.

2. Broker/Dealers

For broker/dealers, the City shall select only those dealers reporting to the Market Reports Division of the Federal Reserve Board of New York, also known as the "Primary Government Security Dealers", unless analysis reveals that other firms are adequately financed to conduct public business. All broker/dealers shall provide the City with references from public entities which they are currently serving. The Investment Committee shall adopt and annually review a list of qualified broker/dealers authorized to engage in investment transactions with the City.

All investment providers, financial institutions and broker/dealers who desire to become qualified bidders for investment transactions must supply the following, as appropriate:

- audited financial statements
- proof of Financial Industry Regulatory Authority (FINRA) certification
- proof of state registration
- ~~certification of having received and thoroughly reviewed the City's Investment Policy, signed by a qualified representative of the organization, acknowledging that the organization has implemented reasonable procedures and controls in an effort to preclude imprudent investment transactions conducted between the City and the organization that are not authorized by the City's Investment Policy, except to the extent that this authorization is dependent on an analysis of the makeup of the entity's entire portfolio or requires an interpretation of subjective investment standards.~~

Additionally, the qualified representative or equivalent of the Local Government Investment Pool or discretionary Investment Advisor firm (i.e. business organization) shall execute a Certificate to the effect that the qualified representative has:

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1.) Received and thoroughly reviewed this Investment Policy, and

2.) Acknowledged that their business organization has implemented reasonable procedures and controls in an effort to preclude imprudent investment transactions between itself and the City that are not authorized by this Investment Policy, except to the extent that this authorization is dependent on an analysis of the makeup of the City's entire portfolio or requires and interpretation of subjective investment standards or relates to investment transactions of the City that are not made through accounts or other contractual arrangements over which the business organization has accepted discretionary investment authority.

The City may not engage in an investment transaction with a business organization prior to receiving this written acknowledgment completed by the organization.

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G. SAFEKEEPING AND CUSTODY

1. Insurance or Collateral

All non-insured deposits and repurchase agreement investments of City funds shall be secured as required by State legislation. In order to anticipate market changes and provide a level of security for all funds, the minimum collateralization level will be 102% of market value of principal plus accrued interest on the deposits or repurchase agreement investments less any amount insured. Evidence of the pledged collateral shall be maintained by the Chief Financial Officer~~/Finance Director~~ or Director or Finance (for their respective portfolios), or a third party financial institution. Repurchase agreements shall be documented by a specific agreement noting the eligible collateral pledge in each agreement. Collateral shall be reviewed at least monthly to assure that the market value of the pledged securities is adequate.

2. Custodial Agreement

Collateral pledged to secure deposits of the City shall be held by a custodian institution in accordance with a Custodial Agreement which clearly defines the procedural steps for gaining access to the collateral should the City determine that the City's funds are in jeopardy. The custodian institution shall be the Federal Reserve Bank or an institution not affiliated with the firm pledging the collateral.

3. Collateral Defined

The City shall accept only the following as collateral:

a) FDIC and NCUSIF insurance coverage.

b) A bond, certificate of indebtedness, or note of the United States or its agencies and instrumentalities, or other evidence of indebtedness that is guaranteed as to the principal and interest by the United States or its agencies and instrumentalities.

c) Obligations, the principal and interest on which are unconditionally guaranteed or insured by the State of Texas or its agencies and instrumentalities.

d) A bond of a county, city or other political subdivision of the State of Texas having been rated as investment grade (investment rating no less than "A" or its equivalent) by a nationally recognized rating agency, with a remaining maturity of ten (10) years or less.

The use of a letter of credit issued to the City by a Federal Home Loan Bank may be considered by the City to meet the required bank depository collateral requirements.

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4. Subject to Audit

All collateral shall be subject to inspection and audit by the City or the City's independent auditors.

5. Delivery vs. Payment

Securities shall be purchased using the delivery versus payment method. That is, funds shall not be wired or paid until verification has been made that the correct security was received by the City or its safekeeping agent. The security shall be held in the name of the City or held on behalf of the City. The safekeeping agent's records shall assure the notation of the City's ownership of or explicit claim on the securities. The original copy of all safekeeping receipts shall be delivered to the City.

H. INVESTMENT POLICY ADOPTION

The City Investment Policy shall be adopted by resolution of the City Council. The Investment Committee shall review the Policy for effectiveness on an annual basis and any modifications will be recommended for approval to the City Council. The City Council shall review and approve these investment policies and strategies not less than annually.

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APPENDIX A

SAMPLE INVESTMENT POLICY CERTIFICATION FORM

As required by Texas Government Code 2256.005(k)

CITY OF TEXARKANA, TEXAS

THE STATE OF TEXAS

COUNTY OF BOWIE

BEFORE ME, the undersigned authority, on this day personally appeared the person whose name is subscribed below, who, being by me first duly sworn, upon oath deposed and said:

My name is ______________________________. I am a Qualified Representative of _________________________ (the "Business Organization")~~, which is engaged in the business of selling investments and desires to sell investments to the City of Texarkana, Texas~~. This Statement is provided to meet the requirements of the Public Funds Investment Act.

I hereby certify that:

1. I have reviewed the City's Investment Policy;

2. The ~~"~~Business Organization~~"~~ has implemented reasonable procedures and controls in an effort to preclude investment transactions conducted between the City of Texarkana and the Business Organization that are not authorized by the City's Investment Policy, except to the extent that the Business Organization has not made an analysis of the make-up of the City's entire portfolio or has not engaged in any interpretation of subjective investment standards or requires and interpretation of subjective investment standards or relates to investment transactions of the City that are not made through accounts or other contractual arrangements over which the business organization has accepted discretionary investment authority; and

3. The statements, representations and declarations made in this document are true and correct.

____
Qualified Representative

SWORN TO AND SUBSCRIBED BEFORE ME, this the __________ day of _____________________, 20______.

____

2017-096 ATTH 01

Notary Public in and for the State of Texas

Investment Committee Meeting
August 2, 2017

Present: Kristin Peeples, Chief Financial Officer
Jim Cornelius, Finance Director, TWU
Paula Jeans, Accounting/HR Manager, TWU
John Whitson, City Manager
Jodie Lee, Assistant Chief Financial Officer
Emily Upshaw, Valley View Consulting

Absent: Bob Bruggeman, Mayor

- The minutes from the May 10th meeting were reviewed. Jim Cornelius made a motion to approve the minutes and John Whitson seconded the motion.
- Emily Upshaw presented the Quarterly Investment Report for the period ending June 30, 2017 and noted the following items:
  - Total portfolio average for the quarter was .75% for the City and 1.03% for TWU. Book values for the quarter ended June 30, 2017 for the City was $33,500,768 and TWU was $16,256,380.
  - Portfolio for the City consisted of 87% DDA/MMA/Pools and 13% CDs/Securities while TWU had 34% DDA/MMA/Pools and 66% CDs/Securities.
  - An increase in the City's portfolio is due to the 2017 Bond Funds.
  - Emily mentioned the City might want to invest the available 2017 bond funds in an account yielding a higher interest rate.
  - Both the City and TWU are well above the required collateral level.
  - Emily said during the discussion of market outlook that the rate increase isn't happening as expected. During March or June of 2018 we may see an increase.
  - The investment policy was reviewed and the committee recommended that the Investment Policy including changes made be taken to Council for their approval.
- Paula Jeans made a motion to adjourn the meeting and John Whitson seconded.
- The next meeting is scheduled for November 1, 2017 at 2:00 p.m.

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 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: 2017-096 Goals & Perspectives (1698 : 2017-096 RES Adopting the City's Investment Policy)

City of Texarkana, Texas

Version: D

Briefing Sheet

Update Date: 10/17/2017 10:49 AM

Lead Department:	Planning and Community Development		**Action Officer:**	Debbie Burk,			
Subject:	Ordinance No. 2017-116 granting a Specific Use Permit to allow the application of permanent cosmetics and microblading on an approximate 1.757 acre tract of land in the George Brinlee HRS, A-18, located in a tenant space at 4142 McKnight Road. Bill King, applicant. Kori Reyna, Brow and Arrow Salon, agent.						
Briefing:	10/23/2017	**Public Hearing:**	11/13/2017	**Second Briefing:**	November 27, 2017	**Council Vote:**	12/11/2017

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

Updates/History of Briefing:

“NOT APPLICABLE”

Executive Summary and Background Information:

S-681: This is a request by Bill King, owner, and Kori Reyna, agent, for a Specific Use Permit, SUP, to allow a permanent cosmetic and microblading business in a tenant space at 4142 McKnight Road (an approximate 1.757 acre tract in the George Brinlee HRS, A-18). Ms. Reyna currently owns “Brow and Arrow” in this tenant space at McKnight Center.

The adjacent zoning is Office to the north, Neighborhood Service and PD-Neighborhood Service to the east, General Retail to the south and PD-General Retail and Office to the west. The adjacent land usage is vacant land to the north, offices and vacant land to the west, an office/shopping center to the east and offices and vacant land to the south.

This property is zoned PD-Neighborhood Service. A Specific Use Permit is required to allow the additional use of a permanent cosmetics and microblading business which is also considered a “tattoo” per the City’s Zoning Ordinance. Several medical facilities and hair salons are now offering this type service for clients.

This request meets all city requirements to allow the one additional use on this property. There is adequate parking for this business.

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

Potential Options:

None

City of Texarkana, Texas

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval of the Specific Use Permit to allow a permanent cosmetics business with the following stipulations:

1. That the owner/or any employee performing the application of permanent cosmetics or microblading 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 the Specific Use Permit be intended for the application of permanent cosmetics and microblading only.
3. That if this use ever ceases to exist at this location, the City may revoke the Specific Use Permit.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

The Planning and Zoning Commission unanimously recommended for approval with staff stipulations.

Advisory Board/Committee Meeting Date and Minutes:

October 2, 2017

Attachments

a. 2017-116 ORD granting SUP at 4142 McKnight Rd. (DOCX)
b. 2017-116 EXH 'A' (legal description) (PDF)
c. 2017-116 ATTH 01 (maps) (PDF)
d. 2017-116 ATTH 02 (info on shopping center) (PDF)
e. 2017-116 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development David Orr Department Head Review Completed 10/11/2017 12:19 PM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 10/18/2017 3:46 PM
Public Information Officer Lisa Thompson PIO Review Completed 10/19/2017 9:25 AM

City of Texarkana, Texas

City Manager 3:47 PM	Shirley Jaster	City Manager Review	Completed	10/19/2017
City Council 6:00 PM	Vicky Coopwood	Meeting	Pending	10/23/2017

Meeting History

S-681

ORDINANCE NO. 2017-116

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-681 TO ALLOW THE ONE ADDITIONAL USE OF A TATTOO STUDIO FOR THE APPLICATION OF PERMANENT COSMETICS AND MICROBLADING ON AN APPROXIMATE 1.757 ACRE TRACT OF LAND IN THE GEORGE BRINLEE HRS, A-18, LOCATED IN A TENANT SPACE AT 4142 MCKNIGHT 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 to grant a **Specific Use Permit** to allow the **one additional use of tattoo studio for the application of permanent cosmetics and microblading** on an approximate 1.757 acre tract of land in the George Brinlee HRS, A-18 (**Exhibit 'A'**), located in a tenant space at 4142 McKnight 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 for the application of permanent cosmetics and microblading** 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:

<u>SECTION 1:</u> 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 **Specific Use Permit numbered S-681 for the purpose of allowing the one additional use of a tattoo studio for the application of permanent cosmetics and microblading** on the following described property, to-wit: **an approximate 1.757acre tract of land in the George Brinlee HRS, A-18 (Exhibit 'A'), located in a tenant space at 4142 McKnight Road, in the City of Texarkana, Bowie County, Texas.**

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

1. That the owner/or any employee performing the application of permanent cosmetics 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 the Specific Use Permit be intended for the application of permanent cosmetics and microblading only.
3. That if this use ever ceases to exist at this location, the City may revoke the Specific Use Permit.

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

<u>SECTION 4:</u> 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.

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

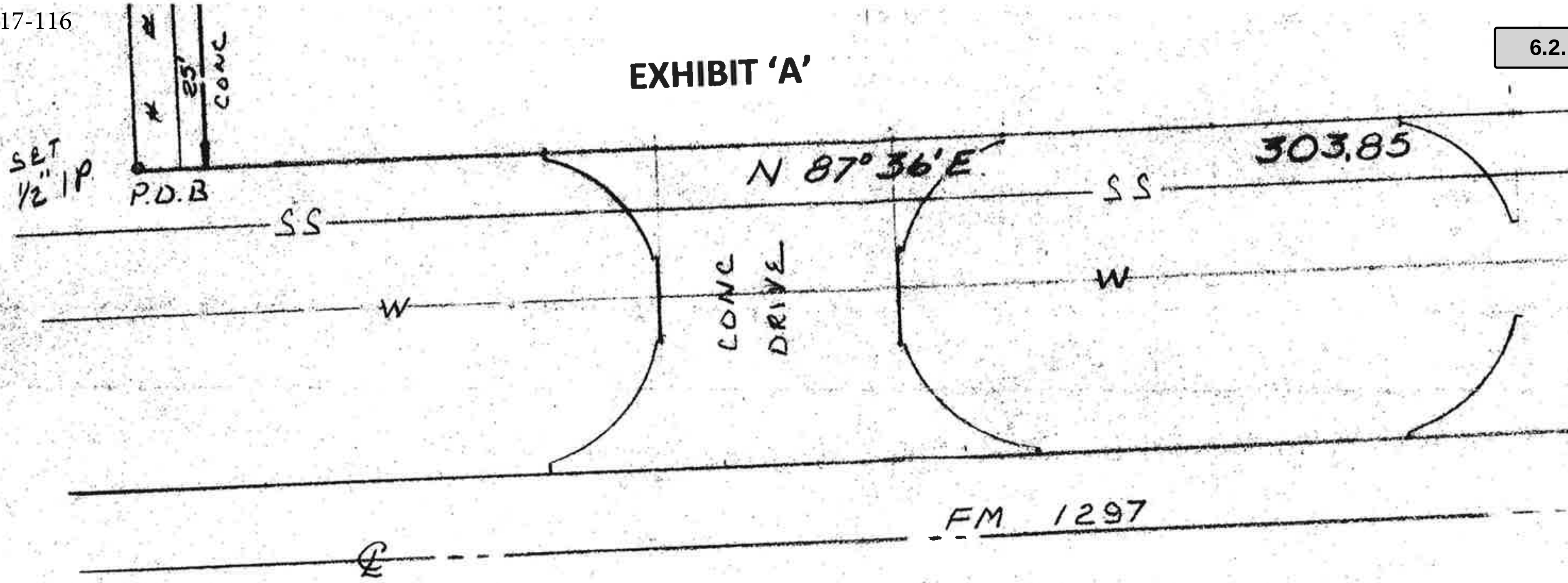
PASSED AND APPROVED in regular Council Session on this the **11th day of December, 2017.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

EXHIBIT 'A'



THIS IS TO CERTIFY: that this plat and field notes correctly reflect the results of a survey made by us on the ground covering all that certain tract or parcel of land situated in Bowie County, Texas, a part of the GEORGE BRINLEE HEADRIGHT SURVEY, Abst. No. 18, and being a part of a 23 3/4 acre tract of land in said survey formerly owned by J. B. Adkinson, and being more particularly described by metes and bounds as follows:

COMMENCING at an iron pipe in the North right-of-way line of Farm Road No. 1297, and in the West boundary line of said 23 3/4 acre tract;

THENCE: N 87° 36' E, with said North right-of-way line, 638.22 feet to an iron pin for corner and the POINT OF BEGINNING for the herein described tract of land;

THENCE: N 87° 36' E, with said right-of-way line, 303.85 feet to an iron pin for corner;

THENCE: N 20° 58' 16" W, 319.05 feet to an iron pipe for corner;

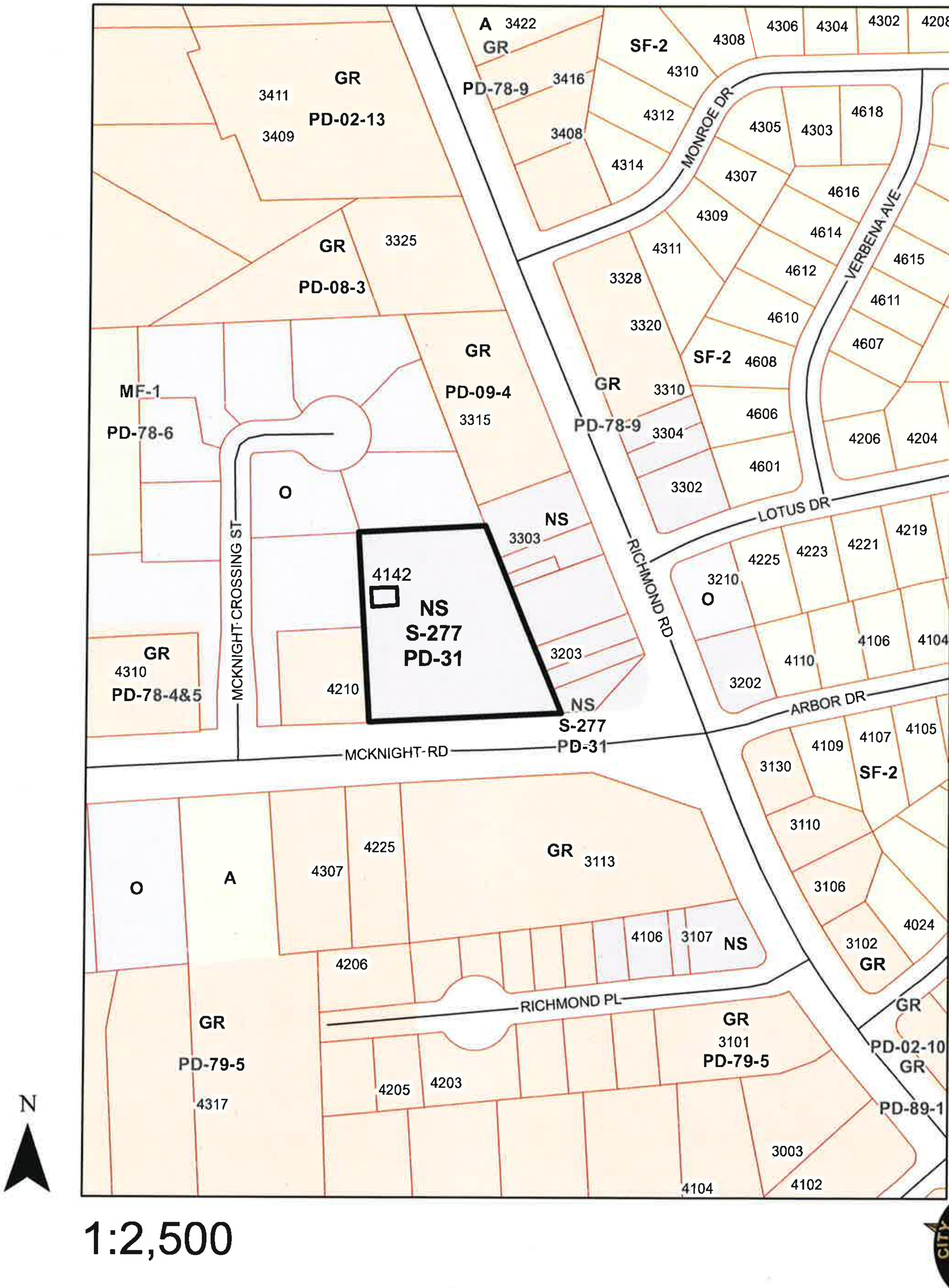
THENCE: S 87° 36' W, 202.22 feet to an iron pipe for corner;

THENCE: S 02° 24' E, 302.45 feet to the PLACE OF BEGINNING and containing 1.757 acres of land, more or less.

