CITY OF TEXARKANA

CITY COUNCIL

MINUTES ● NOVEMBER 8, 2021

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

220 TEXAS BLVD.
TEXARKANA, TX 75501

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

Attendee Name	Title	Status	Arrived
Bob Bruggeman	Mayor	Present	
Jean H. Matlock	Ward 1	Present	
Mary Hart	Ward 2	Present	
Betty Williams	Ward 3	Present	
Christie Page	Ward 4	Present	
Bill Harp	Ward 5	Present	
Jay Davis	Ward 6	Present	

Staff Present: City Manager David Orr, Jennifer Evans, Kristin Peeples, Robby Robertson, Mashell Daniel, Dusty Henslee, Karey Parker, J.W. Bramlett, Jonathan Wade, Vashil Fernandez, Lisa Thompson, Sherry Jackson Hawkins, Kevin Schutte, and Gary Smith.

Legal Counsel: Jeff Lewis.

II. INVOCATION AND PLEDGE LED BY COUNCIL MEMBER BETTY WILLIAMS

III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST

Upcoming City Council Meetings:

Monday, December 13, 2021 at 6:00 p.m. (**REMINDER:** One December Meeting.)
Monday, January 10, 2022 at 6:00 p.m.
Monday, January 24, 2022 at 6:00 p.m.

Parks & Recreation Events:

December 2nd Bramlett Beans N' Cornbread Texarkana Convention Center (**New Location**)

Additional Parks & Recreation information can be found on the city's website at <http://www.ci.texarkana.tx.us> or by contacting staff at (903) 798-3978.

Other City Events:

The **Employee Appreciation Lunch** will be held at the Texarkana Texas Convention Center this year. The event is scheduled for Tuesday, November 16th from 11:00 a.m. to 2:00 p.m. Catering will be provided by Big Jakes BBQ, sponsored by Farmers Bank & Trust and the City.

The City and Texarkana Water Utilities will hold a **Job Fair** on Wednesday, November 17th from 11:00 a.m. to 2:00 p.m. at the Texarkana Texas Convention Center.

The annual "**Bark in the Park**" will be held December 4th from 9:00 a.m. - 2:00 p.m. at the Kylee Sullivan Dog Park in Spring Lake Park.

Thursday, November 11th is **Veterans Day**. Mayor Bruggeman thanked all current and retired veterans and also those in memoriam for service to their communities and country.

On November 9th at 11:00 a.m., a groundbreaking ceremony will be held at Texarkana College (TC) for the **McCulloch Industrial Technology Center**. The center will provide more that 15,000 sq.ft. of new training facilities for TC's Electrical Technology and Air Conditioning/Refrigeration (HVAC) programs.

IV. SPECIAL PRESENTATIONS

Fred Gamble - "Silver Circle Broadcasting Award"

Mr. Gamble, an employee of Shreveport's KSLA News 12, was recognized for receiving the Silver Circle Broadcasting Award for 48 years in television news. This honorary distinction is given to broadcasters who have served their communities for at least 25 years. Admirably, being a reporter/photojournalist has been Fred's first and only job!

The Mayor shared a memorable experience from the 1990s when Fred asked him to do a live interview on a very cold & cloudy evening. At the time, the Mayor was a spokesperson for SWEPCO and updated the community on storm recovery efforts during the broadcast. He said he would never forget that evening with Fred at the I-30 overpass.

Fred received a city lapel pin and was congratulated on receiving this much-deserved recognition in journalism.



Small Business Saturday Proclamation - November 27, 2021

The Mayor read the Small Business Saturday Proclamation encouraging citizens to especially shop locally on the Saturday after the Thanksgiving Day holiday and continue to support small businesses throughout the year.

Johnny Riley, of the Small Business Development Center (SBDC), presented several small business owners from the region. Mr. Riley said the SBDC provides services such as business plan development, financial analysis, and assistance with securing bank funds.

The goal of the SBDC is to represent northeast Texas through the development center in Small Business Administration in this market area.

Small Business Saturday - November 27, 2021

RESULT:	**CLOSE ACTION**

V. OPEN FORUM: COMMENTS FROM THE PUBLIC

Per Council rules, comment time is limited to five minutes, or ten minutes if using a translator. Before comments are made, a speaker must complete an information sheet and give to the City Secretary. If your comment pertains to an agenda item with a scheduled public hearing or public comment, the Council requires that you make your comment at that time; you do not need to complete an information sheet.

David Watkins thanked council and staff members for participating in the recently held meeting discussing rising crime rates among the youth. He also asked for more

transparency from city government and the opportunity for others' voices to be heard so concerned citizens can work in partnership with the city.

VI. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

Council Member Harp recommended the appointment of Wanda Northam to the University Planned Development District to replace the expired term of Jeff Elliott.

1. Motion to accept the recommendation of appointing Wanda Northam to the University Planned Development District.

(6:28 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Betty Williams, Ward 3
SECONDER:	Jay Davis, Ward 6
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

VII. ITEMS FOR CONSIDERATION

Consent Items

(6:29 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Bill Harp, Ward 5
SECONDER:	Christie Page, Ward 4
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

1. Resolution No. 2021-103 authorizing the City Manager to execute a contract, with budgeted funds, for the Millwood WTP - Settling Basin Interior Repairs/Liner Project in an amount, with the Texas portion, not to exceed $232,659.39 and the total amount not to exceed $379,666.11

   Public Hearing:
   Council Vote: November 8, 2021

2. Resolution No. 2021-100 casting all 760 cumulative votes for Jay Davis for membership on the Bowie Central Appraisal District's Board of Directors to serve for the 2022-2023 term.

   Public Hearing:
   Council Vote: November 8, 2021

Action Items

3. Resolution No. 2021-090 setting the 2022 City Council meeting dates and official city holiday closings.

   Public Hearing:
   Council Vote: November 8, 2021

   J.W. Bramlett briefed this agenda item.
   (6:31 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mary Hart, Ward 2
SECONDER:	Bill Harp, Ward 5
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

4. Resolution No. 2021-104 authorizing the City Manager to execute an amendment to the original contract with A.L. Franks Engineering, Inc. of Texarkana, Arkansas, with budgeted funds, in an amount not to exceed $136,961 for engineering services associated with modifications to the Waggoner Creek Wastewater Treatment Plant.

   Public Hearing:
   Council Vote: November 8, 2021

   Gary Smith briefed this agenda item.
   (6:35 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jay Davis, Ward 6
SECONDER:	Christie Page, Ward 4
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

VIII. FIRST BRIEFINGS

1. Resolution No. 2021-101 approving the Community Development Block Grant (CDBG) 2020 Comprehensive Assessment Performance Evaluation Report.

   Public Hearing: December 13, 2021
   Council Vote: December 13, 2021

   Vashil Fernandez briefed this agenda item.

RESULT:	**MOVED FORWARD**	**Next: 12/13/2021 6:00 PM**

2. Ordinance No. 2021-102 closing and abandoning an unopened forty-foot (40') street right-of-way for Ward Avenue, located north of Austin Street and east of Collier Street, between block 6 and block 9 of the Greater Texarkana Addition.

   Public Hearing: December 13, 2021
   Council Vote: December 13, 2021

   Jonathan Wade briefed this agenda item.

RESULT:	**MOVED FORWARD**	**Next: 12/13/2021 6:00 PM**

3. Resolution No. 2021-105 approving the City's mission, vision, and values statements.

   Public Hearing: December 13, 2021
   Council Vote: December 13, 2021

   City Manager Orr briefed this agenda item.

RESULT:	**MOVED FORWARD**	**Next: 12/13/2021 6:00 PM**

IX. PUBLIC HEARINGS

1. Resolution No. 2021-091 adopting and approving the State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet in its entirety and adopting the allocation method for Opioid Settlement Proceeds as set forth in the Texas Term Sheet ($192,094 allocated to Texarkana, Texas).

   Public Hearing:
   Council Vote: November 8, 2021

   There were no public comments made at this hearing.
   (6:43 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Betty Williams, Ward 3
SECONDER:	Mary Hart, Ward 2
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

2. Ordinance No. 2021-096 granting a Specific Use Permit to allow the location of a tattoo studio on Lots 1-12, Block 1, Crestwood Addition, located at 3917 N. State Line Avenue. Randy Lacy, owner and Michael Boleware, agent.

Public Hearing: November 8, 2021
Council Vote: November 8, 2021

Michael Boleware, accompanied by Jeffrey May, presented himself for questions at this hearing. There were no other public comments.
(6:45 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Bill Harp, Ward 5
SECONDER:	Jay Davis, Ward 6
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

3. Ordinance No. 2021-097 amending PD-00-6 (O) for site plan approval on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18, located at 3930 Galleria Oaks Drive. C. J. Uzick representing Arkansas Heart Hospital, owner and Kayla Wood, MTG Engineering and Surveyors, agent.

Public Hearing: November 8, 2021
Council Vote: November 8, 2021

Kayla Wood, of MTG Engineering, presented herself for questions at this hearing. There were no other public comments.
(6:46 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Christie Page, Ward 4
SECONDER:	Bill Harp, Ward 5
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

4. Ordinance No. 2021-098 amending PD-15-1 (O) for site plan approval on an approximate 3.485-acre tract of land (Being Tract 51), J. A. Talbot HRS, A-564, located at 5808 Richmond Road. Blake Rich representing Grand Oaks ALF, LLC, and Kayla Wood, MTG Engineering and Surveyors, agent. (A 3/4 vote of the City Council is required to approve this request.)

Public Hearing: November 8, 2021
Council Vote: November 8, 2021

The agent for the owner/applicant, Kayla Wood, of MTG Engineering, spoke at the public hearing and stated that the owner would be agreeable to using different exterior materials than as hardy board originally proposed. City Manager Orr directed the attention of the Council to the stipulations set out in Section 2 of the proposed ordinance; and City Attorney Jeffery Lewis advised that the Council could amend the motion for approval to reflect such a stipulation on different exterior materials.

Council Member Davis made an amended motion to approve the ordinance but with the requirement of the building facade to consist of brick and stone.

(6:52 p.m.)

RESULT:	**ADOPTED AS AMENDED [UNANIMOUS]**
MOVER:	Jay Davis, Ward 6
SECONDER:	Betty Williams, Ward 3
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

X. ITEMS FOR DISCUSSION

City Manager's Report

TXDOT Approves Kennedy Lane Sidewalks & Cowhorn Creek Multipurpose Trail Grant

On October 28, 2021, the Texas Transportation Commission (the Commission) approved funding for 41 Transportation Alternatives Set-Aside (TA) Program projects from across the state valued at approximately $55 million. The City's grant application for Kennedy Lane Sidewalks & the Cowhorn Creek Multipurpose Trail was approved for $2,310,247. Additionally, the City's project was authorized to receive federal TA funding (100% maximum for preliminary engineering and construction due to Transportation Development Credits eligibility) by the Commission. Congratulations to the Planning & Community Development team for this grant award.

Financial System - Cyber Recovery Update

Since the cyber-attack, staff has made tremendous progress in the financial rebuild. Because Fiscal Years 2020 and 2021 had not been audited at the time of the attack, it was necessary to rebuild all FY 2020 and FY 2021 data back into the financial system. It is staff's goal to start the Fiscal Year 2020 & 2021 audits in March and finish the audits in the summer. This is a monumental task. All credit goes to staff members that have worked diligently to restore this information while continuing to perform required daily tasks.

Employee Appreciation Lunch November 16th

The annual employee appreciation lunch this year will be held on Tuesday, November 16th from 11:00 a.m. to 2:00 p.m. at a new venue and location, the Texarkana Convention Center. This year's event will be catered by Big Jakes and sponsored by Farmers' Bank and Trust. Council Members are encouraged to come and join administration in saying "THANK YOU" to the city's outstanding team of employees.

City Job Fair November 17th

Human Resources is planning to hold a City job fair on Wednesday, November 17th from 11:00 a.m. - 2:00 p.m. at the Texarkana Texas Convention Center. Due to the high number of available positions, this year's job fair is being hosted along with same-day hiring interviews onsite, in hopes of finding qualified individuals for a number of currently vacant positions.

XI. ADMINISTRATIVE COMMENTS

1. City Council

   Council had no administrative comments for staff.

2. City Staff

   Jennifer Evans announced the canvass for declaring the results of the General Election held on November 2, 2021, for Mayor, Ward 1, and Ward 2 will be conducted on Monday, November 15th.

XII. CLOSED SESSION

The City Council convened into closed session pursuant to Texas Government Code Section 551.087 (Economic Development Negotiations) to discuss or deliberate offers of financial or other incentives to business prospects [Project WinCo. Foods].

XIII. RECONVENED INTO OPEN SESSION

XIV. ADJOURNMENT

A motion was made to adjourn the meeting.
(7:24 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jay Davis, Ward 6
SECONDER:	Bill Harp, Ward 5
AYES:	Matlock, Hart, Williams, Page, Harp, Davis
EXCUSED:	Bruggeman

Jennifer Evans
City Secretary

Bob Bruggeman
Mayor

Briefing Sheet

Version:
Update Date: 11/5/2021 9:57 AM

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

Subject: Small Business Saturday - November 27, 2021

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

The Saturday after the Thanksgiving Day holiday falls between Black Friday and Cyber Monday. This particular Saturday is a day dedicated to supporting the diverse range of local businesses that help create jobs, boost the economy, and keep communities thriving across the country.

Potential Options:

- None
-

Fiscal Implications:

None

Staff Recommendation:

Staff recommends proclaiming November 27, 2021 as Small Business Saturday

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. Small Business Saturday 112721 (PDF)

PROCLAMATION

Whereas, the government of Texarkana, TX, celebrates our local small businesses and the contributions they make to our local economy and community; and

Whereas, three-quarters of U.S. consumers are currently looking for ways to Shop Small® and support their community; and

Whereas, 96% of consumers who shopped on Small Business Saturday® agree that shopping at small, independently-owned businesses supports their commitment to making purchases that have a positive social, economic, and environmental impact and 97% of consumers who shopped on Small Business Saturday agree that small businesses are essential to their community; and

Whereas, 95% of consumers who shopped on Small Business Saturday reported the day makes them want to shop or eat at small, independently-owned businesses all year long, not just during the holiday season; and

Whereas, Texarkana, Texas, supports our local businesses that create jobs, boost our local economy, and preserve our communities; and

Whereas, advocacy groups, as well as public and private organizations, across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

Whereas, participating partners including, the City of Texarkana, TX, City of Texarkana, AR, Mainstreet Texarkana, the Texarkana Chamber of Commerce, Greater Texarkana Young Professionals, the Small Business Development Center, and partners from local owned or small businesses in the Greater Texarkana Area have partnered to promote small businesses; and

Whereas, the participating partners will launch a social media campaign, encouraging consumers to take a "selfie" at one of their favorite locally owned or small businesses within Texarkana using the #ShopSmallTXK21 and between November 22,2021 to December 4, 2021 to enhance the exposure of the businesses, and to be entered into a drawing for prizes provided by participating businesses. Options will be available for those not on social media as well.

Now, **Therefore**, I, Bob Bruggeman, Mayor of Texarkana, Texas, do hereby proclaim, November 27, 2021, as:

SMALL BUSINESS SATURDAY

and urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

_____

Bob Bruggeman, Mayor

_____

Jennifer Evans, TRMC, City Secretary

Attachment: Small Business Saturday 112721 (3593 : Small Business Saturday - November 27, 2021)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 11/5/2021 10:50 AM

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

Subject: Resolution No. 2021-103 authorizing the City Manager to execute a contract, with budgeted funds, for the Millwood WTP - Settling Basin Interior Repairs/Liner Project in an amount, with the Texas portion, not to exceed $232,659.39 and the total amount not to exceed $379,666.11

Briefing: 11/8/2021 **Public Hearing:** **Council Vote:** 11/8/2021

Item Schedule

Schedule 3: No briefing required (one week)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Bids were received Tuesday, October 26, 2021 for the Millwood WTP – Settling Basin Interior Repairs/Liner Project. Three (3) contractors picked up bid packages for the project and two (2) contractors bid on the project. Thomas Industrial Coatings, Inc. of Pevely, Missouri, was the apparent low bidder with a low Deductive Alternate Bid 1 of $379,666.11. This project consists of repairing areas of deteriorated concrete and cracks and installing a liner in the settling basin and the associated flocculator basin at our Millwood Water Treatment Plant located in Ashdown, Arkansas.

Potential Options:

- None
-

Fiscal Implications:

This project is budgeted in the Utility's 2021-2022 Budget in the Millwood Water Treatment Plant Depreciation Fund at $400,000.

Staff Recommendation:

Utility 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. 2021-103 RES MillwoodWTPBasinLiner (DOCX)
b. 2021-103 ATTH 01 Bid Summary (DOC)
c. 2021-103 ATTH 02 Bid Tab (PDF)
d. 2021-103 Goals and Perspectives (DOCX)
e. 2021-103 RES Millwood WTP Basin Interior signed (PDF)

Staff Coordination

Water Utilities	Gary Smith	Department Head Review	Completed	10/28/2021 2:03 PM
Water Utilities	Tricia Briggs	Review	Completed	10/28/2021 2:46 PM
City Manager	David Orr	City Manager Review	Completed	10/29/2021 9:51 AM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

RESOLUTION NO. 2021-103

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO ACCEPT THE BID AND EXECUTE A CONTRACT WITH THOMAS INDUSTRIAL COATINGS, INC. OF PEVELY, MISSOURI, IN AN AMOUNT, WITH THE TEXAS PORTION, NOT TO EXCEED $232,659.39 AND THE TOTAL AMOUNT NOT TO EXCEED $379,666.11 FOR THE MILLWOOD WATER TREATMENT SETTLING BASIN INTERIOR REPAIRS/LINER PROJECT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on October 26, 2021, two (2) bids were received, a copy of which is attached hereto as **ATTH01**, by Texarkana Water Utilities for the Millwood WTP – Settling Basin Interior Repairs/Liner Project; and

WHEREAS, the project will consist of repairing areas of deteriorated concrete and cracks and installing a liner in the settling basin and related appurtenances at the Millwood Water Treatment Plant located in Ashdown, Arkansas; and

WHEREAS, the lowest and best deductive alternate bid by a responsible vendor for this project was submitted by Thomas Industrial Coatings of Pevely, Missouri, a copy of which is attached hereto as **ATTH02,** in a total amount not to exceed $379,666.11; and

WHEREAS, funds currently budgeted in the Texarkana Water Utilities 2021-2022 Budget in the Millwood Water Treatment Plant Depreciation Fund are available in the amount of $400,000.00 for the Millwood WTP – Settling Basin Interior Repairs/liner Project.

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

SECTION 1: The lowest and best bid by a responsible vendor, submitted by Thomas Industrial Coatings of Pevely, Missouri, a copy of which is attached hereto as **ATTH02**, be and is hereby approved for the Texas portion in an amount not to exceed $232,659.39 for the repairing of areas of deteriorated concrete and cracks and installing a liner in settling basin #2 and related appurtenances at THE Millwood Water Treatment Plant in Ashdown, Arkansas.

SECTION 2: The City Manager be and is authorized to contract with Thomas Industrial Coatings, Inc. of Pevely, Missouri, for the above-described services.

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 **8th day of November, 2021**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2021-103 RES MillwoodWTPBasinLiner (3581 : 2021-103 RES Millwood WTP Settling Basin Interior Repairs)

2021-103
ATTH 01

Bid Summary

MILLWOOD WTP
SETTLING BASIN INTERIOR REPAIRS/LINER
Project 61/62-000-135112-A/T132008

2:00 P.M. Tuesday, October 26, 2021

		Deductive Alt. Bid 1
1.	Bazan Painting Company St. Louis, MO	$510,460.50
2.	Thomas Industrial Coatings Pevely, MO	$379,666.11
3.	RBIS, LLC Texarkana, Arkansas	No Bid

Time First Bid Opened:	2:00 P.M.
Number of Bidders:	Two
Apparent Low Bidder:	Thomas Industrial Coatings

Attachment: 2021-103 ATTH 01 Bid Summary (3581 : 2021-103 RES Millwood WTP Settling Basin Interior Repairs)

Bid Tabulation
Millwood WTP Settling Basin
Interior Repairs/Liner
Project No. 61/62-000-135112-A/T132008
October 26, 2021

RES 2021-103
ATTH 02

BASE BID:

				Thomas Industrial Coatings, Inc		Bazan Painting, Co	
				Pevely, MO		St. Louis, MO	
Item	**Quantity**	**Unit**	**Description**	**Unit Price**	**Total Bid**		
1	1	LS	Mobilization, Bonds and Submittals	$30,885.00	$30,885.00	$35,000.00	$35,000.00
2	800	SF	Concrete Patching	$31.45	$25,160.00	$36.00	$28,800.00
3	7624	SF	Coating/Liner on Settling Basin #2 Walls	$14.89	$113,521.36	$19.50	$148,668.00
4	1393	SF	Coating/Liner on Flocculator Basin Walls	$14.89	$20,741.77	$19.50	$27,163.50
5	8840	SF	Coating/Liner on Settling Basin #1 Floor	$14.89	$131,627.60	$19.50	$172,380.00
6	8840	SF	Coating/Liner on Settling Basin #2 Floor	$14.89	$131,627.60	$19.50	$172,380.00
7	2102	SF	Coating/Liner on Flocculator Basin Floor	$14.89	$31,298.78	$19.50	$40,989.00
			TOTAL BASE BID		**$484,862.11**		**$625,380.50**
			Deductive Alternate #1				
5A	8840	SF	Coating/Liner on Settling Basin #1 Floor	$11.90	$105,196.00	$13.00	$114,920.00
			TOTAL BASE BID - DED ALT #1 =		**$379,666.11**		**$510,460.50**
			Deductive Alternate #2				
6A	8840	SF	Coating/Liner on Settling Basin #2 Floor	$11.90	$105,196.00	$13.00	$114,920.00
			TOTAL BASE BID - DED ALT #2 =		**$379,666.11**		**$510,460.50**
			TOTAL BASE BID - DED ALT #1 - DED ATL #2 =		**$274,470.11**		**$395,540.50**

Prepared by Kenneth L. Icenhower, P.E.
Certified Correct

_____
Gary L. Smith, P.E., Interim Director, TWU

Attachment: 2021-103 ATTH 02 Bid Tab (3581 : 2021-103 RES Millwood WTP Settling Basin Interior

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: 2021-103 Goals and Perspectives (3581 : 2021-103 RES Millwood WTP Settling Basin Interior Repairs)

RESOLUTION NO. 2021-103

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO ACCEPT THE BID AND EXECUTE A CONTRACT WITH THOMAS INDUSTRIAL COATINGS, INC. OF PEVELY, MISSOURI, IN AN AMOUNT, WITH THE TEXAS PORTION, NOT TO EXCEED $232,659.39 AND THE TOTAL AMOUNT NOT TO EXCEED $379,666.11 FOR THE MILLWOOD WATER TREATMENT SETTLING BASIN INTERIOR REPAIRS/LINER PROJECT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on October 26, 2021, two (2) bids were received, a copy of which is attached hereto as **ATTH01,** by Texarkana Water Utilities for the Millwood WTP – Settling Basin Interior Repairs/Liner Project; and

WHEREAS, the project will consist of repairing areas of deteriorated concrete and cracks and installing a liner in the settling basin and related appurtenances at the Millwood Water Treatment Plant located in Ashdown, Arkansas; and

WHEREAS, the lowest and best deductive alternate bid by a responsible vendor for this project was submitted by Thomas Industrial Coatings of Pevely, Missouri, a copy of which is attached hereto as **ATTH02,** in a total amount not to exceed $379,666.11; and

WHEREAS, funds currently budgeted in the Texarkana Water Utilities 2021-2022 Budget in the Millwood Water Treatment Plant Depreciation Fund are available in the amount of $400,000.00 for the Millwood WTP – Settling Basin Interior Repairs/liner Project.

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

SECTION 1: The lowest and best bid by a responsible vendor, submitted by Thomas Industrial Coatings of Pevely, Missouri, a copy of which is attached hereto as **ATTH02**, be and is hereby approved for the Texas portion in an amount not to exceed $232,659.39 for the repairing of areas of deteriorated concrete and cracks and installing a liner in settling basin #2 and related appurtenances at THE Millwood Water Treatment Plant in Ashdown, Arkansas.

SECTION 2: The City Manager be and is authorized to contract with Thomas Industrial Coatings, Inc. of Pevely, Missouri, for the above-described services.

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 **8th day of November, 2021**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:29p.m.

Attachment: 2021-103 RES Millwood WTP Basin Interior signed (3581 : 2021-103 RES Millwood WTP Settling Basin Interior Repairs)

2021-103
ATTH 01

Bid Summary

MILLWOOD WTP
SETTLING BASIN INTERIOR REPAIRS/LINER
Project 61/62-000-135112-A/T132008

2:00 P.M. Tuesday, October 26, 2021

		Deductive Alt. Bid 1
1.	Bazan Painting Company St. Louis, MO	$510,460.50
2.	Thomas Industrial Coatings Pevely, MO	$379,666.11
3.	RBIS, LLC Texarkana, Arkansas	No Bid

Time First Bid Opened:	2:00 P.M.
Number of Bidders:	Two
Apparent Low Bidder:	Thomas Industrial Coatings

Attachment: 2021-103 RES Millwood WTP Basin Interior signed (3581 : 2021-103 RES Millwood WTP Settling Basin Interior Repairs)

Bid Tabulation
Millwood WTP Settling Basin
Interior Repairs/Liner
Project No. 61/62-000-135112-A/T132008
October 26, 2021

RES 2021-103
ATTH 02

BASE BID:

				Thomas Industrial Coatings, Inc		Bazan Painting, Co	
				Pevely, MO		St. Louis, MO	
Item	Quantity	Unit	Description	Unit Price	Total Bid		
1	1	LS	Mobilization, Bonds and Submittals	$30,885.00	$30,885.00	$35,000.00	$35,000.00
2	800	SF	Concrete Patching	$31.45	$25,160.00	$36.00	$28,800.00
3	7624	SF	Coating/Liner on Settling Basin #2 Walls	$14.89	$113,521.36	$19.50	$148,668.00
4	1393	SF	Coating/Liner on Flocculator Basin Walls	$14.89	$20,741.77	$19.50	$27,163.50
5	8840	SF	Coating/Liner on Settling Basin #1 Floor	$14.89	$131,627.60	$19.50	$172,380.00
6	8840	SF	Coating/Liner on Settling Basin #2 Floor	$14.89	$131,627.60	$19.50	$172,380.00
7	2102	SF	Coating/Liner on Flocculator Basin Floor	$14.89	$31,298.78	$19.50	$40,989.00
			TOTAL BASE BID		**$484,862.11**		**$625,380.50**
			Deductive Alternate #1				
5A	8840	SF	Coating/Liner on Settling Basin #1 Floor	$11.90	$105,196.00	$13.00	$114,920.00
			TOTAL BASE BID - DED ALT #1 =		**$379,666.11**		**$510,460.50**
			Deductive Alternate #2				
6A	8840	SF	Coating/Liner on Settling Basin #2 Floor	$11.90	$105,196.00	$13.00	$114,920.00
			TOTAL BASE BID - DED ALT #2 =		**$379,666.11**		**$510,460.50**
			TOTAL BASE BID - DED ALT #1 - DED ATL #2 =		**$274,470.11**		**$395,540.50**

Prepared by Kenneth L. Icenhower, P.E.
Certified Correct

Gary L. Smith, P.E., Interim Director, TWU

Attachment: 2021-103 RES Millwood WTP Basin Interior signed (3581 : 2021-103 RES Millwood WTP Settling Basin Interior Repairs)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 10/20/2021 11:57 AM

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

Subject: Resolution No. 2021-100 casting all 760 cumulative votes for Jay Davis for membership on the Bowie Central Appraisal District's Board of Directors to serve for the 2022-2023 term.