TO THE LIENHOLDERS AND/OR THE OWNERS OF THE PREMISES SURVEYED AND TO THE TITLE COMPANY:

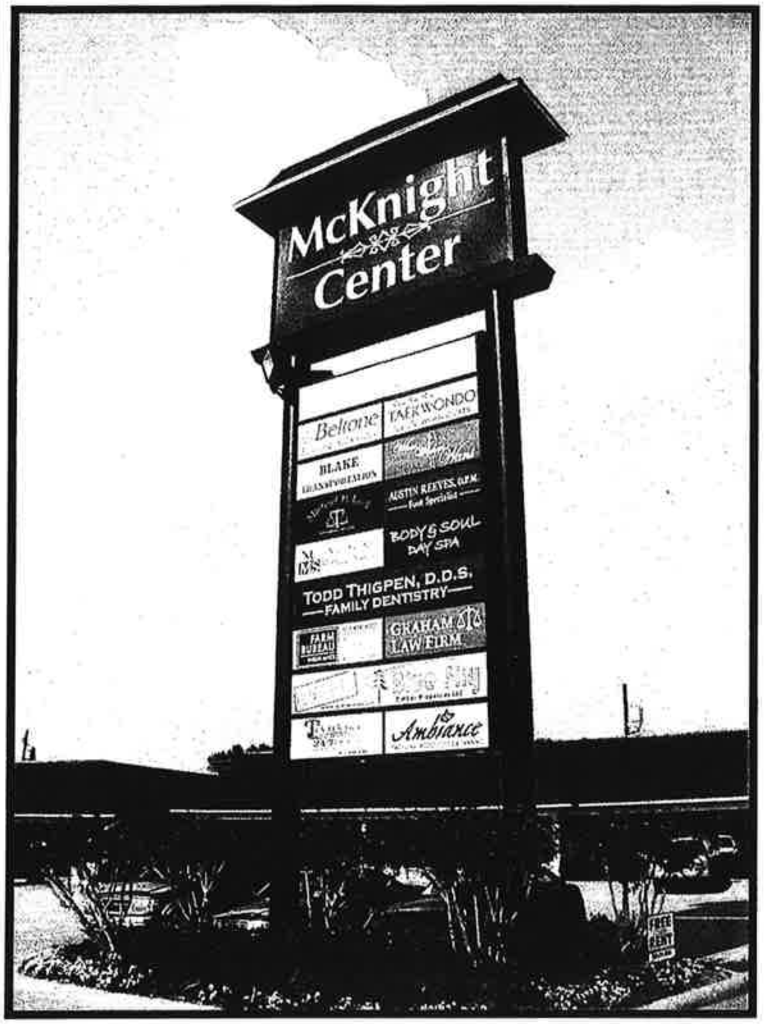
The undersigned does hereby certify that this survey was this day made on the ground of the property legally described hereon and is correct, and that there are no discrepancies, conflicts, shortages in area, boundary line conflicts, encroachments of improvements, apparent easements or rights of way, Except as shown hereon, and that said property has access to and from a dedicated roadway.

4142 McKnight Road
Department of Planning and Community Development



4142 McKnight Road
Department of Planning and Community Development

1:1,250

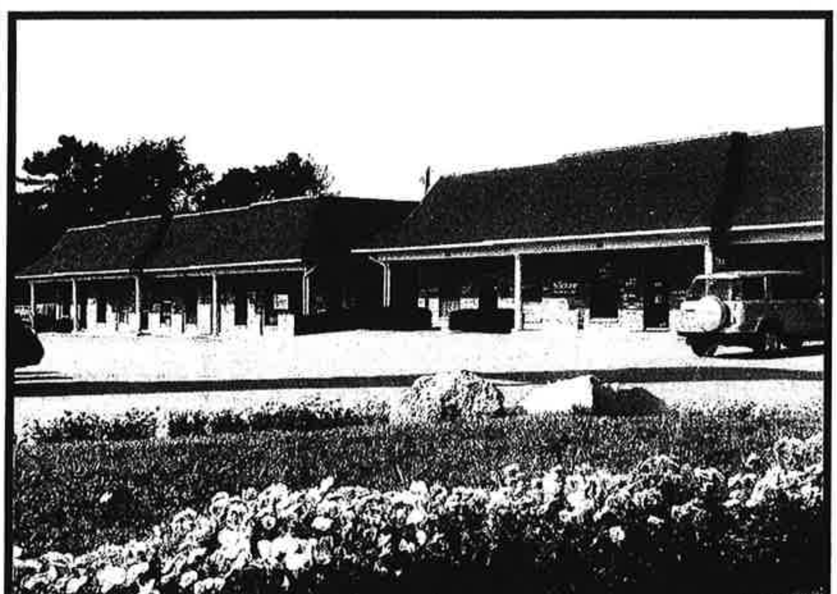


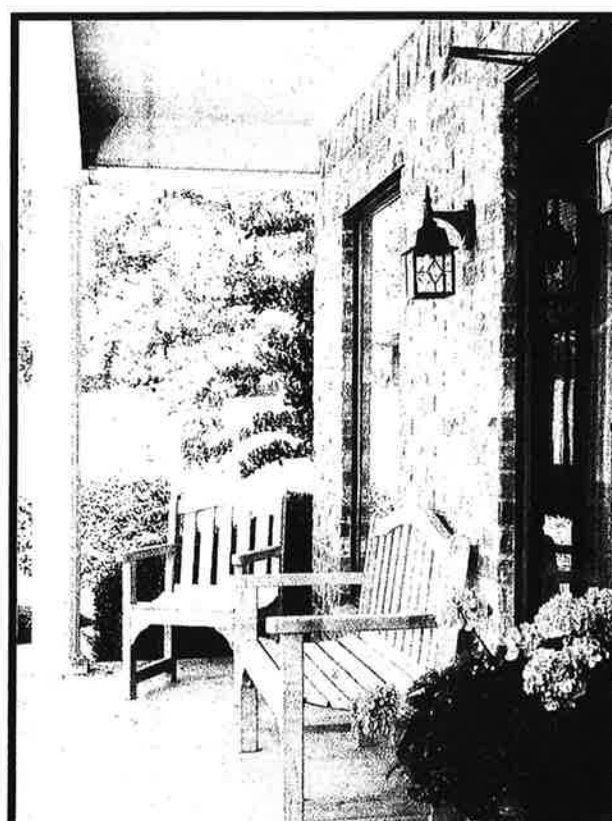
Convenient Established Location

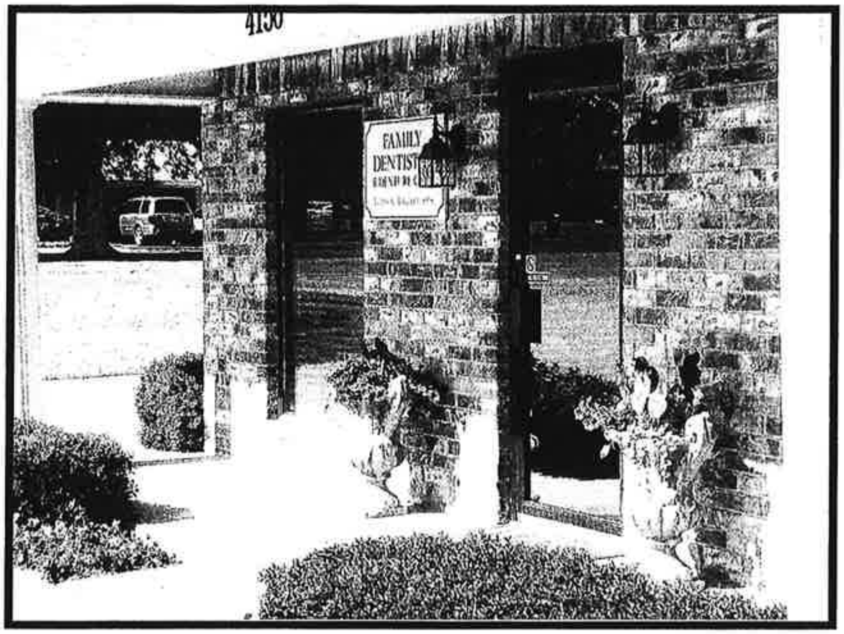
- EASY ACCESS
- SPACIOUS PARKING
- CO•OP OFFICE SUITES
- ATTRACTIVE SETTING
- ON SITE RENTAL OFFICE
- FULL SUITES AVAILABLE
- MASSIVE OUTDOOR LIGHTING
- PROFESSIONAL LANDSCAPING
- PROFESSIONALLY MAINTAINEI
- ABILITY TO EXPAND YOUR SPACE

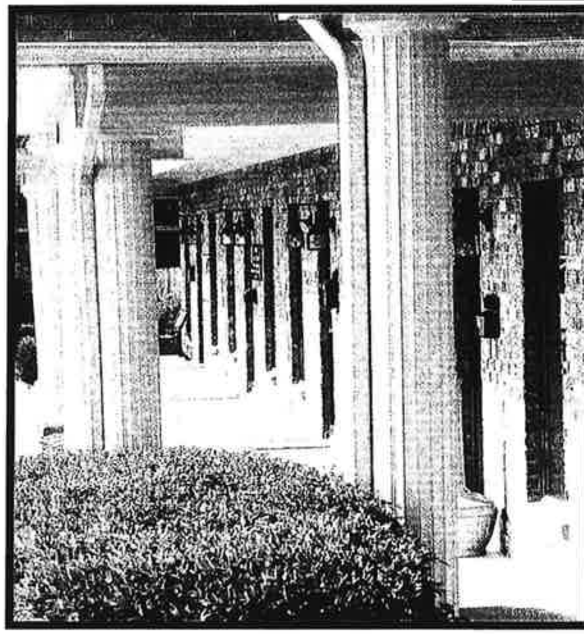
McKNIGHT CENTER

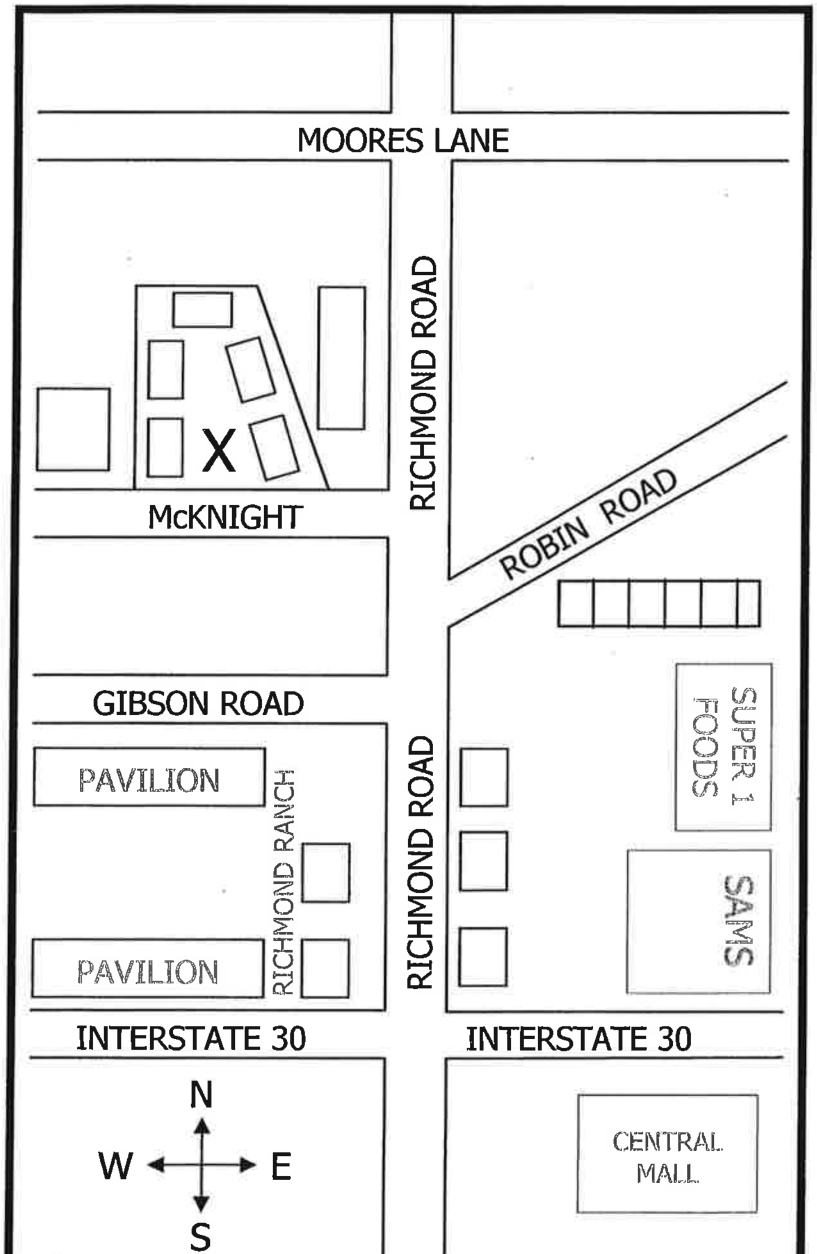
PROFESSIONAL OFFICE COMPLEX
4132 McKNIGHT ROAD
TEXARKANA, TX 75503

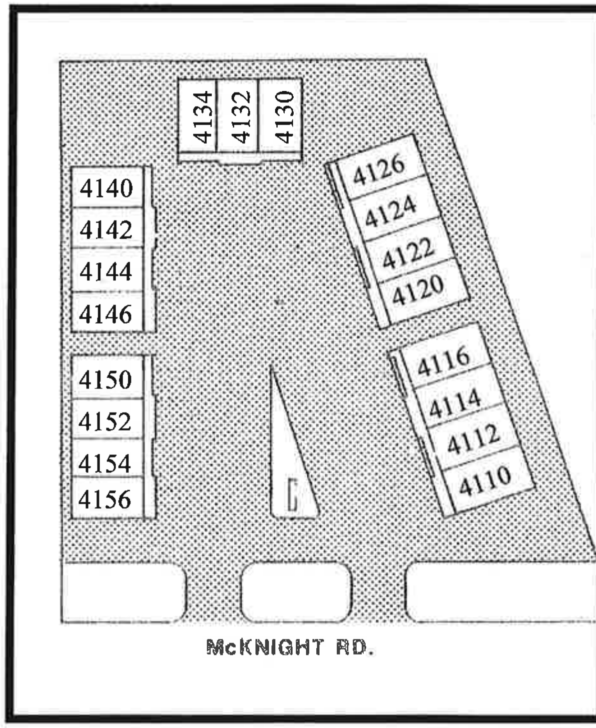








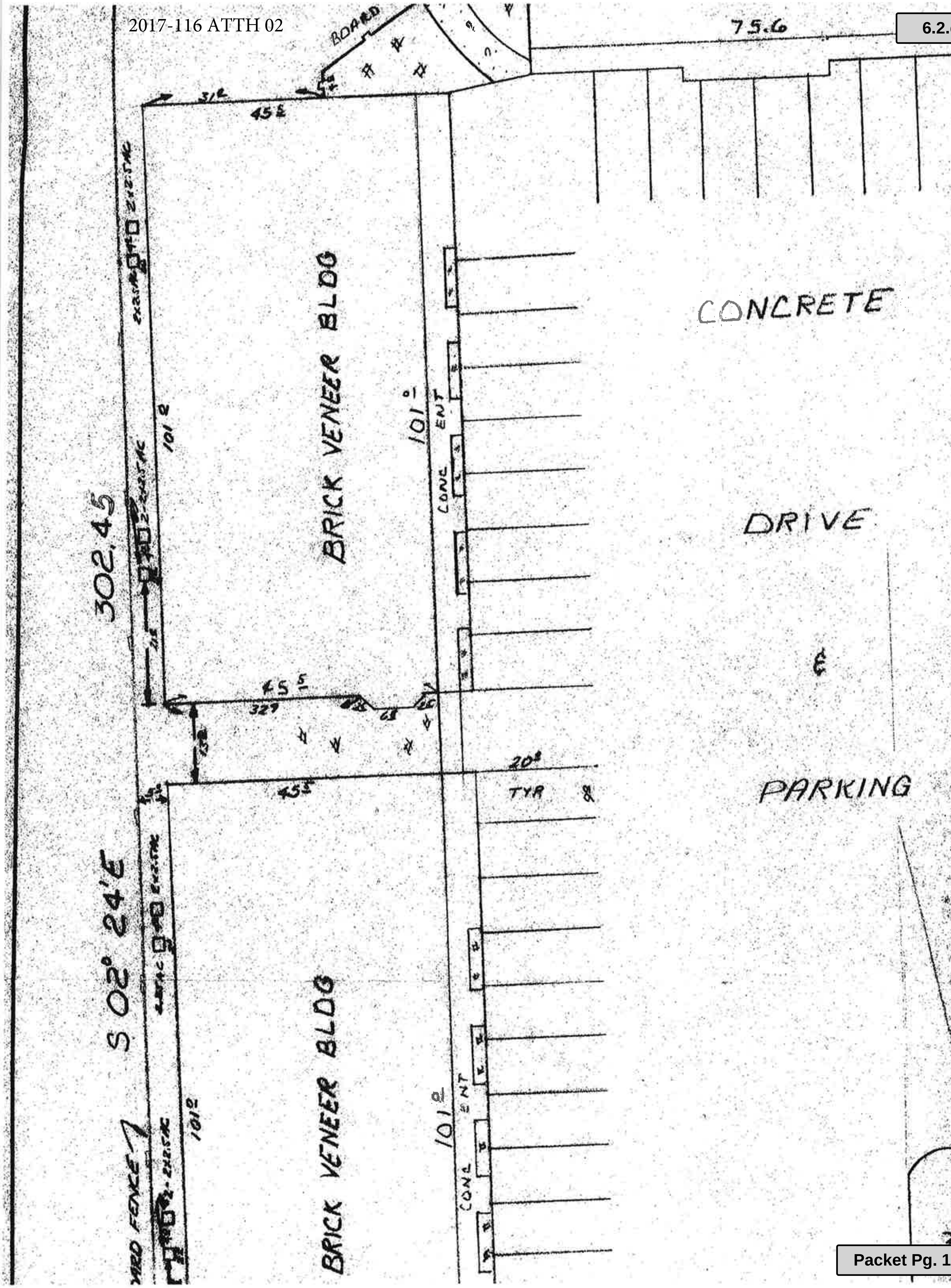




CONVENIENTLY LOCATED IN THE HEART OF THE FASTEST GROWING SEGMENT OF TEXARKANA, TEXAS

RENTAL OFFICE
4132 McKNIGHT ROAD
903-276-2809
BILL KING

Created & Designed By POSTNET (903) 832-9916


BOARD
75.6
45
BRICK VENEER BLDG
101
CONC ENT
302.45
S 02° 24'E
CONCRETE
DRIVE
&
PARKING
TYR
20
BRICK VENEER BLDG
CONC ENT
YARD FENCE

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

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

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

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

Other:

City of Texarkana, Texas

Version: A

Briefing Sheet

Update Date: 10/19/2017 3:45 PM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2017-113 rezoning an approximate 1.04 acre tract of land in the George Brinlee HRS, A-18, located at 4009 Moores Lane. Single Family-2 to Planned Development-Office. Greg Bennet, Bennett Outdoor Investment, Inc., applicant.

Briefing:	10/23/2017	**Public Hearing:**	11/13/2017	**Second Briefing:**	November 27, 2017	**Council Vote:**	12/11/2017

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

Updates/History of Briefing:

"NOT APPLICABLE"

Executive Summary and Background Information:

This is a request by Greg Bennett, Bennett Outdoor Investment, Inc., owner, to rezone an approximate 1.04 acre tract in the George Brinlee HRS, A-18, located at 4009 Moores Lane from Single Family-1 to Planned Development-Office. A residence is currently located on the property. The proposal is for future office or institutional use.

The adjacent zoning is Office to the north, Single Family-1 to the west and south and PD-Office to the east. The adjacent land usage is Williams Memorial Methodist Church to the north, residences to the east and west and vacant land to the south.

The Comprehensive Plan has designated this as an Office/Institutional area.

During the past few years, many properties along Moores Lane have been rezoned with a Planned Development designation for office type uses. Single family residences that front along Moores Lane will become less desirable as continued residential uses as this trend continues. An office or institutional use is generally a quiet business with low traffic and low noise that will transition well with the remaining residential properties in the area.

The three lots to the east have already been rezoned to Planned Development-Office.

If the property is rezoned with the Planned Development designation, the owner should be aware that a site plan approval process is required if the owner plans to remodel the existing structure, remove the existing structure and build a new structure, or add on to the existing structure. The site plan must show parking spaces, driveways and signage size and location. All commercial building codes apply. At such time that this use changes from residential to business use, a screening device will be required along the south and west property line where it abuts residential zoning.

City of Texarkana, Texas

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

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

Due to similar requests along Moores Lane, staff recommends for approval of this request for rezoning to PD-Office.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

The Planning and Zoning Commission unanimously recommended for approval of this request.