Briefing: 11/8/2021 **Public Hearing:** **Council Vote:** 11/8/2021

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Resolution No. 2021-080 nominating Council Member Jay Davis to serve as a director on the Bowie Central Appraisal District Board for a two-year term beginning on January 1, 2022 was passed by City Council on September 13, 2021. The Official Ballot Resolution for this election was provided to the City in a letter, by the Bowie Central Appraisal District, along with instructions from the Property Tax Code Section 6.03(k) that the City determine its vote by resolution and return the Ballot to the Chief Appraiser before December 15, 2021.

Potential Options:

- Cast votes for Jay Davis

Fiscal Implications:

City's director has direct input into the BCAD budget and to the District's appraisal and tax collections operations on behalf of the City.

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. 2021-100 RES Casting Votes for BCAD Board (DOC)
b. 2021-100 EXH 'A' Ballot (PDF)
c. 2021-100 Goals & Perspectives (DOCX)
d. 2021-100 RES Casting Votes for BCAD Board signed (PDF)

Staff Coordination

Finance Department	Kristin Peeples	Department Head Review	Completed	10/20/2021 11:57 AM
City Manager	David Orr	City Manager Review	Completed	11/05/2021 10:08 AM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

RESOLUTION NO. 2021-100

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, CASTING VOTES FOR CANDIDATE(S) FOR MEMBERSHIP ON THE BOARD OF DIRECTORS OF THE BOWIE CENTRAL APPRAISAL DISTRICT TO SERVE FOR THE 2022-2023 TERM; DIRECTING THE MAYOR TO EXECUTE THE OFFICIAL BALLOT; DIRECTING THE CITY SECRETARY TO DELIVER THE OFFICIAL BALLOT TO THE CHIEF APPRAISER ON OR BEFORE DECEMBER 15, 2021; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the terms of the present members of the Board of Directors of the Bowie Central Appraisal District expire on December 31, 2021; and

WHEREAS, Section 6.03 of the Texas Property Tax Code permits this Council to nominate, by resolution, one candidate for each of the five positions to be filled on the Board of Directors of the Bowie Central Appraisal District; and

WHEREAS, in accordance with said statute, this Council, by Resolution No. 2021-080, on September 13, 2021, nominated Jay Davis as a candidate for membership on the Board of Directors of the Bowie Central Appraisal District to serve for the 2022-2023 term; and

WHEREAS, the City of Texarkana, Texas, is entitled by law to cast a total of 760 cumulative votes for persons nominated to serve on the said Board.

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

SECTION 1: That votes be and are hereby cast, by this Council, for the candidate(s) for position(s) as director(s) on the Board of Directors of the Bowie Central Appraisal District, to serve for the 2022-2023 term, as shown on the Official Ballot, attached hereto as **Exhibit 'A'.**

SECTION 2: The votes transcribed onto the Official Ballot provided by the Chief Appraiser are to be thereafter executed by the Mayor and attested by the City Secretary.

SECTION 3: A copy of the Official Ballot as executed be attached hereto as **Exhibit 'A'** and made a part hereof by reference.

SECTION 4: The City Secretary provides a duplicate original executed copy of this Resolution and the original of the executed official ballot to the Chief Appraiser on or before December 15, 2021, as required by the Texas Property Tax Code.

Attachment: 2021-100 RES Casting Votes for BCAD Board (3578 : 2021-100 RES Casting Votes For BCAD Board)

SECTION 5: 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 **8th day of November, 2021**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

Attachment: 2021-100 RES Casting Votes for BCAD Board (3578 : 2021-100 RES Casting Votes For BCAD Board)

BOWIE CAD

Bowie Central Appraisal District

122 Plaza West, Suite A
Post Office Box 6527
Texarkana, TX 75505-6527
Phone (903) 793-8936
Fax (903) 792-8889

710 James Bowie Dr.
Post Office Box 967
New Boston, TX 75570-0967
Phone (903) 628-5493
Fax (903) 628-2087

October 18, 2021

Enclosed please find ballots for the 2022-2023 Bowie Central Appraisal District Board of Directors. In the upper right-hand corner, you will find the total number of votes you may cast. Ballots are being sent both by email and certified mail in order to ensure compliant delivery.

Please be advised that Property Tax Code Section 6.03 (K) states:
"The governing body of each taxing unit entitled to vote shall determine its vote by resolution and submit it to the Chief Appraiser **BEFORE** December 15."

Thank you for your attention to this matter and if you have any questions, please feel free to call.

Regards,
Mike Brower, RPA
Chief Appraiser, BCAD

Attachment: 2021-100 EXH 'A' Ballot (3578 : 2021-100 RES Casting Votes For BCAD Board)

Ballot #22
Number of Votes 760

OFFICIAL BALLOT
RESOLUTION

STATE OF TEXAS

COUNTY OF BOWIE

Be it resolved that the Texarkana City cast its votes for the following nominee(s) for election to the Board of Directors for the Bowie Central Appraisal District for the 2022-2023 term:

NOMINEE	NUMBER OF VOTES
Amy Bowers	
Jay Davis	
Jimmy Howell	
Paul Miller	
Robert Sheppard	
Tom Whitten	

Attachment: 2021-100 EXH 'A' Ballot (3578 : 2021-100 RES Casting Votes For BCAD Board)

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: 2021-100 Goals & Perspectives (3578 : 2021-100 RES Casting Votes For BCAD Board)

RESOLUTION NO. 2021-100

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, CASTING VOTES FOR CANDIDATE(S) FOR MEMBERSHIP ON THE BOARD OF DIRECTORS OF THE BOWIE CENTRAL APPRAISAL DISTRICT TO SERVE FOR THE 2022-2023 TERM; DIRECTING THE MAYOR TO EXECUTE THE OFFICIAL BALLOT; DIRECTING THE CITY SECRETARY TO DELIVER THE OFFICIAL BALLOT TO THE CHIEF APPRAISER ON OR BEFORE DECEMBER 15, 2021; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the terms of the present members of the Board of Directors of the Bowie Central Appraisal District expire on December 31, 2021; and

WHEREAS, Section 6.03 of the Texas Property Tax Code permits this Council to nominate, by resolution, one candidate for each of the five positions to be filled on the Board of Directors of the Bowie Central Appraisal District; and

WHEREAS, in accordance with said statute, this Council, by Resolution No. 2021-080, on September 13, 2021, nominated Jay Davis as a candidate for membership on the Board of Directors of the Bowie Central Appraisal District to serve for the 2022-2023 term; and

WHEREAS, the City of Texarkana, Texas, is entitled by law to cast a total of 760 cumulative votes for persons nominated to serve on the said Board.

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

SECTION 1: That votes be and are hereby cast, by this Council, for the candidate(s) for position(s) as director(s) on the Board of Directors of the Bowie Central Appraisal District, to serve for the 2022-2023 term, as shown on the Official Ballot, attached hereto as **Exhibit 'A'.**

SECTION 2: The votes transcribed onto the Official Ballot provided by the Chief Appraiser are to be thereafter executed by the Mayor and attested by the City Secretary.

SECTION 3: A copy of the Official Ballot as executed be attached hereto as **Exhibit 'A'** and made a part hereof by reference.

SECTION 4: The City Secretary provides a duplicate original executed copy of this Resolution and the original of the executed official ballot to the Chief Appraiser on or before December 15, 2021, as required by the Texas Property Tax Code.

Attachment: 2021-100 RES Casting Votes for BCAD Board signed (3578 : 2021-100 RES Casting Votes For BCAD Board)

SECTION 5: 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 **8th day of November, 2021**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:29 p.m.

Attachment: 2021-100 RES Casting Votes for BCAD Board signed (3578 : 2021-100 RES Casting Votes For BCAD Board)

2021-100 EXHIBIT "A"

BOWIE CAD

Bowie Central Appraisal District

122 Plaza West, Suite A
Post Office Box 6527
Texarkana, TX 75505-6527
Phone (903) 793-8936
Fax (903) 792-8889

710 James Bowie Dr.
Post Office Box 967
New Boston, TX 75570-0967
Phone (903) 628-5493
Fax (903) 628-2087

October 18, 2021

Enclosed please find ballots for the 2022-2023 Bowie Central Appraisal District Board of Directors. In the upper right-hand corner, you will find the total number of votes you may cast. Ballots are being sent both by email and certified mail in order to ensure compliant delivery.

Please be advised that Property Tax Code Section 6.03 (K) states:
"The governing body of each taxing unit entitled to vote shall determine its vote by resolution and submit it to the Chief Appraiser **BEFORE** December 15."

Thank you for your attention to this matter and if you have any questions, please feel free to call.

Regards,
Mike Brower, RPA
Chief Appraiser, BCAD

Attachment: 2021-100 RES Casting Votes for BCAD Board signed (3578 : 2021-100 RES Casting Votes For BCAD Board)

2021-100 EXHIBIT "A"

Ballot #22
Number of Votes 760

OFFICIAL BALLOT
RESOLUTION

STATE OF TEXAS

COUNTY OF BOWIE

Be it resolved that the Texarkana City cast its votes for the following nominee(s) for election to the Board of Directors for the Bowie Central Appraisal District for the 2022-2023 term:

NOMINEE	NUMBER OF VOTES
Amy Bowers	
Jay Davis	760
Jimmy Howell	
Paul Miller	
Robert Sheppard	
Tom Whitten	

Attachment: 2021-100 RES Casting Votes for BCAD Board signed (3578 : 2021-100 RES Casting Votes For BCAD Board)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 11/2/2021 3:04 PM

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

Subject: Resolution No. 2021-090 setting the 2022 City Council meeting dates and official city holiday closings.

Briefing: 11/8/2021 **Public Hearing:** **Council Vote:** 11/8/2021

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

Each year the City Council sets the annual schedule for regular city council meetings (the second and fourth Mondays of each month, with the exception of November and December, which has only one regular meeting on the second Monday) and affirms the holiday closing schedule (13 paid holidays).

This schedule also reflects the adoption of Resolution No. 2018-037 by the City Council on April 9, 2018, that adjusted the regular council meetings in the months of June and July to one regular meeting in each of these respective months to occur on the second Monday of the month which accommodated summertime activities enjoyed by citizens, council members, and city staff.

This proposed resolution also recommends the elimination of the fourth Monday in the month of May, which customarily conflicts with the Memorial Day holiday. Planning & Zoning staff have been consulted and agreed that zoning cases will not be impeded by eliminating the fourth Monday in May. Staff is in full support and will adjust the schedule. It will also afford a **full** summer schedule, in conjunction with June and July, currently as single meeting months, to accommodate summertime activities enjoyed by citizens, council members, and city staff.

Juneteenth is a federal holiday in the United States. ... President Joe Biden signed the bill (Pub.L. 117–17 (text) (pdf)) on **June 17, 2021**, making Juneteenth the eleventh American federal holiday and the first to obtain legal observance as a federal holiday since Martin Luther King Jr. Day was designated in 1983.
Staff is asking consideration to include Juneteenth (June 19th) as a city holiday beginning, June of 2022 and add as a permanent holiday to the city's holiday schedule. Of 110 Texas cities and counties recently surveyed by the City, 63% are currently observing Juneteenth or are considering observing Juneteenth with two local entities, Riverbend Water Resources District and the City of Texarkana, Arkansas now recognizing Juneteenth as a holiday for their employees.

Potential Options:

- Adopt the attached schedule as presented.

- Not adopt the attached schedule as presented.

Fiscal Implications:

None

Staff Recommendation:

Staff recommends adopting the council meeting and holiday schedule as presented.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2021-090 RES Setting 2022 Meeting & Holiday Sched (DOC)
b. 2021-090 ATTH 01 REV 2022 council mtg & holiday sched (PDF)
c. 2021-090 Goals & Perspective (DOCX)
d. 2021-090 RES Setting Mtg Sched&Holidays signed (PDF)

Staff Coordination

City Manager	Jennifer Evans	Department Head Review	Completed	11/04/2021 10:07 AM
Human Resources	J.W. Bramlett	Review	Completed	11/04/2021 3:31 PM
City Manager	David Orr	City Manager Review	Completed	11/05/2021 9:02 AM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

RESOLUTION NO. 2021 – 090

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, SETTING THE 2022 CITY COUNCIL REGULAR MEETING SCHEDULE AND CITY HOLIDAYS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in accordance with Article II, Section 8 of the City Charter, the City Council is required to meet at least monthly in regular session at City Hall on a date as determined by the City Council; and

WHEREAS, to continue to provide for transparency in local government, the City Council generally meets twice monthly in regular session to conduct the city's business and consider policy items as presented and recommended by city staff; and

WHEREAS, to provide for public access to local government, the City Council includes an opportunity for citizens to address the City Council in a public forum setting during each regular meeting of the City Council; and

WHEREAS, this schedule proposes removing from the monthly meeting schedule (**ATTH 01**) only the meeting scheduled for the fourth Monday in the month of May, which avoids the customary conflict with the Memorial Day Holiday. It also includes consideration of adding Juneteenth (June 19) as a city holiday; and

WHEREAS, City staff recommends adoption of the attached 2022 Schedule of City Council Meetings and City Holidays (**ATTH 01**), with the scheduling of City holidays occurring on Mondays and Fridays closely aligning with federal and local city governments observance days.

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

SECTION 1: The City Council adopts the attached 2022 Schedule of City Council Meetings and City Holidays (**ATTH 01**).

SECTION 2: The Mayor shall have authority to adjust this schedule, including but not limited to the rescheduling or canceling of meetings.

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 **8th day of November, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2021-090 RES Setting 2022 Meeting & Holiday Sched (3567 : 2021-090 RES 2022 Meeting & Holiday Schedule)

2021-090 ATTH 01

2022 COUNCIL MEETING & HOLIDAY SCHEDULE

CITY MEETINGS in COUNCIL CHAMBERS 6:00 PM

CITY HOLIDAYS and CITY HALL CLOSED

January

S	M	TU	W	TH	F	S
26	27	28	29	30	31	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

February

S	M	TU	W	TH	F	S
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	1	2	3	4	5
6	7	8	9	10	11	12

March

S	M	TU	W	TH	F	S
27	28	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31	1	2
3	4	5	6	7	8	9

April

S	M	TU	W	TH	F	S
27	28	29	30	31	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
1	2	3	4	5	6	7

May

S	M	TU	W	TH	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31	1	2	3	4
5	6	7	8	9	10	11

June

S	M	TU	W	TH	F	S
29	30	31	1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	1	2
3	4	5	6	7	8	9

July

S	M	TU	W	TH	F	S
26	27	28	29	30	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31	1	2	3	4	5	6

August

S	M	TU	W	TH	F	S
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31	1	2	3
4	5	6	7	8	9	10

September

S	M	TU	W	TH	F	S
28	29	30	31	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	1
2	3	4	5	6	7	8

October

S	M	TU	W	TH	F	S
25	26	27	28	29	30	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

November

S	M	TU	W	TH	F	S
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	1	2	3
4	5	6	7	8	9	10

December

S	M	TU	W	TH	F	S
27	28	29	30	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
1	2	3	4	5	6	7

Attachment: 2021-090 ATTH 01 REV 2022 council mtg & holiday sched (3567 : 2021-090 RES 2022 Meeting

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: 2021-090 Goals & Perspective (3567 : 2021-090 RES 2022 Meeting & Holiday Schedule)

RESOLUTION NO. 2021 – 090

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, SETTING THE 2022 CITY COUNCIL REGULAR MEETING SCHEDULE AND CITY HOLIDAYS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in accordance with Article II, Section 8 of the City Charter, the City Council is required to meet at least monthly in regular session at City Hall on a date as determined by the City Council; and

WHEREAS, to continue to provide for transparency in local government, the City Council generally meets twice monthly in regular session to conduct the city's business and consider policy items as presented and recommended by city staff; and

WHEREAS, to provide for public access to local government, the City Council includes an opportunity for citizens to address the City Council in a public forum setting during each regular meeting of the City Council; and

WHEREAS, this schedule proposes removing from the monthly meeting schedule **(ATTH 01)** only the meeting scheduled for the fourth Monday in the month of May, which avoids the customary conflict with the Memorial Day Holiday. It also includes consideration of adding Juneteenth (June 19) as a city holiday; and

WHEREAS, City staff recommends adoption of the attached 2022 Schedule of City Council Meetings and City Holidays **(ATTH 01)**, with the scheduling of City holidays occurring on Mondays and Fridays closely aligning with federal and local city governments observance days.

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

SECTION 1: The City Council adopts the attached 2022 Schedule of City Council Meetings and City Holidays **(ATTH 01)**.

SECTION 2: The Mayor shall have authority to adjust this schedule, including but not limited to the rescheduling or canceling of meetings.

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 **8th day of November, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:31 p.m.

Attachment: 2021-090 RES Setting Mtg Sched&Holidays signed (3567 : 2021-090 RES 2022 Meeting & Holiday Schedule)

2021-090 ATTH 01

2022 COUNCIL MEETING & HOLIDAY SCHEDULE

CITY MEETINGS in COUNCIL CHAMBERS 6:00 PM

CITY HOLIDAYS and CITY HALL CLOSED

January

S	M	TU	W	TH	F	S
26	27	28	29	30	31	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

February

S	M	TU	W	TH	F	S
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	1	2	3	4	5
6	7	8	9	10	11	12

March

S	M	TU	W	TH	F	S
27	28	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31	1	2
3	4	5	6	7	8	9

April

S	M	TU	W	TH	F	S
27	28	29	30	31	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
1	2	3	4	5	6	7

May

S	M	TU	W	TH	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31	1	2	3	4
5	6	7	8	9	10	11

June

S	M	TU	W	TH	F	S
29	30	31	1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	1	2
3	4	5	6	7	8	9

July

S	M	TU	W	TH	F	S
26	27	28	29	30	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31	1	2	3	4	5	6

August

S	M	TU	W	TH	F	S
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31	1	2	3
4	5	6	7	8	9	10

September

S	M	TU	W	TH	F	S
28	29	30	31	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	1
2	3	4	5	6	7	8

October

S	M	TU	W	TH	F	S
25	26	27	28	29	30	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

November

S	M	TU	W	TH	F	S
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	1	2	3
4	5	6	7	8	9	10

December

S	M	TU	W	TH	F	S
27	28	29	30	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
1	2	3	4	5	6	7

Attachment: 2021-090 RES Setting Mtg Sched&Holidays signed (3567 : 2021-090 RES 2022 Meeting & Holiday Schedule)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 11/5/2021 11:00 AM

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

Subject: Resolution No. 2021-104 authorizing the City Manager to execute an amendment to the original contract with A.L. Franks Engineering, Inc. of Texarkana, Arkansas, with budgeted funds, in an amount not to exceed $136,961 for engineering services associated with modifications to the Waggoner Creek Wastewater Treatment Plant.

Briefing: 11/8/2021 **Public Hearing:** **Council Vote:** 11/8/2021

Item Schedule

Schedule 3: No briefing required (one week)

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

The Water Utilities Department is preparing to expand and make improvements to the Waggoner Creek Wastewater Treatment Plant (WWTP). The Waggoner Creek WWTP treats the wastewater from the Cities of Texarkana, Nash, and Wake Village. The plant was constructed in 1986 and has had only maintenance work required to keep the plant operating properly since it was constructed. The Texas Commission of Environmental Quality (TCEQ) has notified the Utility that it needs to initiate engineering and financial planning for the expansion and/or upgrading of the wastewater treatment facility. The original engineering contract included design fees to recoat the interior and exterior of the existing steel tanks along with the expansion. Since that time, the existing steel tanks have deteriorated rapidly and now require to be completely replaced. Also, we are installing a new blower building/electrical room and replacing the existing lift station. The fee for this additional design work is $136,961. The original contract was for $458,535 based on A. L. Franks Engineering Inc.'s estimated construction cost of $6,075,796. The revised contract will be for $595,496 based on A. L. Franks Engineering Inc.'s estimated construction cost of $12,663,486.85. Engineering staff has reviewed the engineering fees and has determined that they are within the acceptable engineering fee range for a wastewater treatment plant expansion and rehabilitation project.

Potential Options:

- None
-

Fiscal Implications:

Funds are available for this project in the Utility's 2021-2022 Budget in the Waggoner Creek Wastewater Treatment Capital Improvement Fund.

Staff Recommendation:

Utility staff recommends approval.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2021-104 RES Waggoner Creek WWTP (DOCX)
b. 2021-104 ATTH 01 Amendment No. 1 Revised (PDF)
c. 2021-104 Goals and Perspectives (DOCX)
d. 2021-104 RES amend contract w A L Franks Eng signed (PDF)

Staff Coordination

Water Utilities	Gary Smith	Department Head Review	Completed	10/28/2021 2:02 PM
Water Utilities	Tricia Briggs	Review	Completed	10/28/2021 2:45 PM
City Manager	David Orr	City Manager Review	Completed	10/29/2021 9:51 AM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

RESOLUTION NO. 2021-104

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE ORIGINAL CONTRACT WITH A.L. FRANKS ENGINEERING, INC. OF TEXARKANA, ARKANSAS, IN AN AMOUNT NOT TO EXCEED $136,961 FOR ENGINEERING SERVICES ASSOCIATED WITH MODIFICATIONS TO THE WAGGONER CREEK WASTEWATER TREATMENT PLANT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Waggoner Creek Wastewater Treatment Plant serves the cities of Texarkana, Wake Village, and Nash, Texas; and

WHEREAS, the Waggoner Creek Wastewater Treatment Plant was constructed in 1986 and has only received required maintenance work to keep the plant operating properly since it was constructed; and

WHEREAS, the Texas Commission on Environmental Quality notified the Utility on April 5, 2019, that it needs to initiate engineering and financial planning for the expansion and/or upgrading of the Waggoner Creek Wastewater Treatment Plant; and

WHEREAS, Utility staff has determined that the Waggoner Creek Wastewater Treatment Plant is in need of modifications to keep it operating in an efficient manner; and

WHEREAS, the cities of Texarkana, Wake Village, and Nash, Texas, have agreed on the method
of payment for the proposed Waggoner Creek Wastewater Treatment Plant modifications; and

WHEREAS, Utility staff has determined that the A.L. Franks Engineering, Inc. of Texarkana, Arkansas, is capable of producing the necessary engineering plans and specifications and inspecting the construction for the proposed Waggoner Creek Wastewater Treatment Plant expansion and modifications, Amendment No. 1 to Contract for Engineering Services **(ATTH 01)** attached; and

WHEREAS, A.L. Franks Engineering, Inc. has proposed a fee of $136,961 for additional engineering services associated with modifications to the Waggoner Creek Wastewater Treatment Plant; and

WHEREAS, there are funds available in the Texarkana Water Utilities 2021-2022 budget at $192,713 in the Waggoner Creek Wastewater Treatment Capital Improvement Fund.

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

Attachment: 2021-104 RES Waggoner Creek WWTP (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

SECTION 1: That A.L. Franks Engineering, Inc. of Texarkana, Arkansas, being an engineering firm capable of designing and inspecting the proposed expansion and modifications at the Waggoner Creek Wastewater Treatment Plant be contracted to provide additional engineering services in an amount not to exceed $136,961 according to the fee schedule attached hereto as **ATTH 01**.

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 **8th day of November, 2021**.

ATTEST:

_____	_____
JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

Attachment: 2021-104 RES Waggoner Creek WWTP (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

Attachment: 2021-104 ATTH 01 Amendment No. 1 Revised (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

AMENDMENT NO. 1 TO

CONTRACT FOR ENGINEERING SERVICES

The Contract for Engineering Services between the City of Texarkana, Texas (Owner) and A.L. Franks Engineering, Inc. (Engineer) dated the 16th day of October 2019, to construct Waggoner Creek Waste Water Treatment Plant Expansion, is amended with the following additions:

PART II - DETAILED ENGINEERING SERVICES

The Engineer shall render the following professional services necessary for the development of the Project:

A. Reference attached *Opinion of Probable Cost* dated July 2018: Remove 2.2 MG Flow Equalization Basin design requirement

B. Reference attached *Opinion of Probable Cost* dated September 2021: Add design requirement for a New Blower Building with Electrical Room, Complete Replacement of Existing Treatment Units 1 and 2 and Upgrade Influent Lift Station with Submersible Pumps

PART III - PAYMENT SCHEDULE

I. BASIC SERVICES Item 2. Final Engineering Design Plans and Specifications increased by $136,961 from $217,483 to $354,444 with a revised Project Total of $499,359.

All other terms and conditions of the contract remain in force.

Amendment No. 1 is herewith approved and executed on behalf of the above named Engineer and on behalf of the Owner on the day and year written below.

DATED this _____ day of _____, 2021.