Advisory Board/Committee Meeting Date and Minutes:

October 2, 2017

Attachments

a. 2017-113 ORD. rezoning 4009 Moores Lane (DOCX)
b. 2017-113 EXH 'A' (legal description) (PDF)
c. 2017-113 ATTH 01 (maps) (PDF)
d. 2017-113 Goals & Perspectives (DOCX)

Staff Coordination

Planning and Community Development David Orr Department Head Review Completed 10/11/2017 12:12 PM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 10/18/2017 3:35 PM
Public Information Officer Lisa Thompson PIO Review Completed 10/19/2017 9:24 AM
City Manager Shirley Jaster City Manager Review Completed 10/19/2017 3:45 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017 6:00 PM

Meeting History

Z-17-11

ORDINANCE NO. 2017-113

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING AN APPROXIMATE 1.04 ACRE TRACT OF LAND IN THE GEORGE BRINLEE HRS, A-18, LOCATED AT 4009 MOORES LANE IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, FROM SINGLE FAMILY-1 TO PLANNED DEVELOPMENT-OFFICE; CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting an amendment to the Zoning Ordinance of the City of Texarkana, Texas, to rezone an approximate 1.04 acre tract of land in the George Brinlee HRS, A-18 (Exhibit "A"), located at 4009 Moores Lane in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Planned Development-Office;** and

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

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, **voted six (6) to zero (0) to recommend the application for rezoning** from **Single Family-1 to Planned Development-Office on an approximate 1.04 acre tract of land in the George Brinlee HRS, A-18 (Exhibit "A"), located at 4009 Moores Lane** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that rezoning the property from **Single Family-1 to Planned Development-Office** 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:

<u>SECTION 1:</u> 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 an approximate 1.04 acre tract of land in the George Brinlee HRS, A-18 (**Exhibit "A"**), located at 4009 Moores Lane in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Planned Development-Office.**

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.

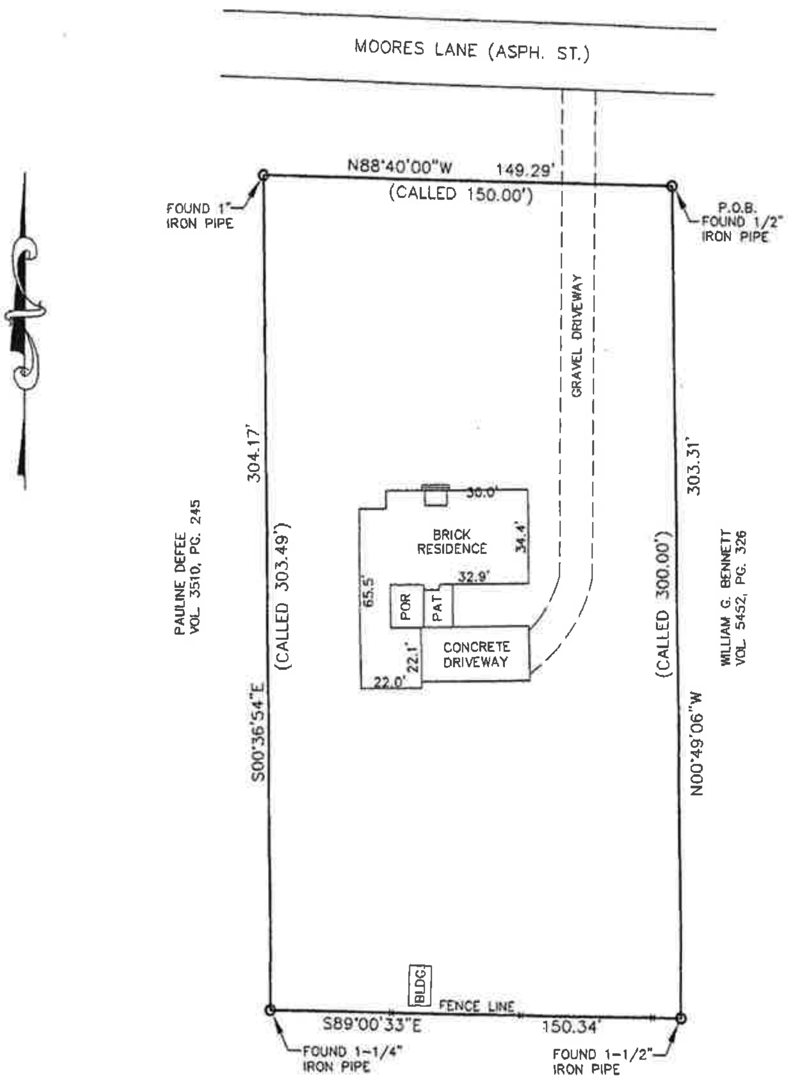
SECTION 4: That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **11th day of December, 2017.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

EXHIBIT 'A'



THIS IS TO CERTIFY: that this plat correctly reflects the results of a survey made on the ground covering all that certain tract or parcel of land being a part of the GEORGE BRINLEE HEADRIGHT SURVEY, Abstract No. 18, Bowie County, Texas, and being the same tract of land conveyed to Freda L. Casey by General Warranty Deed recorded in Volume 5842, Page 305 of the Real Property Records of Bowie County, Texas, and the subject tract of land being more particularly described by metes and bounds as follows:

Beginning at a 1/2" iron pipe found for corner on the South right-of-way line of Moores Lane, being the Northeast corner of said Casey tract;
THENCE: N 88°40'00" W, 149.29 feet with the North line of said Casey tract and the South line of Moores Lane to a 1" iron pipe found for corner at the Northwest corner of same;
THENCE: S 00°36'54" E, 304.17 feet with the West line of said Casey tract to a 1-1/4" iron pipe found for corner at the Southwest corner of same;
THENCE: S 89°00'33" E, 150.34 feet with the South line of said Casey tract to a 1-1/2" iron pipe found for corner at the Southeast corner of same;
THENCE: N 00°49'06" W, 303.31 feet with the East line of said Casey tract to the POINT OF BEGINNING and containing 1.04 acres of land, more or less.

TO THE LIENHOLDERS AND/OR THE OWNERS OF THE PREMISES SURVEYED AND TO THE TITLE COMPANY: The undersigned does hereby certify that this survey was this day made on the ground of the property legally described hereon and is correct, and that any discrepancies, conflict, shortages in area, boundary line conflicts, encroachments of improvements, apparent or visible easements or rights-of-way are as shown hereon and/or described herein as best can be determined by the documents provided and as per on the ground survey, and that said property appears to have access to and from a dedicated roadway.

STATE OF TEXAS
REGISTERED
JOHNNY E. PLUNK, JR.
5080
PROFESSIONAL
LAND SURVEYOR

JOHNNY E. PLUNK, JR.
REGISTERED PROFESSIONAL
LAND SURVEYOR
TEXAS NO. 5080

4009 MOORES LANE, TEXARKANA, TEXAS

PLUNK LAND SURVEYING 3720 JEFFERSON AVENUE TEXARKANA, ARKANSAS 71854 PHONE (870) 779-8002	1.04 ACRES GEORGE BRINLEE HRS., A-18 BOWIE COUNTY, TEXAS
SCALE: 1"=40'	DATE: 11/11/2011
DRAWN BY: JEP	JOB NO: 111103

4009 Moores Lane
Department of Planning and Community Development

1:3,800

4009 Moores Lane
Department of Planning and Community Development

N

1:2,500

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

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

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

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

Other:

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 10/19/2017 9:59 AM

Lead Department: Police **Action Officer:** Kevin Schutte,

Subject: Ordinance No. 2017-117 authorizing the continuation of the Juvenile Curfew Ordinance, as originally adopted in Ordinance No. 261-93 and last continued in Ordinance No. 2014-117, for an additional period of three (3) years.

Briefing:	Public Hearing:	Second Briefing:	Council Vote:
10/23/2017	10/23/2017		11/13/2017

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

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Texas Local Government Code Chapter 370.002 Review of Juvenile Curfew Order or Ordinance requires the city council every three (3) years after the adoption of a curfew ordinance to:

(1) Review the effect of the ordinance on the community and on problems the ordinance was intended to remedy;
(2) Conduct public hearings on the need to continue the ordinance; and
(3) Abolish, continue or modify the ordinance

In 1993 the City adopted a Curfew for Minors Ordinance, Chapter 15, Article VI, and this is the eighth tri-annual review of the ordinance.

The Texas Local Government Code 370-002 requires two (2) public hearings to review this ordinance. The police department requests that these hearings be held November 13th, 2017 and November 27th, 2017. Review Juvenile Curfew Statistics document prepared by the Texarkana, Texas Police Department, documenting the activities of and enforcement of juveniles within the curfew periods.

Potential Options:

NONE

Fiscal Implications:

NONE

Staff Recommendation:

The Police Department recommends this three year approval of ordinance continuation.

Advisory Board/Committee Review:

NONE

City of Texarkana, Texas

Board/Committee Recommendation:
NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:
NOT APPLICABLE

Attachments
a. 2017-117 ORD Authorizing the Continuation of Juvenile Curfew Ordinance (DOC)
b. 2017-117 ATTH 01 Juvenile Curfew Review 2017 (DOCX)
c. Goals & Perspectives (DOCX)

Staff Coordination
Police Dan Shiner Review Completed 10/02/2017 3:48 PM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 10/02/2017 4:48 PM
Public Information Officer Lisa Thompson PIO Review Completed 10/19/2017 9:24 AM
City Manager Shirley Jaster City Manager Review Completed 10/19/2017 3:43 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017 6:00 PM

Meeting History

ORDINANCE NO. 2017 - 117

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CONTINUATION OF THE JUVENILE CURFEW ORDINANCE, AS ORIGINALLY ADOPTED IN ORDINANCE NO. 261-93, FOR AN ADDITIONAL PERIOD OF THREE (3) YEARS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, by Ordinance No. 261-93, Chapter 15 of the Code of Ordinances of the City of Texarkana, Texas, was amended by adding a new Article VI entitled “Curfew Hours For Minors” relating to the establishment of curfew hours for minors; and

WHEREAS, Texas Statute (Local Government Code Section 370.002) requires that the governing body of the home-rule municipality:

(a) Review the Ordinance’s effects on the community and on the problems the Ordinance was intended to remedy;
(b) Conduct public hearings on the need to continue the Ordinance; and
(c) To abolish, continue, or modify the Ordinance; and

WHEREAS, the City Council of the City of Texarkana, Texas, as governing body of a home-rule municipality, has again reviewed the Ordinance’s effect on the community and on the problems the Ordinance was intended to remedy and found that the Ordinance has had a positive effect in that although the number of crimes committed by juveniles have increased, the number of arrests of juveniles during curfew hours has more than doubled preventing an even larger increase in juvenile crime. Citations issued to juveniles for violation of the existing curfew ordinance have increased as well; and

WHEREAS, in compliance with the above-described Local Government Code a public hearing was held on Monday. November 13, 2017, on the need to continue the Ordinance and a second public hearing was held on Monday, November 27, 2017.

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

SECTION 1: That authorization is hereby given for the Juvenile Curfew Ordinance, as originally approved in Ordinance No. 261-93, to continue for an additional period of three (3) additional years.

SECTION 2: 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 **13th day of November, 2017**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

2017-117 ATTH 01

TEXARKANA, TEXAS POLICE DEPARTMENT
CRIME ANALYSIS UNIT

Juvenile Curfew Statistics
Three Year Review
August 9, 2014-August 8, 2017

The City of Texarkana, Texas has a curfew for minors within the city limits. The curfew hours are as follows:

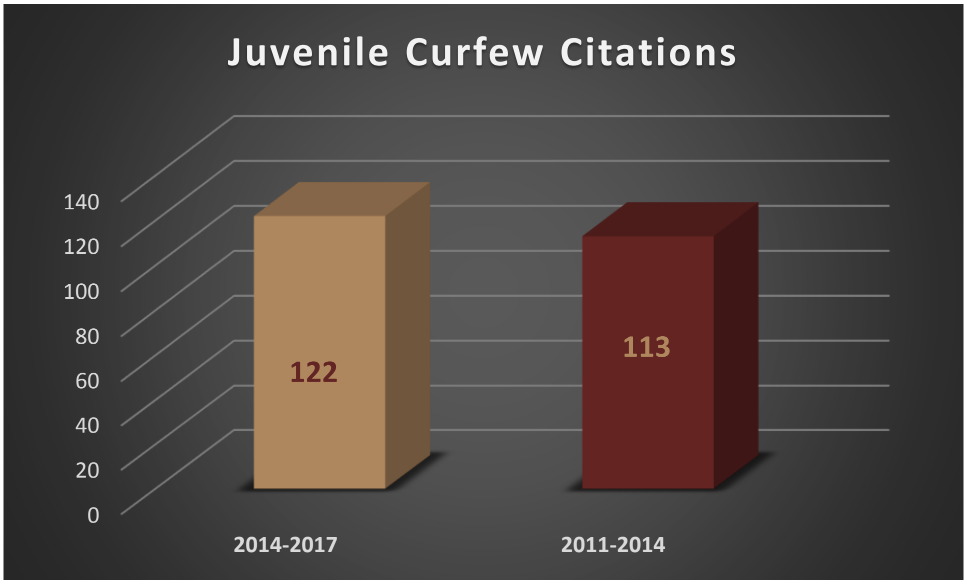
a. 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday or Thursday until 6:00 a.m. the following day; and

b. 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday

c. 9:00 a.m. until 2:30 p.m. on any Monday, Tuesday, Wednesday, Thursday or Friday.

Every three years the juvenile crime statistics are reviewed with regard to this ordinance. The following information compares the number of citations issued for violation of the juvenile curfew during the three year period of August 9, 2014 to August 8, 2017 to the previous three year evaluation period from August 9, 2011 to August 8, 2014.

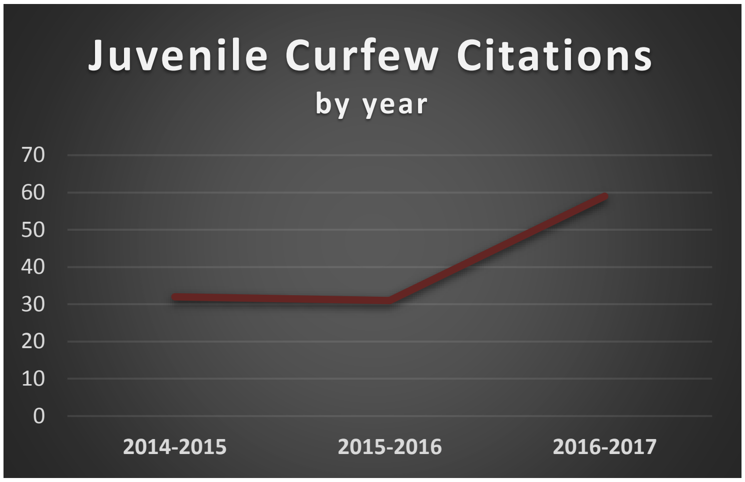
The charts immediately following show the number of citations issued for violation of the juvenile curfew during this three year evaluation period (August 2014 – August 2017) compared to the previous three years.



<u>Three year Comparison</u>

2014-2017 – 122 **2011-2014** - 113

2017-117 ATTH 01



Citations by Year

August 9, 2014-August 8, 2015	32
August 9, 2015-August 8, 2016	31
August 9, 2016-August 8, 2017	59

AVERAGE PER YEAR - 41

Listed below is the number of juvenile arrests made during the curfew hours of this three year evaluation period compared to the previous evaluation period.

TOTAL JUVENILE ARRESTS DURING CURFEW HOURS

2014-2017	2011-2014	Percent Change
58	26	+123%

ARRESTS FOR PART 1 CRIMES

Offense	2014-2017	2011-2014	Percent Change
Homicide	0	0	0%
Sexual Assault	3	0	+300%
Robbery	1	1	0%
Aggravated Assault	0	0	0%
Burglary	9	4	+125%
Theft	5	1	+400%
Auto Theft	9	3	+200%

OTHER ARRESTS

Offense	2014-2017	2011-2014	Percent Change
Narcotics	3	3	0%
Runaway	0	3	-100%
Simple Assault	4	2	+100%
Other	24	9	+167%

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:

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 10/20/2017 3:46 PM

Lead Department:	City Manager	**Action Officer:**	Shirley Jaster, Interim City Manager
Subject:	Resolution No. 2017-120 approving for purposes of Section 147(f) of the internal revenue code the reissuance by the Newark Cultural Education Facilities Finance Corporation of its retirement facility revenue refunding bonds.		

Briefing:	10/23/2017	**Public Hearing:**	10/23/2017	**Second Briefing:**		**Council Vote:**	10/23/2017

Item Schedule
Schedule 3: No briefing required (one week)

Updates/History of Briefing:

Executive Summary and Background Information:

MRC Cornerstone Retirement Community is reissuing certain debt used for the construction, acquisition, renovation and/or equipping of Cornerstone Retirement Community located at 4100 Moores Lane, Texarkana Texas 75503. MRC Cornerstone Retirement Community is reissuing at a favorable tax-exempt interest rate through a bond transaction facilitated by the Newark Cultural Education Facilities Finance Corporation. Orrick, Herrington & Sutcliffe LLP serves as bond counsel for this transaction.
Because the Property is located within the City limits, section 147(f) of the Internal Revenue Code, requires that the "highest elected official" of the City must approve the transaction after a public hearing is held. Documentation submitted shows that such a public hearing was held on October 10, 2017 at Cornerstone Retirement Community, 4100 Moores Lane, Texarkana Texas 75503, with no person appearing to express his or her view on the transaction.

The consent requested from the City Council is only for the purpose of complying with federal tax law regarding tax-exempt obligations. This is not a request for the City to undertake any financial obligation. The transaction will not be a City debt or liability. The transaction is scheduled to close on November 15, 2017.

Fiscal implications

None

Potential Options:

- List or "None"
-

Fiscal Implications:

(Insert Text Here)

Staff Recommendation:

(Insert Text Here)

City of Texarkana, Texas

Advisory Board/Committee Review:

(Advisory Board/Committee Name OR say "NONE")

Board/Committee Recommendation:

(Insert Date Here):

(Insert Text Here or say "NOT APPLICABLE")

Advisory Board/Committee Meeting Date and Minutes:

(Insert Minutes Here) or Select, Delete this and all text in this area and say "NOT APPLICABLE"

Attachments

a. 2017- 120 RES approval of bond reissuance (DOCX)
b. 2017- 120 ATTH 01 approval of Highest Elected Official Texarkana, Texas (PDF)

Staff Coordination

City Manager Vicky Coopwood Department Head Review Skipped 10/20/2017 3:40 PM
Deputy City Manager - Kyle Dooley Vicky Coopwood Deputy City Manager Review Skipped 10/20/2017 3:41 PM
Public Information Officer Lisa Thompson PIO Review Completed 10/20/2017 3:42 PM
City Manager Vicky Coopwood City Manager Review Skipped 10/20/2017 3:42 PM
City Council Vicky Coopwood Meeting Pending 10/23/2017 6:00 PM

Meeting History

RESOLUTION NO. 2017- 120

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING FOR PURPOSES OF SECTION 147(f) OF THE INTERNAL REVENUE CODE THE REISSUANCE BY THE NEWARK CULTURAL EDUCATION FACILITIES FINANCE CORPORATION OF ITS RETIREMENT FACILITY REVENUE REFUNDING BONDS (MRC CORNERSTONE PROJECT), SERIES 2011A AND RETIREMENT FACILITY REVENUE BONDS (MRC TOWNCREEK PROJECT), SERIES 2011B; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, MRC Cornerstone Retirement Community is reissuing certain debt used for the construction, acquisition, renovation and/or equipping of Cornerstone Retirement Community located at 4100 Moores Lane, Texarkana, Texas 75503, at a favorable tax-exempt interest rate through a bond transaction facilitated by the Newark Cultural Education Facilities Finance Corporation (the "Corporation"); and

WHEREAS, the bond transaction involves the Corporation's Retirement Facility Revenue Refunding Bonds (MRC Cornerstone Project), Series 2011A and Retirement Facility Revenue Bonds (MRC Towncreek Project), Series 2011B (collectively, the "Bonds"); and

WHEREAS, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended, the City Council of the City of Texarkana, Texas, after the required public hearing following reasonable notice, must approve issuance of bonds by the issuer in order for the Bonds to qualify as tax-exempt obligations under the Internal Revenue Code; and

WHEREAS, Section 147(f)(2)(B) of the Internal Revenue Code deems such a bond issuance to be approved by a governmental unit if the elected representative of the governmental unit approves the bond issue following a public hearing concerning the issuance and the nature of the facility in question; and

WHEREAS, the requested approval certification for the Bonds and proof of the public hearing required by the Internal Revenue Code are attached to this Resolution as **ATTH 01** and are incorporated herein by reference for all purposes.