CITY OF TEXARKANA, TEXAS
Owner

BY _____
David Orr
Interim City Manager

ATTEST _____

A.L. FRANKS ENGINEERING, INC.
Engineer

BY _____
Anthony L. (Andy) Franks, P.E.
President/CEO

ATTEST _____

Attachment: 2021-104 ATTH 01 Amendment No. 1 Revised (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

WAGNER CREEK WWTP IMPROVEMENTS

REVISED JULY 2018

UPGRADE TO 4.0 MGD w/ 12.0 MGD PEAK FLOW

STRUCTURES FOR GRIT REMOVAL AND UV WILL ACCOMMODATE 6.0 MGD/PEAK 18.0 MGD

OPINION OF PROBABLE COST
Prepared by: A.L. Franks Engineering

Item #	Description	Units	Equipment Cost	Construction Cost	Subtotal
1	Automatic Bar Screen Installed in Existing Channel	1 L.S.	$220,770.00	$32,153	$252,923
2	Grit Separator/Washing/Dewatering Unit	1 L.S.	$411,300.00	$405,000	$816,300
3	Building Enclosure with Air Scrubber System	1 L.S.	$268,000.00	$42,000	$310,000
4	Site Preparation Including Fencing and Piping, Etc....	1 L.S.	$120,000.00	$75,000	$195,000
5	Re-coat Interior and Exterior of Existing Tanks #1 & #2	1 L.S.	-	$185,000	$185,000
6	Modification to Existing Steel Structure	1 L.S.	-	$65,000	$65,000
7	Fine Bubble Diffusion	1 L.S.	$100,000.00	$75,000	$175,000
8	2.2 MG Flow Equalization Basin/Aeration	1 L.S.	$853,573.00	$110,000	$963,573
9	Replace Blowers Equipped with VFDs	4 EA.	$610,000.00	$28,000	$638,000
10	Standby Generator with Auto. Switch Gear	1 L.S.	$275,000.00	-	$275,000
11	Disinfection Modification to Eliminate Hazardous Materials w/ 100% redundancy	1 L.S.	$710,000.00	$60,000	$770,000
12	Treatment Unit #3 2.0 MGD	1 L.S.	-	-	$1,430,000
TOTAL COST			$3,568,643.00	$1,077,153.00	$6,075,796
ENGINEERING DESIGN (7.25%)					$440,495
PERIODIC INSPECTION (1.5%)					$91,137
O&M MANUAL					$5,000
CONTINGENCY (10%)					$607,580
LESS (Design Duplication)					($78,097)
TOTAL PROJECT COST					*$7,063,814*

Attachment: 2021-104 ATTH 01 Amendment No. 1 Revised (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

WAGNER CREEK WWTP IMPROVEMENTS

OPINION OF PROBABLE COST
Revised September 2021
Prepared by: A.L. Franks Engineering

Item #		Equipment Costs	Construction Costs	Subtotal
1	ODOR Control System at Headworks	$406,200.00	$25,000.00	$431,200.00
2	Duperon Automatic Bar Screen	$184,500.00	$100,000.00	$284,500.00
3	Innovair Blowers	$617,283.00	$50,000.00	$667,283.00
4	New Blower Building / Elect. Room	$120,000.00	$20,000.00	$140,000.00
5	Enaqua UV Disinfection System	$741,250.00	$450,000.00	$1,191,250.00
6	Eutek Headcell Grit Removal	$434,000.00	$700,000.00	$1,134,000.00
7	Evoqua Treatment Unit #3 (2 MGD)	$1,800,000.00	$3,000,000.00	$4,800,000.00
8	Replace Treatment Units #1 & #2 (1 MGD EA)	$2,600,000.00	$250,000.00	$2,850,000.00
9	Flow Equalization Basin (2 MG)	$3,000,000.00	$50,000.00	$3,050,000.00
10	Landia Airjet Mixers for EQ	$350,000.00	$35,000.00	$385,000.00
11	Standby Generator (1250 KW Prelim)	$374,750.00	$15,000.00	$389,750.00
12	Upgrade L.S. with Submersible Pumps	$350,503.85	$50,000.00	$400,503.85
13	Gravity Sewer Main Piping / Manholes		$130,000.00	$130,000.00
14	Aerial Air Piping		$80,000.00	$80,000.00
15	Force Main Piping		$40,000.00	$40,000.00
16	Site Grading / Earthwork		$100,000.00	$100,000.00
17	Clearing & Grubbing		$25,000.00	$25,000.00
	TOTAL	**$10,978,486.85**	**$5,120,000.00**	**$16,098,486.85**
Deduction for EQ Basin (Items 9 & 10)				**$3,435,000.00**
	TOTAL CONSTRUCTION COSTS WITHOUT EQ BASIN			**$12,663,486.85**

Attachment: 2021-104 ATTH 01 Amendment No. 1 Revised (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

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: 2021-104 Goals and Perspectives (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

RESOLUTION NO. 2021-104

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE ORIGINAL CONTRACT WITH A.L. FRANKS ENGINEERING, INC. OF TEXARKANA, ARKANSAS, IN AN AMOUNT NOT TO EXCEED $136,961 FOR ENGINEERING SERVICES ASSOCIATED WITH MODIFICATIONS TO THE WAGGONER CREEK WASTEWATER TREATMENT PLANT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Waggoner Creek Wastewater Treatment Plant serves the cities of Texarkana, Wake Village, and Nash, Texas; and

WHEREAS, the Waggoner Creek Wastewater Treatment Plant was constructed in 1986 and has only received required maintenance work to keep the plant operating properly since it was constructed; and

WHEREAS, the Texas Commission on Environmental Quality notified the Utility on April 5, 2019, that it needs to initiate engineering and financial planning for the expansion and/or upgrading of the Waggoner Creek Wastewater Treatment Plant; and

WHEREAS, Utility staff has determined that the Waggoner Creek Wastewater Treatment Plant is in need of modifications to keep it operating in an efficient manner; and

WHEREAS, the cities of Texarkana, Wake Village, and Nash, Texas, have agreed on the method
of payment for the proposed Waggoner Creek Wastewater Treatment Plant modifications; and

WHEREAS, Utility staff has determined that the A.L. Franks Engineering, Inc. of Texarkana, Arkansas, is capable of producing the necessary engineering plans and specifications and inspecting the construction for the proposed Waggoner Creek Wastewater Treatment Plant expansion and modifications, Amendment No. 1 to Contract for Engineering Services **(ATTH 01)** attached; and

WHEREAS, A.L. Franks Engineering, Inc. has proposed a fee of $136,961 for additional engineering services associated with modifications to the Waggoner Creek Wastewater Treatment Plant; and

WHEREAS, there are funds available in the Texarkana Water Utilities 2021-2022 budget at $192,713 in the Waggoner Creek Wastewater Treatment Capital Improvement Fund.

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

Attachment: 2021-104 RES amend contract w A L Franks Eng signed (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

SECTION 1: That A.L. Franks Engineering, Inc. of Texarkana, Arkansas, being an engineering firm capable of designing and inspecting the proposed expansion and modifications at the Waggoner Creek Wastewater Treatment Plant be contracted to provide additional engineering services in an amount not to exceed $136,961 according to the fee schedule attached hereto as **ATTH 01**.

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 **8th day of November, 2021**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:35 p.m.

Attachment: 2021-104 RES amend contract w A L Franks Eng signed (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

AMENDMENT NO. 1 TO

CONTRACT FOR ENGINEERING SERVICES

The Contract for Engineering Services between the City of Texarkana, Texas (Owner) and A.L. Franks Engineering, Inc. (Engineer) dated the 16th day of October 2019, to construct Waggoner Creek Waste Water Treatment Plant Expansion, is amended with the following additions:

PART II - DETAILED ENGINEERING SERVICES

The Engineer shall render the following professional services necessary for the development of the Project:

A. Reference attached *Opinion of Probable Cost* dated July 2018: Remove 2.2 MG Flow Equalization Basin design requirement

B. Reference attached *Opinion of Probable Cost* dated September 2021: Add design requirement for a New Blower Building with Electrical Room, Complete Replacement of Existing Treatment Units 1 and 2 and Upgrade Influent Lift Station with Submersible Pumps

PART III - PAYMENT SCHEDULE

I. BASIC SERVICES Item 2. Final Engineering Design Plans and Specifications increased by $136,961 from $217,483 to $354,444 with a revised Project Total of $499,359.

Attachment: 2021-104 RES amend contract w A L Franks Eng signed (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

All other terms and conditions of the contract remain in force.

Amendment No. 1 is herewith approved and executed on behalf of the above named Engineer and on behalf of the Owner on the day and year written below.

DATED this _____ day of _____, 2021.

CITY OF TEXARKANA, TEXAS
Owner

BY _____
David Orr
Interim City Manager

ATTEST _____

A.L. FRANKS ENGINEERING, INC.
Engineer

BY _____
Anthony L. (Andy) Franks, P.E.
President/CEO

ATTEST _____

Attachment: 2021-104 RES amend contract w A L Franks Eng signed (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

WAGNER CREEK WWTP IMPROVEMENTS

REVISED JULY 2018

UPGRADE TO 4.0 MGD w/ 12.0 MGD PEAK FLOW

STRUCTURES FOR GRIT REMOVAL AND UV WILL ACCOMMODATE 6.0 MGD/PEAK 18.0 MGD

OPINION OF PROBABLE COST

Prepared by: A.L. Franks Engineering

Item #	Description	Units	Equipment Cost	Construction Cost	Subtotal
1	Automatic Bar Screen Installed in Existing Channel	1 L.S.	$220,770.00	$32,153	$252,923
2	Grit Separator/Washing/Dewatering Unit	1 L.S.	$411,300.00	$405,000	$816,300
3	Building Enclosure with Air Scrubber System	1 L.S.	$268,000.00	$42,000	$310,000
4	Site Preparation Including Fencing and Piping, Etc....	1 L.S.	$120,000.00	$75,000	$195,000
5	Re-coat Interior and Exterior of Existing Tanks #1 & #2	1 L.S.	-	$185,000	$185,000
6	Modification to Existing Steel Structure	1 L.S.	-	$65,000	$65,000
7	Fine Bubble Diffusion	1 L.S.	$100,000.00	$75,000	$175,000
8	2.2 MG Flow Equalization Basin/Aeration	1 L.S.	$853,573.00	$110,000	$963,573
9	Replace Blowers Equipped with VFDs	4 EA.	$610,000.00	$28,000	$638,000
10	Standby Generator with Auto. Switch Gear	1 L.S.	$275,000.00	-	$275,000
11	Disinfection Modification to Eliminate Hazardous Materials w/ 100% redundancy	1 L.S.	$710,000.00	$60,000	$770,000
12	Treatment Unit #3 2.0 MGD	1 L.S.	-	-	$1,430,000
TOTAL COST			$3,568,643.00	$1,077,153.00	$6,075,796
ENGINEERING DESIGN (7.25%)					$440,495
PERIODIC INSPECTION (1.5%)					$91,137
O&M MANUAL					$5,000
CONTINGENCY (10%)					$607,580
LESS (Design Duplication)					($78,097)
TOTAL PROJECT COST					*$7,063,814*

Attachment: 2021-104 RES amend contract w A L Franks Eng signed (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

WAGNER CREEK WWTP IMPROVEMENTS

OPINION OF PROBABLE COST
Revised September 2021
Prepared by: A.L. Franks Engineering

Item #		Equipment Costs	Construction Costs	Subtotal
1	ODOR Control System at Headworks	$406,200.00	$25,000.00	$431,200.00
2	Duperon Automatic Bar Screen	$184,500.00	$100,000.00	$284,500.00
3	Innovair Blowers	$617,283.00	$50,000.00	$667,283.00
4	New Blower Building / Elect. Room	$120,000.00	$20,000.00	$140,000.00
5	Enaqua UV Disinfection System	$741,250.00	$450,000.00	$1,191,250.00
6	Eutek Headcell Grit Removal	$434,000.00	$700,000.00	$1,134,000.00
7	Evoqua Treatment Unit #3 (2 MGD)	$1,800,000.00	$3,000,000.00	$4,800,000.00
8	Replace Treatment Units #1 & #2 (1 MGD EA)	$2,600,000.00	$250,000.00	$2,850,000.00
9	Flow Equalization Basin (2 MG)	$3,000,000.00	$50,000.00	$3,050,000.00
10	Landia Airjet Mixers for EQ	$350,000.00	$35,000.00	$385,000.00
11	Standby Generator (1250 KW Prelim)	$374,750.00	$15,000.00	$389,750.00
12	Upgrade L.S. with Submersible Pumps	$350,503.85	$50,000.00	$400,503.85
13	Gravity Sewer Main Piping / Manholes		$130,000.00	$130,000.00
14	Aerial Air Piping		$80,000.00	$80,000.00
15	Force Main Piping		$40,000.00	$40,000.00
16	Site Grading / Earthwork		$100,000.00	$100,000.00
17	Clearing & Grubbing		$25,000.00	$25,000.00
	TOTAL	**$10,978,486.85**	**$5,120,000.00**	**$16,098,486.85**
Deduction for EQ Basin (Items 9 & 10)				**$3,435,000.00**
	TOTAL CONSTRUCTION COSTS WITHOUT EQ BASIN			**$12,663,486.85**

Attachment: 2021-104 RES amend contract w A L Franks Eng signed (3582 : 2021-104 RES Amendment to Contract with A.L. Franks Eng. Inc.)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 11/4/2021 4:01 PM

Lead Department: Planning and Community Development **Action Officer:** Vashil Fernandez, PCD Director

Subject: Resolution No. 2021-101 approving the Community Development Block Grant (CDBG) 2020 Comprehensive Assessment Performance Evaluation Report.

Briefing: 12/13/2021 **Public Hearing:** 12/13/2021 **Council Vote:** 12/13/2021

Item Schedule

Updates/History of Briefing:

Not Applicable

Executive Summary and Background Information:

The U.S. Department of Housing and Urban Development - Community Planning Department requires each Community Development Block Grant (CDBG) Entitlement Community to complete an annual Comprehensive Assessment Performance Evaluation Report (CAPER) no later than 90 days after the close of the program year (Program Year-End Date: September 30, 2021).

The City of Texarkana, Texas herby gives notice that the DRAFT of the Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) will be available for public review and comment at the dates and times listed below. Spanish translation is available upon request.

The Department of Housing and Urban Development requires all recipients of Community Development Block Grant funds to submit an annual report. All interested persons or groups are encouraged to review the DRAFT CAPER and formally present their comments for inclusion in this report.

The DRAFT report can be reviewed during the comment period of November 29 – December 13, 2021 at the following location during regular business hours at:

Texarkana, Texas City Hall
Department of Planning and Community Development
220 Texas Boulevard
Texarkana, Texas
The DRAFT CAPER is also available on the Texarkana, Texas website at
www.ci.texakana.tx.us <http://www.ci.texakana.tx.us>

The City will hold a regularly scheduled City Council Meeting, which is a Public Meeting, on November 8, 2021 where the public and Council will be briefed on the report and comment period.

The Public Hearing for the CAPER will occur at the regularly scheduled City Council Meeting on December 13, 2021. The 15-day comment period will end on December 13, 2021. Citizens are asked to present their comments at this Public Hearing for inclusion in the report or to submit written comments for inclusion in the report to the Department of Planning and Community Development, City of Texarkana, Texas 220 Texas Boulevard, P.O. Box 1967, Texarkana, Texas 75504. Comments may be mailed or delivered to this office before 5:00 p.m. December 13, 2021.

Potential Options:

- Approve
- Deny

Fiscal Implications:

None

Staff Recommendation:

Staff recommends for approval.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2021-101 RES Approving 2020 CDBG CAPER (DOCX)
b. 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (DOCX)
c. 2021-101 ATTH 02 Council Presentation PY2020 CAPER 11.08 (PPTX)
d. 2021-101 Goals and Perspectives (DOCX)
e. 2021-101 RES CAPER signed (PDF)

Staff Coordination

Planning and Community Development		Vashil Fernandez	Department Head Review	Completed 11/04/2021 2:24 PM
Finance Department	Kristin Peeples	Finance Review	Completed	11/04/2021 2:50 PM
City Manager	David Orr	City Manager Review	Completed	11/05/2021 10:09 AM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

City of Texarkana, Texas

RESOLUTION NO. 2021-101

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT 2020 ANNUAL PERFORMANCE EVALUATION REPORT AND AUTHORIZING THE CITY MANAGER TO SUBMIT SAID REPORT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the U. S. Department of Housing and Urban Development has provided the City of Texarkana, Texas, with Community Development Block Grant (CDBG) funds; and

WHEREAS, the City hereby gives notice that the DRAFT of the Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) will be available for public review and comment; and

WHEREAS, the Department of Housing and Urban Development requires all recipients of CDBG funds to submit an annual report. All interested persons or groups are encouraged to review the DRAFT CAPER and formally present their comments for inclusion in this report; and

WHEREAS, the City Council has determined it to be appropriate to approve the Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER).

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

SECTION 1: The Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) is hereby approved.

SECTION 2: The City Manager is hereby authorized to submit said Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) to the U. S. Department of Housing and Urban Development and provide such additional information as may be required.

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 **13th day of December, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2021-101 RES Approving 2020 CDBG CAPER (3579 : 2021-101 RES Approving CDBG CAPER)



City of Texarkana, Texas CAPER

Consolidated Annual Performance Evaluation Report

Community Development Block Grant Program
October 1, 2020 through September 30, 2021
Program Year 2020

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

OMB Control No: 2506-0117 (exp. 06/30/2018)

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG

CR-05 - Goals and Outcomes

Progress the jurisdiction has made in carrying out its strategic plan and its action plan. 91.520(a)

This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.

During CDBG Program Year 2020 (October 1, 2020 – September 30, 2021 = PY20), the City of Texarkana had a total of $675,404 in CDBG resources to address various community needs. These funds included carryover resources in the amount of $134,585 from prior allocations, $168,675 in Program Income and $372,144 for the Program Year 2020 allocation. The City expended $579,723 leaving an unexpended balance at the beginning of the 2021 program year of $95,681.

Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Categories, priority levels, funding sources and amounts, outcomes/objectives, goal outcome indicators, units of measure, targets, actual outcomes/outputs, and percentage completed for each of the grantee's program year goals.

Goal	Category	Source / Amount	Indicator	Unit of Measure	Expected – Strategic Plan	Actual – Strategic Plan	Percent Complete	Expected – Program Year	Actual – Program Year	Percent Complete
Administer the CDBG Program	Administration	CDBG: $	Other	Other	1	1	100.00%	2	2	100.00%
CDBG Revolving Loan Fund	Non-Housing Community Development	CDBG: $	Facade treatment/business building rehabilitation	Business	5	0	0.00%			
CDBG Revolving Loan Fund	Non-Housing Community Development	CDBG: $	Jobs created/retained	Jobs	10	0	0.00%			

CDBG Revolving Loan Fund	Non-Housing Community Development	CDBG: $	Businesses assisted	Businesses Assisted	5	0	0.00%			
First Time Home Buyer Down Payment Assistance	Affordable Housing	CDBG: $	Direct Financial Assistance to Homebuyers	Households Assisted	4	0	0.00%	0	0	0.00%
Housing Rehabilitation	Affordable Housing	CDBG: $	Homeowner Housing Rehabilitated	Household Housing Unit	20	8	40.00%	0	0	0.00%
Public Facilities and Parks	Non-Housing Community Development	CDBG: $767	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit	Persons Assisted	100	100	100.00%	0	75	100%
Public Facilities and Parks	Non-Housing Community Development	CDBG: $	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit	Households Assisted	20	0	0.00%			
Public Improvements and Infrastructure	Non-Housing Community Development	CDBG: $	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit	Persons Assisted						

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG

Public Improvements and Infrastructure	Non-Housing Community Development	CDBG: $	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit	Households Assisted	5	0	0.00%			
Section 108 Loan Program for Economic Development	Affordable Housing Non-Housing Community Development	CDBG: $462,528 /Section 108: $0	Rental units constructed	Household Housing Unit	1	1	100.00%			

Table 1 - Accomplishments – Program Year & Strategic Plan to Date

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG

Assess how the jurisdiction's use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

The City carried out the following activities during this reporting period:

Public Service – Vista $6,894 : Vista One Stop Shop providing coordinated services through THN for persons experiencing homelessness.

Public Service – Community Gardens $767 : Community Gardens installed/improved for LMI neighborhoods in Beverly and Rosehill.

Section 108 Loan $462,528 : Grim Lofts to create low/mod housing in Downtown began & will be ongoing through the next year.

Administration $41,017 : Administration of CDBG program to provide services to LMI &/or homeless individuals/families.

CV-Public Services $69,184 : Public Services provided by Mission Texarkana, RSOS, THC & EOC to provide food, supplies, personal protection equipment, care packages, testing, homeless shelter assistance & quarantine assistance for LMI or homeless persons affected by Covid-19.

CV-Administration $6,226 : Administration of CDBG CV program to provide services to LMI &/or homeless individuals/families affected by Covid-19.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

OMB Control No: 2506-0117 (exp. 06/30/2018)

CR-10 - Racial and Ethnic composition of families assisted

Describe the families assisted (including the racial and ethnic status of families assisted). 91.520(a)

	CDBG
White	17
Black or African American	83
Asian	0
American Indian or American Native	0
Native Hawaiian or Other Pacific Islander	0
Total	**100**
Hispanic	2
Not Hispanic	98

Table 2 – Table of assistance to racial and ethnic populations by source of funds

Narrative

Downtown Texarkana is located in Census Tract #48037010500. This tract has a poverty rate of 49.8%. Of the 3232 residents that call the Downtown area home, 1,009 are white, 2,050 are Black or African American. Population continues to decline in the area as fewer and fewer make their homes here. In this area of just over 200 acres, there are over 200 confirmed or suspected Brownfield properties ranging from suspected lead and asbestos contamination to petroleum and MTBE's. Nearly half of the buildings in the area are no longer open or functioning.

The Beverly area (Census Tract #48037010600) population has decreased from 2,612 in 1990 to 2,293 in 2010, with the number of households for the same period also declining form 921 to 774. Total number of housing units likewise decreased from 1,103 to 918 households. The number of vacant housing units decreased from 182 to 144. During this same time period, renter occupied housing units rose from 441 to 506 while owner occupied housing units dramatically decreased 44.17% from 480 to 268. In 2012, average median household income for Texarkana, Texas was $37,526, but only $17,262 in Beverly, a variance of 46%. Per capita income was also lower by 45% as compared to the city at $23,297 per person in the city and only $10,477 in Beverly. Median home values in the city were reported at $136,770 and only $37,863 in Beverly.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

Source of Funds	Source	Resources Made Available	Amount Expended During Program Year
CDBG	CDBG	675,404	579,723
HOME	HOME		
HOPWA	HOPWA		
ESG	ESG		
Section 108	Section 108	460,138	460,138
Other	Other		

Table 3 - Resources Made Available

Narrative

During CDBG Program Year 2020 (October 1, 2020 – September 30, 2021 = PY20), the City of Texarkana had a total of $675,404 in CDBG resources to address various community needs. These funds included carryover resources in the amount of $134,585 from prior allocations, $168,675 in Program Income, $372,144 for the Program Year 2020 allocation. The City expended $579,723 leaving an unexpended balance at the beginning of the 2021 program year of $95,681.

Identify the geographic distribution and location of investments

Target Area	Planned Percentage of Allocation	Actual Percentage of Allocation	Narrative Description
Beverly Community Revitalization	41	10	Public Services : Vista Program, Community Gardens,
Downtown Area	39	49	108 Loan

Table 4 – Identify the geographic distribution and location of investments

Narrative

Beverly Boundaries are New Boston Rd (Hwy 82), Robinson Rd, College Dr & Richmond Rd to Summerhill Rd- qual census tract 106. It is bordered by commercially zoned streets with interior comprised of older housing stock & many vacant, boarded buildings & has minority, elderly, & poverty concentrations.Staff worked closely with community leaders & it became clear that residents needed neighborhood cleanups.The city committed staff time to help while the Neighborhood Assoc has taken on the responsibility of the actual cleanups.The Downtown Area (Tract 105) is bound by the Kansas City Southern Railroad (Front St) & 7th St (MLK Blvd.), Stateline Ave, & Lake Dr.Citizens asked staff to focus on downtown revitalization for the past ten years.Consultation with numerous agencies, public meetings/hearings, citizen surveys, & votes of elected City Council Members establish a strong consensus for moving forward to arrest the decline of this historic center of the town & revitalize the area's potential for economic growth & provide affordable housing close to area services.These regions were chosen because they have great potential & need.They are bordered by major transportation

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

routes, prime real estate for commercial development.New multifamily & new single family housing will provide safe, secure, quality, affordable, housing for families.The economic development potential can bring jobs to sustain these LMI areas.

In PY2019, expenditures included:

Downtown area: tracking devices were purchased for bikes being used for homeless individuals who are searching for jobs or have obtained jobs but are in need of transportation. Grim Lofts to create low/mod housing in Downtown began & will be ongoing through the next years & will include Section 108 Loan Funds. Section 108 Loan funds were drawn from HUD – HQ in PY2019 after closing with developer. EN funds were also drawn to repay a portion of the HUD – HQ loan plus interest and financing fees. All Section 108 Loan funds have been drawn and will be repaid using CDBG EN funds throughout the next 3 years.

Other LMI Areas:

Sidewalk crosswalk for ADA improvements installed in Liberty-Eylau area at the elementary school. Housing Rehabilitation Program was continued in PY2019 with construction being completed on 4 LMI households that were started in PY2018. Housing rehab locations were in Rosehill, Beverly and Highland Park which are all LMI neighborhoods.
Community Gardens were installed/improved in Rosehill and Beverly neighborhoods.

Public services implemented with Texarkana Homeless Coalition – Vista Program designed to provide a one-stop shop for homeless persons to receive needed services. Due to Covid-19 complications the PS program created at RSOS to provide life skills classes for homeless women & children (living at the shelter) as well as job training classes for all residents of RSOS was cancelled for PY2019 with hopes to resume in PY2020.

Leveraging

Explain how federal funds leveraged additional resources (private, state & local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

The City recognizes the importance of leveraging resources. It is estimated that these community development projects will bring $1.75 in private resources spent in the local economy for each grant dollar invested. Moreover, most projects require substantial private investments at a 9 to 1 ratio, especially the Revolving Loan Fund program for Downtown Business economic development. Matching requirements for other grant programs are met by in-kind donations of labor and/or materials rather than by the use of CDBG funds. Publicly owned land or property located within the jurisdiction includes housing lots owned by the city, city parks, and scattered properties located in downtown. This property may be used to promote economic development, provide support for homeless programs, and/or affordable housing in Texarkana, Texas. Publicly owned land may also be used to support public health activities, infrastructure, and public services, promoting livability and sustainability within the jurisdiction. The City expects to use CDBG funding as a leveraging tool to support community and economic development within the jurisdiction.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

Other grant programs that magnify the impact the City's commitment of CDBG resources and provide significant leverage to CDBG investments in the Downtown and Beverly Target Areas include the:

- $ 440,000 EPA Brownfields Multi-Purpose Grant
- $ 900,000 EPA Brownfields Revolving Loan Fund
- $ 200,000 EPA Brownfields Petroleum Assessment Grant
- $ 200,000 EPA Brownfields Hazardous Materials Assessment Grant
- $ 94,000 USDA Farmers' Market Promotions Program
- $ 100,000 NEA Grant for Downtown redevelopment

Note: Texarkana, Texas is not a HOME entitlement community.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

	One-Year Goal	Actual
Number of Homeless households to be provided affordable housing units	50	50
Number of Non-Homeless households to be provided affordable housing units	50	50
Number of Special-Needs households to be provided affordable housing units	50	50
Total	**150**	**150**

Table 5 – Number of Households

	One-Year Goal	Actual
Number of households supported through Rental Assistance	0	0
Number of households supported through The Production of New Units	20	0
Number of households supported through Rehab of Existing Units	0	0
Number of households supported through Acquisition of Existing Units	0	0
Total	**20**	**0**

Table 6 – Number of Households Supported

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

The City's 5 Year Consolidated Plan for meeting Housing goals primarily consisted of projects and activities relying on Non-CDBG funding. Significant changes in funding streams the City relied upon for meeting these goals, including both CDBG and Non-CDBG funding, necessitated changes in plans for the 2019 Action Plan and will impact future Action Plans.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

In the past, the City has included outcomes associated with projects funded with Non-CDBG funding sources like TDHCA in the 5 Year Plan & 1 Year Action Plans. For example, the City included four Housing Rehabilitation projects in the Con Plan funded through TDHCA. Those funds are now not available. Without a replacement funding source, those programs have been removed from the City's expected outcomes. However, even though these no longer exist as projects in HUD's (Housing and Urban Development) database system due to the way IDIS archives projects associated with these plans, the expected outcomes still appear in this report. The more significant issue is the decrease in funding in CDBG and Non-CDBG funding programs. This directly impacts real outcomes in Texarkana communities. The City does provide capacity building support for Homeless Coalition members, including Randy Sams Homeless Shelter, ArkTex Council of Governments and Mission Texarkana. The outcomes for these activities are reported as organizations assisted.