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

SECTION 1: The City Council, solely for the purposes of Section 147(f) of the Internal Revenue Code, as the elected legislative body having jurisdiction over an area in which the facilities to be financed are located, hereby ratifies and approves the Bonds and facilities as described in **ATTH 01** and authorizes the Mayor of the City of Texarkana, Texas, to execute the Approval Certificate evidencing such approval as set out in **ATTH 01**.

SECTION 2: The foregoing approval is given in accordance with the provisions of Section 147(f) of the Internal Revenue Code and for no other purposes. The foregoing approval shall neither be deemed nor construed as an undertaking, liability, indebtedness, or obligation by the City of Texarkana, Texas. The Bonds described in **ATTH 01** shall not constitute an undertaking, liability, indebtedness, or obligation of the City of Texarkana, Texas, nor shall any of the assets of the City of Texarkana, Texas, be pledged to the payment of the Bonds.

SECTION 3: This Resolution shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session on this the **23rd day of October, 2017.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

APPROVAL OF HIGHEST ELECTED OFFICIAL OF
THE CITY OF TEXARKANA, TEXAS

Retirement Facility Revenue Refunding Bonds (MRC Cornerstone Project), Series 2011A
Retirement Facility Revenue Bonds (MRC Towncreek Project), Series 2011B

The undersigned Mayor of the City of Texarkana, Texas, (the "City") hereby certifies with respect to the reissuance by the Newark Cultural Education Facilities Finance Corporation (the "Corporation"), of its Retirement Facility Revenue Refunding Bonds (MRC Cornerstone Project), Series 2011A and Retirement Facility Revenue Bonds (MRC Towncreek Project), Series 2011B (collectively, the "Bonds"), that:

1. This certificate is based upon the CERTIFICATE OF PUBLIC HEARING OFFICER REGARDING PUBLIC HEARING attached hereto as **Exhibit A** relating to the public hearing conducted on the date indicated in the Affidavit of Publication attached to such Minutes of Public Hearing by the duly appointed hearing officer of the Corporation in accordance with the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended; and

2. Solely for purposes of the approval requirements of the aforesaid Section 147(f) of the Code, and for no other purpose, in my capacity as Mayor, I hereby approve the Bonds and the facilities to be financed with the proceeds of the Bonds, and hereby ratify and approve all actions taken by or on behalf of the City with respect to publication of the Notice of the Public Hearing as reflected in the Affidavit of Publication attached as Exhibit A to the attached Certificate of Public Hearing Officer and the conducting of such Public Hearing.

THIS APPROVAL SHALL NOT BE CONSTRUED AS (1) A REPRESENTATION OR WARRANTY BY THE CITY, THE MAYOR OF THE CITY, THE STATE OF TEXAS OR ANY OTHER AGENCY, INSTRUMENTALITY OR POLITICAL SUBDIVISION OF THE STATE OF TEXAS THAT THE BONDS WILL BE PAID OR THAT ANY OBLIGATIONS ASSUMED BY ANY OF THE PARTIES UNDER THE INSTRUMENTS DELIVERED IN CONNECTION WITH THE BONDS WILL IN FACT BE PERFORMED; (2) A PLEDGE OF THE FAITH AND CREDIT OF THE CITY OR THE STATE OF TEXAS OR ANY AGENCY, INSTRUMENTALITY OR POLITICAL SUBDIVISION OF THE STATE OF TEXAS OR THE CITY; OR (3) A REPRESENTATION OR WARRANTY BY THE CITY CONCERNING THE VALIDITY OF THE CORPORATE EXISTENCE OF THE CORPORATION OR THE VALIDITY OF THE BONDS.

Date: __________________

____
Mayor of the City of Texarkana, Texas

EXHIBIT A

CERTIFICATE OF PUBLIC HEARING OFFICER
REGARDING PUBLIC HEARING

CERTIFICATE OF PUBLIC HEARING OFFICER
REGARDING PUBLIC HEARING (INTERNAL REVENUE CODE § 147(f))

NEWARK CULTURAL EDUCATION FACILITIES FINANCE CORPORATION
Retirement Facility Revenue Refunding Bonds (MRC Cornerstone Project), Series 2011A

NEWARK CULTURAL EDUCATION FACILITIES FINANCE CORPORATION
Retirement Facility Revenue Bonds (MRC Towncreek Project), Series 2011B

I, the undersigned, do hereby make and execute this certificate for the benefit of all persons interested in the issuance of the above-referenced bonds (collectively, the "Bonds").

I hereby certify as follows:

1. I am the duly appointed hearing officer for the public hearing which was held in connection with the issuance of the Bonds at the time and place indicated in the Notice of Public Hearing included in **Exhibit A** attached hereto.

2. Notice of the public hearing was published no less than 14 days before the date of the public hearing in *The Texarkana Gazette*, as evidenced by the Affidavit of Publication of the Notice of Public Hearing attached hereto as **Exhibit A**.

3. All persons appearing at the public hearing were given an opportunity to comment on the proposed issuance of the Bonds and the project to be financed with proceeds of the Bonds. No such persons appeared or made comments except as is set forth on **Exhibit B** attached hereto.

4. After giving all interested persons an opportunity to appear and comment, the public hearing was declared closed.

WITNESS MY HAND this 10th day of October, 2017.

Hearing Officer

Exhibit A - Affidavit of Publication of the Notice of Public Hearing
Exhibit B - Names and Comments of Persons Attending Public Hearing

OHSUSA:767387876.1

EXHIBIT A

AFFIDAVIT OF PUBLICATION OF THE NOTICE OF PUBLIC HEARING

Exhibit A to Certificate of Public Hearing Officer

Texarkana Gazette
101 East Broad St.
Texarkana, AR 71854
(903) 794-3311
Fax (903) 792-7183

COUNTY OF BOWIE & MILLER
STATE OF TEXAS & ARKANSAS

I, Amanda Otwell, do solemnly swear that I am the Legal Clerk of the Texarkana Gazette, a newspaper published in Bowie & Miller Counties and having a bona fide circulation therein; that said newspaper is authorized by law to publish legal advertisements; and that the advertisement annexed hereto was published in said newspaper 1 time (s) on the following dates:

09/26/17

Amanda Otwell

Amanda Otwell
Legal Clerk

Subscribed and sworn to before me, this 16 day of October 2017.

Glynda Corbell

Notary Public

GLYNDA CORBELL
My Commission Expires
July 8, 2018

NOTARY PUBLIC
STATE OF TEXAS

Bowie County, Texas

My Commission expires: 7-8-2018

190 Legal Notices

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Newark Cultural Education Facilities Finance Corporation (the "Corporation"), a non-profit corporation created by the City of Newark, Texas pursuant to Article 1528m, Vernon's Texas Civil Statutes, will hold a public hearing on October 10, 2017, commencing at 10:00 a.m. at Cornerstone Retirement Community, 4100 Moores Lane, Texarkana Texas 75503, to provide an opportunity for all interested persons to be heard with respect to a proposed amendment and reissuance of Retirement Facility Revenue Refunding Bonds (MRC Cornerstone Project), Series 2011A and Retirement Facility Revenue Bonds (MRC Towncreek Project), Series 2011B in an aggregate principal amount not to exceed $11,000,000 (collectively, the "Bonds").

The proceeds of the Bonds will be loaned to Methodist Retirement Communities, MRC Pinecrest Retirement Community, MRC Cornerstone Retirement Community and MRC Towncreek Retirement Community (collectively, the "Borrower"), for the following purposes: (a) refinancing the construction, acquisition, renovation and/or equipping of Creekside Retirement Community located at 1433 Veteran's Memorial Parkway, Huntsville Texas 77340; (b) refinancing certain debt used for the construction, acquisition, renovation and/or equipping of Cornerstone Retirement Community located at 4100 Moores Lane, Texarkana Texas 75503 (collectively, the "Project"); and (c) paying a portion of the costs of issuance of the Bonds. The Project will be owned or operated by the Borrower or one or more of their affiliates. The Bonds are not payable out of taxes and are secured by and payable solely from funds provided by the Borrower.

All interested persons are invited to attend the hearing to express their views, both orally and in writing, with respect to the Loans and the Project. Any interested persons unable to attend the hearing may submit their views in writing to the President of the Board of Directors of the Corporation, c/o Orrick, Herrington & Sutcliffe LLP, Attn: Hoang Vu, 609 Main Street, Floor 40, Houston, Texas 77002, prior to the date scheduled for the hearing.

NEWARK CULTURAL EDUCATION FACILITIES FINANCE CORPORATION

019 Special Notices

SUDOKU

Sudoku is a number-placing puzzle based on a 9x9 grid with several given numbers. The object is to place the numbers 1 to 9 in the empty squares so that each row, each column and each 3x3 box contains the same number only once. The difficulty level of the Conceptis Sudoku increases from Monday to Sunday.

Conceptis SudoKu By Dave Green

			9			5		
		8	3			7		
4	1			8			2	
			8		2		3	4
		5				9		
8	2		4		3			
	7			6			5	1
		4			5	8		
		1			9			

Difficulty Level ★★ 9/26

©2017 Conceptis Puzzles, Dist. by King Features Syndicate, Inc.

Answer to previous puzzle

9	2	1	5	8	7	3	6	4
8	6	7	3	1	4	5	9	2
5	3	4	2	9	6	8	7	1
7	1	8	4	3	9	6	2	5
2	4	3	6	7	5	9	1	8
6	9	5	8	2	1	7	4	3
3	5	9	7	4	2	1	8	6
4	7	6	1	5	8	2	3	9
1	8	2	9	6	3	4	5	7

Difficulty Level ★ 9/25

Texarkana Gazette

019 Special Notices

065 RM-Help Wanted

INDEPENDENT CONTRACTOR
NEWSPAPER CARRIERS
Wanted For The Following Areas:
•New Boston •Hooks
•DeQueen •DeKalb
For More Information Please Call
870-330-7568

ANNOUNCEMENTS

002 Auction Sale

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 B7

AUCTION OCT 7th, 10am - Bonnerdale-John Deere 6200, Tractor w/Loader, Bush Hog 3210, Teak Patio Furniture, Home Items, MISC Tools, W&D, Much More! Visit TargetAuction.com for list. Preston King, Auctioneer/Broker AALB2459/PB00074283.

009 Personal

****
IF YOU DRINK That's your business. IF YOU want to stop call ALCOHOLICS ANONYMOUS 903-798-1024. or texarkanaaa.org
****

TRANSPORTATION

027 Automobiles for Sale

2010 CADILLAC CTS, PREMIEM COLLECTION, 42K MILES $16,500. 903-809-9045.

2003 FORD Thunderbird, black, 100k miles, good cond. $10,000 903-277-8281.

2011 LEXUS ES350 118K miles, loaded, clean, new tires & breaks. $12,995 903-276-3131

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 I25

EMPLOYMENT

065 RM-Help Wanted

CHRISTIAN CARE Center Is hiring C.N.A's FT & PRN Part-Time Van Driver Apply in person 1008 Citizens Trail EOE

CNA-MUST BE dependable & certified. Mon.& Wed. 10am-1pm 870-772-3359.

DEDICATED CDL Driver for local warehousing company. Great company benefits, no OTR local hauls, full time M-F. Send resumes to carissa.gray@motivated.marketing

HELP WANTED Dry wall & suspended ceilings helper needed. Must have traspotation & drug screened. Call 903-244-6114 ask for James.

065 RM-Help Wanted

ELEVENTH STREET Baptist Church, Texarkana, Arkansas, is seeking a full-time Pastor. 3-5 years of pastoral experience preferred. Applicant must be willing to submit to a criminal history check and drug testing. Resumes are being accepted at vfulce@aol.com or mail to ESBC, C/O Janice Nelson, 1101 Laurel Street, Texarkana, AR 71854. Resumes will be accepted and considered until position is filled.

IMMEDIATE OPENING for a Legal Assistant a short term position that could work into a full time poisition. Must have proficient knowledge of Microsoft Office, Word & Excel. Fax Resume to 903-255-0800 Attn:Elaine or Email to : emilhorn@haltondoan.com

LIFENET, INC.
Position:
System Status Controller (Dispatcher)
LifeNet Inc is a 24 hour business.
Shift work is required.
(Days, Nights, Weekends and Holidays)

Duties:
Responsible for answering 911 and non- emergency calls for ambulance service. Dispatching LifeNet ground and air emergency medical services.

To apply and view complete job description/required qualifications, please visit our website at:
www.lifenetems.org
LifeNet, Inc. is an equal opportunity employer.

REUNION PLAZA IS LOOKING FOR FULL TIME
CNA's 2-10 & 10-6 shifts w/$500 sign on bonus.
Exp. Staffing Coordinator must LVN,LPN or RN apply in person at 1401 Hampton Rd Texarkana, TX

SERVICE TECHNICIAN Vanco Systems,Inc. has an opening for EXPERIENCED copier technician. Factory training provided. Networking and/or PC education a plus. Benefit pkg. includes profit sharing, health ins., vacation, sick time, and company vehicle. EOE. Fax or email resumes to: allen@vancosystems.com

WANTED EXPIRENCED TIRE TECH at M&M Tire. Call 870-774-1600 or apply in person at 720 State Line

065 RM-Help Wanted

TEAM LEAD for insulation company wanted. Starting pay $12hr with raise after 90 days. Clean driving record a must. Drug Free work place. Previous insulation exp. a plus but not req. Will train the right person. Apply in person at 2601 South Lake Dr. Texarkana, TX. Mon.-Fri.

066 Help Wanted-General

BECOME A HOME INSPECTOR IN 30 DAYS OR LESS - Class starts soon! We offer: Home & Commercial Inspection Training, & Continuing Ed Inspection classes. For details, info: Call 501-796-3627 or email abc@tcworks.net for details or visit: www.abchii.com

EXPERIENCED SCREEN Printer needed for busy automatic shop. Must be knowledgeable in pre press & manual and automatic printing. Call Richard 903-278-4885.

LOOKING FOR exp. carpenters & framers, remodeling cabinets & trim must have references. 903-826-1796 or 903-809-8603.

NOW HIRING! MAINTENANCE: ELECTRICIAN - Competitive pay & benefit package available! Email, Fax or Mail Resume to: SAF-HOLLAND, Inc. Attn: HR, P.O. Box 825, Dumas, AR, 71639-0825, Fax: 870-382-2299 or email: randy.fletcher@safholland.com. EOE AA M/F/Vet/Disability

067 Truck Driving

CDL FLATBED Drivers Needed, NORTH LITTLE ROCK LOCATION – Regional, Family-Oriented Workplace. $600.00 Sign on Bonus Great pay, Earn $50,000.00 to $65,000.00 Yr., Health/Dental/Vision 100% paid. Retirement Plan w/company partial match, Vacation, Holiday Pay, Home Weekly, 90% No-Tarp, Uniforms & Jackets Provided.. Late Model Trucks! Call Chuck or Jeremy 501-945-1433 Apply in person 5007 E. Broadway, NLR. 72117

TEAMS – NEED ASAP! Harrison, LR & Memphis. TOP PAY - 55cpm, HOME 2 days per week, 4 weeks of vacation after 10 years • Signing Bonus Day One! CLASS A CDL TEAMS, DRIVE FOR FedEx GROUND Contractor! Great benefits! Must have 1 yr. of exp. and able to get doubles endorsement. 870-754-5100. DriveGTI.net

069 Medical

CNA CLASSES
Texarkana Nursing Academy 718 E. 5th St. Texarkana, AR. Scholarships available. Approved for Veterans. 12 day program. Licensed by ADHE & OLTC. texarkananursingacademy.com
870-772-6860

COME GROW with us Rose Haven Retreat currently seeking CNAs & LVN's. Rose Haven Retreat @ 3200 Live Oak Atlanta, TX. 903-796-4127.

071 Beauty & Wellness

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 N39

094 Livestock

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 G53

ANIMALS

100 Free pets

10 WEEK home male kitten. Free to good home. 870-691-2217.

FREE 2 yr. old male Beagle to good home. Call Kenneth 903-748-4164.

FREE 3 yr. old female lab. Good w/children/shots are updated. Heartworm free to good home. 870-691-2217.

101 Pets

AKC REG Lab puppies, All yellow, Champion bloodline, dew claws removed $350 870-299-2945.

POUND PUPPIES WE HAVE LOTS OF PUPPIES. ADOPT A DOG !!!
Low cost adoptions $25 minimum fee
Pound Puppies of Ashdown Dog Rescue
870-898-6758 903-748-1448
Poundpuppiesofashdown@gmail.com for pics & info. Dogs of all sizes & breeds.
We exist on DONATIONS. Account at Bear State Bank
Looking to improve our kennels all donations are welcome & greatly appreciated.
All Bulldog adoptions will be subject to an adoption fee.
****
*4 -3mo black lab puppies
•Large breed dogs
•2 Female Black Lab-mix Puppy
• Yellow Male Lab-Great Pureenes
*4 Chihuahua Whippet Mix
* Mixed Male Cow Mix
*2 yr old female Chihuahua Mix
*1- German Shepard Mix Puppies
Male Catahoula 5mths old.
Blue Eyed Australian Shepard 3 mths old
* German Shepard Black Mouth Cur Puppies
Need Volunteers for Adoption Days
Many more to choose from.

MERCHANDISE

113 Articles for Sale

ATTN: HUNTERS! CAMPING SHED for ATV - All galvanized steel, $749 delivered, Call 501-766-6900

BUNK BEDS TWIN TOP W/ MATTRESS & QUEEN BOTTOM W/PILLOWTOP MATTRESS, BLACK METAL. $250. AIRPLANE POT PLANT $2.50-$5 870-773-0220.

DISH NETWORK Satellite Television Service. Now Over 190 channels for ONLY $49.99/mo! FREE Installation, FREE Streaming, FREE HD. Add Internet for $14.95/mo! 1-800-511-6322

113 Articles for Sale

NEW PILLOW TOP MATTRESS SET! Twin $109, Full $129, Queen $149 & King $229! Still in plastic! With Warranty! NEW DISCOUNT RUGS $19.95 & Up! Huge selection! Affordable Furniture Warehouse, 2910 South Lake Dr. 903-276-9354 MYAFW.COM

OXYGEN - Anytime. Anywhere. No tanks to refill. No deliveries. Only 2.8 pounds! FAA approved! FREE info kit: 844-397-2688

PRACTICALLY NEW Nortic Trak Eliptical Machine. Used only 2 mths. $1000 817-680-6748.

WANTED 10 HOMES- In your county Needing METAL ROOFS, SIDING OR WINDOWS For our Before and after picture brochure. Upon being selected receive free $300 gift certificate. SAVE HUNDREDS OF DOLLARS We are opening a branch office and will be using these homes for our brochure. No money down financing. Payments $89/Mo.* Free estimates* Senior/Military discounts. *wac. CALL NOW!! 866-668-8681.

WE SHOP, YOU SAVE on your Medicare Supplement Insurance! Call 888-982-3775 today to compare Medicare benefits and costs from up to 20 top-rated carriers. Receive the best option for you.

116 Building Materials

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 O68

REAL ESTATE FOR RENT

140 Townhomes Unfurnished

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 B12

142 Apartments Unfurnished

SAFE - QUIET - SECURITY!! You don't have to sacrifice safety to live here. GRANADA - 870-772-8625.

CHARMING, SPACIOUS bonus rm, balcony, Fr. doors, ch/a, w/d conn 870-773-8074

144 Office Space for Rent

MCKNIGHT CENTER Professional Office Complex North Richmond Rd. Single office or full suites. Some utilities and janitorial paid. 903-276-2809

FOR LEASE Save A Lot Shopping Center 1,800-9,100sf available located by Save A Lot Grocery Store, New Boston Road .952 Pad Site Available for Build to Suit. Call NAI/American Realty Company 903-793-2666

TEXAS BOULEVARD Office Center 288 to 3,000sf Available, Utilities & Janitorial Services Paid 2603 Texas Blvd Texarkana, TX. Call NAI/American Realty Company 903-793-2666

146 Duplexes Unfurnished

2br/2bth duplex, sm. fenced backyard. 203 Cheyenne Place No section 8 903-826-0044.