Discuss how these outcomes will impact future annual action plans.

Future action plans will incorporate more activities funded by the CDBG program leading to improvements in meeting the goals & outcomes specified in the 5 Year Consolidated Plan. The City has submitted a new Consolidated Plan to allow for future annual action plans to specify the use of CDBG funds to address priority needs areas, especially those relating to housing, homelessness, & homelessness prevention activities.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

Number of Households Served	CDBG Actual	HOME Actual
Extremely Low-income	0	0
Low-income	0	0
Moderate-income	0	0
Total	0	**0**

Table 7 – Number of Households Served

Narrative Information

The city operates a Homebuyers Assistance & Home Rehabilitation Programs to increase affordable housing in LMI neighborhoods. In PY2020, no homes were completed with CDBG housing rehab assistance. Additionally, the city is actively involved with mortgage lenders as a part of the Community Advisory Committee to increase access to affordable housing products & loan services in Texarkana. The city made available a First Time Home Buyer Assistance Grants Program in Program Year 2020 (October 1, 2020 – September 30, 2021) that require eligibility determination; however, no funds were expended during the year due to no applicants completing home purchase.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

2021-101 ATTH 01

The city is a grantee for ESG & CoC funds to assist extremely low-income individuals & families. Homeless PIT numbers have decreased 17% or to 120 individuals during the last homeless count period. The city has several infrastructure projects including over 15,994 LF of new sidewalks & ramps to increase access/safety/mobility for persons with disabilities.

The city is an active partner & providing a 2.3-million-dollar loan package for the Hotel Grim Lofts that will provide 93 additional housing units with 20 affordable units for low to moderate income individuals & families.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)

Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs.

The priorities for Texarkana in addressing the needs of these population groups include:

- To assist public and nonprofit agencies in providing housing & supportive services to the elderly & frail elderly;
- To assist public & nonprofit agencies in providing housing & supportive services to homeless persons & those "at-risk" of homelessness.
- To assist the Texarkana Homeless Coalition & those agencies that are part of the coalition, serving special needs populations.

The city of Texarkana is a long-time advocate for ending homelessness. As such, the city is an active participant in the Texarkana Homeless Coalition. Staff lends their expertise & the city contributes countless hours to assisting the Coalition in its endeavors to reduce duplication of services, benefit from efficient models of service delivery, & create economies of scale. Additionally, the city has partnered with homeless services providers to apply for Continuum of Care & Emergency Solutions Grant funds & works closely with the Texas Homeless Network to ensure Texarkana will one day end homelessness. CDBG funding was used to meet outcomes associated with the Program Year 2018 Action Plan. Specifically, the city focused on building capacity in non-profits associated with the Homeless Coalition, its partnership with the Texas Homeless Network & Texas Balance of State Continuum of Care. Future Action Plans will also incorporate the use of CDBG funding to meet goals & objectives related to ending homelessness.

Addressing the emergency shelter and transitional housing needs of homeless persons

Emergency Housing, Transitional Housing & Rapid Re-Housing:
RSOS for the Homeless (emergency shelter for 86 unaccompanied adults) provides services under ESG & CoC grants. The Salvation Army, Texarkana, Arkansas (9 family rooms for up to 36 people & 25 beds for individual men). ArkTex Council of Governments (ATCOG) provides services under the ESG grant. Mission Texarkana provides services under CoC grant.

RSOS provides the only available beds for people who are chronically homeless in Texarkana, Texas. The Salvation Army Homeless Shelters for Families, & Unaccompanied Men are located in Texarkana, Arkansas. Their facility is listed here because they are the only local provider of shelter for homeless families in the region. Crossing state lines for shelter is problematic for many homeless persons because assistance is usually tied to state of residence. Mission Texarkana (formerly Texarkana Friendship

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

DRAFT

Center) provides services to the needy & homeless in downtown Texarkana. They are a non-profit care provider rendering life sustaining assistance to the indigent & job training/placement for able bodied clients without regard to religious preference, political affiliation, sex, race, handicap, or other classification. They feed an average of 300 people a day as well & provide groceries for over 20 families daily. Additionally, MT provides Rapid Rehousing to more than forty formerly homeless families through Continuum of Care grant as a partner to the City. Special Health Services of Texas provides some support for HIV/AIDS patients in the region. Community Health Core plans to provide supportive housing & permanent supportive housing to homeless veterans & their families as well as supportive housing for MHMR clientele. Additionally, the city has partnered with homeless services providers for Emergency Solutions Grant funds & works closely with the THN to ensure Texarkana will one day end homelessness.

CDBG funding was used to meet outcomes associated with the Program Year 2019 Action Plan. Specifically, the City focused on providing support through Public Services to non-profits associated with the Homeless Coalition, its partnership with the Texas Homeless Network and Texas Balance of State Continuum of Care. The City worked closely with Randy Sams Outreach Shelter and Mission Texarkana by administering the Continuum of Care Grant. The City made payments directly to the non-profit providers of Rapid Rehousing and Case Management services.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: likely to become homeless after being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs

The elderly, frail elderly, persons with disabilities, persons with alcohol or other drug addictions, persons with HIV/AIDS & their families, public housing residents, & victims of domestic violence present a range of complex problems that put them at greater risk of severe income limitations & homelessness. These populations have a much more difficult time finding, securing, & maintaining adequate housing & necessary social services. The city serves as the fiscal agent for a CoC - Rapid Re-Housing grant administered through RSOS & MT. These agencies provided rapid housing &/or case management to approximately 148 individuals, including 29 childen under the CoC grant. Of these participants, one head-of-household is a veteran & ten have physical or developmental disabilities. The program moved from a Transitional Housing model to a Rapid Rehousing model as of March 1, 2015. In both cases, the program meets the needs of these residents by providing case management, counseling, life skills training, & assistance for job seekers. The program assists these persons & families learn self-sufficiency. These formerly homeless persons transition gradually to paying their own rents. They are considered permanently housed at the point that they are paying their own way. CDBG funding was used to meet outcomes associated with the Program Year 2020 Action Plan. Specifically, the City focused on assisting three (3) non-profits under Public Services. The City worked closely with RSOS, Texarkana Homeless

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

DRAFT

Coalition Vista program and Amachi Vision Corps to provide services such as life skills, job training and youth programs that are designed to improve the lives of homeless persons & provide help in gaining self sufficiency.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

The primary goal for serving special needs populations is to assist public & nonprofit agencies in expanding & enhancing their provision of housing & services to the elderly, disabled & dually/multiply diagnosed, persons with HIV/AIDS, victims of domestic violence, & persons with addictions. The city recognizes services required by special-needs populations often overlap the housing needs & supportive services for the homeless as identified & addressed throughout the Consolidated Plan. CDBG funding was used to meet outcomes associated with the Program Year 2020 Action Plan. Specifically, the city focused on assisting three (3) non-profits under Public Services: RSOS, THC Vista program & Amachi Vision Corps to provide services such as life skills, job training & youth programs that are designed to improve the lives of homeless persons & provide help in gaining self sufficiency. The City made payments directly to the non-profit providers of Public Services. Due to Covid-19 some of these activities were put on hold for PY2020 with hopes of continuing them in PY2021. Future Action Plans will also incorporate the use of CDBG funding to meet goals & objectives related to ending homelessness.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-30 - Public Housing 91.220(h); 91.320(j)

Actions taken to address the needs of public housing

Texarkana & the Housing Authority of Texarkana (HATT) have made significant, meaningful strides toward ensuring that extremely low, low-, and moderate-income citizens have access to safe, affordable housing. While these gains are meaningful, the city's goals have not been fully realized.

Public Housing currently has less than a 2% vacancy rate & maintains a Section 8 waiting list in excess of 800 families at any given time. Clearly, there is more work to be done to provide affordable housing in Texarkana. The city continues to assist the PHA in the acquisition of lots, demolition & clearance. Subsidized housing on the existing PHA site & the surrounding community is a part of the replacement housing. The Rosehill area continues to be a priority for the City, though the emphasis has shifted to the Beverly Area where the homes are primarily owner occupied or rentals & not public housing units.

Program Administration funds include time spent working with HATT to ensure quality public housing exists in Texarkana.

Actions taken to encourage public housing residents to become more involved in management and participate in homeownership

HATT's community centers, an active communications program, & frequent, positive resident engagement encourages residents to seek out & use services offered & participate in the management of public housing in Texarkana. HATT transitioned to a referral-based system ensuring that public housing residents have access to services provided by federal, state, local, &/or non-profit agencies, including educational resources like GED preparation & computer skills training through the Literacy Council, vocational & job training programs offered through Workforce Solutions, Texarkana Community College, & Texas A&M Texarkana, financial management skills training, child care, & other relevant support services. These programs help to connect residents to information that can help them to obtain better paying jobs & greater financial literacy. By buying down some of the mortgages of homes built with Hope VI funds, & providing information on home purchasing options to residents, HATT can improve home ownership rates in some of the poorest neighborhoods of the city. Staff continues to work closely with HATT to improve resident engagement & homeownership. Additionally, the city continues to educate lenders & HATT personnel on the availability of First Time Home Buyer Down Payment Assistance through the CDBG program. CDBG funding was used to meet outcomes associated with the Program Year 2019 Action Plan in Public Housing as Administrative planning funds. Future Action Plans may incorporate the use of CDBG funding to meet goals and objectives related support of Public Housing.

Actions taken to provide assistance to troubled PHAs

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

2021-101 ATTH 01

HATT is an exemplary public housing authority & is not designated as troubled.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Actions taken to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment. 91.220 (j); 91.320 (i)

An analysis of factors that affect the cost, production, or maintenance of housing affordable to extremely low-, & LMI families has aided the city in developing programs that reduce the adverse effects of these constraints. Policies concerning the public welfare, building codes & subdivision standards are required by law for the protection & general welfare of the community & are routinely reviewed. Development impact fees are recovered from the developer to assure that the public costs of new developments are paid by that development. While recognizing the needs to adjust public policies to adapt to changing conditions, the city will continue to review policies periodically to determine whether they have become excessive or represent an unnecessary constraint on the development or maintenance of affordable housing. Race & poverty concentrations can be barriers to affordable housing, so city will continue to develop new strategies to ameliorate these types of barriers. The city is implementing the following strategies to address them:

- Substantial down payments required to purchase new/existing homes–First time home buyer assistance program, lender education, work with Coalition partners on financial education classes; provide educational materials at community events
- Availability of credit to LMI persons w/credit problems–lender education, work with Coalition partners on financial education classes, provide educational materials at community events
- Availability of decent affordable single-family units/affordable rental properties–work with developers to redevelop troubled neighborhoods, actively marketing properties that would expand the stock of affordable single-family homes & rental properties

CDBG funds have been administered by the Planning & Community Development Department (PCD). In order to administer this program more effectively, several departments whose jurisdictions & expertise lend themselves to a more robust program were reorganized/combined. The PCD now incorporates planning, zoning, economic development, grants management & community development.

Consideration of affordable housing barriers such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees & charges, growth limitations, & policies affecting affordable housing is integral to the city's efforts to improve the livability of the city. The city considers the impacts of any changes of the above when projects are brought to the City Council for consideration. Each issue is evaluated by professional staff, applicable commissions, & no less than two briefings on every item occur before the Council votes on any issue. The city developed a new Ten-Year Comprehensive Plan that will guide the city's policies, taxes, fees, & codes for the next ten years. Any plan passed by the Council will address barriers to affordable housing. As part of that effort, the city will conduct a new Analysis of Impediments to Fair Housing.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)

The most significant actions Texarkana has taken to address obstacles to meeting underserved needs has been to reach out & engage residents, renters, & owners of businesses in Texarkana, especially those in the Downtown, Rosehill and Beverly Target areas & continue working closely with the Homeless Coalition.

Having a significant staff presence in troubled communities, working side-by-side to improve the livability of neighborhoods, residents, business owners & social service agency personnel continues to provide City staff with the background understanding of unfiltered real needs and desires of community members.

Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)

The city emphasizes lead-based paint (LBP) counseling & awareness in all of its programs. The city informs interested persons of home buyers assistance & housing rehabilitation of lead paint hazards as well as identifying & abating lead-based paint hazards during the housing rehabilitation process. When lead-based paint is identified, the appropriate lead hazard control methods are incorporated into the rehabilitation project. The city has integrated lead hazard education, evaluation, & reduction activities into its existing housing programs. The City also maintains a continued focus on the hazards of lead-based paint & the need for lead-based paint testing of potential rehabilitation projects. City has continued to work with public service agencies caring for or providing services to children to reduce lead-based hazards in the community. Based on 2010 information from the Tx DSHS, 25 out of 1,123 Texarkana children under the age of 6 years tested for elevated blood lead levels were found to have elevated levels at 10mcg/dl or greater.

The following strategies related to the City's CDBG program are ongoing:

- Provide public information & education regarding lead-based paint via city's werbsite, publications & presentations
- Integration of lead hazard evaluation & reduction activities into any activities that would disturb the ground in potentially lead contaminated areas
- Provide training & certification opportunities for staff to manage lead-based paint impacted projects
- Collaboration with EPA Brownfields Region 6 Office to maintain current information for all staff involved in CDBG &/or housing projects

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)

Texarkana has taken direct action to help reduce poverty in the city. Key actions include:

- Identification of 2 Target Area in Qualified Census Tracts – Downtown & Beverly
- Emphasis on economic development in downtown & Beverly.
- Economic development services are now under PCD, ensuring seamless efforts between redevelopment, community development, & economic development
- Networking: HATT, Workforce Development, local banks & the Homeless Coalition to identify local service providers that offer education, job training services, material services, child care services, transportation & other services, the absence of which could prevent poverty level families from securing & keeping steady employment
- Collaboration: members of the THC, MT, local banks, ATCOG & RSOS - resulted in a robust program addressing root causes of poverty. These classes include domestic relationships, self-esteem, parenting, education classes (ESL & GED classes), & job search classes & support, including job referral service, a computer lab, resume service, & job interview preparation

Actions taken to develop institutional structure. 91.220(k); 91.320(j)

The city coordinates & administers CDBG programs, projects & activities including housing, homelessness prevention, & non-housing community development through its PCD department. PCD manages an average of 3 million dollars per year in federal state & local funds. The City has reorganized this department to incorporate the city's economic development, planning, zoning, & sustainability functions. In order to manage more effectively these functions & strengthen institutional structure, the city hired a new departmental director, new city planner & planner II, brought zoning into the department & instituted new grants management procedures for grants tracking & reporting. Current staff continue to obtain training through HUD's CPD office & new staff will also receive training.

Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)

The PCD department acts as a liaison with other city departments, community groups, public institutions, non-profit organizations & private industry to share information, identify resources & opportunities & coordinate activities to the greatest extent possible. Staff is represented in the local CoC actively participates on the Homeless Coalition & provides capacity building to at least two agencies on the Coalition.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

Identify actions taken to overcome the effects of any impediments identified in the jurisdiction's analysis of impediments to fair housing choice. 91.520(a)

The City identified the following strategies to overcome any obstacles impediments to affordable housing & is implementing subsequent strategies to address possible barriers:

- Substantial down payments required to purchase new/ existing homes–First time home buyer assistance program, lender education, work with Coalition partners on financial education classes; provide educational materials at community events;
- Availability of credit to LMI persons with credit problems–lender education, work with Coalition partners on financial education classes, provide educational materials at community events;
- Availability of decent affordable single-family units & affordable rental properties–work with developers to redevelop troubled neighborhoods, actively marketing properties that would expand the stock of decent affordable single-family homes & rental properties.

Funds are administered by the PCD department which incorporates planning, zoning, economic development, grants management & community development. The city developed a new Ten-Year Comprehensive Plan this year that will guide the City's policies, taxes, fees, & codes for the next ten years. Any plan passed by the City Council will address barriers to affordable housing. The city conducted a new Analysis of Impediments to Fair Housing during the creation of the 2018-2022 Consolidated Plan. The City will continue to:

- Maintain flexibility in zoning & building requirements when appropriate to allow for infill housing development & to provide technical assistance to developers of affordable housing;
- Display posters in city office buildings & provide information on website;
- Monitor city-sponsored projects for equal access & compliance of the Fair Housing Act & Building Department officials monitor code compliance to Fair Housing standards;
- Hold periodic Public Hearings providing information & requesting public comment on fair housing or related issues;
- Provide homebuyer & homeowner education, including fair housing information;
- Conduct outreach efforts to for-profit & non-profit builders & developers through funding & technical assistance to increase the supply of decent, affordable housing within low to moderate income neighborhoods;
- Meet with local lenders & home builders to encourage the use of non-traditional client loan-qualifying & loan products to better serve the needs of homebuyer households with challenges that preclude conventional qualification;
- Conduct public outreach regarding availability of housing & housing assistance including translation of housing application materials into Spanish, & maintains bi-lingual staff in order to assist applicants and clients who are not English-proficient;
- Support local Continuum of Care efforts for homeless populations; Work with local agencies that provide financial case management & credit counseling;
- Research the possibility of adopting a Fair Housing ordinance to ensure that fair housing options are available to its citizens.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

Texarkana continuously monitors programs & activities to ensure compliance with City/State/Federal regulations & policies. Monitoring focuses on the following areas:

Financial: PCD & Finance staff work closely to ensure that funds drawn down are used for authorized activities on approved projects. Activities agreements, expense documentation, & approvals must be in-place for funds to be expended. The City ensures a system of checks & balances & that staff requesting payments of funds are not authorized to approve them. The City is also subject to an annual single audit, conducted by an independent accounting firm.

Environmental: All projects & individual activities are subject to a review of environmental impacts prior to funding approval. Remediation of impacts is implemented where required & projects unable to meet environmental requirements are abandoned or alternative locations or solutions are sought.

Programmatic: Results &/or impacts are expected of all projects. Staff is charged with monitoring progress toward program goals on a regular basis. Accomplishments & outcome data is entered into IDIS by staff. Ability to reimburse funds is tied directly to reporting of accomplishments.

Sub-Recipient Monitoring: The City currently has no sub-recipients for the CDBG program.

Labor Standards: The City of Texarkana monitors labor standards for all CDBG funded projects. Labor requirements are included in all bid documents & discussed again during the required pre-construction conference. Contractor payments are not processed until all required forms are submitted & verified to be accurate and correct.

Minority Business Outreach: Purchasing standards are closely monitored to maximize the number of minority & women owned businesses utilized. The City uses the State of Texas Purchasing System when local minority & women owned businesses are not available.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

Citizen Participation Plan 91.105(d); 91.115(d)

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

The City gave notice that the Draft of the PY2020 Caper would be available for public review & comment at:
Texarkana, Texas City Hall
Department Planning & Community Development
220 Texas Boulevard
Texarkana, Texas 75501

during the comment period of November 29 – December 13, 2021 during regular business hours. The Draft Caper was also available on the Texarkana, Texas website (www.ci.texarkana.tx.us) for the duration of the comment period. Public meetings were conducted in accordance with the Texas Open Meetings Law (V.T.C.A. Government Code 551) & in accordance with the Americans with Disabilities Act 42 USC 12101 (1991). The facility is wheelchair accessible & handicap parking is available. Requests for sign interpretive services are available upon request, which must be received at least 48 hours prior to the meeting. Spanish translation was available. Citizen comments are included as an attachment to this document.

No comments were received during the comment period & no comments were made at the Public Hearing December 13th City Council Meeting. Attached are the minutes for that meeting.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

The most significant changes that have occurred in Texarkana's program objectives have been the exclusion of Non-CDBG Funded projects & activities from the Five-Year Consolidated Plan & Annual Action Plan. Moving from city led to volunteer-driven neighborhood association clean-up projects staff at the city have been able to forge stronger relationships that will prove invaluable as the City continues to work at transforming Beverly from a Target Area to a desirable neighborhood. The short-term impact of excluding Non-CDBG funds on the CAPER is the creation of perception that the program is not meeting its targets & goals. In the past, the City has included outcomes associated with projects funded with Non-CDBG funding sources like TDHCA to meet Housing goal indicators. For example, the City included four Housing Rehabilitation projects in the Consolidated Plan funded through TDHCA & administered through City staff. Those funds are now not available & the City has been directed to remove those programs from the City's expected outcomes. However, even though these no longer exist as projects in HUD's database system (called IDIS – the Integrated Disbursement & Information System) due to the way IDIS archives projects associated with these plans, the expected outcomes still appear in this report. Another important change to the City's planning is that the City was able to partner with the TxDot to provide needed ADA improvements to sidewalks & curbs for its downtown infrastructure projects, allowing the City to leverage these CDBG dollars.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

No

[BEDI grantees] Describe accomplishments and program outcomes during the last year.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)

Notice of Public Comment

The City of Texarkana, Texas hereby gives notice that the DRAFT of the Community Development Block Grant 2020 Program Year *Consolidated Annual Performance Evaluation Report (CAPER)* will be available for public review/comment. The Department of HUD requires all recipients of CDBG funds to submit an annual report. All interested persons or groups are encouraged to review the DRAFT CAPER & formally present their comments for inclusion in this report.

The CAPER DRAFT can be reviewed during the 15 Day Public Comment Period at the following location during regular business hours between November 29 to December 13, 2021:

Texarkana, Texas City Hall
220 Texas Boulevard
Texarkana, Texas 75501

The DRAFT CAPER is also available on the Texarkana, Texas website (www.ci.texarkana.tx.us).

The City will hold a City Council Meeting on November 8, 2021 & Public Hearing for the CAPER will occur on December 13, 2021. Citizens are asked to present their comments at this Public Hearing or to submit written comments to the City by 5:00 p.m. December 13, 2021.

These meetings are conducted in accordance with the Texas Open Meetings Law (V.T.C.A. Government Code 551) & 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 request, which must be received at least 48 hours prior to the meeting.

.

DRAFT

Attachment: 2021-101 ATTH 01 Caper PY2020 Draft 11.08.21 (3579 : 2021-101 RES Approving CDBG CAPER)



CITY OF
TEXARKANA
TEXAS

CDBG CAPER Report

2021-101 ATTH02

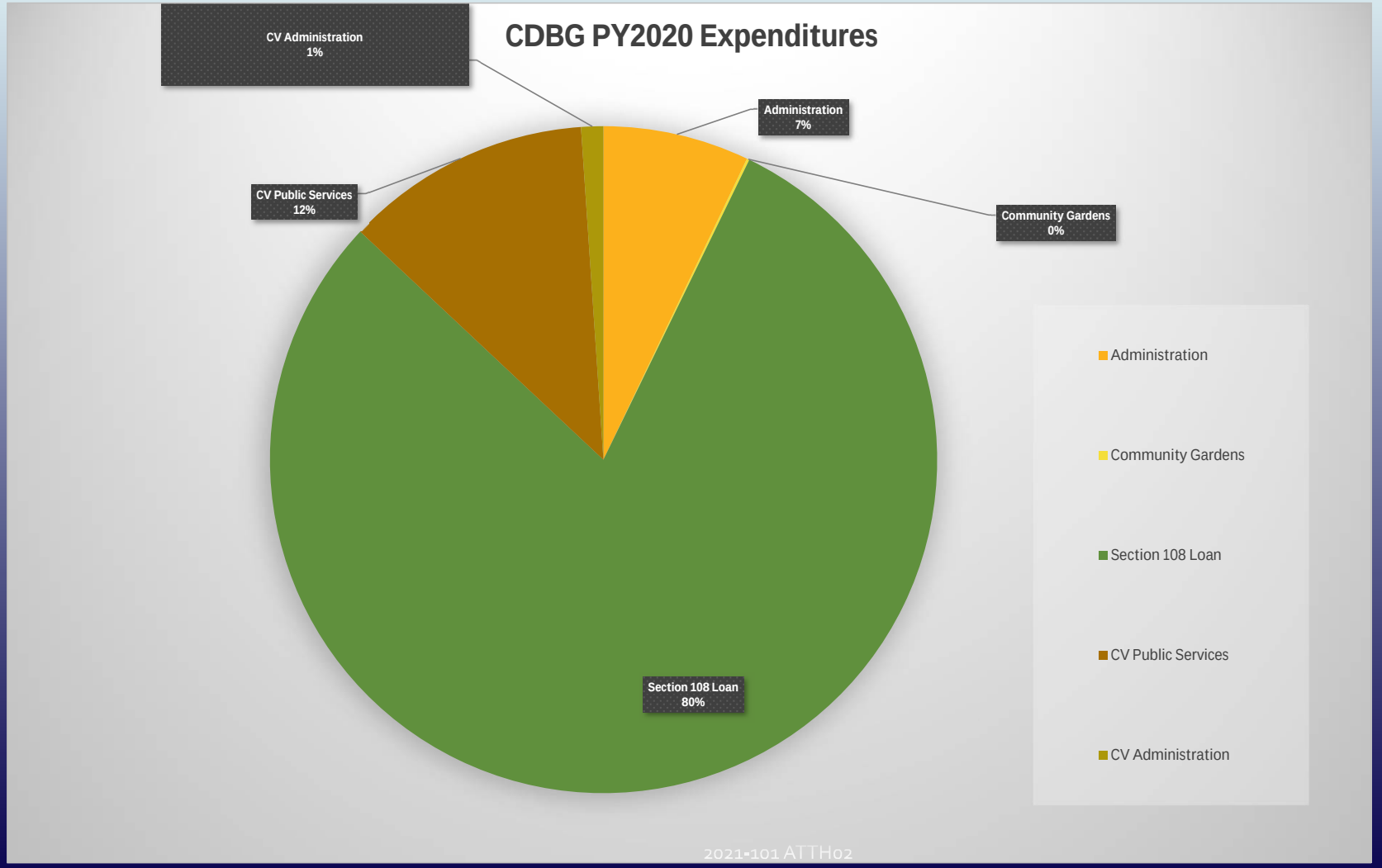
Attachment: 2021-101 ATTH 02 Council Presentation PY2020 CAPER 11.08 (3579 : 2021-101 RES

CDBG CAPER Report

- The annual report includes expenditures and accomplishments for the 2020 Community Development Block Grant (CDBG) Action Plan (October 1, 2020 -- September 30, 2021)
- Public Comment Period (November 29th – December 13th, 2021)
- Public Hearing on Monday, December 13th

2021-101 ATTH02

Attachment: 2021-101 ATTH 02 Council Presentation PY2020 CAPER 11.08 (3579 : 2021-101 RES



Attachment: 2021-101 ATTH 02 Council Presentation PY2020 CAPER 11.08 (3579 : 2021-101 RES

Attachment: 2021-101 ATTH 02 Council Presentation PY2020 CAPER 11.08 (3579 : 2021-101 RES

HUD requires Entitlement Communities receiving CDBG funds to spend at least seventy percent of program expenditures on activities that benefit low- and moderate-income persons. One hundred percent of Texarkana's program expenditures benefitted low- and moderate-income persons. Eight percent of total expenditures went toward administration of the program.