AR BRICK, 3/1.5/2CG, CH/A, $750/$500 870-648-2787.

146 Duplexes Unfurnished

Frame Duplex, 2/1. AR side, $400dep, $595mo, water incl. no pets, 870-773-1700

2406 LAUREL ST. APT. N Texarkana, AR 1BD/1Bth, stove, fridge, water paid, no-pets,$500mo/$250dep 903-748-5642.

SENIORS 55 and older, want to size down? Great location! spacious 2/2, covered car port, fenced yard. $925mth +dep Call to see: 903-278-4857

VIEW of fairways & lake at Texarkana C.C., 2br/2Ba, 2 car garage & bonus room, quiet neighborhood $1200Mo. 870-774-0212 /830-370-1009

149 Houses Unfurnished

1/1 REDLICK, $450Mo, $425 dep. all electric, 903-832-8588

2408 LAUREL St. Texarkana, AR 2bd/2bth, stove, fridge, dishwasher, no pets, $650mo/$325dep 903-748-5642.

3BR/2BTH CH/A, great location, 1209 Mockingbird Ln. Txk., TX $750mth/$650dep. Call 903-796-2906.

4/2/2 Great neighborhood, Exec. Condition walk to TISD schools. #3 Blackfriars Rd. TX $1,400 mo. Avail. 10/01/17 903-278-4144

EAST 35TH, Mobile Homes 3/2, W/D Connection, all appls, excellent condition, all yard & maintenance provided. Must See! 903-824-8860

Redlick 2BD/1BA big utility room washer/dryer included $600mo/$550dep 903-832-8588

REAL ESTATE FOR SALE

158 Farm/Land for Sale

9.94 ACRES inside the city limits in Texarkana, AR, Phillips Lane city water. $68,000. 903-824-8860

FOR SALE 40 acres of young timber. Lots of deer & turkey. Shawmut Rd in Mufreesboro. $69,000 870-223-1272.

TIMBERLAND SALE, 80 acres, planted pine & hardwood, Nevada County, Arkansas. Reynolds Forestry Consulting & Real Estate, Colleen 870-299-0978.

159 Houses for Sale

CONGRATULATIONS! YOU may have found a match for your Bingo Card 763 I30

3 SPLIT BEDROOMS, 21/4 BATHS, LARGE MASTER BATH, 2 LAB-SEP COMMODE, JACUZZI TUB, TILE SHOWER, WALK-IN CLOSET. OPEN PLAN FAMILY ROOM, ISLAND SINK, GRANITE, BREAKFAST AREA, PANTRY, VENTED FIREPLACE, 10' CEILINGS, SUN ROOM, SCREENED PORCH, 3 CAR GARAGE, CIRCLE DRIVE, LANDSCAPED LOT, ON GOLF COURSE-VETERAN. 903-244-2344. #11 OAK GROVE PLACE - EXIT 206 I-30

ARK - 908 E 27th - 3/2 + bonus room, newly remodeled with 3 bay shop $135,000. Call Brandi Winkles, Gerald Haire Realty, 903-748-9055.

159 Houses for Sale

4BEDROOM/3.5 BATH ON 5 ACRES- CITY LIMITS, 400 SQ. FT. TREEHOUSE WITH BATHROOM, SHOWER, KITCHENETTE, SPIRAL STAIRCASE AND SUSPENSION BRIDGE. 40X72 WORKSHOP WITH ELECTRIC/PLUMBING. KRISTY WARNER, COLDWELL BANKER ELITE REALTORS, TEXAS 903.832.2486 OR 903.824.1596.$635,000 MLS# 99258

AN INVESTORS DREAM! 4 HOMES WITH CURRENT TENANTS. PLUS, THESE 4 HOUSES SIT ON THE FRONT OF OVER 41 BEAUTIFUL ACRES IN REDWATER ISD. THE PROPERTY INCLUDES 2 LARGE BARNS, PASTURES AND WOODED AREAS AND A LARGE POND. SEVERAL BUILDING SITES. CALL OR TEXT JANET WILLIS 903-748-5383 FOR DETAILS! REMAX PREFERRED.

ARK - 904 E 27th - Attention Investors! This 3/1 home would make a great investment property with renovations done. $25k! Call Brandi Winkles, Gerald Haire Realty, 903-748-9055.

AWESOME HOME IN NEW BOSTON! STRETCH OUT AND RELAX IN 2 LIVING AREAS, 3 LARGE BEDROOMS & SPACIOUS KITCHEN. GO OUTDOORS TO THE BEAUTIFUL GAZEBO WITH PICNIC TABLE AND VIEW OF THE POND. ASK ABOUT THE UPDATES! CALL OR TEXT JENNIFER MCCANN 903.278.7420 FOR DETAILS! RE/MAX PREFERRED.

BEAUTIFUL 3 BEDROOMS/2.5 BATHROOMS, WATERFRONT, STAINED CONCRETE, FIREPLACE, HIGH CEILINGS, STORAGE BUILDING & PLAYHOUSE. LOCATED ON APPROXIMATELY 5.49 ACRES. AMBER GIDEON STEWART, COLDWELL BANKER ELITE REALTORS, TEXAS, 903-832-8486 OR 903-277-9930. $229,500.

BEAUTIFUL 4-3-2-2, 2 LIVING AREA, OPEN FLOOR PLAN, BREAKFAST & FORMAL DINING, JETTED TUB 20X40 GUNITE POOL WITH POOL ROOM, SPRINKLER SYSTEM & FENCED YARD IN GLENWOOD ADDITION. CALL CONNIE ROWE, REMAX PREFERRED @ 903-826-4341.

BEAUTIFUL BUILDING SITE WITH PLENTY OF ROOM FOR HORSES OR CATTLE IN GENOA ISD. APPROX. 27.75 ACRES. CAL OR TEXT LISA PRESLEY, 903-949-8090 FOR DETAILS! RE/MAX PREFERRED.

BEAUTIFUL HOME ON 5 ACRES, 3/2.5/2 WITH 10' CEILINGS, GRANITE COUNTER TOPS, LARGE PANTRY, LAUNDRY ROOM WITH A WALL OF CABINETS, OFFICE AREA, FORMAL DINING, SPLIT MASTER SUITE, COVERED PORCH AND PATIO, STORAGE BUILDING, GENOA SCHOOL DIST. CALL FRANKIE 903-277-7751. REMAX PREFERRED.

COUNTRY HOME, WORKSHOP, FENCED AND LOVELY SURROUNDINGS. HOME HAS 3BR, LARGE COUNTRY KITCHEN. MOVE IN CONDITION. SELLER SAYS MAKE OFFER. PRICED $105,000. CALL CLARA TAYLOR REMAX PREFERRED 903-276-0191.

159 Houses for Sale

CUSTOM HOME, TOTAL PRIVACY, RETREAT IN THE WOODS, WITH CREEK, HAS 14 ACRES, FENCED, SAFE ROOM. MUST SACRIFICE. TERESA LIEPMAN 903-276-9464, REMAX PREFERRED.

CUTE! CUTE! 3BDRM, 1 1/2 BATH, BRICK, NICE UPGRADEDS, IN THE PARK AREA, GREAT NEIGHBORHOOD. PRICED TO SELL!! CALL MICHAEL DONOVAN AT 903-733-2977 FOR AN APPT., REMAX PREFERRED.

EXTRA NICE HOME! UPDATES THROUGHOUT BRAND NEW CARPETS, GRANITE KITCHEN COUNTERS, TILED BACK SPLASH, QUARTZ BATHROOM COUNTERS, TILED SHOWER STALL, CAST IRON SOAKER TUB, NEW PAINT, NEW FLOORING, FAUCETS, TOILETS, 8'X16' STORAGE BUILDING, BIG PRIVACY FENCED YARD. CALL FRANKIE 903-277-7751. REMAX PREFERRED.

FANTASTIC 3/2/2 IN WAKE VILLAGE. THIS HOME OFFERS SPLIT BEDROOM ARRANGEMENT, BREAKFAST AND FORMAL DINING, WALK IN PANTRY, LARGE LAUNDRY, LARGE PRIVACY FENCED BACK YARD AND CORNER LOT. ALL AT AN AFFORDABLE PRICE! CALL VICKIE @ 903-701-8256 TO VIEW REMAX PREFERRED.

FOR SALE BY OWNER: 3BR/2BA 2,814 SQ. FT. HUNTING LODGE SITUATED ON 160 AC. OF TIMBERLAND ALONG BODCOW CREEK IN LAFAYETTE COUNTY IN S.W AR. OPTION AVAILABLE TO PURCHASE ADJOINING 80 AC. ACREAGE IS APPROX. HALF IN PINE PLANTATIONS AND HALF IN MATURE HARDWOOD TIMBER WITH 0.75 MI. OF CREEK FRONTAGE ALONG BODCOW CREEK. DEER, TURKEYS, FERAL HOGS AND NUMEROUS WATERFOWL SPECIES. THIS IS AN OUTSTANDING RECREATIONAL AND INVESTMENT PROPERTY! FOR A PROSPECTUS SALE CALL 870-904-7182.

FSBO 3/2/2. NEW CARPET, STOVETOP, DISHWASHER, UPDATED BATHROOM & FRESHLY PAINTED INSIDE & OUT. 3403 BRIARWOOD TEXARKANA, TX. FOR APPT. CALL 903-791-0306.

FSBO; NEWLY remodeled 3BR/2BA, 2 car carport, 2236 sq. ft. $119,900 OBO, 3516 Greenwood AVE. TXK, AR. For Sale Only 817-528-9036

INVESTMENT PROPERTY - SHORT SALE APPROVED. KRISTY WARNER, COLDWELL BANKER ELITE REALTORS, TEXAS 903.832.2486 OR 903.824.1596/ $75,000. MLS# 99253

INVESTORS DEAL, LETS TALK! 3 BEDROOM, 1 BATH, WITH ALL APPLIANCES, IN GOOD COND. MAKE US AN OFFER! TERESA LIEPMAN 903-276-9464. REMAX PREFERRED.

JUST LISTED IN LIBERTY EYLAU- STUNNING HOME ON ABOUT 4.36 ACRES, MORE LAND ALSO AVAILABLE, CIRCLE DRIVEWAY, 3 BEDROOMS, 3 FULL BATHS, 3 CAR GARAGE, YOU WILL BE PLEASED! CALL FOR PRIVATE SHOWING TODAY. STEVE RAFFAELLI 903-277-8080 OR ERE RAFFAELLI REALTORS 903-794-1800.

JUST LISTED IN WAKE VILLAGE-THIS HOME OFFERS AWESOME SPACE, ABOUT 2900 SQFT., GAME ROOM, 3 BEDROOMS, 3 FULL BATHS, 2 CAR GARAGE, BIG LOT. CALL STEVE RAFFAELLI 903-278080 ERE RAFFAELLI REALTORS 903-794-1800.

MLS#98820. BEAUTIFUL 5BR/3BA HOME IN GATED NEIGHBORHOOD AND REDWATER ISD. FORMAL DR, FAMILY ROOM W/OPEN FLOOR PLAN AND WBFP, KITCHEN W/GRANITE COUNTERTOPS AND SO MUCH MORE! MUST SEE! CALL CHRISTINA OAKES AT 903-277-5782 FOR MORE INFO. CENTURY 21 ALL POINTS REALTY

OWNER IS LEAVING ALL TABLES, CHAIRS 7 COOLERS. OWNER WILL RETAIN ALL SUPPLIES, ELECTRONIC EQUIPMENT, RADIO STATION, ETC. OWNER WILL HAVE TO OPEN BUILDING. BUSINESS IS THRIVING! JAMES KEETON, COLDWELL BANKER REALTORS, TEXAS, 903-832-2486 OR 903-244-7234. $350,000. MLS#99236.

PLEASANT GROVE CUSTOM BUILT HOME ON 9 ACRES AND A POND. 3 BEDROOMS, 2 BATHS, 2 LIVING AREAS, FORMALS AND CLOSE TO THE UNIVERSITY. CALL DARLA DOUGLAS, GERALD HAIRE REALTY, 903-277-8166.

POSSIBLE "0" DOWN FINANCING AVAILABLE ON THE 3/2 HOME ON A CORNER LOT. ARKANSAS SIDE OF TEXARKANA. $85,000. CALL LINDA WOMBLE REMAX PREFERRED 870-216-1414.

159 Houses for Sale

PLEASANT GROVE ON ... OPEN LIVING WITH ... LOUS VIEW: 3/2/2 WI... NUS ROOM. JENN-AIR ... OVENS, SPLIT BDR... DECK OVERLOOKING L... ITS WIDEST AND BEA... VIEW. 2 GAS LOG ... PLACES AND 1 ELE... MASTER BATH, ... AROUND BAR IN KIT... SPRINKLER SYSTEM & ... MORE!!! CALL PEN... 903-277-6693 REMAX ... FERRED.

SELLER SAYS BRING ... WILL ADD FENCE OR ... UPGRADE. NEW INSID... OUT, GRANITE, NEW ... MUST SEE! TERESA LI... 903-276-9464. REMAX ... FERRED.

TEXARKANA, AR. 4 bed... 2 Car Garage plus a 1... bath apartment above ... rage. Includes an In-... Pool and a Pond on 5.8... Griffin Realtors 870-774...

THIS IS A GREAT HOM... PROVIDES LOTS OF ... INSIDE AND OUT. ST... BUILDING OR WOR... AREA, LARGE BACKYA... THE UPDATES HAVE ... DONE; TAKE A LOOK ... QUALITY OF WORK! C... TEXT SHEREE MAN... 903.278.3845 FOR DE... RE/MAX PREFERRED.

THIS IS A LOVELY PLA... CALL "HOME" IN PLE... GROVE! SPACIOUS ... PLAN INCLUDES 4BR... KITCHEN WITH ISLA... LIVING AREAS AND ... RATE FORMAL DINING ... CALL OR TEXT P... HAWKINS, 903-280-80... DETAILS! REMAX PREF...

174 Manufact. Housi...

HAVE A title to your Ca... or Mobile home? Get ... home with any trade-... 501-653-3205.

VERY CLEAN 3 BED 2... Singlewide for sale ... 501-653-3202

LEGAL NOT...

190 Legal Notices

NOTICE OF PUBLIC HE...
Notice is hereby give... the Newark Cultural Ed... Facilities Finance Corp... (the "Corporation"), ... profit corporation crea... the City of Newark, Tex... suant to Article 1528... non's Texas Civil St... will hold a public hea... October 10, 2017, con... ing at 10:00 a.m. at C... stone Retirement Comm... 4100 Moores Lane, ... kana Texas 75503, to ... an opportunity for al... ested persons to be ... with respect to a pro... amendment and reissu... Retirement Facility R... Refunding Bonds (MR... nerstone Project), ... 2011A and Retirement ... Revenue Bonds (MRC ... creek Project), Series ... in an aggregate pr... amount not to e... $11,000,000 (collectiv... "Bonds").
The proceeds of the ... will be loaned to Me... Retirement Commu... MRC Pinecrest Reti... Community, MRC C... stone Retirement Com... and MRC Towncreek ... ment Community (... tively, the "Borrower... the following purpos... refinancing the constr... acquisition, renovation... equipping of Creeksi... tirement Community ... at 1433 Veteran's Me... Parkway, Huntsville ... 77340; (b) refinancing ... debt used for the co... tion, acquisition, ren... and/or equipping of C... stone Retirement Com... located at 4100 Moore... Texarkana Texas 7550... lectively, the "Project... (c) paying a portion ... costs of issuance ... Bonds. The Project ... owned or operated ... Borrower or one or m... their affiliates. The Bo... not payable out of tax... are secured by and p... solely from funds prov... the Borrower.
All interested persons ... vited to attend the hea... express their views ... orally and in writing, w... spect to the Loans a... Project. Any intereste... sons unable to atte... hearing may submi... views in writing to the... dent of the Board of Di... of the Corporation, c/o ... Herrington & Sutcliff... Attn: Hoang Vu, 60... Street, Floor 40, Ho... Texas 77002, prior to t... scheduled for the heari...
NEWARK CULTURAL E... TION FACILITIES FI... CORPORATION

EXHIBIT B

COMMENTS OF PERSONS ATTENDING PUBLIC HEARING

NONE

City of Texarkana, Texas

Version: B

Briefing Sheet

Update Date: 10/19/2017 2:49 PM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2017-099 rezoning an approximate 2 acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. Single Family-1 to Single Family-3. Military Warriors Support Foundation, owner. Mary Bowman (under contract to purchase), agent.

Briefing: 10/23/2017 **Public Hearing:** 10/9/2017 **Second Briefing:** October 23, 2017 **Council Vote:** 11/13/2017

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

Updates/History of Briefing:

On October 18, 2017, staff received three letters in opposition to this request that are included in the council packet.

Executive Summary and Background Information:

Z-17-10: This is a request by Military Warriors Support Foundation, owner, and Mary Bowman (under contract to purchase), agent, to rezone an approximate 2 acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane from Single Family-1 to Single Family-3. This property is currently vacant land.

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

The Comprehensive Plan has designated this as a low density residential area. There previously was a single wide mobile home located on the property east of this tract (S-109) and there is an existing double wide HUD code manufactured home located diagonally across the street from this tract (S-537) at 2502 Liberty Lane. There are numerous manufactured homes located in the Liberty Eylau area.

Double wide manufactured housing looks like some of the existing frame pier and beam houses in the area. This type housing could be a revitalization housing alternative to traditional site built homes.

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

Potential Options:

None

Fiscal Implications:

None

Staff Recommendation:

City of Texarkana, Texas

Since a precedent has been set for manufactured homes on Liberty Lane and 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 unanimously recommended for approval.

Advisory Board/Committee Meeting Date and Minutes:

September 5, 2017

Attachments

a. 2017-099 ORD rezoning 2407 Liberty Lane (PDF)
b. 2017-099 EXH 'A' (legal description) (PDF)
c. 2017-099 ATTH 01 (maps) (PDF)
d. 2017-099 Goals & Perspectives (DOCX)
e. 2017-099 ATTH 02 (opposition letters) (PDF)

Staff Coordination

Planning and Community Development David Orr Department Head Review Completed 09/14/2017 9:17 AM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 09/15/2017 10:08 AM
Public Information Officer Vicky Coopwood PIO Review Skipped 09/19/2017 9:57 AM
City Manager Shirley Jaster City Manager Review Completed 09/19/2017 1:02 PM
City Council Jennifer Evans Meeting Completed 09/25/2017 6:00 PM

Meeting History

09/25/17 City Council MOVED FORWARD Next: 10/09/17
David Orr briefed this item.
10/09/17 City Council MOVED FORWARD Next: 10/23/17
Larry Hardy, resident adjacent to the subject property, addressed council at this public hearing.