Project/Activity	Status	Percent	Funded	Drawn
CV-Public Service – RSOS Air filtration system	Completed	9%	$50,000.00	$50,000.00
CV-Public Service – Covid Strategy	Completed	3%	$15,000.00	$15,000.00
CV-Public Service – MT	Completed	1%	$4,184.00	$4,184.00
CV-Administration	Completed	1%	$6,226.00	$6,226.00
Community Gardens	Completed	0%	$767.00	$767.00
Section 108 Loan Repayment	Completed	80%	$462,528.00	$462,528.00
Administration	Completed	7%	$41,017.00	$41,017.00
TOTAL		100%	$579,723.00	$579,723.00

Citizens

Can present their comments at this Public Hearing for inclusion in the report or to submit written comments for inclusion in the report to the Department of Planning and Community Development, City of Texarkana, Texas 220 Texas Boulevard, P.O. Box 1967, Texarkana, Texas 75504.

Comments may be mailed or delivered to this office before 5:00 p.m. December 13, 2021

2021-101 ATTH02

Attachment: 2021-101 ATTH 02 Council Presentation PY2020 CAPER 11.08 (3579 : 2021-101 RES

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: 2021-101 Goals and Perspectives (3579 : 2021-101 RES Approving CDBG CAPER)

RESOLUTION NO. 2021-101

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT 2020 ANNUAL PERFORMANCE EVALUATION REPORT AND AUTHORIZING THE CITY MANAGER TO SUBMIT SAID REPORT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the U. S. Department of Housing and Urban Development has provided the City of Texarkana, Texas, with Community Development Block Grant (CDBG) funds; and

WHEREAS, the City hereby gives notice that the DRAFT of the Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) will be available for public review and comment; and

WHEREAS, the Department of Housing and Urban Development requires all recipients of CDBG funds to submit an annual report. All interested persons or groups are encouraged to review the DRAFT CAPER and formally present their comments for inclusion in this report; and

WHEREAS, the City Council has determined it to be appropriate to approve the Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER).

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

SECTION 1: The Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) is hereby approved.

SECTION 2: The City Manager is hereby authorized to submit said Community Development Block Grant 2020 Program Year Consolidated Annual Performance Evaluation Report (CAPER) to the U. S. Department of Housing and Urban Development and provide such additional information as may be required.

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 **13th day of December, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

7:04 p.m.

Attachment: 2021-101 RES CAPER signed (3579 : 2021-101 RES Approving CDBG CAPER)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 11/4/2021 4:07 PM

Lead Department: Public Works Department **Action Officer:** Jonathan Wade,

Subject: Ordinance No. 2021-102 closing and abandoning an unopened forty-foot (40') street right-of-way for Ward Avenue, located north of Austin Street and east of Collier Street, between block 6 and block 9 of the Greater Texarkana Addition.

Briefing: 12/13/2021 **Public Hearing:** 12/13/2021 **Council Vote:** 12/13/2021

Item Schedule

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

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

The City received a request from Mr. James Cannon for the abandonment of an unopened 40' Street Right Of Way for Ward Avenue. This section is in the Greater Texarkana Addition north of Austin Street and east of Collier Street. All associated lots adjacent to the abandonment area are owned by Mr. James Cannon.

If this street section is abandoned, then by policy the right-of-way will be delivered to Mr. Cannon.

The City sent out a memorandum to City Departments and Utility representatives. The City has no plans to ever using this right-of-way for future street purposes. No comments have been given by utility representatives and there are no issues with closing and abandoning this right-of-way. Attached in the packet is the memorandum and responses.

Potential Options:

- Approve closure and abandonment
- Not approve closure and abandonment

Fiscal Implications:

No fiscal implications

Staff Recommendation:

Staff recommends approval of closure and abandonment

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

City of Texarkana, Texas

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2021-102 ATTH 01 Memo To City Staff and Utility Companies (PDF)
b. 2021-102 ATTH 02 Staff and Utility Comments and Approvals (PDF)
c. 2021-102 EXH 'A' - Property Description (PDF)
d. 2021-102 ORD ROW Abandonment for Ward Street (DOCX)
e. 2021-102 Goals and Perspectives (DOCX)
f. 2021-102 ORD Cl&Ab 40ft ROW Ward St signed (PDF)

Staff Coordination

Public Works Department	Jonathan Wade	Review	Completed	10/27/2021 2:18 PM
Public Works Department	Dusty Henslee	Department Head Review	Completed	10/27/2021 2:32 PM
Fire Department	Eric Schlotter	Review	Completed	10/27/2021 2:47 PM
Police	Kevin Schutte	Review	Completed	10/27/2021 3:27 PM
City Manager	David Orr	City Manager Review	Completed	10/27/2021 4:15 PM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

CITY OF
TEXARKANA
TEXAS
Public Works Department

919 Elm Street
Texarkana, TX 75501
Phone (903) 798-3948
Fax (903) 792-6419

March 19, 2021

City Departments and Utility Representatives

Re: Proposed Street Abandonment

The City of Texarkana, Texas has received a letter from James Cannon requesting the abandonment of an approximately 40' unopened section of Ward Street located between Blocks 6 & 9 of the Greater Texarkana Addition.

Please refer to the attachments and provide any comments to me by April 9th, 2021 if you are in favor of abandonment and if your office will need an easement for any existing utilities.

Your prompt response is appreciated. If you have any questions, please contact me at my office or through email.

Sincerely,

Jonathan Wade, EIT, CFM
Associate City Engineer
Office: (903) 798-3251
Cell: (903) 908-2725
Jonathan.wade@txkusa.org

Attachment: 2021-102 ATTH 01 Memo To City Staff and Utility Companies (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

From: Mark Cannon
To: TEX-Wade, Jonathan
Subject: Re: Ward Street
Date: Sunday, March 14, 2021 5:10:56 PM

CAUTION: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To whom it may concern,
I , James Cannon request the City of Texarkana Texas to abandon proposed Ward Street from intersection with Austin street through twelve lots in Block 6 and 12 lots in Block 9 of Greater Texarkana subdivision. I acquired the 12 lots on each side described at time of sale as 1.9 acres and simply want to develop an entrance to future home site.
Thanks for your consideration,
James Cannon
Sent from my iPhone

Attachment: 2021-102 ATTH 01 Memo To City Staff and Utility Companies (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

AT&T LTE 3:15 PM 90%
3 Messages
Inbox
Ward Street

CITY OF
TEXARKANA
TEXAS

Application for Public R.O.W. Abandonment

Type: X Street ___ Alley ___ Other

Purpose of Abandonment: Develop property for home site/driveway

Applicant/Agent Information:

Name: James Cannon

Address: 12119 FM 381 Eola TX 76937

Phone: (903 506 8507 Fax: ( ) Work Email:

Required Documents needed to proceed with review:

- Letter requesting abandonment
- Electronic Copy of plat/deed/plot plan showing requested abandonment
- Letter/Petition from all adjacent property owners agreeing to abandonment

Required Documents needed prior to City Council Meeting:

- Abandonment release form signed by owner/applicant
- Abandonment release form signed by adjacent land owners
- Legal Exhibit and Property Description of property being abandoned
- Application Fee

Note: Partial abandonment requests will not be accepted.

James Cannon
Applicant's Printed Name

Applicant's Signature

9-28-2021
Date

Application Fee: $750

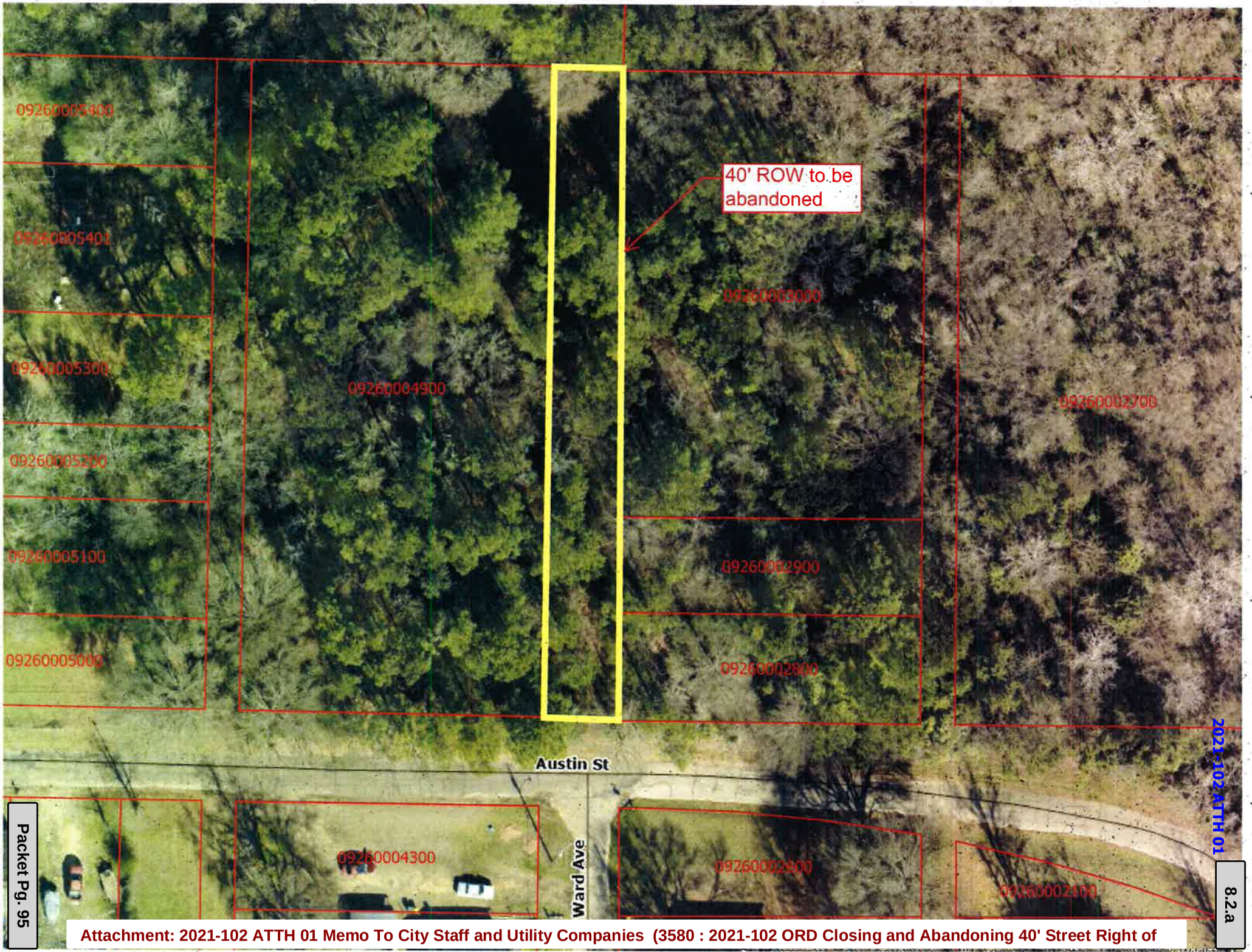
Application Fee Paid: ___

Received by: ___

Receipt No.: ___

See More

Attachment: 2021-102 ATTH 01 Memo To City Staff and Utility Companies (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of


09260005400
09260005401
09260005300
09260005200
09260005100
09260005000
09260004900
09260003000
09260002900
09260002800
09260002700
40' ROW to be abandoned
Austin St
Ward Ave
09260004300
09260002800
09260002100

CITY OF
TEXARKANA
Public Works Department TEXAS
919 Elm Street
Texarkana, TX 75501
Phone (903) 798-394
Fax (903) 792-6419

Date: October 26, 2021

To: File

From: Jonathan Wade, EIT, CFM, Associate City Engineer

Re: ROW Abandonment of 40' Unopened Section of Ward Street

Comments are as follows:

1. TWU – No comments
2. Fire – No comments
3. Centerpoint – No comments
4. Police – No comments
5. Public Works – No issues
6. Windstream Communications – No comments
7. Electric:
   - AEP/SWEPCO – No comments
   - REA – No comments
   - Bowie Cass – No Comments
8. Sparklight – No comments

Staff recommends for the approval of the abandonment of the right-of-way and retainment of utility easements.

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

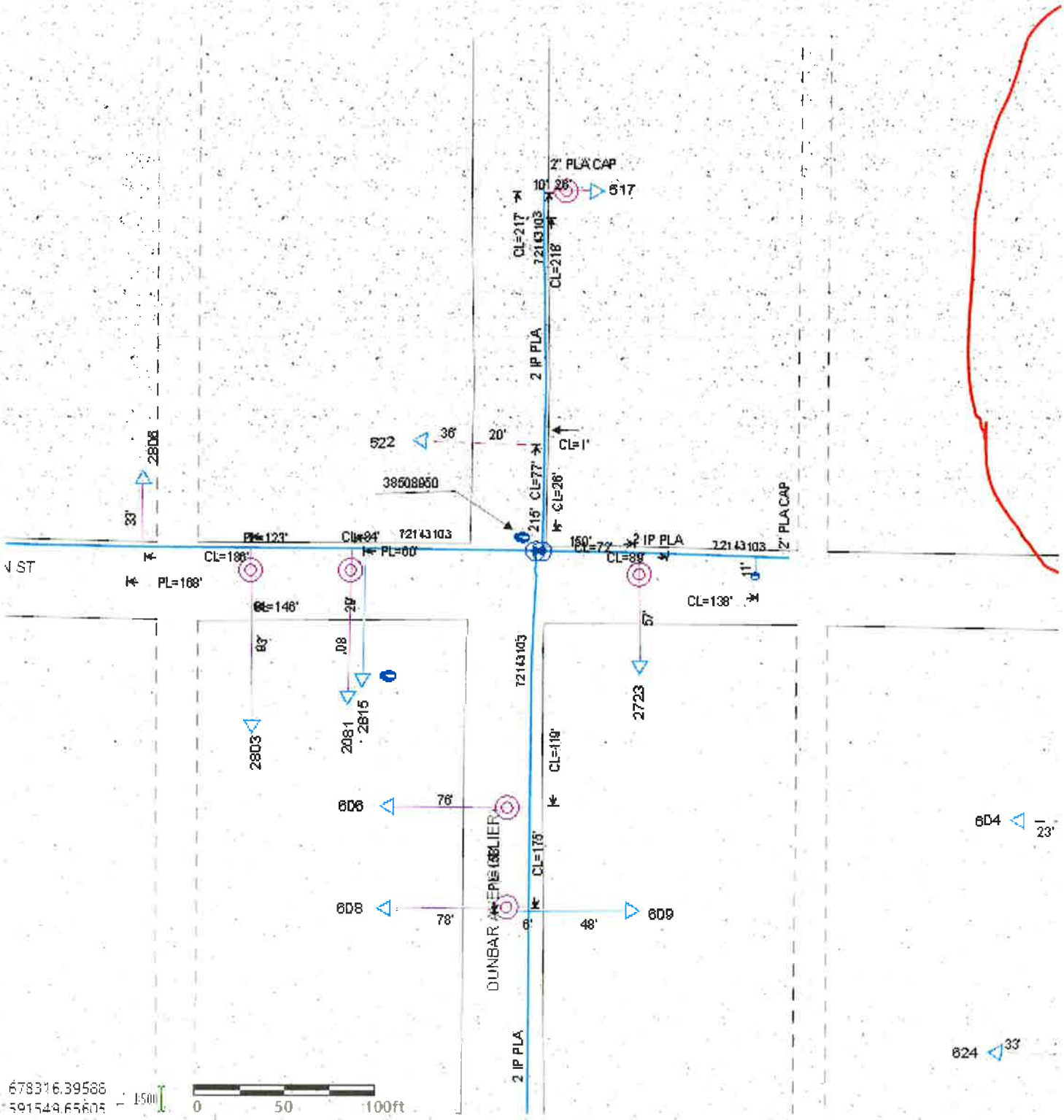
TEX-Wade, Jonathan

From: Brooks, Brandon D <Brandon.Brooks@centerpointenergy.com>
Sent: Friday, March 19, 2021 12:51 PM
To: TEX-Wade, Jonathan
Subject: RE: [External Email] Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

CAUTION: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

CenterPoint Energy has no facilities North of Austin on Ward.

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of



Brandon Brooks
Operations Supervisor | Texarkana/Hope
870.779.6309 w. | 903.824.1304c.
CenterPointEnergy.com

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of



From: TEX-Wade, Jonathan <Jonathan.Wade@txkusa.org>
Sent: Friday, March 19, 2021 12:24 PM
To: Jeffrey.Graham@windstream.com; steven.poplin@windstream.com; dwwiley@aep.com; Zac Pianalto <zspianalto@aep.com>; Engelkes, Linda D <diane.engelkes@centerpointenergy.com>; Brooks, Brandon D <Brandon.Brooks@centerpointenergy.com>; Watkins, Ronnie M <Ronnie.Watkins@centerpointenergy.com>; rick.syphers@cableone.biz; mpollard@swrea.com; gregr@bcec.com; todc@bcec.com; rexa@bcec.com; TWU-Smith, Gary <gsmith@txkusa.org>; TWU-Phillips, JD <phillips@txkusa.org>; TTPD-Schutte, Kevin <Schutte@txkusa.org>; TTFD-Schlotter, Eric <schlottere@txkusa.org>; Jeff Tollett (jtollett@swrea.com) <jtollett@swrea.com>; David Plunk <dplunk@swrea.com>
Cc: TEX-Henslee, Dustin <dustin.henslee@txkusa.org>
Subject: [External Email] Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

EXTERNAL EMAIL

All,

The City has received a request to abandon the unopened 40' right-of-way of Ward Street located between Blocks 6 & 9 of the Greater Texarkana Addition. Please review the attached documents and provide me with your comments. If you have any questions, feel free to contact me at any time.

Thank you,

Jonathan Wade, EIT, CFM
Associate City Engineer
City of Texarkana, Texas
Office: (903) 798-3251
Cell: (903) 908-2725
Email: Jonathan.Wade@txkusa.org

***** This email is from an external sender outside of the CenterPoint Energy network. Be cautious about clicking links or opening attachments from unknown sources. *****

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

TEX-Wade, Jonathan

From: Zac Pianalto <zspianalto@aep.com>
Sent: Friday, March 19, 2021 12:55 PM
To: TEX-Wade, Jonathan; Dusty Wiley
Cc: jamesmarkcannon@gmail.com
Subject: RE: Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

CAUTION: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Jonathan,

I am in favor of the abandonment. SWEPCO has no existing facilities in the unopened 40' right-of-way of Ward St. Once the future home site is determine a separate SWEPCO easement will be obtained to serve the new home.

Thank you,

SOUTHWESTERN ELECTRIC POWER COMPANY
ZAC PIANALTO | ENGINEER
ZSPIANALTO@AEP.COM | D:903.223.5731 | C:903.826.5027
3708 W 7TH ST, TEXARKANA, TX 75501-6324

From: TEX-Wade, Jonathan <Jonathan.Wade@txkusa.org>
Sent: Friday, March 19, 2021 12:24 PM
To: Jeffrey.Graham@windstream.com; steven.poplin@windstream.com; Dusty Wiley <dwwiley@aep.com>; Zac Pianalto <zspianalto@aep.com>; diane:engelkes@centerpointenergy.com; brandon.brooks@centerpointenergy.com; Ronnie.Watkins@centerpointenergy.com; rick.syphers@cableone.biz; mpollard@swrea.com; gregr@bcec.com; todc@bcec.com; rexa@bcec.com; TWU-Smith, Gary <gsmith@txkusa.org>; TWU-Phillips, JD <phillips@txkusa.org>; TTPD-Schutte, Kevin <Schutte@txkusa.org>; TTFD-Schlotter, Eric <schlottere@txkusa.org>; Jeff Tollett (jtollett@swrea.com) <jtollett@swrea.com>; David Plunk <dplunk@swrea.com>
Cc: TEX-Henslee, Dustin <dustin.henslee@txkusa.org>
Subject: [EXTERNAL] Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

This is an **EXTERNAL** email. **STOP**. **THINK** before you CLICK links or OPEN attachments. If suspicious please click the '**Report to Incidents**' button in Outlook or forward to incidents@aep.com from a mobile device.

All,

The City has received a request to abandon the unopened 40' right-of-way of Ward Street located between Blocks 6 & 9 of the Greater Texarkana Addition. Please review the attached documents and provide me with your comments. If you have any questions, feel free to contact me at any time.

Thank you,

Jonathan Wade, EIT, CFM
Associate City Engineer
City of Texarkana, Texas
Office: (903) 798-3251
Cell: (903) 908-2725

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

Email: Jonathan.Wade@txkusa.org

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

TEX-Wade, Jonathan

From: Tod Corbin <todc@bcec.com>
Sent: Friday, March 19, 2021 1:21 PM
To: TEX-Wade, Jonathan
Subject: RE: Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

CAUTION: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Bowie-Cass Electric has no comment regarding the subject request.
Tod Corbin
Bowie-Cass Electric Cooperative, Inc.

From: TEX-Wade, Jonathan [mailto:Jonathan.Wade@txkusa.org]
Sent: Friday, March 19, 2021 12:24 PM
To: Jeffrey.Graham@windstream.com; steven.poplin@windstream.com; dwwiley@aep.com; Zac Pianalto; diane.engelkes@centerpointenergy.com; brandon.brooks@centerpointenergy.com; Ronnie.Watkins@centerpointenergy.com; rick.syphers@cableone.biz; mpollard@swrea.com; Greg D. Russell; Tod Corbin; rexa@bcec.com; TWU-Smith, Gary; TWU-Phillips, JD; TTPD-Schutte, Kevin; TTFD-Schlotter, Eric; Jeff Tollett (jtollett@swrea.com); David Plunk
Cc: TEX-Henslee, Dustin
Subject: Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

All,

The City has received a request to abandon the unopened 40' right-of-way of Ward Street located between Blocks 6 & 9 of the Greater Texarkana Addition. Please review the attached documents and provide me with your comments. If you have any questions, feel free to contact me at any time.

Thank you,

Jonathan Wade, EIT, CFM
Associate City Engineer
City of Texarkana, Texas
Office: (903) 798-3251
Cell: (903) 908-2725
Email: Jonathan.Wade@txkusa.org

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of

TEX-Wade, Jonathan

From: Langley, Joe <Joe.Langley@sparklight.biz>
Sent: Friday, March 19, 2021 1:17 PM
To: TEX-Wade, Jonathan
Subject: RE: Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

CAUTION: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

This looks OK from what I see. We will just need to detach from the pole there at the entry of the ROW before the pole is removed.

From: TEX-Wade, Jonathan <Jonathan.Wade@txkusa.org>
Sent: Friday, March 19, 2021 12:37 PM
To: michael.a.latham@windstream.com; chris.jackson@windstream.com; Langley, Joe <Joe.Langley@sparklight.biz>
Subject: FW: Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

CAUTION: External source. THINK BEFORE YOU CLICK!

From: TEX-Wade, Jonathan
Sent: Friday, March 19, 2021 12:24 PM
To: Jeffrey.Graham@windstream.com; steven.poplin@windstream.com; dwwiley@aep.com; Zac Pianalto <zspianalto@aep.com>; diane.engelkes@centerpointenergy.com; brandon.brooks@centerpointenergy.com; Ronnie.Watkins@centerpointenergy.com; rick.syphers@cableone.biz; mpollard@swrea.com; gregr@bcec.com; todc@bcec.com; rexa@bcec.com; TWU-Smith, Gary <gsmith@txkusa.org>; TWU-Phillips, JD <phillips@txkusa.org>; TTPD-Schutte, Kevin <Schutte@txkusa.org>; TTFD-Schlotter, Eric <schlottere@txkusa.org>; Jeff Tollett (jtollett@swrea.com) <jtollett@swrea.com>; David Plunk <dplunk@swrea.com>
Cc: TEX-Henslee, Dustin <dustin.henslee@txkusa.org>
Subject: Proposed Right-Of-Way Abandonment Ward Street Greater Texarkana Addition

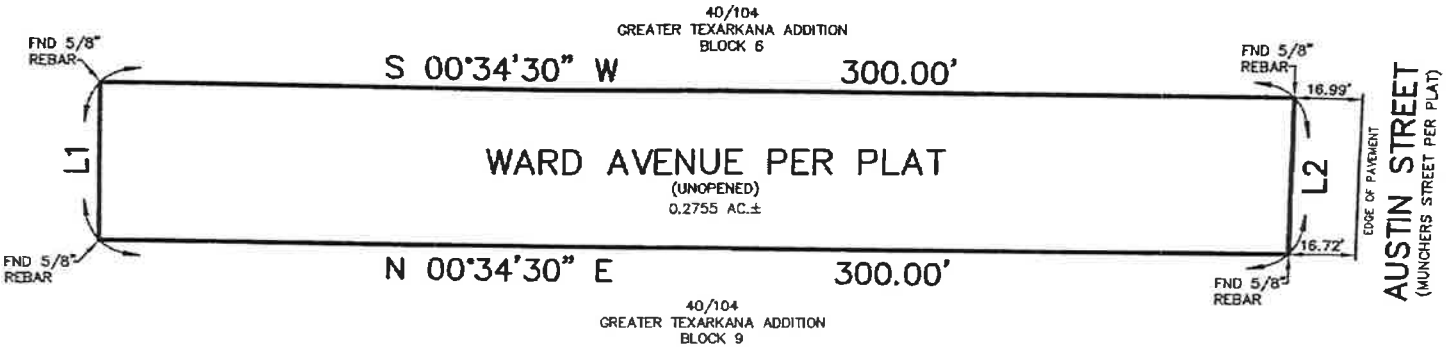
All,

The City has received a request to abandon the unopened 40' right-of-way of Ward Street located between Blocks 6 & 9 of the Greater Texarkana Addition. Please review the attached documents and provide me with your comments. If you have any questions, feel free to contact me at any time.

Thank you,

Jonathan Wade, EIT, CFM
Associate City Engineer
City of Texarkana, Texas
Office: (903) 798-3251
Cell: (903) 908-2725
Email: Jonathan.Wade@txkusa.org

Attachment: 2021-102 ATTH 02 Staff and Utility Comments and Approvals (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of



Property Description:

All that certain tract or parcel of land being a part of the Greater Texarkana Addition shown in the plat of record in Volume 40, Page 104 of the Plat Records of Bowie County, Texas, and being all of the unopened portion of a Ward Avenue of the Greater Texarkana Addition shown in the plat of record in Volume 40, Page 104 of the Plat Records of Bowie County, Texas, and being more particularly described as follows:

COMMENCING: from a found 1" pipe being the Southeast corner of Lot No. 13, Block No. 8 of the Greater Texarkana Addition;

THENCE: N 89°00'13" W, 140.00 feet to a found 5/8" rebar being the Southeast corner of an unopened Ward Avenue per plat, also being the Southwest corner of Lot No. 13, Block No 8 of the Greater Texarkana Addition, and being the POINT OF BEGINNING for the herein described unopened Ward Avenue;

THENCE: N 89°00'13" W, 40.00 feet to a found 5/8" rebar for the Southwest corner of said unopened Ward Avenue, and being the SouthEast corner of Lot No 1, Block No. 9 of the Greater Texarkana Addition;

THENCE: N 00°34'30" E, 300.00 feet along the East Boundary of Lots No. 1-12, Block No. 9 of the Greater Texarkana Addition to a found 5/8" rebar being the Northwest corner of said unopened Ward Avenue, and being the Northeast corner of Lot No. 12, Block No. 9 of the Geater Texarkana Addition;

THENCE: S 89°00'13 E, 40.00 feet to a found 5/8" rebar being the North East corner of said unopened Ward Avenue, and being the Northwest corner of Lot No. 24, Block No. 8 of the Greater Texarkana Addition;

THENCE : S 00°34'30" W, 300.00 feet along the West Boundary of Lots No. 13-24, Block 8 of the Greater Texarkana Addition to the POINT OF BEGINNING. Containg 0.2755 Acres of land, more or less.

BASIS OF BEARINGS: Bearings are based on Geodetic North as measured using GPS (Global Positioning System) on January 26, 2021 within the parameters of WGS-84.

L1	L2
S 89°00'13" E	N 89°00'13" W
40.00'	40.00'

COPYRIGHT LYNCH SURVEYING: ALL PLATS ARE COPYRIGHTED AS OF THE DATE OF ORIGINAL SIGNATURE ON PLAT. NO REPRODUCTION OF PLATS WITHOUT EXPRESS WRITTEN CONSENT. COPIES AVAILABLE FOR ORIGINAL CLIENT FOR ONE YEAR. LYNCH SURVEYING WILL NOT BE RESPONSIBLE FOR ANY USE OTHER THAN THAT FOR WHICH IT WAS ORIGINALLY CREATED.

GRAPHIC SCALE

30 0 15 30 60 120

(IN FEET)
1 inch = 30 ft.

THIS TRACT IS NOT WITHIN A DESIGNATED FLOOD PLAIN, ACCORDING TO FEDERAL INSURANCE ADMINISTRATION RATE MAP, MAP NUMBER 48037C0365E, EFFECTIVE DATE DECEMBER 21, 2017.

THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SURVEY WAS 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, VISIBLE EASEMENTS OR RIGHTS-OF-WAY (ALL EASEMENTS AND RIGHTS-OF-WAY ARE SHOWN IF TITLE COMMITMENT WAS PROVIDED PRIOR TO FIELD WORK), EXCEPT AS SHOWN HEREON, AND THAT SAID PROPERTY HAS ACCESS TO AND FROM A PUBLIC ROADWAY.

STATE OF TEXAS
REGISTERED
JAMES L. KNOX, JR.
4214
PROFESSIONAL
LAND SURVEYOR

REVISION	DATE	DESCRIPTION	BY

SHEET NO. 1

LYNCH SURVEYING
TEXAS FIRM NO. 1010550
3505 MAGNOLIA STREET
TEXARKANA, TEXAS 75503
BUSINESS (903) 791-1392 FAX (903) 791-1395

BOWIE COUNTY, TEXAS
GREATER TEXARKANA ADDITION
SURVEY OF UNOPENED STREET

Scale: 1"=30	Date: JUN, 2021	Job No. 8473
Dsn. By: JLK	Dwn. By: MWH	Ckd. By: JLK

Scanned by CamScanner

2021-102 EXH 'A'

Attachment: 2021-102 EXH 'A' - Property Description (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward Avenue)

GRAPHIC SCALE

LYNCH SURVEYING

TEXARKANA, TEXAS
GREATER TEXARKANA ADDITION
SURVEY OF LOTS 1-24, BLOCK 6 & 9

Attachment: 2021-102 EXH 'A' - Property Description (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward Avenue)

Attachment: 2021-102 ORD ROW Abandonment for Ward Street (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward

ORDINANCE NO. 2021-102

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, CLOSING AND ABANDONING AN UNOPENED FORTY-FOOT (40') STREET RIGHT-OF-WAY FOR WARD AVENUE, LOCATED NORTH OF AUSTIN STREET AND EAST OF COLLIER STREET, BETWEEN BLOCK 6 AND BLOCK 9 OF THE GREATER TEXARKANA ADDITION IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been received requesting the City to close and abandon an unopened forty-foot (40') street right-of-way of Ward Avenue, located north of Austin Street and east of Collier Street, between Block 6 and Block 9 of the Greater Texarkana Addition in the City of Texarkana, Bowie County, Texas, as shown on the attached location map hereto and incorporated herein as **Exhibit 'A';** and

WHEREAS, the City has notified all adjacent landowners, interested utilities, and city departments requesting their comments; and

WHEREAS, based on the responses from all notified parties, the City finds it to be in the best interest of the City to close and abandon the unopened forty-foot (40') street right-of-way for Ward Avenue, located north of Austin Street and east of Collier Street, between Block 6 and Block 9 of the Greater Texarkana Addition, as shown on the attached property description and incorporated herein as **Exhibit 'A'**; and

WHEREAS, the ownership of the forty-foot (40') of right-of-way, as shown on **Exhibit 'A'**, will be transferred to James Mark Cannon

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

SECTION 1: The unopened forty-foot (40') street right-of-way for Ward Avenue, located north of Austin Street and east of Collier Street, between Block 6 and Block 9 of the Greater Texarkana Addition in the City of Texarkana, Bowie County, Texas, as shown on the map and described in the Street Abandonment Request (**ATTH 01**) hereto and incorporated herein as **Exhibit 'A',** be and is hereby abandoned as a street or public thoroughfare of any kind or character.

SECTION 2: The above described property is hereby declared surplus and abandoned and the responsibility of the City to maintain said property is hereby terminated.

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

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

SECTION 5: 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 December, 2021.**

ATTEST:

_____	_____
JENNIFER EVANS, CITY SECRETARY	BOB BRUGGEMAN, MAYOR

Attachment: 2021-102 ORD ROW Abandonment for Ward Street (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward

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: 2021-102 Goals and Perspectives (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward Avenue)

ORDINANCE NO. 2021-102

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, CLOSING AND ABANDONING AN UNOPENED FORTY-FOOT (40') STREET RIGHT-OF-WAY FOR WARD AVENUE, LOCATED NORTH OF AUSTIN STREET AND EAST OF COLLIER STREET, BETWEEN BLOCK 6 AND BLOCK 9 OF THE GREATER TEXARKANA ADDITION IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS; PROVIDING FOR A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been received requesting the City to close and abandon an unopened forty-foot (40') street right-of-way of Ward Avenue, located north of Austin Street and east of Collier Street, between Block 6 and Block 9 of the Greater Texarkana Addition in the City of Texarkana, Bowie County, Texas, as shown on the attached location map hereto and incorporated herein as **Exhibit 'A';** and

WHEREAS, the City has notified all adjacent landowners, interested utilities, and city departments requesting their comments; and

WHEREAS, based on the responses from all notified parties, the City finds it to be in the best interest of the City to close and abandon the unopened forty-foot (40') street right-of-way for Ward Avenue, located north of Austin Street and east of Collier Street, between Block 6 and Block 9 of the Greater Texarkana Addition, as shown on the attached property description and incorporated herein as **Exhibit 'A'**; and

WHEREAS, the ownership of the forty-foot (40') of right-of-way, as shown on **Exhibit 'A'**, will be transferred to James Mark Cannon

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

SECTION 1: The unopened forty-foot (40') street right-of-way for Ward Avenue, located north of Austin Street and east of Collier Street, between Block 6 and Block 9 of the Greater Texarkana Addition in the City of Texarkana, Bowie County, Texas, as shown on the map and described in the Street Abandonment Request (**ATTH 01**) hereto and incorporated herein as **Exhibit 'A',** be and is hereby abandoned as a street or public thoroughfare of any kind or character.

SECTION 2: The above described property is hereby declared surplus and abandoned and the responsibility of the City to maintain said property is hereby terminated.

SECTION 3: 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.

Attachment: 2021-102 ORD Cl&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward

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

SECTION 5: 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 December, 2021.**

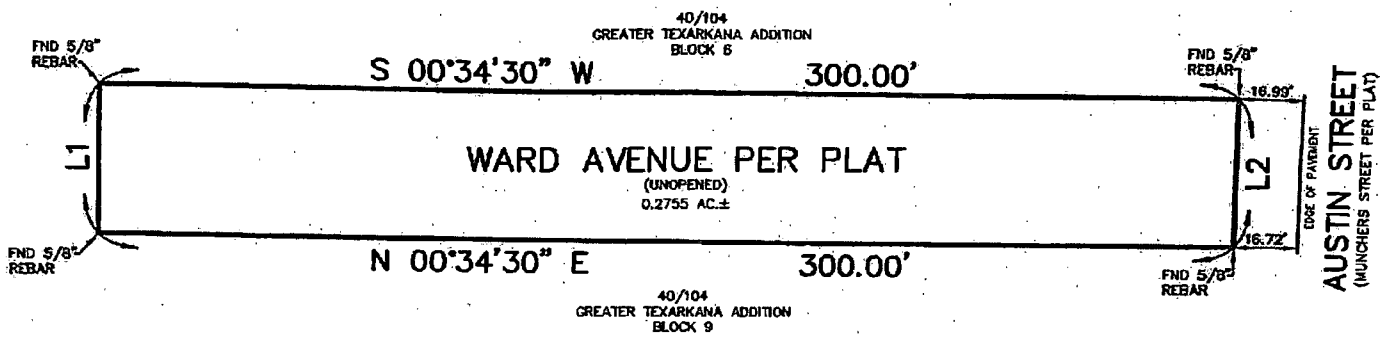
ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

7:06p.m.

Attachment: 2021-102 ORD CI&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward



Property Description:

All that certain tract or parcel of land being a part of the Greater Texarkana Addition shown in the plat of record in Volume 40, Page 104 of the Plat Records of Bowie County, Texas, and being all of the unopened portion of a Ward Avenue of the Greater Texarkana Addition shown in the plat of record in Volume 40, Page 104 of the Plat Records of Bowie County, Texas, and being more particularly described as follows:

COMMENCING: from a found 1" pipe being the Southeast corner of Lot No. 13, Block No. 8 of the Greater Texarkana Addition;

THENCE: N 89°00'13" W, 140.00 feet to a found 5/8" rebar being the Southeast corner of an unopened Ward Avenue per plat, also being the Southwest corner of Lot No. 13, Block No 8 of the Greater Texarkana Addition, and being the POINT OF BEGINNING for the herein described unopened Ward Avenue;

THENCE: N 89°00'13" W, 40.00 feet to a found 5/8" rebar for the Southeast corner of said Unopened Ward Avenue, and being the SouthEast corner of Lot No 1, Block No. 9 of the Greater Texarkana Addition;

THENCE: N 00°34'30" E, 300.00 feet along the East Boundary of Lots No. 1-12, Block No. 9 of the Greater Texarkana Addition to a found 5/8" rebar being the Northwest corner of said unopened Ward Avenue, and being the Northeast corner of Lot No. 12, Block No. 9 of the Geater Texarkana Addition;

THENCE: S 89°00'13 E, 40.00 feet to a found 5/8" rebar being the North East corner of said unopened Ward Avenue, and being the Northwest corner of Lot No. 24, Block No. 8 of the Greater Texarkana Addition;

THENCE: S 00°34'30" W, 300.00 feet along the West Boundary of Lots No. 13-24, Block 8 of the Greater Texarkana Addition to the POINT OF BEGINNING. Containg 0.2755 Acres of land, more or less.

BASIS OF BEARINGS: Bearings are based on Geodetic North as measured using GPS (Data Positioning System) on January 26, 2021 within the parameters of WGS-84.

L1	L2
S 89°00'13" E	N 89°00'13" W
40.00'	40.00'

COPYRIGHT LYNCH SURVEYING: ALL PLATS ARE COPYRIGHTED AS OF THE DATE OF ORIGINAL SIGNATURE ON PLAT. NO REPRODUCTION OF PLATS WITHOUT EXPRESS WRITTEN CONSENT. COPIES AVAILABLE FOR ORIGINAL CLIENT FOR ONE YEAR. LYNCH SURVEYING WILL NOT BE RESPONSIBLE FOR ANY USE OTHER THAN THAT FOR WHICH IT WAS ORIGINALLY CREATED.

GRAPHIC SCALE

30 0 15 30 60 120

(IN FEET)
1 inch = 30 ft.

THIS TRACT IS NOT WITHIN A DESIGNATED FLOOD PLAIN, ACCORDING TO FEDERAL INSURANCE ADMINISTRATION RATE MAP, MAP NUMBER 48037C0365E, EFFECTIVE DATE DECEMBER 21, 2017.

THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SURVEY WAS 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, VISIBLE EASEMENTS OR RIGHTS-OF-WAY (ALL EASEMENTS AND RIGHTS-OF-WAY ARE SHOWN IF TITLE COMMITMENT WAS PROVIDED PRIOR TO FIELD WORK), EXCEPT AS SHOWN HEREON, AND THAT SAID PROPERTY HAS ACCESS TO AND FROM A PUBLIC ROADWAY.

STATE OF TEXAS
REGISTERED
JAMES L. KNOX, JR.
4214
PROFESSIONAL
SURVEYOR

REVISION	DATE	DESCRIPTION	BY	SHEET NO.
				1

LYNCH SURVEYING
TEXAS FIRM NO. 1010550
3506 MAGNOLIA STREET
TEXARKANA, TEXAS 75503
BUSINESS (903) 791-1392 FAX (903) 791-1395

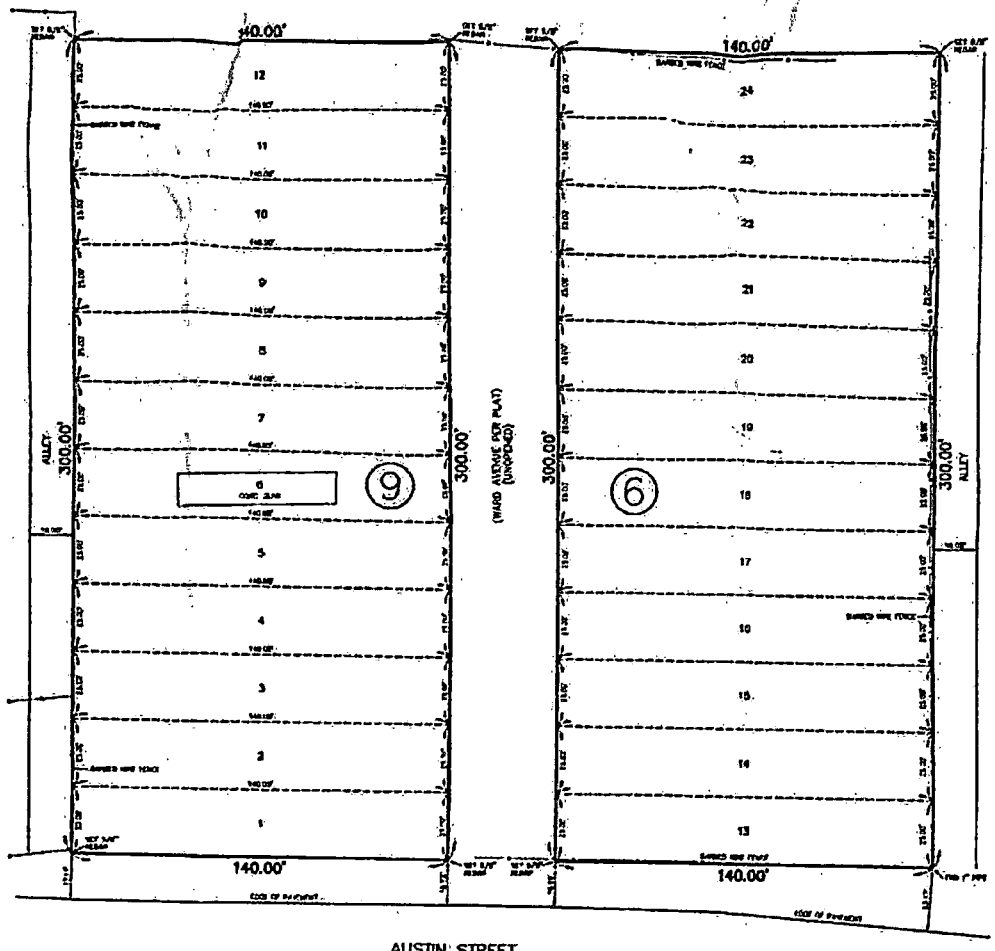
BOWIE COUNTY, TEXAS
GREATER TEXARKANA ADDITION
SURVEY OF UNOPENED STREET

Scale: 1"=30	Date: JUN, 2021	Job No. B473
Dsn. By: JLK	Dwn. By: MWH	Ckd. By: JLK

2021-102 EXH 'A'

Scanned by CamScanner
Attachment: 2021-102 ORD CI&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and

2021-102 EXH 'A'



PROPERTY DESCRIPTION

ALL OF LOTS NUMBERED SEVENTEEN (17) THROUGH TWENTY-FOUR (24) IN BLOCK NUMBERED SIX (6) OF GREATER TEXARKANA ADDITION, AN ADDITION TO THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS AND LOTS NUMBERED ONE (1) THROUGH FOUR (4) IN BLOCK NUMBERED NINE (9) OF GREATER TEXARKANA, BOWIE COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT OF RECORD IN VOLUME 'AA', PAGE 104, PLAT RECORDS OF BOWIE COUNTY, TEXAS.

THESE LOTS ARE NOT WITHIN A DESIGNATED FLOOD PLAIN, ACCORDING TO FEDERAL INSURANCE ADMINISTRATION RATE MAP, MAP NUMBER 480030 0004 A, EFFECTIVE DATE DECEMBER 31, 1974

GRAPHIC SCALE

THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SURVEY WAS 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, VISIBLE EASEMENTS OR RIGHTS-OF-WAY (ALL EASEMENTS AND RIGHTS-OF-WAY ARE SHOWN IF TITLE COMMITMENT WAS PROVIDED PRIOR TO FIELD WORK) EXCEPT AS SHOWN HEREON, AND THAT SAID PROPERTY HAS ACCESS TO AND FROM A PUBLIC ROADWAY.

				SHEET NO. 1

LYNCH SURVEYING
3606 MAGNOLIA STREET
TEXARKANA, TEXAS 75503

TEXARKANA, TEXAS
GREATER TEXARKANA ADDITION
SURVEY OF LOTS 1-24, BLOCK 6 & 9

Scale 1" = 20' | Date 11-8, 2021 | Job No. 0471

Attachment: 2021-102 ORD Cl&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and

CITY OF
TEXARKANA
TEXAS
Public Works Department
919 Elm Street
Texarkana, TX 75501
Phone (903) 798-3948
Fax (903) 792-6419

March 19, 2021

City Departments and Utility Representatives

Re: Proposed Street Abandonment

The City of Texarkana, Texas has received a letter from James Cannon requesting the abandonment of an approximately 40' unopened section of Ward Street located between Blocks 6 & 9 of the Greater Texarkana Addition.

Please refer to the attachments and provide any comments to me by April 9th, 2021 if you are in favor of abandonment and if your office will need an easement for any existing utilities.

Your prompt response is appreciated. If you have any questions, please contact me at my office or through email.

Sincerely,

Jonathan Wade, EIT, CFM
Associate City Engineer
Office: (903) 798-3251
Cell: (903) 908-2725
Jonathan.wade@txkusa.org

Attachment: 2021-102 ORD CI&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward

From: Mark Cannon
To: TEX-Wade, Jonathan
Subject: Re: Ward Street
Date: Sunday, March 14, 2021 5:10:56 PM

CAUTION: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To whom it may concern,
I , James Cannon request the City of Texarkana Texas to abandon proposed Ward Street from intersection with Austin street through twelve lots in Block 6 and 12 lots in Block 9 of Greater Texarkana subdivision. I acquired the 12 lots on each side described at time of sale as 1.9 acres and simply want to develop an entrance to future home site.
Thanks for your consideration,
James Cannon
Sent from my iPhone

Attachment: 2021-102 ORD CI&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward

AT&T LTE 5:15 PM 90%
3 Messages
Inbox
Ward Street

CITY OF
TEXARKANA
TEXAS

Application for Public R.O.W. Abandonment

Type: X *Street* ___ *Alley* ___ *Other*

Purpose of Abandonment: Develop property for home site/driveway

Applicant/Agent Information:

Name: James Cannon

Address: 12119 FM 381 Eola TX 76937

Phone: (903 506 8507) Fax: ( ) Work Email:

Required Documents needed to proceed with review:

- Letter requesting abandonment
- Electronic Copy of plat/deed/plot plan showing requested abandonment
- Letter/Petition from all adjacent property owners agreeing to abandonment

Required Documents needed prior to City Council Meeting:

- Abandonment release form signed by owner/applicant
- Abandonment release form signed by adjacent land owners
- Legal Exhibit and Property Description of property being abandoned
- Application Fee

Note: Partial abandonment requests will not be accepted.

James Cannon
Applicant's Printed Name

Applicant's Signature

9-28-2021
Date

Application Fee: $250

Received by:

Application Fee Paid:

Receipt No.:

See More

Attachment: 2021-102 ORD CI&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and Abandoning 40' Street Right of Way of Ward

Attachment: 2021-102 ORD Cl&Ab 40ft ROW Ward St signed (3580 : 2021-102 ORD Closing and

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 12/7/2021 3:38 PM

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

Subject: Resolution No. 2021-105 approving the City's mission, vision, and values statements.

Briefing: 12/13/2021 **Public Hearing:** 12/13/2021 **Council Vote:** 12/13/2021

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

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

The following organizational mission, vision and values statements are guided by the City's Comprehensive Plan, Leadership Texarkana community vision statements and input from Councilmembers as well as staff.

The following statements if approved will be reviewed annually as part of the city's budget process and used extensively throughout the organization to guide and direct operations of the City of Texarkana, Texas.

Vision Statement
The vision of the City of Texarkana, Texas is to be a thriving regional center for education, business and culture which attracts and serves our residents and visitors.

Mission Statement
The mission of the City of Texarkana, Texas is to provide customer focused public services and regional leadership that serves our residents and visitors while offering a safe, vibrant, and welcoming community.

Core Values: Teamwork, Integrity, Accountability, Innovation, Leadership, Professionalism, Communication, & Character.

Teamwork
Supports a positive work environment between supervisors and co-workers by collectively and cooperatively working together, either within one's own department or across departments, to achieve a common goal or task completion in the most effective and efficient manner.

Examples:

- solicits ideas from team members and gains support before decision implementation
- interacts comfortably and effectively with team members

- welcomes and entertains other viewpoints or disagreement as a means to ensure a complete understanding of information
- listens effectively
- resolves conflicts
- coaches and mentors co-workers
- takes initiative to encourage and help the team and individual team members
- helps and supports co-workers to contribute to overall organization success
- looks beyond the requirements of one's own job
- praises the success of others

Integrity

Conducts oneself in an honest, transparent, and trustworthy manner; doing what is best for the greater and common good and for the benefit of others.

Examples:

- consistently acts with the utmost of ethical standards
- recognizes the propriety of maintaining the confidentiality of proprietary or personally-identifiable information
- appropriately and consistently complies with policies and procedures
- when making decisions, always considers what is best for the City and the citizens

Accountability

Demonstrates a high level of dependability in varying aspects of one's job.

Examples:

- completes assigned tasks on time
- consistently punctual
- maintains attendance at a level where individual performance is not negatively impacted
- fulfills commitments
- manages assigned tasks at a high level
- takes responsibility for decisions within the workplace and acknowledges self-errors
- takes personal ownership in the success of the organization

Innovation

Aides in developing and implementing new and more effective and efficient means and methods to reach desired goals and objectives.

Examples:

- suggests alternative ways to more efficiently complete a task
- open-minded to new processes or ideas presented
- promotes acceptance of new ideas and positively reinforces efforts to make such ideas successful (rather than negatively critiquing new ideas as inadequate)
- willingly accepts and shows flexibility in adapting to changes in both daily procedures and one's own job responsibilities and expectations
- changes behavioral style or method of approach when necessary to achieve a goal
- identifies the need for new procedures and prepares an implementation plan that includes personnel training
- maintains positive verbal communication regarding changes

Leadership
Influences or guides others positively towards a desired goal or objective.

Examples:
- coaches or mentors new co-workers or co-workers needing assistance
- helps co-workers when needed on assigned tasks
- volunteers for new projects or tasks when presented with the opportunity
- takes responsibility for a group's actions in both favorable and unfavorable outcomes

Professionalism
Uses skill, good judgment, and polite behavior in order to adhere to a collection of expected social qualities for those employed with the City.

Examples:
- creates an environment of respect and positive rapport with City employees as well as community members
- demonstrates respect of other's cultural and developmental differences
- maintains a professional appearance appropriate for one's job functions

Communication
Utilizes written, verbal, and listening skills to communicate effectively with City staff, the public, and all appropriate audiences.

Examples:
- delivers verbal and written information tailored to intended audiences to ensure both understanding and import of the information
- develops methods to ensure that intended audiences clearly understand information presented
- prepares and proofreads written information to be free from errors
- practices delivery of verbal information and multimedia presentations before presentment to others
- ensures the presentment of clear, accurate, and fact-based information
- speaks and writes with deliberate thought, communicating in a respectful, accurate, and professional manner
- provides adequate and sufficient information to express needs to others, or to explain changes to others

Character
Possesses and demonstrates traits or qualities that represent a high moral code of socially acceptable behavior and citizenship.

Examples:
- respectful, compassionate, and empathetic for all persons, conscientious of both positive and negative impacts that one's works, words, and behaviors may and do have on others
- fair, tactful, diplomatic, and self-disciplined, especially when faced with opposition, pressure, hostility, or stressful situations
- thankful, forgiving, and accepting of differences

- demonstrates Teamwork, Integrity, Accountability, Innovation, Leadership, and Communication

Potential Options:

- Approve
- Deny

Fiscal Implications:

None

Staff Recommendation:

Staff recommends approval.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2021-105 RES Adopting Mission, Vision, Values (DOC)
b. 2021-105 Goals & Perspectives (DOCX)
c. 2021-105 RES Mission, Vision, Values signed (PDF)

Staff Coordination

City Manager	David Orr	Department Head Review	Completed	11/05/2021 8:35 AM
City Manager	David Orr	City Manager Review	Completed	11/05/2021 8:35 AM
City Council	Jennifer Evans	Meeting	Completed	11/08/2021 6:00 PM

Meeting History

RESOLUTION NO. 2021-105

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE CITY'S MISSION, VISION AND VALUES STATEMENTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the following organizational mission, vision and values statements are guided by the City's Comprehensive Plan, Leadership Texarkana community vision statements and input from Councilmembers as well as staff; and

WHEREAS, the following statements, if approved, will be reviewed annually as part of the city's budget process, and used extensively throughout the organization to guide and direct operations of the City of Texarkana, Texas.

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

SECTION 1: That the following organizational mission, vision, and values statements are hereby approved:

Vision Statement
The vision of the City of Texarkana, Texas is to be a thriving regional center for education, business and culture which attracts and serves our residents and visitors.