Z-17-10

ORDINANCE NO. 2017-099

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING THE ZONING ORDINANCE OF THE CITY OF TEXARKANA, TEXAS, BY REZONING AN APPROXIMATE 2-ACRE TRACT OF LAND IN THE R.E. SEVEY HRS, A-523, LOCATED AT 2407 LIBERTY LANE IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, FROM SINGLE FAMILY-1 TO SINGLE FAMILY-3; 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 an approximate 2-acre tract of land in the R.E. Sevey HRS, A-523 **(Exhibit 'A')**, located at 2407 Liberty Lane in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Single Family-3;** and

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

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, **voted unanimously five (5) to zero (0) to recommend the application for rezoning** from **Single Family-1 to Single Family-3** to the City Council of Texarkana, Texas; and

WHEREAS, after consideration of said application and the recommendation of the Planning and Zoning Commission, the City Council of the City of Texarkana, Texas, does hereby find that rezoning the property from **Single Family-1 to Single Family-3** 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 an approximate 2-acre tract of land in the R.E. Sevey HRS, A-523 **(Exhibit 'A')** located at 2407 Liberty Lane in the City of Texarkana, Bowie County, Texas, from **Single Family-1 to Single Family-3.**

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 **13th day of November, 2017.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

2017-099

EXHIBIT "A"

All that certain tract or parcel of land situated in the R. E. SEVEY HEADRIGHT SURVEY, A-523, Bowie County, Texas, being a portion of a certain 4-3/4 acre tract of land conveyed by J. J. Blankenship, et al, to J. N. Sherrer and wife, Mittie Sherrer, by Deed dated May 14, 1931, of record in Volume 138, Page 370, Deed Records, Bowie County, Texas, and also being the same called 2 acre tract of land conveyed by W. L. Karrah and wife, Martha J. Karrah, et al, to Harland Sexton and wife, Helen Sexton by Deed dated September 26, 1972, of record in Volume 552, Page 143, Deed Records, Bowie County, Texas, and the herein described tract being that same called 2.028 acre tract conveyed from Carylon Taylor to George W. Thornton and wife, Lucille, D. Thornton by deed Dated November 17, 1994, and recorded in Volume 2236, page 201 of the Real Property Records of Bowie County, Texas, and the subject tract being more particularly described as follows: BEGINNING at a 3/4 inch reinforcing steel rod found for corner at the Northwest corner of said 2.028 acre Thornton tract, said point being on the South right-of-way line of a street designated as Liberty Lane: THENCE: N 89° 25' 22" E, 185.06 feet with the North boundary line of said 2.028 acre Thornton tract and with the South right-of-way line of said Liberty Lane to a 3/4 inch reinforcing steel rod found for corner at the Northeast corner of said 2.028 acre Thornton tract; THENCE: S 03° 31' 51" W, 473.97 feet primarily along an existing fence line and with the East boundary line of said 2.028 acre Thornton tract and with the West boundary line of a certain tract conveyed to James A. McDowell by deed recorded in Volume 2359, Page 172 of the Real Property Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod set for corner in an existing fence corner at the Southeast corner of said 2.028 acre Thornton tract; THENCE: S 89° 19' 10" W, 188.65 feet along an existing fence line and with the South boundary line of said 2.028 acre Thornton tract and with the North boundary line of a certain tract conveyed to Liberty Eylau Independent School District by deed recorded in Volume 192, Page 181 of the Deed Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod found for corner in an existing fence corner at the Southwest corner of said 2.028 acre Thornton tract; THENCE: N 03° 57' 36"E, 474.58 feet along an existing fence line and with the West boundary line of said 2.028 acre Thornton tract and with the East boundary line of a certain tract conveyed to George Gaines by deed recorded in Volume 668, Page 762 of the Deed Records of Bowie County, Texas, to the POINT OF BEGINNING and containing 2.029 acres of land, more or less.

Commonly known as: 2407 Liberty Lane, Texarkana, TX 75501

Prepared by:
Jay A. Rosenberg, Esq., Texas Bar Number 24094479, Rosenberg LPA, Attorneys At Law, 3805 Edwards Road, Suite 550, Cincinnati, Ohio 45209 (513) 247-9605 Fax: (866) 611-0170.

After recording return to:
Boston National Title Agency, LLC
7200 Glen Forest Drive, Suite 310
Richmond, VA 23226

Filed For Record In:
Bowie County, Texas
Tina Petty
County Clerk
On: Jun 29,2017 at 11:02A

0536146137B
259-TX-V1

2017-099

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Commonly known as: 2407 Liberty Lane, Texarkana, TX 75501

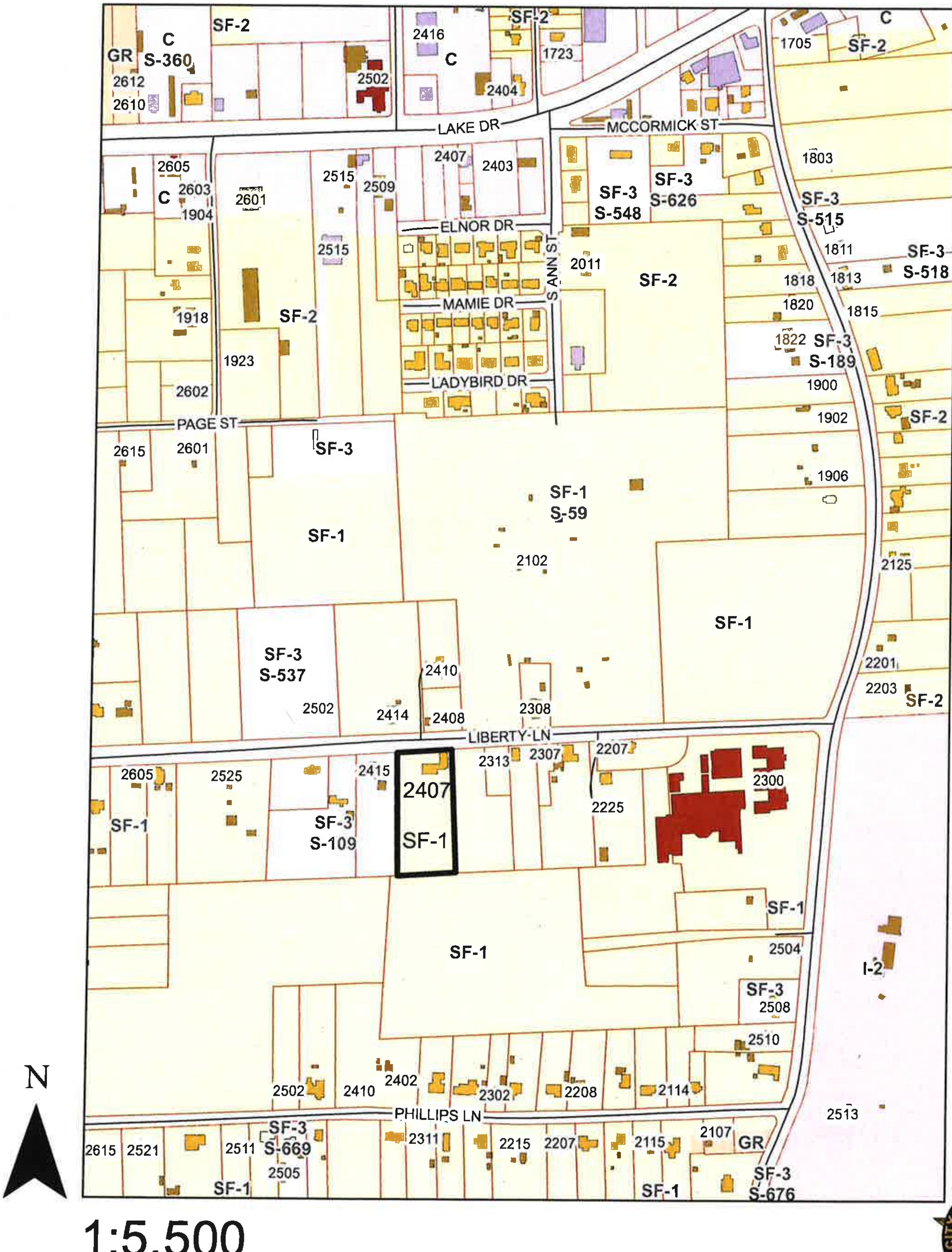
Prepared by:
Jay A. Rosenberg, Esq., Texas Bar Number 24094479, Rosenberg LPA, Attorneys At Law, 3805 Edwards Road, Suite 550, Cincinnati, Ohio 45209 (513) 247-9605 Fax: (866) 611-0170.

After recording return to:
Boston National Title Agency, LLC
7200 Glen Forest Drive, Suite 310
Richmond, VA 23226

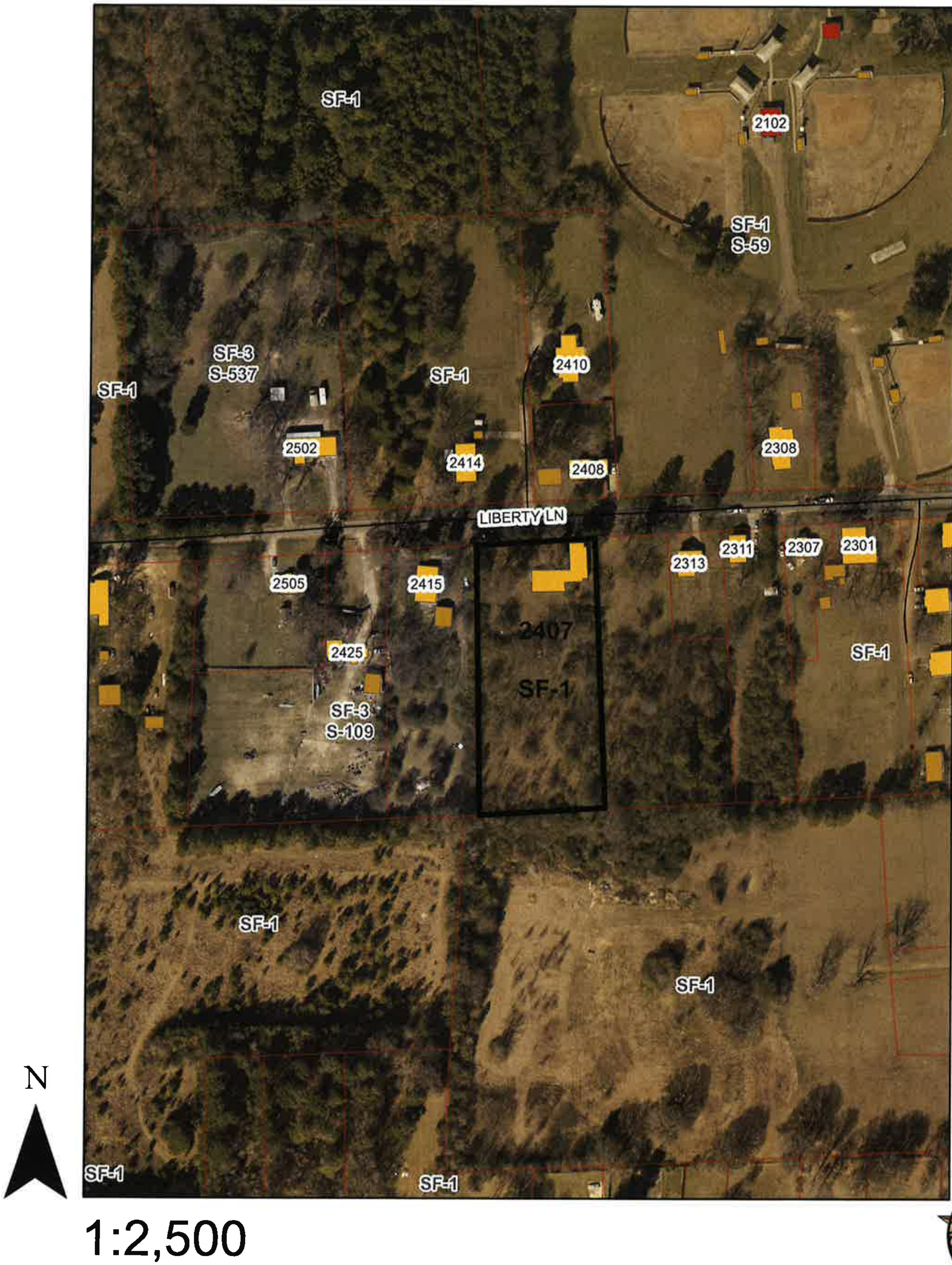
Filed For Record In:
Bowie County, Texas
Tina Petty
County Clerk
On: Jun 29,2017 at 11:02A

0536146137B
259-TX-V1

2407 Liberty Lane
Department of Planning and Community Development



2407 Liberty Lane
Department of Planning and Community Development



City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

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

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

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

Other:

Rec 10-18-17 11:30am DKB

THE PROPERTY IS ZONED FOR RESIDENTIAL, SO I WOULD LIKE AND PREFER TO KEEP IT THAT WAY. THE NEIGHBORS DOWN THE ENDS OF THE STREET FEEL THE SAME WAY BUT THEY CAN'T COMMENT ON THEIR CONCERNS BECAUSE THERE MORE THAN 200 YARDS FROM THE PROPOSED ZONING FOR OLD USED TRAILERS TO BE PLANTED IN THEIR NEIGHBORHOOD. THE TRAILER BEING BROUGHT TO LIBERTY LANE IS OVER 20 YEARS OLD. SOMEONE SOLD IT BECAUSE THEY DIDN'T WANT IT ON THEIR PROPERTY ANYMORE. SO THIS TRAILER WAS PICKED UP FOR A SONG IN PRICE. NOW ITS BEING DISMANTLED AND BEING BROUGHT TO LIBERTY LANE.

THIS WILL DECREASE THE VALUE OF THE PROPERTIES DISCURAGE PROPERTY SALES AND RENOVATIONS, I OPPOSE THIS ZONING REQUEST. HOW WOULD YOU FEEL IF SOMEONE WAS PLANNING TO DO THIS NEXT DOOR OR ACROSS THE STREET FROM YOU.

THANK YOU
LARRY HARDY
2313 LIBERTY LANE

10-17-17

Rec 10-18-17 11:30 am IBB

TO whom it may concern, I Bobby Sturdivant + my wife Mary K. Sturdivant are apposed to a mobile home being moved across from 2408 Liberty LN, Texarkana TX.

Sincerly:
Bobby Sturdivant
Mary K St

Bobby # 903-278-9281
Mary # 903-278-6288

To the City Council Rec: 10-18-17 11:30 am [illegible] 10/17/17

I have some Concerns over the proposed zoning Change on Liberty Lane. From the recent pictures I have seen of the Trailer that will be placed there. Its not very neat or in the best of condition, so as of today I'm against the zoning change.

Cindy Goldberg
2414 Liberty Ln.

City of Texarkana, Texas

Version: B

Briefing Sheet

Update Date: 10/19/2017 2:53 PM

Lead Department: Planning and Community Development **Action Officer:** Debbie Burk,

Subject: Ordinance No. 2017-100 granting a Specific Use Permit to allow a double wide HUD code manufactured home on an approximate 2-acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. Military Warriors Support Foundation, owner. Mary Bowman (under contract to purchase), agent.

Briefing: 10/23/2017 **Public Hearing:** 10/9/2017 **Second Briefing:** October 23, 2017 **Council Vote:** 11/13/2017

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

Updates/History of Briefing:

On October 18, 2017, staff received three letters in opposition to this request that are included in the council packet.

Executive Summary and Background Information:

S-680: This is a request by Military Warriors Support Foundation, owner, and Mary Bowman (under contract to purchase), agent, for a Specific Use Permit to allow a 1996 double wide HUD code manufactured home on an approximate 2 acre tract of land in the R.E. Sevey HRS, A-523, located at 2407 Liberty Lane. This property is currently vacant land.

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

The City's Zoning Ordinance was amended to comply with the state law in 2002, requiring that all manufactured housing be HUD code building standard. This amendment also stipulated that all HUD code manufactured homes inside the city limits be placed in the Single Family-3 zoning district along with the approval of a Specific Use Permit. Any home built after 1976 is considered HUD code standard.

The Comprehensive Plan has designated this as a low density residential area. There previously was a single wide mobile home located on the property east of this tract (S-109) and there is an existing double wide HUD code manufactured home located diagonally across the street from this tract (S-537) at 2502 Liberty Lane. There are numerous manufactured homes located in the Liberty Eylau area.

See attached photographs of the proposed double wide HUD code manufactured home.

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

Potential Options:

None

City of Texarkana, Texas

Fiscal Implications:

None

Staff Recommendation:

Double wide manufactured housing looks like some of the existing frame pier and beam houses in the area. This type housing could be a revitalization housing alternative to traditional site built homes. Due to this fact and that a precedent has been set for manufactured homes on Liberty Lane and in this area, staff recommends for approval of this request with the following stipulations:

1. That one 1996 Clarksville Delta double wide HUD code manufactured home be allowed on this property.
2. That the double wide HUD code manufactured home be power washed.
3. That the double wide HUD code manufactured home be tied down/skirted/underpinned. (The Commission may want to add a stipulation that new skirting be used).
4. That the double wide HUD code manufactured home be used for dwelling purposes only, human occupancy only.
5. That the Specific Use Permit be in effect for a period of three (3) years, beginning at the date of this Ordinance. It is the owner's responsibility to renew this permit.
6. That if the HUD code manufactured home is not placed on the property within the three (3) year period, the Specific Use Permit will automatically be revoked.
7. That all driveways, parking, building codes/setbacks, engineered foundation, platting and flood plain requirements be in accordance with the City of Texarkana, Texas codes.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

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

1. That one 1996 Clarksville Delta double wide HUD code manufactured home be allowed on this property.
2. That the double wide HUD code manufactured home be power washed.
3. That the double wide HUD code manufactured home be tied down and skirted/underpinned with new skirting.
4. That the double wide HUD code manufactured home be used for dwelling purposes only, human occupancy only.
5. That the Specific Use Permit be in effect for a period of three (3) years, beginning at the date of this Ordinance. It is the owner's responsibility to renew this permit.
6. That if the HUD code manufactured home is not placed on the property within the three (3) year period, the Specific Use Permit will automatically be revoked.
7. That all driveways, parking, building codes/setbacks, engineered foundation, platting and flood plain requirements be in accordance with the City of Texarkana, Texas codes.

Advisory Board/Committee Meeting Date and Minutes:

September 5, 2017

Attachments

City of Texarkana, Texas

a. 2017-100 ORD granting SUP for manf. home at 2407 Libert Lane (PDF)
b. 2017-100 EXH 'A' (Photos of manf. home) (PDF)
c. 2017-100 EXH 'B' (legal description) (PDF)
d. 2017-100 ATTH 01 Maps (PDF)
e. 2017-100 Goals & Perspectives (DOCX)
f. 2017-100 ATTH 02 (opposition letters) (PDF)

Staff Coordination

Planning and Community Development David Orr Department Head Review Completed 09/14/2017 9:20 AM
Deputy City Manager - Kyle Dooley Kyle Dooley Review Completed 09/15/2017 10:09 AM
Public Information Officer Vicky Coopwood PIO Review Skipped 09/19/2017 9:57 AM
City Manager Shirley Jaster City Manager Review Completed 09/19/2017 1:05 PM
City Council Jennifer Evans Meeting Completed 09/25/2017 6:00 PM

Meeting History

09/25/17 City Council MOVED FORWARD Next: 10/09/17
David Orr briefed this item.
10/09/17 City Council MOVED FORWARD Next: 10/23/17
There were no public comments made at this hearing.

S-680

ORDINANCE NO. 2017-100

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-680 TO ALLOW THE LOCATION OF A HUD CODE DOUBLE WIDE MANUFACTURED HOME ON AN APPROXIMATE 2-ACRE TRACT OF LAND IN THE R.E. SEVEY HRS, A-523, LOCATED AT 2407 LIBERTY LANE 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 to grant a **Specific Use Permit** to allow the location of a HUD code double wide manufactured home (**Exhibit 'A'**) on an approximate 2 acre tract of land in the R.E. Sevey HRS, A-523 (**Exhibit 'B'**), located at 2407 Liberty Lane in the City of Texarkana, Bowie County, Texas; and

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

WHEREAS, after consideration of said application, the Planning and Zoning Commission of the City of Texarkana, Texas, voted **unanimously five (5) to zero (0) to recommend** to the City Council of the City of Texarkana, Texas, **that a Specific Use Permit be granted to allow the location of HUD code double wide manufactured home** 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-680 for the purpose of allowing the location of a HUD code double wide manufactured home** on the following described property, to-wit: an approximate 2-acre tract of land in the R.E. Sevey HRS, A-523 (**Exhibits 'A' & 'B'**), located at 2407 Liberty Lane in the City of Texarkana, Bowie County, Texas.

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

1. That one 1996 Clarksville Delta double wide HUD code manufactured home be allowed on this property.
2. That the double wide HUD code manufactured home be power washed.
3. That the double wide HUD code manufactured home be tied down and skirted/underpinned with new skirting.
4. That the double wide HUD code manufactured home be used for dwelling purposes only, human occupancy only.
5. That the Specific Use Permit be in effect for a period of three (3) years, beginning at the date of this Ordinance. It is the owner's responsibility to renew this permit.
6. That if the HUD code manufactured home is not placed on the property within the three (3) year period, the Specific Use Permit will automatically be revoked.
7. That all driveways, parking, building codes/setbacks, engineered foundation, platting and flood plain requirements be in accordance with the City of Texarkana, Texas, codes.

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 **13th day of November, 2017.**

ATTEST:

________________________________ ________________________________

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

2017-100

EXHIBIT 'B'

All that certain tract or parcel of land situated in the R. E. SEVEY HEADRIGHT SURVEY, A-523, Bowie County, Texas, being a portion of a certain 4-3/4 acre tract of land conveyed by J. J. Blankenship, et al, to J. N. Sherrer and wife, Mittie Sherrer, by Deed dated May 14, 1931, of record in Volume 138, Page 370, Deed Records, Bowie County, Texas, and also being the same called 2 acre tract of land conveyed by W. L. Karrah and wife, Martha J. Karrah, et al, to Harland Sexton and wife, Helen Sexton by Deed dated September 26, 1972, of record in Volume 552, Page 143, Deed Records, Bowie County, Texas, and the herein described tract being that same called 2.028 acre tract conveyed from Carylon Taylor to George W. Thornton and wife, Lucille, D. Thornton by deed Dated November 17, 1994, and recorded in Volume 2236, page 201 of the Real Property Records of Bowie County, Texas, and the subject tract being more particularly described as follows: BEGINNING at a 3/4 inch reinforcing steel rod found for corner at the Northwest corner of said 2.028 acre Thornton tract, said point being on the South right-of-way line of a street designated as Liberty Lane: THENCE: N 89° 25' 22" E, 185.06 feet with the North boundary line of said 2.028 acre Thornton tract and with the South right-of-way line of said Liberty Lane to a 3/4 inch reinforcing steel rod found for corner at the Northeast corner of said 2.028 acre Thornton tract; THENCE: S 03° 31' 51" W, 473.97 feet primarily along an existing fence line and with the East boundary line of said 2.028 acre Thornton tract and with the West boundary line of a certain tract conveyed to James A. McDowell by deed recorded in Volume 2359, Page 172 of the Real Property Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod set for corner in an existing fence corner at the Southeast corner of said 2.028 acre Thornton tract; THENCE: S 89° 19' 10" W, 188.65 feet along an existing fence line and with the South boundary line of said 2.028 acre Thornton tract and with the North boundary line of a certain tract conveyed to Liberty Eylau Independent School District by deed recorded in Volume 192, Page 181 of the Deed Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod found for corner in an existing fence corner at the Southwest corner of said 2.028 acre Thornton tract; THENCE: N 03° 57' 36"E, 474.58 feet along an existing fence line and with the West boundary line of said 2.028 acre Thornton tract and with the East boundary line of a certain tract conveyed to George Gaines by deed recorded in Volume 668, Page 762 of the Deed Records of Bowie County, Texas, to the POINT OF BEGINNING and containing 2.029 acres of land, more or less.

Commonly known as: 2407 Liberty Lane, Texarkana, TX 75501

Prepared by:
Jay A. Rosenberg, Esq., Texas Bar Number 24094479, Rosenberg LPA, Attorneys At Law, 3805 Edwards Road, Suite 550, Cincinnati, Ohio 45209 (513) 247-9605 Fax: (866) 611-0170.

After recording return to:
Boston National Title Agency, LLC
7200 Glen Forest Drive, Suite 310
Richmond, VA 23226

Filed For Record In:
Bowie County, Texas
Tina Petty
County Clerk
On: Jun 29,2017 at 11:02A

0536146137B
259-TX-V1

2017-100

EXHIBIT 'B'

All that certain tract or parcel of land situated in the R. E. SEVEY HEADRIGHT SURVEY, A-523, Bowie County, Texas, being a portion of a certain 4-3/4 acre tract of land conveyed by J. J. Blankenship, et al, to J. N. Sherrer and wife, Mittie Sherrer, by Deed dated May 14, 1931, of record in Volume 138, Page 370, Deed Records, Bowie County, Texas, and also being the same called 2 acre tract of land conveyed by W. L. Karrah and wife, Martha J. Karrah, et al, to Harland Sexton and wife, Helen Sexton by Deed dated September 26, 1972, of record in Volume 552, Page 143, Deed Records, Bowie County, Texas, and the herein described tract being that same called 2.028 acre tract conveyed from Carylon Taylor to George W. Thornton and wife, Lucille, D. Thornton by deed Dated November 17, 1994, and recorded in Volume 2236, page 201 of the Real Property Records of Bowie County, Texas, and the subject tract being more particularly described as follows: BEGINNING at a 3/4 inch reinforcing steel rod found for corner at the Northwest corner of said 2.028 acre Thornton tract, said point being on the South right-of-way line of a street designated as Liberty Lane: THENCE: N 89° 25' 22" E, 185.06 feet with the North boundary line of said 2.028 acre Thornton tract and with the South right-of-way line of said Liberty Lane to a 3/4 inch reinforcing steel rod found for corner at the Northeast corner of said 2.028 acre Thornton tract; THENCE: S 03° 31' 51" W, 473.97 feet primarily along an existing fence line and with the East boundary line of said 2.028 acre Thornton tract and with the West boundary line of a certain tract conveyed to James A. McDowell by deed recorded in Volume 2359, Page 172 of the Real Property Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod set for corner in an existing fence corner at the Southeast corner of said 2.028 acre Thornton tract; THENCE: S 89° 19' 10" W, 188.65 feet along an existing fence line and with the South boundary line of said 2.028 acre Thornton tract and with the North boundary line of a certain tract conveyed to Liberty Eylau Independent School District by deed recorded in Volume 192, Page 181 of the Deed Records of Bowie County, Texas, to a 1/2 inch reinforcing steel rod found for corner in an existing fence corner at the Southwest corner of said 2.028 acre Thornton tract; THENCE: N 03° 57' 36"E, 474.58 feet along an existing fence line and with the West boundary line of said 2.028 acre Thornton tract and with the East boundary line of a certain tract conveyed to George Gaines by deed recorded in Volume 668, Page 762 of the Deed Records of Bowie County, Texas, to the POINT OF BEGINNING and containing 2.029 acres of land, more or less.

Commonly known as: 2407 Liberty Lane, Texarkana, TX 75501

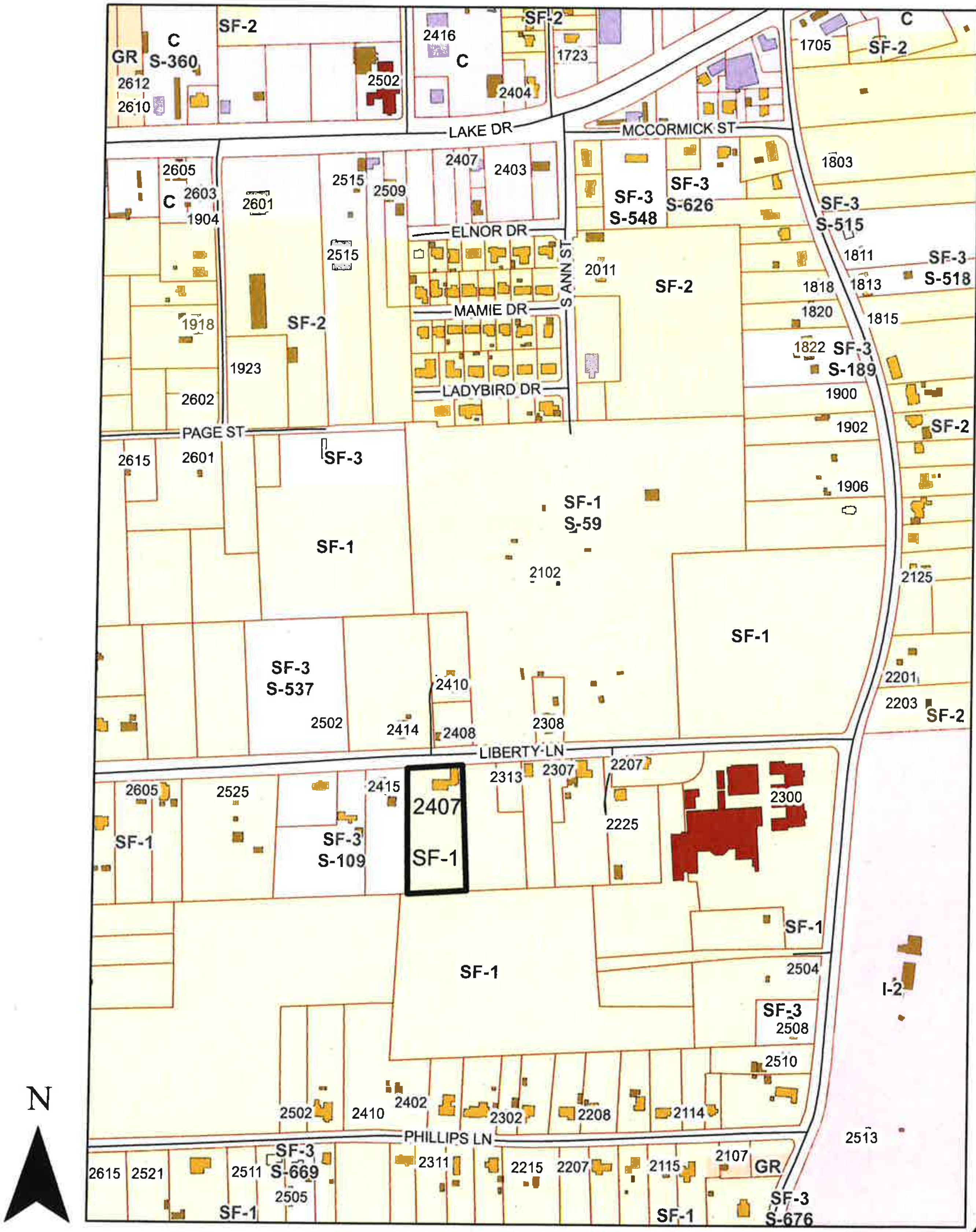
Prepared by:
Jay A. Rosenberg, Esq., Texas Bar Number 24094479, Rosenberg LPA, Attorneys At Law, 3805 Edwards Road, Suite 550, Cincinnati, Ohio 45209 (513) 247-9605 Fax: (866) 611-0170.

After recording return to:
Boston National Title Agency, LLC
7200 Glen Forest Drive, Suite 310
Richmond, VA 23226

Filed For Record In:
Bowie County, Texas
Tina Petty
County Clerk
On: Jun 29,2017 at 11:02A

0536146137B
259-TX-V1

2407 Liberty Lane
Department of Planning and Community Development



1:5,500

Attachment: 2017-100 ATTH 01 Maps (1711 : 2017-100 ORD granting Specific Use Permit at 2407 Liberty Lane)

2407 Liberty Lane
Department of Planning and Community Development

N

1:2,500

City of Texarkana, Texas

Developing Perspectives and Goals Pending Approval by the City Council:

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

Perspectives and Goals Additional Comments:

NONE

Resource Impact:

NA	No Additional

Other Potential Impacts:

NA

Public Information Plan:

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

Other:

Attachment: 2017-100 Goals & Perspectives (1711 : 2017-100 ORD granting Specific Use Permit at 2407 Liberty Lane)

Rec 10/18/17 11:30am DKB

THE PROPERTY IS ZONED FOR RESIDENTIAL, SO I WOULD LIKE AND PREFER TO KEEP IT THAT WAY. THE NEIGHBORS DOWN THE ENDS OF THE STREET FEEL THE SAME WAY BUT THEY CAN'T COMMENT ON THEIR CONCERNS BECAUSE THERE MORE THAN 200 YARDS FROM THE PROPOSED ZONING FOR OLD USED TRAILERS TO BE PLANTED IN THEIR NEIGHBORHOOD. THE TRAILER BEING BROUGHT TO LIBERTY LANE IS OVER 20 YEARS OLD. SOMEONE SOLD IT BECAUSE THEY DIDN'T WANT IT ON THEIR PROPERTY ANYMORE. SO THIS TRAILER WAS PICKED UP FOR A SONG IN PRICE. NOW ITS BEING DISMANTLED AND BEING BROUGHT TO LIBERTY LANE.

THIS WILL DECREASE THE VALUE OF THE PROPERTIES DISCURAGE PROPERTY SALES AND RENOVATIONS, I OPPOSE THIS ZONING REQUEST. HOW WOULD YOU FEEL IF SOMEONE WAS PLANNING TO DO THIS NEXT DOOR OR ACROSS THE STREET FROM YOU.

THANK YOU

LARRY HARDY

2313 LIBERTY LANE

10-17-17

Rec 10-18-17 11:30 am ISB

To whom it may concern, I Bobby Sturdivant + my wife Mary K. Sturdivant are apposed to a mobile home being moved across from 2408 Liberty LN, Texarkana TX

Sincerly:
Bobby Sturdivant
Mary K St

Bobby # 903-278-9286
Mary # 903-278-6288

Rec'd 10-18-17 11:32 am DKO

To the City Council 10/17/17

I have some concerns over the proposed zoning change on Liberty Lane. From the recent pictures I have seen of the trailer that will be placed there. Its not very neat or in the best of condition, so as of today I'm against the zoning change.

Cindy Goldberg
2414 Liberty Ln.

City of Texarkana, Texas

Version: A

Briefing Sheet

Update Date: 9/15/2017 9:24 AM

Lead Department: Information Technology **Action Officer:** Kevin Davenport, Supervisor

Subject: Resolution No. 2017-102 authorizing the City Manager to execute a lease purchase agreement with Dell Financial Services LLC for replacement computers and equipment for City of Texarkana, TX departments.

Briefing: 10/23/2017 **Public Hearing:** 10/9/2017 **Second Briefing:** October 23, 2017 **Council Vote:** 11/13/2017

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

The City's IT Department has developed a computer replacement schedule to continuously replace outdated equipment in the City over a five-year period. Each schedule of equipment to be replaced is financed by a new four (4) year lease purchase agreement with Dell Financial Services LLC. This proposed agreement will finance City of Texarkana, TX department computers that were on the schedule for replacement in fiscal year 2017.

Potential Options:

- Approve
- Decline

Fiscal Implications:

Funds are included in the City budget for the first of four payment years and are available. The source of funding is the Computer Technology Fund. Payments for the remaining three years of this agreement are anticipated to be budgeted from the same fund in future years.

Staff Recommendation:

Staff recommends approval

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

City of Texarkana, Texas

Attachments

a. 2017-102 RES Dell Financial Services Lease Purchase Agreement (DOC)
b. 2017-102 EXH 'A' Dell PC Quote (PDF)
c. 2017-102 EXH 'B' Dell Finance Lease Quote (PDF)
d. 2017-102 RES Goals & Perspectives (DOCX)

Staff Coordination

Information Technology Kevin J. Davenport Department Head Review Completed 09/12/2017 9:29 AM
TWU Administration Kevin J. Davenport Review Skipped 09/12/2017 3:23 PM
Water Utilities Kevin J. Davenport Water Utilities Review Skipped 09/07/2017 5:18 PM
TWU Finance Kevin J. Davenport TWU Finance ReviewSkipped 09/12/2017 3:23 PM
Purchasing and Contracting Sharon Moore Purchasing Review Completed 09/12/2017 4:33 PM
Finance Department Kristin Peeples Finance Review Completed 09/12/2017 8:20 PM
Deputy City Manager - Kyle Dooley Kyle Dooley Deputy City Manager Review Completed 09/13/2017 7:00 AM
Public Information Officer Lisa Thompson PIO Review Completed 09/13/2017 7:01 AM
Water Utilities JD Phillips Review Completed 09/15/2017 9:55 AM
City Manager Shirley Jaster City Manager Review Completed 09/21/2017 8:35 AM
City Council Jennifer Evans Meeting Completed 09/25/2017 6:00 PM

Meeting History

09/25/17 City Council MOVED FORWARD Next: 10/09/17
Kevin Davenport briefed this item.
10/09/17 City Council MOVED FORWARD Next: 10/23/17
There were no public comments made at this hearing.

RESOLUTION NO. 2017 – 102

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO ACCEPT A LEASE/PURCHASE PROPOSAL FROM DELL FINANCIAL SERVICES LLC, OF ROUND ROCK, TEXAS FOR DELL COMPUTERS AND RELATED EQUIPMENT, AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE A FINAL LEASE/PURCHASE AGREEMENT AT A TOTAL COST, INCLUDING INTEREST, OVER A FOUR-YEAR PERIOD NOT TO EXCEED $96,380.60; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the IT Division of TWU budgets and requests replacement of existing outdated computer equipment on a five-year disciplined technology refresh cycle; and

WHEREAS, utilizing a lease/purchase program to finance the purchase of this equipment will allow immediate replacement of all equipment while remaining within current budget constraints; and

WHEREAS, the lease/purchase of this equipment will replace computers in our system that are at the end of their useful lives; and will result in the installation of new computers which provide the latest in technology improvements and support functions available from Dell Computers; and

WHEREAS, the type and number of computers to be acquired through this lease/purchase agreement is shown on the attached document marked as **Exhibit "A"**; and

WHEREAS, the City of Texarkana, Texas, has received a proposed lease/purchase agreement from Dell Financial Services of Round Rock, Texas for Dell computers, a copy of which is attached hereto as **Exhibit "B"**; and

WHEREAS, the proposed lease/purchase agreement from Dell Financial Services LLC of Round Rock, Texas for computers, is for a proposed term of four (4) years, and will be paid in annual payments of an amount not to exceed $24,095.15 per year for a total cost not to exceed $96,380.60; and

WHEREAS, the funds for the first year payment have been appropriated in the City's Technology Fund, account number 115-0000-55820; and funds for future payments are anticipated to be appropriated in the same fund.

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

SECTION 1: That the City Manager be and is hereby authorized to execute a Lease/ Purchase Agreement with Dell Financial Services LLC of Round Rock, Texas for computers, over a four (4) year period, that will be at an amount not to exceed $24,095.15 per year for a total cost not to exceed $96,380.60.

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 **13th day of November, 2017**.

ATTEST:

______________________________	___________________________
JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

A quote for your consideration!

Based on your business needs, we put the following quote together to help with your purchase decision. Please review your quote details below, then contact your sales rep when you're ready to place your order.

Total: $90,149.48

Quote number: 3000016969753.1

Quote date: Aug. 30, 2017

Quote expiration: Sep. 29, 2017

Company name: CITY OF TEXARKANA

Customer number: 5748463

Phone: (903) 798-3178

Sales rep information:

Ray Kirkpatrick
Ray_Kirkpatrick@Dell.com
(800) 456-3355
Ext: 5130904

Billing Information:

CITY OF TEXARKANA
PO BOX 1967
TEXARKANA
TX 75504-1967
US
(903) 798-3178

Pricing Summary

Item	Qty	Unit Price	Subtotal
OptiPlex 7050 SFF	65	$950.00	$61,750.00
Dell 22 Monitor - P2217H	65	$179.39	$11,660.35
Dell USB SoundBar AC511	65	$26.24	$1,705.60
Precision Workstation T3620 Mini Tower	7	$1,227.99	$8,595.93
Dell Latitude 5580	4	$1,579.41	$6,317.64
Dell Urban Briefcase-15	4	$29.99	$119.96

Subtotal:	$90,149.48
Shipping:	$0.00
Environmental Fees:	$0.00
Non-Taxable Amount:	$90,149.48
Taxable Amount:	$0.00
Estimated Tax:	$0.00
Total:	$90,149.48

Special lease pricing may be available for qualified customers. Please contact your DFS Sales Representative for details.

Dear Customer,

Your Quote is detailed below; please review the quote for product and information accuracy. If you find errors or desir certain changes please contact me as soon as possible.