Mission Statement
The mission of the City of Texarkana, Texas is to provide customer focused public services and regional leadership that serves our residents and visitors while offering a safe, vibrant, and welcoming community.

Core Values: Teamwork, Integrity, Accountability, Innovation, Leadership, Professionalism, Communication, & Character.

SECTION 2: That the statements be included in the city's operations to the fullest extent possible and be included as a part of the City's official budget document to be reviewed annually as a part of the budgeting process.

PASSED AND APPROVED in Regular Council Session on this the **13th day of December, 2021**.

ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2021-105 RES Adopting Mission, Vision, Values (3592 : 2021-105 RES Mission, Vision, Values)

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:

Resource Impact:

Staff time required if item is approved:	No Additional

Other Potential Impacts:

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: 2021-105 Goals & Perspectives (3592 : 2021-105 RES Mission, Vision, Values)

RESOLUTION NO. 2021-105

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, APPROVING THE CITY'S MISSION, VISION AND VALUES STATEMENTS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the following organizational mission, vision and values statements are guided by the City's Comprehensive Plan, Leadership Texarkana community vision statements and input from Councilmembers as well as staff; and

WHEREAS, the following statements, if approved, will be reviewed annually as part of the city's budget process, and used extensively throughout the organization to guide and direct operations of the City of Texarkana, Texas.

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

SECTION 1: That the following organizational mission, vision, and values statements are hereby approved:

Vision Statement
The vision of the City of Texarkana, Texas is to be a thriving regional center for education, business and culture which attracts and serves our residents and visitors.

Mission Statement
The mission of the City of Texarkana, Texas is to provide customer focused public services and regional leadership that serves our residents and visitors while offering a safe, vibrant, and welcoming community.

Core Values: Teamwork, Integrity, Accountability, Innovation, Leadership, Professionalism, Communication, & Character.

SECTION 2: That the statements be included in the city's operations to the fullest extent possible and be included as a part of the City's official budget document to be reviewed annually as a part of the budgeting process.

PASSED AND APPROVED in Regular Council Session on this the **13th day of December, 2021**.

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

7:06p.m.

Attachment: 2021-105 RES Mission, Vision, Values signed (3592 : 2021-105 RES Mission, Vision, Values)

City of Texarkana, Texas

Briefing Sheet

Version:
Update Date: 10/21/2021 12:30 PM

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

Subject: Resolution No. 2021-091 adopting and approving the State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet in its entirety and adopting the allocation method for Opioid Settlement Proceeds as set forth in the Texas Term Sheet ($192,094 allocated to Texarkana, Texas).

Briefing: 11/8/2021 **Public Hearing:** **Council Vote:** 11/8/2021

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

On May 13, 2020, the State of Texas, through the Office of the Attorney General, and a negotiation group for Texas political subdivisions, entered into an Agreement entitled Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet (hereafter, the "Texas Term Sheet") approving the allocation of any and all opioid settlement funds within the State of Texas, and the Texas Term Sheet.

Other Texas municipalities identified in Exhibit B of the Texas Term Sheet for allocation of settlement funds have supported the adoption and approval of the Texas Term Sheet in its entirety, and as Texarkana is also identified in Exhibit B of the Texas Term Sheet for allocation of settlement funds.

Potential Options:

All options – adopting, revising, committing to further study, or declining adoption – are available to the Council

Fiscal Implications:

$192,094 settlement amount

Staff Recommendation:

Staff recommends for approval.

Advisory Board/Committee Review:

NOT APPLICABLE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

a. 2021-091 RES opioids settlement (DOCX)
b. 2021-091 ATTH 01 Opioid Term Sheet (PDF)
c. 2021-091 ATTH 02 Opioid Settlement Letter (PDF)
d. 2021-091 Goals & Perspective (DOCX)
e. 2021-091 RES Opioids Settlement signed (PDF)

Staff Coordination

City Manager	Jennifer Evans	Department Head Review	Completed	10/12/2021 10:09 AM
City Manager	David Orr	City Manager Review	Completed	10/12/2021 10:38 AM
City Council	Vicky Coopwood	Meeting	Completed	10/25/2021 6:00 PM

Meeting History

10/25/21	City Council	MOVED FORWARD	Next: 11/08/21

RESOLUTION NO. 2021-091

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, SUPPORTING THE ADOPTION AND APPROVAL OF THE STATE OF TEXAS AND TEXAS POLITICAL SUBDIVISIONS' OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET (THE "TEXAS TERM SHEET") IN ITS ENTIRETY; SUPPORTING IN ITS ENTIRETY AND ADOPTING THE ALLOCATION METHOD FOR OPIOID SETTLEMENT PROCEEDS AS SET FORTH IN THE TEXAS TERM SHEET; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING, AND EXPENDING ALLOCATIONS OF SAID PROCEEDS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; CONTAINING A SUPERSEDING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Texarkana, Texas (hereinafter, "Texarkana"), obtained information indicating that certain drug companies and their corporate affiliates, parents, subsidiaries, and such other defendants as may be added to the litigation (collectively, "Defendants") have engaged in fraudulent and/or reckless marketing and/or distribution of opioids that have resulted in addictions and overdoses; and

WHEREAS, these actions, conduct, and/or misconduct have resulted in significant financial costs to the City; and

WHEREAS, on May 13, 2020, the State of Texas, through the Office of the Attorney General, and a negotiation group for Texas political subdivisions, entered into an Agreement entitled Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet (hereafter, the "Texas Term Sheet") approving the allocation of any and all opioid settlement funds within the State of Texas, and the Texas Term Sheet is attached as **ATTH 01** to this resolution, incorporated herein by reference for all purposes; and

WHEREAS, other Texas municipalities identified in Exhibit B of the Texas Term Sheet for allocation of settlement funds have supported the adoption and approval of the Texas Term Sheet in its entirety, and as Texarkana is also identified in Exhibit B of the Texas Term Sheet for allocation of settlement funds, the City Council of Texarkana also intends by this resolution to adopt and approve the Texas Term Sheet in its entirety.

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

SECTION 1. The findings set out in the preamble are in all things approved and incorporated herein as if fully set forth.

Attachment: 2021-091 RES opioids settlement (3568 : 2021-091 RES Opioids Settlement)

SECTION 2. Texarkana, acting by and through its City Council, hereby supports the adoption and approval of the Texas Term Sheet in its entirety.

SECTION 3. The City Council of Texarkana finds as follows:

A. There is a substantial need for repayment of opioid-related expenditures and payment to abate opioid-related harms in and about Texarkana; and

B. The City Council of Texarkana supports in its entirety and hereby adopts the allocation method for opioid settlement proceeds as set forth in the STATE OF TEXAS AND TEXAS POLITICAL SUBDIVISIONS' OPIOID ABATEMENT FUND COUNCIL AND SETTLEMNT ALLOCATION TERM SHEET, attached hereto as **ATTH 01**. The City Council understands that the purpose of this Texas Term Sheet is to permit collaboration between the State of Texas and Political Subdivisions to explore and potentially effectuate resolution of the Opioid Litigation against Pharmaceutical Supply Chain Participants as defined therein. The City Council also understands that an additional purpose is to create an effective means of distributing any potential settlement funds obtained under this Texas Term Sheet between the State of Texas and Political Subdivisions in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic in Texarkana and throughout Texas.

SECTION 4. The City Manager or designee is hereby authorized to execute all necessary documents incident to applying for, securing, and expending said settlement funds referenced herein from the State of Texas and the Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet.

SECTION 5. Texarkana will use any settlement funds received pursuant to this resolution only for the purposes for which they are intended under the program; and activities funded by the funds received pursuant to the Texas Term Sheet will comply with and support the adopted state and local plans within the Texas Term Sheet.

SECTION 6. The meeting at which this resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

SECTION 7. To the extent any resolution previously adopted by the City Council is inconsistent with this Resolution, it is hereby superseded.

SECTION 8. This resolution shall become effective from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session this the **8th day of November, 2021.**

ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2021-091 RES opioids settlement (3568 : 2021-091 RES Opioids Settlement)

TEXAS OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET

WHEREAS, the people of the State of Texas and its communities have been harmed through the National and Statewide epidemic caused by licit and illicit opioid use and distribution within the State of Texas; and now,

WHEREAS, the State of Texas, though its elected representatives and counsel, including the Honorable Ken Paxton, Attorney General of the State of Texas, and certain Political Subdivisions, through their elected representatives and counsel, are separately engaged in litigation seeking to hold those entities in the supply chain accountable for the damage caused; and now,

WHEREAS, the State of Texas, through its Attorney General and its Political Subdivisions, share a common desire to abate and alleviate the impacts of the epidemic throughout the State of Texas; and now,

THEREFORE, the State of Texas and its Political Subdivisions, subject to completing formal documents effectuating the Parties' agreements, enter into this State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet (Texas Term Sheet) relating to the allocation and use of the proceeds of any Settlements as described.

A. Definitions

As used in this Texas Term Sheet:

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

1. "The State" shall mean the State of Texas acting through its Attorney General.
2. "Political Subdivision(s)" shall mean any Texas municipality and county.
3. "The Parties" shall mean the State of Texas, the Political Subdivisions, and the Plaintiffs' Steering Committee and Liaison Counsel (PSC) in the Texas Opioid MDL, *In Re: Texas Opioid Litigation*, MDL No. 2018-63587, in the 152d District Court of Harris County, Texas.
4. "Litigating Political Subdivision" means a Political Subdivision that filed suit in the state courts of the State of Texas prior to the Execution Date of this Agreement, whether or not such case was transferred to Texas Opioid MDL, or removed to federal court.
5. "National Fund" shall mean any national fund established for the benefit of the Texas Political Subdivisions. In no event shall any National Fund be used to create federal jurisdiction, equitable or otherwise, over the Texas Political Subdivisions or those similarly situated state-court litigants who are included in the state coalition, nor shall the National Fund require participating in a class action or signing a participation agreement as part of the criteria for participating in the National Fund.
6. "Negotiating Committee" shall mean a three-member group comprising four representatives for each of (1) the State; (2) the PSC; and (3) Texas'

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Political Subdivisions (collectively, "Members"). The State shall be represented by the Texas Attorney General or his designees. The PSC shall be represented by attorneys Mikal Watts, Jeffrey Simon, Dara Hegar, Dan Downey, or their designees. Texas' Political Subdivisions shall be represented by Clay Jenkins (Dallas County Judge), Terrence O'Rourke (Special Assistant County Attorney, Harris County), Nelson Wolff (Bexar County Judge), and Nathaniel Moran (Smith County Judge) or their designees.

7. "Settlement" shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant that includes the State and Political Subdivisions.
8. "Opioid Funds" shall mean monetary amounts obtained through a Settlement as defined in this Texas Term Sheet.
8. "Approved Purpose(s)" shall mean those uses identified in Exhibit A hereto.
9. "Pharmaceutical Supply Chain" shall mean the process and channels through which opioids or opioids products are manufactured, marketed, promoted, distributed, or dispensed.

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

10. "Pharmaceutical Supply Chain Participant" shall mean any entity that engages in or has engaged in the manufacture, marketing, promotion, distribution, or dispensing of an opioid analgesic.

11. "Texas Opioid Council" shall mean the Council described in Exhibit A hereto, which has the purpose of ensuring the funds recovered by Texas (through the joint actions of the Attorney General and the Texas Political Subdivisions) are allocated fairly and spent to remediate the opioid crisis in Texas, using efficient and cost-effective methods that are directed to the hardest hit regions in Texas while also ensuring that all Texans benefit from prevention and recovery efforts.

B. Allocation of Settlement Proceeds

1. All Opioid Funds distributed in Texas shall be divided with 15% going to Political Subdivisions ("Subdivision Share"), 70% to the Texas Opioid Abatement Fund through the Texas Opioid Council (Texas Abatement Fund Share) identified and described on Exhibits A and C hereto, and 15% to the Office of the Texas Attorney General as Counsel for the State of Texas ("State Share"). Out of the Texas Opioid Abatement Fund, reasonable expenses up to 1% shall be paid to the Texas Comptroller for the administration of the Texas Opioid Council pursuant to the Opioid

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Abatement Fund (Texas Settlement) Opioid Council Agreement, Exhibit A hereto.

2. The Subdivisions Share shall be allocated in accordance with the division of proceeds on Exhibit B hereto.
3. The Texas Abatement Fund Share shall be allocated to the Opioid Council to be apportioned in accordance with the guidelines of Exhibit A, and Exhibit C hereto.
4. In the event a Subdivision merges, dissolves, or ceases to exist, the allocation percentage for that Subdivision shall be redistributed as directed by the settlement document, and if not specified, equitably based on the composition of the successor Subdivision. If a Subdivision for any reason is excluded from a specific settlement, the allocation percentage for that Subdivision shall be redistributed as directed by the settlement document, and if not specified, equitably among the participating Subdivisions.
5. Funds obtained from parties unrelated to the Litigation, via grant, bequest, gift or the like, separate and distinct from the Litigation, may be directed to the Texas Opioid Council and disbursed as set forth below.
6. The Subdivision share shall be initially deposited and paid in cash directly to the Subdivision under the authority and guidance of the Texas MDL Court, who shall direct any Settlement funds to be held in trust in a

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

segregated account to benefit the Subdivisions and to be promptly distributed as set forth herein and in accordance with Exhibit B.

7. Nothing in this Texas Term Sheet should alter or change any Subdivision's rights to pursue its own claim. Rather, the intent of this Texas Term Sheet is to join all parties to disburse settlement proceeds from one or more defendants to all parties participating in that settlement within Texas.
8. Opioid Funds from the Texas Abatement Fund Share shall be directed to the Texas Opioid Council and used in accordance with the guidelines as set out on Exhibit A hereto, and the Texas Abatement Fund Share shall be distributed to the Texas Opioid Council under the authority and guidance of the Texas MDL Court, consistent with Exhibits A and C, and the by-laws of the Texas Opioid Council documents and disbursed as set forth therein, including without limitation all abatement funds and the 1% holdback for expenses.
9. The State of Texas and the Political Subdivisions understand and acknowledge that additional steps may need to be undertaken to assist the Texas Opioid Council in its mission, at a predictable level of funding, regardless of external factors.

C. Payment of Counsel and Litigation Expenses

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

1. Any Master Settlement Agreement settlement will govern the payment of fees and litigation expenses to the Parties. The Parties agree to direct control of any Texas Political Subdivision fees and expenses to the "Texas Opioid Fee and Expense Fund," which shall be allocated and distributed by the Texas MDL Court, *In re: Texas Opioid Litigation*, MDL No. 2018-63587, in the 152nd District Court of Harris County, Texas, and with the intent to compensate all counsel for Texas Political Subdivisions who have not chosen to otherwise seek compensation for fees and expenses from any federal MDL common benefit fund.

2. The Parties agree that no portion of the State of Texas 15% allocation share from any settlement shall be administered through the National Fund, the Texas MDL Court, or Texas Opioid Fee and Expense Fund, but shall be directed for payment to the State of Texas by the State of Texas.

3. The State of Texas and the Texas Political Subdivisions, and their respective attorneys, agree that all fees – whether contingent, hourly, fixed or otherwise – owed by the Texas Political Subdivisions shall be paid out of the National Fund or as otherwise provided for herein to the Texas Opioid Fee and Expense Fund to be distributed by the 152nd

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

District Court of Harris County, Texas pursuant to its past and future orders.

4. From any opioid-related settlements with McKesson, Cardinal Health, ABDC, and Johnson & Johnson, and for any future opioid-related settlements negotiated, in whole or in part, by the Negotiating Committee with any other Pharmaceutical Supply Chain Participant, the funds to be deposited in the Texas Opioid Fee and Expense Fund shall be 9.3925% of the combined Texas Political Subdivision and Texas Abatement Fund portions of each payment (annual or otherwise) to the State of Texas for that settlement, plus expenses from the National Fund, and shall be sought by Texas Political Subdivision Counsel initially through the National Fund. The Texas Political Subdivisions' percentage share of fees and expenses from the National Fund shall be directed to the Texas Opioid Fee and Expense Fund in the Texas MDL, as soon as is practical, for allocation and distribution in accordance with the guidelines herein.

5. If the National Fund share to the Texas Political Subdivisions is insufficient to cover the guaranteed 9.3925%, plus expenses from the National Fund, per subsection 4, immediately *supra*, or if payment from the National Fund is not received within 12 months after the date the

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

first payment is made by the Defendants pursuant to the settlement, then the Texas Political Subdivisions shall recover up to 12.5% of the Texas Political Subdivision Share to make up any difference.

6. If the National Fund and the Texas Political Subdivision share are insufficient to cover the guaranteed 9.3925%, plus expenses from the National Fund, or if payment from the National Fund is not received within 12 months after the date the first payment is made by the Defendants pursuant to the settlement, then the Texas Political Subdivisions shall recover up to 8.75% of the Abatement Fund Share to make up any difference. In no event shall the Texas Political Subdivision share exceed 9.3925% of the combined Texas Political Subdivision and Texas Abatement Fund portions of any settlement, plus expenses from the National Fund. In the event that any payment is received from the National Fund such that the total amount in fees and expenses exceeds 9.3925%, the Texas Political Subdivisions shall return any amounts received greater than 9.3925% of the combined Texas Political Subdivision and Texas Abatement Fund portions to those respective Funds.

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

7. For each settlement utilizing a National Fund, the Texas Political Subdivisions need only make one attempt at seeking fees and expenses there.

8. The total amount of the Texas Opioid Fee and Expense Fund shall be reduced proportionally, according to the agreed upon allocation of the Texas Subdivision Fund, for any Texas litigating Political Subdivision that (1) fails to enter the settlement; and (2) was filed in Texas state court, and was transferred to the Texas MDL (or removed before or during transfer to the Texas MDL) as of the execution date of this Agreement.

D. The Texas Opioid Council and Texas Abatement Fund

The Texas Opioid Council and Texas Abatement Fund is described in detail at Exhibit A, incorporated herein by reference.

E. Settlement Negotiations

1. The State and Negotiating Committee agree to inform each other in advance of any negotiations relating to a Texas-only settlement with a Pharmaceutical Supply Chain Participant that includes both the State and its Political Subdivisions and shall provide each other the opportunity to participate in all such negotiations. Any Texas-only Settlement agreed to with the State and Negotiating Committee shall be subject to the approval

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

of a majority of litigating Political Subdivisions. The Parties further agree to keep each other reasonably informed of all other global settlement negotiations with Pharmaceutical Supply Chain Participants and to include the Negotiating Committee or designees. Neither this provision, nor any other, shall be construed to state or imply that either the State or the Negotiating Committee is unauthorized to engage in settlement negotiations with Pharmaceutical Supply Chain Participants without prior consent or contemporaneous participation of the other, or that either party is entitled to participate as an active or direct participant in settlement negotiations with the other. Rather, while the State's and Negotiation Committee's efforts to achieve worthwhile settlements are to be collaborative, incremental stages need not be so.

2. Any Master Settlement Agreement (MSA) shall be subject to the approval and jurisdiction of the Texas MDL Court.
3. As this is a Texas-specific effort, the Committee shall be Chaired by the Attorney General. However, the Attorney General, or his designees, shall endeavor to coordinate any publicity or other efforts to speak publicly with the other Committee Members.
4. The State of Texas, the Texas MDL Plaintiff's Steering Committee representatives, or the Political Subdivision representatives may withdraw

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

from coordinated Settlement discussions detailed in this Section upon 10 business days' written notice to the remaining Committee Members and counsel for any affected Pharmaceutical Supply Chain Participant. The withdrawal of any Member releases the remaining Committee Members from the restrictions and obligations in this Section.

5. The obligations in this Section shall not affect any Party's right to proceed with trial or, within 30 days of the date upon which a trial involving that Party's claims against a specific Pharmaceutical Supply Chain Participant is scheduled to begin, reach a case specific resolution with that particular Pharmaceutical Supply Chain Participant.

F. Amendments

The Parties agree to make such amendments as necessary to implement the intent of this agreement.

Acknowledgment of Agreement

We, the undersigned, have participated in the drafting of the above Texas Term Sheet, including consideration based on comments solicited from Political Subdivisions. This document has been collaboratively drafted to maintain all individual claims while allowing the State and its Political Subdivisions to cooperate in exploring all possible means of resolution. Nothing in this agreement binds any party to any specific outcome. Any resolution under this document will require

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

acceptance by the State of Texas and a majority of the Litigating Political Subdivisions.

We, the undersigned, hereby accept the STATE OF TEXAS AND TEXAS POLITICAL SUBDIVISIONS' OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET. We understand that the purpose of this Texas Term Sheet is to permit collaboration between the State of Texas and Political Subdivisions to explore and potentially effectuate earlier resolution of the Opioid Litigation against Pharmaceutical Supply Chain Participants. We also understand that an additional purpose is to create an effective means of distributing any potential settlement funds obtained under this Texas Term Sheet between the State of Texas and Political Subdivisions in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Texas.

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Executed this 13 day of May, 2020.

FOR THE STATE OF TEXAS:

Ken Paxton

KENNETH PAXTON, JR.
ATTORNEY GENERAL

FOR THE SUBDIVISIONS
AND TEXAS MDL PSC:

Mikal Watts

MIKAL WATTS
WATTS GUERRA LLP

Jeffrey Simon

JEFFREY SIMON
SIMON GREENSTONE PANATIER, PC

Dara Hegar

DARA HEGAR
LANIER LAW FIRM, PC

DAN DOWNEY
DAN DOWNEY, PC

:sas

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT A

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Opioid Abatement Fund (Texas) Settlement

Opioid Council

As part of the settlement agreement and upon its execution, the parties will form the Texas Opioid Council (Council) to establish the framework that ensures the funds recovered by Texas (through the joint actions of the Attorney General and the state's political subdivisions) are allocated fairly and spent to remediate the opioid crisis in Texas, using efficient and cost-effective methods that are directed to the hardest hit regions in Texas while also ensuring that all Texans benefit from prevention and recovery efforts.

I. Structure

The Council will be responsible for the processes and procedures governing the spending of the funds held in the Texas Abatement Fund, which will be approximately 70% of all funds obtained through settlement and/or litigation of the claims asserted by the State and its subdivisions in the investigations and litigation related to the manufacturing, marketing, distribution, and sale of opioids and related pharmaceuticals.

Money paid into the abatement fund will be held by an independent administrator, who shall be responsible for the ministerial task of releasing funds solely as authorized below by the Council, and accounting for all payments to and from the fund.

The Council will be formed when a court of competent jurisdiction enters an order settling the matter, including any order of a bankruptcy court. The Council's members must be appointed within sixty (60) days of the date the order is entered.

A. Membership

The Council shall be comprised of the following thirteen (13) members:

1. *Statewide Members*.

Six members appointed by the Governor and Attorney General to represent the State's interest in opioid abatement. The statewide members are appointed as follows:

a. The Governor shall appoint three (3) members who are licensed health professionals with significant experience in opioid interventions;
b. The Attorney General shall appoint three (3) members who are licensed professionals with significant experience in opioid incidences; and
c. The Governor will appoint the Chair of the Council as a non-voting member. The Chair may only cast a vote in the event there is a tie of the membership.

2. *Regional Members*.

Six (6) members appointed by the State's political subdivisions to represent their designated Texas Health and Human Services Commission "HHSC" Regional Healthcare

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Partnership (Regions) to ensure dedicated regional, urban, and rural representation on the Council. The regional appointees must be from either academia or the medical profession with significant experience in opioid interventions. The regional members are appointed as follows:

a. One member representing Regions 9 and 10 (Dallas Ft-Worth);
b. One member representing Region 3 (Houston);
c. One member representing Regions 11, 12, 13, 14, 15, 19 (West Texas);
d. One member representing Regions 6, 7, 8, 16 (Austin-San Antonio);
e. One member representing Regions 1, 2, 17, 18 (East Texas); and
f. One member representing Regions 4, 5, 20 (South Texas).

B. Terms

All members of the Council are appointed to serve staggered two-year terms, with the terms of members expiring February 1 of each year. A member may serve no more than two consecutive terms, for a total of four consecutive years. For the first term, four (4) members (two (2) statewide and two (2) for the subdivisions) will serve a three-year term. A vacancy on the Council shall be filled for the unexpired term in the same manner as the original appointment. The Governor will appoint the Chair of the Council who will not vote on Council business unless there is a tie vote, and the subdivisions will appoint a Vice-Chair voting member from one of the regional members.

C. Governance

1. Administration

The Council is attached administratively to the Comptroller. The Council is an independent, quasi-governmental agency because it is responsible for the statewide distribution of the abatement settlement funds. The Council is exempt from the following statutes:

a. Chapter 316 of the Government Code (Appropriations);
b. Chapter 322 of the Government Code (Legislative Budget Board);
c. Chapter 325 of the Government Code (Sunset);
d. Chapter 783 of the Government Code (Uniform Grants and Contract Management);
e. Chapter 2001 of the Government Code (Administrative Procedure);
f. Chapter 2052 of the Government Code (State Agency Reports and Publications);
g. Chapter 2261 of the Government Code (State Contracting Standards and Oversight);
h. Chapter 2262 of the Government Code (Statewide Contract Management);

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

i. Chapter 262 of the Local Government Code (Purchasing and Contracting Authority of Counties); and
j. Chapter 271 of the Local Government Code (Purchasing and Contracting Authority of Municipalities, Counties, and Certain Other Local Governments).

2. Transparency

The Council will abide by state laws relating to open meetings and public information, including Chapters 551 and 552 of the Texas Government Code.

i. The Council shall hold at least four regular meetings each year. The Council may hold additional meetings on the request of the Chair or on the written request of three members of the council. All meetings shall be open to the public, and public notice of meetings shall be given as required by state law.
ii. The Council may convene in a closed, non-public meeting:
    a. If the Commission must discuss:
        1. Negotiation of contract awards; and
        2. Matters specifically exempted from disclosure by federal and state statutes.
    b. All minutes and documents of a closed meeting shall remain under seal, subject to release only order of a court of competent jurisdiction.

3. Authority

The Council does not have rulemaking authority. The terms of each Judgment, Master Settlement Agreement, or any Bankruptcy Settlement for Texas control the authority of the Council and the Council may not stray outside the bounds of the authority and power vested by such settlements. Should the Council require legal assistance in determining their authority, the Council may direct the executive director to seek legal advice from the Attorney General to clarify the issue.

D. Operation and Expenses

The independent administrator will set aside up to one (1) percent of the settlement funds for the administration of the Council for reasonable costs and expenses of operating the foregoing duties, including educational activities.

1. Executive Director

The Comptroller will employ the executive director of the Council and other personnel as necessary to administer the duties of the Council and carry out the functions of the Council. The executive director must have at least 10 years of experience in government or public administration and is classified as a Director V/B30 under the State Auditor's State Classification. The Comptroller will pay the salaries of the Council employees from the

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

one (1) percent of the settlement funds set aside for the administration of the Council. The Comptroller will request funds from the Texas Abatement Fund Point of Contact.