Regards,

Ray Kirkpatrick

Order this quote easily online through your Premier page, or if you do not have Premier, using Quote to Order

SKU	Description	Qty	Unit Price	Subtotal
	OptiPlex 7050 SFF	65	$950.00	$61,750.00
	Estimated delivery date: Sep. 6, 2017 **Contract No:** 42AFU **Customer Agreement No:** DIR-SDD-1951			
338-BKYY	Intel Core i5-7500 (QC/6MB/4T/3.4GHz/65W); supports Windows 10/Linux	65	-	-
619-AHKN	Win 10 Pro 64 English, French, Spanish	65	-	-
630-AAXE	No Productivity for Federal and Premier	65	-	-
329-BDHJ	OptiPlex 7050 SFF with 180W up to 85% efficient Power Supply (80Plus Bronze)	65	-	-
490-BBFG	Intel Integrated Graphics, Dell OptiPlex	65	-	-
370-ADJQ	8GB (2x4GB) 2400MHz DDR4 Memory	65	-	-
631-ABGK	Intel vPro Technology Enabled	65	-	-
400-AOZR	M.2 256GB PCIe Class 40 Solid State Drive	65	-	-
412-AAIL	Thermal Pad	65	-	-
401-AANH	2nd Hard Drive: not included	65	-	-
631-ABGL	Intel Ready Mode Technology	65	-	-
817-BBBN	NO RAID	65	-	-
325-BBRJ	DVD+/-RW Bezel, Small Form Factor	65	-	-
429-AAJV	Tray load DVD Drive (Reads and Writes to DVD/CD)	65	-	-
658-BBTV	CMS Essentials DVD no Media	65	-	-
555-BBKH	No Bcom required	65	-	-
555-BBFO	No Wireless	65	-	-

385-BBCR	No Media Card Reader	65	-	-
580-AFHW	Dell KB522 Business Multimedia Keyboard for US (English)	65	-	-
570-AACQ	Dell USB Laser 6-Button Mouse	65	-	-
525-0063	Dell Data Protection | Endpoint Security Suite Enterprise, 5 yr	65	-	-
807-9603	ProSupport for Dell Data Protection Endpoint Security Suite Enterprise, 5 Years	65	-	-
998-CLIB	Fixed Hardware Configuration	65	-	-
210-AKIP	OptiPlex 7050 Small Form Factor BTX	65	-	-
575-BBKX	No Hard Drive Bracket for Small Form Factor, Dell OptiPlex	65	-	-
450-AAOJ	System Power Cord (Philipine/TH/US)	65	-	-
340-ABJI	No Diagnostic/Recovery CD media	65	-	-
525-BBCL	SupportAssist	65	-	-
640-BBLW	Dell(TM) Digital Delivery Cirrus Client	65	-	-
658-BBMR	Dell Client System Update (Updates latest Dell Recommended BIOS, Drivers, Firmware and Apps)	65	-	-
658-BBRB	Waves Maxx Audio	65	-	-
658-BCUV	Dell Developed Recovery Environment	65	-	-
340-AGIK	Safety/Environment and Regulatory Guide (English/French Multi-language)	65	-	-
332-1286	US Order	65	-	-
340-BKPS	MOD,PLCMT,QSG,7050,SFF,DAO	65	-	-
461-AABF	No CompuTrace	65	-	-
329-BBJL	TPM Enabled	65	-	-
575-BBBI	No Integrated Stand option	65	-	-
470-AAJL	NO ADAPTER	65	-	-
387-BBLW	E-Star 6.1 & TCO 5.0 Driver, Service Install Module	65	-	-
620-AALW	OS-Windows Media Not Included	65	-	-
340-BKFK	Ship Material for Opti 5050 SFF	65	-	-
389-BBUU	Shipping Label for DAO	65	-	-
461-AABV	No Accessories	65	-	-

389-BRPU	MOD,LBL,REG,SFF,MEX,EPA,7050	65	-	-
389-BDQH	Retail POD	65	-	-
555-BBFO	No Wireless	65	-	-
389-BREQ	Intel Core i5 vPRO Label	65	-	-
817-BBBC	Not selected in this configuration	65	-	-
812-3886	Dell Limited Hardware Warranty Plus Service	65	-	-
812-3900	ProSupport: 7x24 Technical Support, 5 Years	65	-	-
812-3910	ProSupport: Next Business Day Onsite 5 Years	65	-	-
989-3449	Thank you choosing Dell ProSupport. For tech support, visit http://support.dell.com/ProSupport or call 1-866-516-3115	65	-	-
980-7554	Keep Your Hard Drive, 5 Year	65	-	-

SKU	Description	Qty	Unit Price	Subtotal
	Dell 22 Monitor - P2217H	65	$179.39	$11,660.35
	Estimated delivery date: Sep. 1 - 6, 2017 **Contract No:** 42AFU **Customer Agreement No:** DIR-SDD-1951			
210-AIIF	Dell 22 Monitor - P2217H	65	-	-
806-2755	Premium Panel Warranty Advanced Exchange 3 Years	65	-	-
806-2763	Dell Limited Hardware Warranty	65	-	-

SKU	Description	Qty	Unit Price	Subtotal
	Dell USB SoundBar AC511	65	$26.24	$1,705.60
	Estimated delivery date: Sep. 1 - 6, 2017 **Contract No:** 42AFU **Customer Agreement No:** DIR-SDD-1951			
318-2885	Dell Stereo USB Monitor Soundbar AC511	65	-	-

SKU	Description	Qty	Unit Price	Subtotal
	Precision Workstation T3620 Mini Tower	7	$1,227.99	$8,595.93
	Estimated delivery date: Sep. 6 - 11, 2017 **Contract No:** 42AFU **Customer Agreement No:** DIR-SDD-1951			

338-BLQE	Intel Xeon E3-1240 v6 (Quad Core 3.7GHz, 4.1Ghz Turbo, 8MB)	7	-	-
389-BLMH	Label, Non Active Port,T3620	7	-	-
631-AARS	Dell Precision Tower 3620 Heatsink (80W)	7	-	-
619-AHCR	Windows 10 Pro (64bit) English	7	-	-
630-AAPK	No Productivity Software	7	-	-
338-BLOJ	Dell Precision Tower 3620 Up to 90% efficient 365W Chassis, v2	7	-	-
490-BCSN	AMD FirePro(TM) W4100 2GB (4 mDP) (4 mDP-DP adapters)	7	-	-
370-ADQT	16GB (4X4GB) 2400MHz DDR4 UDIMM Non-ECC	7	-	-
631-AATX	Intel(R) vPro Technology Enabled	7	-	-
400-AIJJ	500GB 2.5inch SATA (7,200 Rpm) Hard Drive	7	-	-
401-AADF	No Additional Hard Drive	7	-	-
401-AADF	No Additional Hard Drive	7	-	-
401-AADF	No Additional Hard Drive	7	-	-
401-AADF	No Additional Hard Drive	7	-	-
411-XXYD	Raid Configuration not over 2 TB	7	-	-
449-BBJZ	C3 SATA / SSD 2.5, 1-2 HD	7	-	-
403-BBCE	Integrated Intel SATA Controller	7	-	-
780-BBCJ	Non RAID	7	-	-
580-AAWP	US English (QWERY) KB-522 Wired Business Multimedia USB Keyboard Black	7	-	-
570-AACP	Dell USB Laser 6-Button Mouse	7	-	-
555-BBJO	No Additional Network Card Selected (Integrated NIC included)	7	-	-
555-BBNG	Thank You for Choosing Dell	7	-	-
817-BBBC	Not selected in this configuration	7	-	-
817-BBBC	Not selected in this configuration	7	-	-
492-BBFF	No PCIe add-in card	7	-	-
429-AAVR	16X Half Height DVD +/- RW	7	-	-
429-AAWK	ODD config MOD for HH ODD only or MCR only	7	-	-

658-BBTV	CMS Essentials DVD no Media	7	-	-
450-AAFS	US/Philippines Power Cord	7	-	-
340-AGIK	Safety/Environment and Regulatory Guide (English/French Multi-language)	7	-	-
340-AAMH	No Setup and Features Guide	7	-	-
340-ASWP	Dell Precision Resource DVD	7	-	-
620-AALW	OS-Windows Media Not Included	7	-	-
387-BBKN	Energy Star	7	-	-
634-BENZ	No DDP ESS Software	7	-	-
210-AFLI	Dell Precision Tower 3620 XCTO BASE	7	-	-
313-2198	No External Speaker	7	-	-
332-1286	US Order	7	-	-
340-AEYP	SHIP,PWS,LNK,NO,NO,AMF	7	-	-
340-AUOO	Shipping Material for System, Mini Tower, DAO	7	-	-
555-BBNI	No Wireless LAN	7	-	-
389-BHVY	Tower 3620 Regulatory Label DAO	7	-	-
340-AJFC	Kickstart Product Registration	7	-	-
422-0008	Dell Data Protection System Tools Digital Delivery/DT	7	-	-
525-BBCL	SupportAssist	7	-	-
640-BBES	Dell Precision Optimizer	7	-	-
640-BBLW	Dell(TM) Digital Delivery Cirrus Client	7	-	-
658-BBMQ	Enable Low Power Mode	7	-	-
658-BBMR	Dell Client System Update (Updates latest Dell Recommended BIOS, Drivers, Firmware and Apps)	7	-	-
658-BBNH	Waves Maxx Audio	7	-	-
658-BCUV	Dell Developed Recovery Environment	7	-	-
817-BBBC	Not selected in this configuration	7	-	-
389-BDCE	No UPC Label	7	-	-
409-BBCF	No Intel Rapid Start or Smart Connect	7	-	-
389-BHJY	Intel XEON Processor Label	7	-	-

575-BBCH	No Stand included	7	-	-
989-3449	Thank you choosing Dell ProSupport. For tech support, visit http://support.dell.com/ProSupport or call 1-866-516-3115	7	-	-
997-2808	Dell Limited Hardware Warranty Plus Service	7	-	-
997-2838	ProSupport: 7x24 Technical Support, 5 Years	7	-	-
997-6784	ProSupport: Next Business Day Onsite, 5 Years	7	-	-
980-9194	Keep Your Hard Drive, 5 Year	7	-	-

SKU	Description	Qty	Unit Price	Subtotal
	Dell Latitude 5580	4	$1,579.41	$6,317.64
	Estimated delivery date: Sep. 5 - 8, 2017 **Contract No:** 42AFU **Customer Agreement No:** DIR-SDD-1951			
210-AKJR	Dell Latitude 5580 XCTO	4	-	-
379-BCPL	7th Generation Intel Core i5-7440HQ (Quad Core, 2.80Gz, 6MB cache)	4	-	-
619-AHKN	Win 10 Pro 64 English, French, Spanish	4	-	-
630-AAXE	No Productivity for Federal and Premier	4	-	-
338-BKOV	Intel(R) Core(TM) i5-7440HQ Processor Base, Integrated HD Graphics 630, Displayport over USB Type-C	4	-	-
409-BBKS	Intel Rapid Storage Technology	4	-	-
631-ABEG	Intel Vpro Technology Enable	4	-	-
370-ADIB	8G (1 X 8G) DDR4 Memory	4	-	-
400-AOWD	2.5" 7mm 500GB 7200rpm HDD	4	-	-
575-BBKV	7MM HDD/SSD Hard Drive Bracket Latitude 5580 and Precision 15P	4	-	-
340-ADBJ	Thank You for Choosing Dell	4	-	-
391-BCZP	39.6cm (15.6") Touch FHD (1920 x1080) with Camera, OTP Lite, WWAN Capable	4	-	-
583-BDPL	Internal US English Qwerty Non-backlit Keyboard	4	-	-
570-AADK	No Mouse	4	-	-
555-BDFW	Intel Dual-Band Wireless-AC 8265 Driver	4	-	-

555-BDGD	Intel Dual-Band Wireless-AC 8265 Wi-Fi + BT 4.2 Wireless Card (2x2)	4	-	-
362-BBBB	No Wireless WAN Card	4	-	-
451-BBXU	Primary 3-cell 51W/HR Battery	4	-	-
492-BBXF	65W AC Adapter, 3-pin	4	-	-
346-BCET	Dual Point Palmrest with No Security	4	-	-
817-BBBB	No FGA	4	-	-
452-BBSE	No Docking Station	4	-	-
460-BBEX	No Carrying Case	4	-	-
450-AAEJ	US Power Cord	4	-	-
340-ADFZ	Dell Power Manager	4	-	-
525-BBCL	SupportAssist	4	-	-
640-BBLW	Dell(TM) Digital Delivery Cirrus Client	4	-	-
658-BBMR	Dell Client System Update (Updates latest Dell Recommended BIOS, Drivers, Firmware and Apps)	4	-	-
658-BBRB	Waves Maxx Audio	4	-	-
658-BCUV	Dell Developed Recovery Environment	4	-	-
658-BDKE	System Shipment, Latitude 5580	4	-	-
620-AAOH	No Media	4	-	-
575-BBCH	No Stand included	4	-	-
429-AATO	No Removable CD/DVD Drive	4	-	-
340-ACQQ	No Option Included	4	-	-
332-1286	US Order	4	-	-
430-XXYG	No Resource DVD	4	-	-
340-BKCO	Windows 10 Placemat	4	-	-
387-BBLZ	Energy Star 6.1	4	-	-
800-BBGT	BTO Standard Shipment (S)	4	-	-
389-BREQ	Intel Core i5 vPRO Label	4	-	-
340-AGIK	Safety/Environment and Regulatory Guide (English/French Multi-language)	4	-	-

389-BCGW	No UPC Label	4	-	-
340-AAPP	Direct ship Info Mod	4	-	-
340-BKKJ	Mix Model Packaging DAO	4	-	-
389-BEYY	Regulatory Label included	4	-	-
650-AAAM	No Anti-Virus Software	4	-	-
975-3461	Dell Limited Hardware Warranty Extended Year(s)	4	-	-
997-8317	Dell Limited Hardware Warranty	4	-	-
997-8366	ProSupport Plus: Next Business Day Onsite, 1 Year	4	-	-
997-8367	Thank you for choosing Dell ProSupport Plus. For tech support, visit www.dell.com/contactdell or call 1-866-516-3115	4	-	-
997-8392	ProSupport Plus: Keep Your Hard Drive, 5 Years	4	-	-
997-8393	ProSupport Plus: Next Business Day Onsite, 4 Year Extended	4	-	-
997-8394	ProSupport Plus: Accidental Damage Service, 5 Years	4	-	-
997-8395	ProSupport Plus: 7x24 Technical Support, 5 Years	4	-	-

SKU	Description	Qty	Unit Price	Subtotal
	Dell Urban Briefcase-15	4	$29.99	$119.96
	Estimated delivery date: Sep. 6, 2017 **Contract No:** 42AFU **Customer Agreement No:** DIR-SDD-1951			
460-BBYM	Kit - Dell Urban Briefcase 15 - Fits up to 15" Dell Notebooks	4	-	-

Subtotal:	$90,149.4
Shipping:	$0.0
Environmental Fees:	$0.0
Estimated Tax:	$0.0
Total:	**$90,149.4**

Important Notes

Terms of Sale

Unless you have a separate written agreement that specifically applies to this order, your order will be subject to a governed by the following agreements, each of which are incorporated herein by reference and available in hardcc from Dell at your request: Dell's Terms of Sale (www.dell.com/learn/us/en/uscorp1/terms-of-sale), which include binding consumer arbitration provision and incorporate Dell's U.S. Return Policy (www.dell.com/returnpolicy) a Warranty (for Consumer warranties ; for Commercial warranties).

If this purchase includes services: in addition to the foregoing applicable terms, the terms of your service contract v apply (Consumer;Commercial). If this purchase includes software: in addition to the foregoing applicable terms, your u of the software is subject to the license terms accompanying the software, and in the absence of such terms, then use the Dell-branded application software is subject to the Dell End User License Agreement - Type A (www.dell.com/AEUl and use of the Dell-branded system software is subject to the Dell End User License Agreement - Type S www.dell.com/SEULA).

If your purchase is for Mozy, in addition to the foregoing applicable terms, your use of the Mozy service is subject to t terms and conditions located at https://mozy.com/about/legal/terms.

You acknowledge having read and agree to be bound by the foregoing applicable terms in their entirety. Any terms a conditions set forth in your purchase order or any other correspondence that are in addition to, inconsistent or in confl with, the f oregoing applicable online terms will be of no force or effect unless specifically agreed to in a writing sign by Dell that expressly references such terms.

Pricing, Taxes, and Additional Information

All product, pricing, and other information is valid for U.S. customers and U.S. addresses only, and is based on the lat information available and may be subject to change. Dell reserves the right to cancel quotes and orders arising fr pricing or other errors. Please indicate any tax-exempt status on your PO, and fax your exemption certificate, includ your Customer Number, to the Dell Tax Department at 800-433-9023. Please ensure that your tax-exemption certific reflects the correct Dell entity name: **Dell Marketing L.P.**
Note: All tax quoted above is an estimate; final taxes will be listed on the invoice.

If you have any questions regarding tax please send an e-mail to Tax_Department@dell.com.

For certain products shipped to end-users in California, a State Environmental Fee will be applied to your invoice. D encourages customers to dispose of electronic equipment properly.

Dell Financial Services™

Prepared For: **City of Texarkana**

September 1, 2017

Term	48
Option	TELP
Payments:	Annual
Consolidation:	Monthly
Payments Due:	Advance
Interim Rent:	None

Thank you for giving Dell Financial Services L.L.C. ("DFS") the opportunity to provide a technology financing solution. Enclosed is a financing proposal for your new technology needs. We look forward to discussing this opportunity in further detail with you. If you have any questions, please contact me at the phone number or email address below.

Dell Quote Number	Summary Product Description	Product Price	Quantity	Extended Price	Rate Factor	4 Payments
3000016969753.1	OptiPlex 7050 SFF	$ 950.00	65	$61,750.00	0.26728	$16,504.54
3000016969753.1	Dell 22 Monitor - P2217H	$ 179.39	65	$11,660.35	0.26728	$3,116.58
3000016969753.1	Dell USB SoundBar AC511	$ 26.24	65	$1,705.60	0.26728	$455.87
3000016969753.1	Precision Workstation T3620 Mini Tower	$ 1,227.99	7	$8,595.93	0.26728	$2,297.52
3000016969753.1	Dell Latitude 5580	$ 1,579.41	4	$6,317.64	0.26728	$1,688.58
3000016969753.1	Dell Urban Briefcase-15	$ 29.99	4	$119.96	0.26728	$32.06
	TOTALS			**$90,149.48**		**$24,095.15**

Proposal Expiration Date:
October 1, 2017

Leasing and financing provided by Dell Financial Services L.L.C. or its affiliate or designee ("DFS") to qualified customers. Offers may not be available or may vary in certain countries. Where available, offers may be changed without notice and are subject to product availability, credit approval, execution of documentation provided by and acceptable to DFS, and may be subject to minimum transaction size. Offers not available for personal, family or household use. Dell and the Dell logo are trademarks of Dell Inc. Proposal is property of DFS, contains confidential information and shall not be duplicated or disclosed in whole or part. Proposal is not a firm offer of financing. Pricing and rates based upon the final amount, configuration and specification of the supplied equipment, software, services or fees. Prorata payment may be due in the first payment cycle. Proposal excludes additional costs to customer such as shipping, maintenance, filing fees, applicable taxes, insurance and similar items. Proposal valid through the expiration date shown above, or if none is specified, for 30 calendar days from date of presentation.

End of Term Options:
Tax Exempt Lease Purchase (TELP):
• Exercise the option to purchase the products for $1.00.
• Return all products to lessor at the lessee's expense.

Caren Wright
FSR
Dell | Financial Services
office + 512-728-6628
caren_wright@dell.com

Additional Information:

LEASE QUOTE: The Lease Quote is exclusive of shipping costs, maintenance fees, filing fees, licensing fees, property or use taxes, insurance premiums and similar items which shall be for Lessee's account. Lessee will pay payments and all other amounts without set-off, abatement or reduction for any reason whatsoever. Additionally, Lessee shall declare and pay all sales, use and personal property taxes to the appropriate taxing authorities. **If you are sales tax exempt, please provide a copy of your Exemption Certificate with the Lease Contract.** If Lessee provides the appropriate tax exemption certificates to DFS, sales and use taxes will not be collected by DFS. However, if your taxing authority assesses a **personal property tax** on leased equipment, and if DFS pays that tax under your lease structure, Lessee must reimburse DFS for that tax expense in connection with the Lessee's lease.

PURCHASE ORDER: The Purchase Order must be made out to Dell Financial Services L.L.C., One Dell Way, RR8-23, Round Rock, TX 78682. The Purchase Order will need to include the quote number, quantity and description of the equipment. Please be sure to indicate that the PO is for a lease order and shows the type of lease, the term length, and payment frequency. The date of the lease quote referenced should be included. Please be sure to include any applicable shipping costs as a line item and include your address as the SHIP TO destination.

INSURANCE: The risk of loss on the equipment is borne solely by the Lessee. Lessee shall be required to purchase and maintain during the Term (i) comprehensive public liability insurance naming Lessor as additional insured; and (ii) "all-risk" physical damage insurance in a minimum amount of the Purchase Price, naming DFS as first loss payee.

APPROPRIATION COVENANT: The Lease will contain an appropriation of funds clause. The Lessee will covenant that it shall do all things legally within its power to obtain and maintain funds from which the payments may be paid.

DOCUMENTATION: In addition to a duly executed Agreement, other documents as reasonably requested by DFS may be required, such as but not limited to, opinions of counsel, IRS tax exemption forms (if applicable), and audited financials.

PROPOSAL VALIDITY / APPROVALS: This is a proposal based upon market conditions and is valid for 30 days, is subject to final credit approval, review of the economics of the transaction, and execution of mutually acceptable documentation.

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:	Low

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: 2017-102 RES Goals & Perspectives (1704 : 2017-102 RES Dell Financial Services Lease Purchase Agreement)