2. Travel Reimbursement

A person appointed to the Council is entitled to reimbursement for the travel expenses incurred in attending Council duties. A member of the Council may be reimbursed for actual expenses for meals, lodging, transportation, and incidental expenses in accordance with travel rates set by the federal General Services Administration.

II. Duties/Roles

It is the duty of the Council to determine and approve the opioid abatement strategies and funding awards.

A. Approved Abatement Strategies

The Council will develop the approved Texas list of abatement strategies based on but not limited to the existing national list of opioid abatement strategies (see attached Appendix A) for implementing the Texas Abatement Fund.

1. The Council shall only approve strategies which are evidence-informed strategies.
2. The Texas list of abatement strategies must be approved by majority vote. The majority vote must include a majority from both sides of the statewide members and regional members in order to be approved, e.g., at least four (4) of six (6) members on each side.

B. Texas Abatement Fund Point of Contact

The Council will determine a single point of contact called the Abatement Fund Point of Contact (POC) to be established as the sole entity authorized to receive requests for funds and approve expenditures in Texas and order the release of funds from the Texas Abatement Fund by the independent administrator. The POC may be an independent third party selected by the Council with expertise in banking or financial management. The POC will manage the Opioid Council Bank Account (Account). Upon a vote, the Council will direct the POC to contact the independent administrator to release funds to the Account. The Account is outside the State Treasury and not managed by any state or local officials. The POC is responsible for payments to the qualified entities selected by the Council for abatement fund awards. The POC will submit a monthly financial statement on the Account to the Council.

C. Auditor

An independent auditor appointed by the Council will perform an audit on the Account on an annual basis and report its findings, if any, to the Council.

D. Funding Allocation

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

The Council is the sole decision-maker on the funding allocation process of the abatement funds. The Council will develop the application and award process based on the parameters outlined below. An entity seeking funds from the Council must apply for funds; no funds will be awarded without an application. The executive director and personnel may assist the Council in gathering and compiling the applications for consideration; however, the Council members are the sole decision-makers of awards and funding determination. The Council will use the following processes to award funds:

1. *Statewide Funds.* The Council will consider, adopt and approve the allocation methodology attached as Exhibit C, based upon population health data and prevalence of opioid incidences, at the Council's initial meeting. Adoption of such methodology will allow each Region to customize the approved abatement strategies to fit its communities' needs. The statewide regional funds will account for seventy-five (75) percent of the total overall funds, less the one (1) percent administrative expense described herein.

2. *Targeted Funds.* Each Region shall reserve twenty-five (25) percent of the overall funds, for targeted interventions in the specific Region as identified by opioid incidence data. The Council must approve on an annual basis the uses for the targeted abatement strategies and applications available to every Region, including education and outreach programs. Each Region without approved uses for the targeted funds from the Council, based upon a greater percentage of opioid incidents compared to its population, is subject to transfer of all or a portion of the targeted funds for that Region for uses based upon all Regions' targeted funding needs as approved by the Council on an annual basis.

3. *Annual Allocation*. Statewide regional funds and targeted funds will be allocated on an annual basis. If a Region lapses its funds, the funds will be reallocated based on all Regions' funding needs.

E. Appeal Process

The Council will establish an appeal process to permit the applicants for funding (state or subdivisions) to challenge decisions by the Council-designated point of contact on requests for funds or expenditures.

1. To challenge a decision by the designated point of contact, the State or a subdivision must file an appeal with the Council within thirty (30) days of the decision. The Council then has thirty (30) days to consider and rule on the appeal.
2. If the Council denies the appeal, the party may file an appeal with the state district court of record where the final opioid judgment or Master Settlement Agreement is filed. The Texas Rules of Civil Procedure and Rules of Evidence will govern these proceedings. The Council may request representation from the Attorney General in these proceedings.

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

In making its determination, the state district court shall apply the same clear error standards contained herein that the Council must follow when rendering its decision.

3. The state district court will make the final decision and the decision is not appealable.
4. Challenges will be limited and subject to penalty if abused.
5. Attorneys' fees and costs are not recoverable in these appeals.

F. Education

The Council may determine that a percentage of the funds in the Abatement Fund from the targeted funds be used to develop an education and outreach program to provide materials on the consequences of opioid drug use, prevention and interventions. Any material developed will include online resources and toolkits for communities.

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT B

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Exhibit B: Municipal Area Allocations: 15% of Total ($150 million)

(County numbers refer to distribution to the county governments after payment to cities within county borders has been made. Minimum distribution to each county is $1000.)

Municipal Area	Allocation	Municipal Area	Allocation
Abbott	$688	Lakeport	$463
Abernathy	$110	Lakeside	$4,474
Abilene	$563,818	Lakeside City	$222
Ackerly	$21	Lakeview	$427
Addison	$58,094	Lakeway	$31,657
Adrian	$181	Lakewood Village	$557
Agua Dulce	$43	Lamar County	$141,598
Alamo	$22,121	Lamb County	$50,681
Alamo Heights	$28,198	Lamesa	$29,656
Alba	$3,196	Lampasas	$28,211
Albany	$180	Lampasas County	$42,818
Aledo	$331	Lancaster	$90,653
Alice	$71,291	Laredo	$763,174
Allen	$315,081	Latexo	$124
Alma	$1,107	Lavaca County	$45,973
Alpine	$29,686	Lavon	$7,435
Alto	$3,767	Lawn	$58
Alton	$11,540	League City	$302,418
Alvarado	$29,029	Leakey	$256
Alvin	$113,962	Leander	$88,641
Alvord	$358	Leary	$797
Amarillo	$987,661	Lee County	$30,457
Ames	$5,571	Lefors	$159
Amherst	$22	Leon County	$67,393
Anahuac	$542	Leon Valley	$23,258
Anderson	$19	Leona	$883
Anderson County	$268,763	Leonard	$8,505
Andrews	$18,983	Leroy	$176
Andrews County	$37,606	Levelland	$46,848
Angelina County	$229,956	Lewisville	$382,094
Angleton	$62,791	Lexington	$2,318
Angus	$331	Liberty	$72,343
Anna	$9,075	Liberty County	$531,212
Annetta	$5,956	Liberty Hill	$2,780
Annetta North	$34	Limestone County	$135,684

(Table continues on multiple pages below)

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Annetta South	$602
Annona	$738
Anson	$5,134
Anthony	$4,514
Anton	$444
Appleby	$1,551
Aquilla	$208
Aransas County	$266,512
Aransas Pass	$57,813
Archer City	$10,554
Archer County	$45,534
Arcola	$7,290
Argyle	$11,406
Arlington	$735,803
Armstrong County	$974
Arp	$2,009
Asherton	$112
Aspermont	$9
Atascosa County	$176,903
Athens	$105,942
Atlanta	$30,995
Aubrey	$15,141
Aurora	$1,849
Austin County	$76,030
Austin	$4,877,716
Austwell	$109
Avery	$138
Avinger	$1,115
Azle	$32,213
Bailey	$950
Bailey County	$15,377
Bailey's Prairie	$5,604
Baird	$2,802
Balch Springs	$27,358
Balcones Heights	$23,811
Ballinger	$9,172
Balmorhea	$63
Bandera	$2,893
Bandera County	$86,815
Bangs	$3,050
Lincoln Park	$677
Lindale	$24,202
Linden	$3,661
Lindsay	$1,228
Lipan	$44
Lipscomb County	$10,132
Little Elm	$69,326
Little River-Academy	$798
Littlefield	$7,678
Live Oak	$32,740
Live Oak County	$39,716
Liverpool	$1,435
Livingston	$73,165
Llano	$23,121
Llano County	$115,647
Lockhart	$49,050
Lockney	$3,301
Log Cabin	$1,960
Lometa	$1,176
Lone Oak	$1,705
Lone Star	$8,283
Longview	$482,254
Loraine	$188
Lorena	$3,390
Lorenzo	$11,358
Los Fresnos	$11,185
Los Indios	$159
Los Ybanez	$0
Lott	$1,516
Lovelady	$249
Loving County	$1,000
Lowry Crossing	$783
Lubbock	$319,867
Lubbock County	$1,379,719
Lucas	$5,266
Lueders	$508
Lufkin	$281,592
Luling	$29,421
Lumberton	$36,609
Lyford	$3,071

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Bardwell	$362
Barry	$200
Barstow	$61
Bartlett	$3,374
Bartonville	$8,887
Bastrop	$46,320
Bastrop County	$343,960
Bay City	$57,912
Baylor County	$29,832
Bayou Vista	$6,240
Bayside	$242
Baytown	$216,066
Bayview	$41
Beach City	$12,505
Bear Creek	$906
Beasley	$130
Beaumont	$683,010
Beckville	$1,247
Bedford	$94,314
Bedias	$3,475
Bee Cave	$12,863
Bee County	$97,844
Beeville	$24,027
Bell County	$650,748
Bellaire	$41,264
Bellevue	$56
Bellmead	$14,487
Bells	$1,891
Bellville	$7,488
Belton	$72,680
Benavides	$152
Benbrook	$43,919
Benjamin	$951
Berryville	$14,379
Bertram	$182
Beverly Hills	$4,336
Bevil Oaks	$549
Bexar County	$7,007,152
Big Lake	$547
Big Sandy	$4,579
Lynn County	$6,275
Lytle	$7,223
Mabank	$19,443
Madison County	$49,492
Madisonville	$11,458
Magnolia	$26,031
Malakoff	$12,614
Malone	$439
Manor	$12,499
Mansfield	$150,788
Manvel	$12,305
Marble Falls	$37,039
Marfa	$65
Marietta	$338
Marion	$275
Marion County	$54,728
Marlin	$21,634
Marquez	$1,322
Marshall	$108,371
Mart	$928
Martin County	$10,862
Martindale	$2,437
Mason	$777
Mason County	$3,134
Matador	$1,203
Matagorda County	$135,239
Mathis	$15,720
Maud	$423
Maverick County	$115,919
Maypearl	$986
McAllen	$364,424
McCamey	$542
McGregor	$9,155
McKinney	$450,383
McLean	$14
McLendon-Chisholm	$411
Mcculloch County	$20,021
Mclennan County	$529,641
Mcmullen County	$1,000
Meadow	$1,121

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Big Spring	$189,928
Big Wells	$236
Bishop	$8,213
Bishop Hills	$323
Blackwell	$31
Blanco	$6,191
Blanco County	$49,223
Blanket	$147
Bloomburg	$1,010
Blooming Grove	$352
Blossom	$198
Blue Mound	$2,888
Blue Ridge	$1,345
Blum	$1,622
Boerne	$45,576
Bogata	$3,649
Bonham	$100,909
Bonney	$2,510
Booker	$1,036
Borden County	$1,000
Borger	$69,680
Bosque County	$71,073
Bovina	$173
Bowie	$83,620
Bowie County	$233,190
Boyd	$6,953
Brackettville	$8
Brady	$27,480
Brazoria	$11,537
Brazoria County	$1,021,090
Brazos Bend	$462
Brazos Country	$902
Brazos County	$342,087
Breckenridge	$23,976
Bremond	$5,554
Brenham	$54,750
Brewster County	$60,087
Briarcliff	$572
Briaroaks	$57
Bridge City	$80,756
Meadowlakes	$905
Meadows Place	$18,148
Medina County	$48,355
Megargel	$611
Melissa	$15,381
Melvin	$345
Memphis	$7,203
Menard	$991
Menard County	$14,717
Mercedes	$21,441
Meridian	$3,546
Merkel	$10,117
Mertens	$239
Mertzon	$29
Mesquite	$310,709
Mexia	$21,096
Miami	$455
Midland County	$279,927
Midland	$521,849
Midlothian	$95,799
Midway	$78
Milam County	$97,386
Milano	$904
Mildred	$286
Miles	$93
Milford	$6,177
Miller's Cove	$97
Millican	$417
Mills County	$19,931
Millsap	$34
Mineola	$48,719
Mineral Wells	$92,061
Mingus	$189
Mission	$124,768
Missouri City	$209,633
Mitchell County	$20,850
Mobeetie	$52
Mobile City	$2,034
Monahans	$5,849
Mont Belvieu	$19,669

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Bridgeport	$33,301	Montague County	$94,796
Briscoe County	$977	Montgomery	$1,884
Broaddus	$31	Montgomery County	$2,700,911
Bronte	$99	Moody	$828
Brooks County	$20,710	Moore County	$40,627
Brookshire	$6,406	Moore Station	$772
Brookside Village	$1,110	Moran	$50
Brown County	$193,417	Morgan	$605
Browndell	$152	Morgan's Point	$3,105
Brownfield	$14,452	Morgan's Point Resort	$8,024
Brownsboro	$3,176	Morris County	$53,328
Brownsville	$425,057	Morton	$167
Brownwood	$166,572	Motley County	$3,344
Bruceville-Eddy	$1,692	Moulton	$999
Bryan	$246,897	Mount Calm	$605
Bryson	$1,228	Mount Enterprise	$1,832
Buckholts	$1,113	Mount Pleasant	$65,684
Buda	$10,784	Mount Vernon	$6,049
Buffalo	$11,866	Mountain City	$1,548
Buffalo Gap	$88	Muenster	$4,656
Buffalo Springs	$188	Muleshoe	$4,910
Bullard	$7,487	Mullin	$384
Bulverde	$14,436	Munday	$2,047
Bunker Hill Village	$472	Murchison	$2,302
Burkburnett	$37,844	Murphy	$51,893
Burke	$1,114	Mustang	$7
Burleson County	$70,244	Mustang Ridge	$2,462
Burleson	$151,779	Nacogdoches	$205,992
Burnet	$33,345	Nacogdoches County	$198,583
Burnet County	$189,829	Naples	$4,224
Burton	$937	Nash	$7,999
Byers	$77	Nassau Bay	$11,247
Bynum	$380	Natalia	$625
Cactus	$4,779	Navarro	$334
Caddo Mills	$43	Navarro County	$103,513
Caldwell	$18,245	Navasota	$37,676
Caldwell County	$86,413	Nazareth	$124
Calhoun County	$127,926	Nederland	$44,585
Callahan County	$12,894	Needville	$10,341
Callisburg	$101	Nevada	$237

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Calvert	$772
Cameron	$11,091
Cameron County	$537,026
Camp County	$28,851
Camp Wood	$422
Campbell	$1,116
Canadian	$1,090
Caney City	$2,005
Canton	$56,734
Canyon	$26,251
Carbon	$620
Carl's Corner	$48
Carmine	$385
Carrizo Springs	$1,671
Carrollton	$310,255
Carson County	$29,493
Carthage	$18,927
Cashion Community	$322
Cass County	$93,155
Castle Hills	$12,780
Castro County	$4,420
Castroville	$4,525
Cedar Hill	$70,127
Cedar Park	$185,567
Celeste	$1,280
Celina	$18,283
Center	$58,838
Centerville	$385
Chambers County	$153,188
Chandler	$17,364
Channing	$2
Charlotte	$4,257
Cherokee County	$156,612
Chester	$1,174
Chico	$2,928
Childress	$37,916
Childress County	$50,582
Chillicothe	$172
China	$522
China Grove	$598
New Berlin	$4
New Boston	$6,953
New Braunfels	$307,313
New Chapel Hill	$288
New Deal	$338
New Fairview	$2,334
New Home	$9
New Hope	$1,024
New London	$4,129
New Summerfield	$442
New Waverly	$2,562
Newark	$520
Newcastle	$914
Newton	$6,102
Newton County	$158,006
Neylandville	$163
Niederwald	$16
Nixon	$2,283
Nocona	$16,536
Nolan County	$50,262
Nolanville	$4,247
Nome	$391
Noonday	$226
Nordheim	$697
Normangee	$6,192
North Cleveland	$105
North Richland Hills	$146,419
Northlake	$8,905
Novice	$76
Nueces County	$1,367,932
O'Brien	$76
O'Donnell	$27
Oak Grove	$2,769
Oak Leaf	$612
Oak Point	$9,011
Oak Ridge	$358
Oak Ridge North	$33,512
Oak Valley	$7
Oakwood	$148
Ochiltree County	$15,476

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Chireno	$1,568
Christine	$354
Cibolo	$13,690
Cisco	$7,218
Clarendon	$114
Clarksville	$20,891
Clarksville City	$54
Claude	$26
Clay County	$72,050
Clear Lake Shores	$6,682
Cleburne	$228,184
Cleveland	$96,897
Clifton	$9,939
Clint	$375
Clute	$51,350
Clyde	$17,287
Coahoma	$2,291
Cochran County	$3,389
Cockrell Hill	$512
Coffee City	$1,087
Coke County	$5,522
Coldspring	$447
Coleman	$5,442
Coleman County	$4,164
College Station	$258,147
Colleyville	$46,049
Collin County	$1,266,721
Collingsworth County	$19,234
Collinsville	$1,831
Colmesneil	$2,211
Colorado City	$8,405
Colorado County	$49,084
Columbus	$6,867
Comal County	$396,142
Comanche	$16,503
Comanche County	$50,964
Combes	$1,710
Combine	$1,892
Commerce	$33,869
Como	$415
Odem	$7,420
Odessa	$559,163
Oglesby	$29
Old River-Winfree	$21,653
Oldham County	$10,318
Olmos Park	$9,801
Olney	$6,088
Olton	$1,197
Omaha	$4,185
Onalaska	$31,654
Opdyke West	$479
Orange	$311,339
Orange County	$689,818
Orange Grove	$1,677
Orchard	$867
Ore City	$6,806
Overton	$7,900
Ovilla	$13,391
Oyster Creek	$9,633
Paducah	$125
Paint Rock	$141
Palacios	$14,036
Palestine	$178,009
Palisades	$240
Palm Valley	$1,918
Palmer	$12,666
Palmhurst	$4,660
Palmview	$7,577
Palo Pinto County	$124,621
Pampa	$67,227
Panhandle	$9,536
Panola County	$80,699
Panorama Village	$1,292
Pantego	$12,898
Paradise	$52
Paris	$201,180
Parker	$10,307
Parker County	$476,254
Parmer County	$15,866
Pasadena	$356,536

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Concho County	$3,859	Pattison	$1,148
Conroe	$466,671	Patton Village	$9,268
Converse	$27,693	Payne Springs	$1,770
Cooke County	$200,451	Pearland	$333,752
Cool	$731	Pearsall	$11,570
Coolidge	$243	Pecan Gap	$719
Cooper	$362	Pecan Hill	$229
Coppell	$86,593	Pecos	$7,622
Copper Canyon	$489	Pecos County	$46,997
Copperas Cove	$133,492	Pelican Bay	$1,199
Corinth	$75,298	Penelope	$415
Corpus Christi	$1,812,707	Penitas	$312
Corral City	$143	Perryton	$23,364
Corrigan	$21,318	Petersburg	$1,691
Corsicana	$87,310	Petrolia	$17
Coryell County	$123,659	Petronila	$5
Cottle County	$875	Pflugerville	$86,408
Cottonwood	$289	Pharr	$144,721
Cottonwood Shores	$1,203	Pilot Point	$11,613
Cotulla	$1,251	Pine Forest	$3,894
Coupland	$266	Pine Island	$3,141
Cove	$387	Pinehurst	$32,671
Covington	$519	Pineland	$4,138
Coyote Flats	$1,472	Piney Point Village	$15,738
Crandall	$12,094	Pittsburg	$20,526
Crane	$10,599	Plains	$129
Crane County	$26,146	Plainview	$60,298
Cranfills Gap	$128	Plano	$1,151,608
Crawford	$383	Pleak	$270
Creedmoor	$16	Pleasant Valley	$308
Cresson	$1,086	Pleasanton	$29,011
Crockett	$23,403	Plum Grove	$258
Crockett County	$18,210	Point	$1,519
Crosby County	$18,388	Point Blank	$355
Crosbyton	$1,498	Point Comfort	$447
Cross Plains	$4,877	Point Venture	$588
Cross Roads	$244	Polk County	$370,831
Cross Timber	$542	Ponder	$1,282
Crowell	$6,335	Port Aransas	$31,022
Crowley	$22,345	Port Arthur	$367,945

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Crystal City	$19,412
Cuero	$24,689
Culberson County	$789
Cumby	$5,320
Cuney	$606
Cushing	$1,120
Cut and Shoot	$2,141
DISH	$19
Daingerfield	$12,476
Daisetta	$5,370
Dalhart	$11,609
Dallam County	$21,686
Dallas County	$8,538,291
Dallas	$2,999,902
Dalworthington Gardens	$6,060
Danbury	$4,231
Darrouzett	$101
Dawson	$600
Dawson County	$46,911
Dayton	$47,122
Dayton Lakes	$38
De Kalb	$1,035
De Leon	$8,218
De Witt County	$68,895
DeCordova	$13,778
DeSoto	$72,400
Deaf Smith County	$34,532
Dean	$141
Decatur	$56,669
Deer Park	$49,388
Del Rio	$59,056
Dell City	$15
Delta County	$30,584
Denison	$210,426
Denton	$458,334
Denton County	$1,132,298
Denver City	$2,104
Deport	$42
Detroit	$965
Devers	$191
Port Isabel	$9,802
Port Lavaca	$11,752
Port Neches	$38,849
Portland	$76,517
Post	$2,332
Post Oak Bend City	$1,034
Poteet	$6,767
Poth	$3,974
Potter County	$371,701
Pottsboro	$12,302
Powell	$110
Poynor	$1,180
Prairie View	$7,600
Premont	$3,321
Presidio	$148
Presidio County	$787
Primera	$2,958
Princeton	$19,245
Progreso	$8,072
Progreso Lakes	$39
Prosper	$22,770
Providence Village	$508
Putnam	$14
Pyote	$22
Quanah	$207
Queen City	$4,837
Quinlan	$7,304
Quintana	$492
Quitaque	$8
Quitman	$15,619
Rains County	$53,190
Ralls	$3,967
Rancho Viejo	$3,836
Randall County	$278,126
Ranger	$12,186
Rankin	$1,613
Ransom Canyon	$930
Ravenna	$685
Raymondville	$7,466
Reagan County	$25,215

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Devine	$4,354
Diboll	$25,533
Dickens	$71
Dickens County	$1,873
Dickinson	$83,683
Dilley	$2,633
Dimmit County	$33,294
Dimmitt	$1,012
Dodd City	$1,211
Dodson	$447
Domino	$196
Donley County	$22,370
Donna	$13,798
Dorchester	$231
Double Oak	$4,765
Douglassville	$574
Dripping Springs	$811
Driscoll	$39
Dublin	$14,478
Dumas	$26,229
Duncanville	$58,328
Duval County	$49,109
Eagle Lake	$4,882
Eagle Pass	$56,005
Early	$14,838
Earth	$242
East Bernard	$5,554
East Mountain	$2,494
East Tawakoni	$2,723
Eastland	$15,896
Eastland County	$52,275
Easton	$329
Ector	$1,108
Ector County	$480,000
Edcouch	$4,101
Eden	$497
Edgecliff Village	$2,232
Edgewood	$13,154
Edinburg	$120,884
Edmonson	$136
Real County	$5,073
Red Lick	$23
Red Oak	$26,843
Red River County	$29,306
Redwater	$1,058
Reeves County	$103,350
Refugio	$8,839
Refugio County	$46,216
Reklaw	$1,136
Reno	$3,791
Reno	$11,164
Retreat	$52
Rhome	$12,285
Rice	$1,972
Richardson	$260,315
Richland	$210
Richland Hills	$24,438
Richland Springs	$2,234
Richmond	$77,606
Richwood	$12,112
Riesel	$1,118
Rio Bravo	$8,548
Rio Grande City	$25,947
Rio Hondo	$3,550
Rio Vista	$4,419
Rising Star	$1,933
River Oaks	$11,917
Riverside	$858
Roanoke	$275
Roaring Springs	$461
Robert Lee	$85
Roberts County	$547
Robertson County	$44,642
Robinson	$18,002
Robstown	$40,154
Roby	$428
Rochester	$674
Rockdale	$20,973
Rockport	$54,253
Rocksprings	$25

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Edna	$18,194
Edom	$2,149
Edwards County	$975
El Campo	$31,700
El Cenizo	$621
El Lago	$5,604
El Paso	$1,224,371
El Paso County	$2,592,121
Eldorado	$50
Electra	$15,716
Elgin	$26,284
Elkhart	$301
Ellis County	$315,372
Elmendorf	$746
Elsa	$7,720
Emhouse	$83
Emory	$3,878
Enchanted Oaks	$1,299
Encinal	$1,515
Ennis	$81,839
Erath County	$102,616
Escobares	$40
Estelline	$909
Euless	$92,824
Eureka	$334
Eustace	$2,089
Evant	$2,068
Everman	$7,692
Fair Oaks Ranch	$8,077
Fairchilds	$81
Fairfield	$1,245
Fairview	$32,245
Falfurrias	$2,221
Falls City	$41
Falls County	$34,522
Fannin County	$131,653
Farmers Branch	$94,532
Farmersville	$10,532
Farwell	$343
Fate	$3,473
Rockwall	$114,308
Rockwall County	$168,820
Rocky Mound	$280
Rogers	$3,818
Rollingwood	$4,754
Roma	$16,629
Roman Forest	$8,610
Ropesville	$2,122
Roscoe	$778
Rose City	$4,012
Rose Hill Acres	$2,311
Rosebud	$1,489
Rosenberg	$126,593
Ross	$147
Rosser	$549
Rotan	$1,493
Round Mountain	$454
Round Rock	$475,992
Round Top	$140
Rowlett	$99,963
Roxton	$47
Royse City	$23,494
Rule	$800
Runaway Bay	$6,931
Runge	$255
Runnels County	$33,831
Rusk	$17,991
Rusk County	$151,390
Sabinal	$1,811
Sabine County	$46,479
Sachse	$23,400
Sadler	$925
Saginaw	$31,973
Salado	$3,210
San Angelo	$536,509
San Antonio	$4,365,416
San Augustine	$25,182
San Augustine County	$37,854
San Benito	$40,015
San Diego	$11,771

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Fayette County	$92,440
Fayetteville	$391
Ferris	$13,873
Fisher County	$5,518
Flatonia	$5,661
Florence	$3,949
Floresville	$21,699
Flower Mound	$215,256
Floyd County	$9,049
Floydada	$6,357
Foard County	$5,764
Follett	$212
Forest Hill	$26,132
Forney	$80,112
Forsan	$576
Fort Bend County	$1,506,719
Fort Stockton	$4,411
Fort Worth	$2,120,790
Franklin	$3,931
Franklin County	$25,783
Frankston	$274
Fredericksburg	$56,486
Freeport	$72,973
Freer	$3,271
Freestone County	$50,495
Friendswood	$140,330
Frio County	$19,954
Friona	$2,848
Frisco	$405,309
Fritch	$4,548
Frost	$321
Fruitvale	$2,344
Fulshear	$5,272
Fulton	$1,602
Gaines County	$54,347
Gainesville	$153,980
Galena Park	$13,093
Gallatin	$1,253
Galveston	$488,187
Galveston County	$1,124,093
San Elizario	$7,831
San Felipe	$1,498
San Jacinto County	$197,398
San Juan	$28,845
San Leanna	$36
San Marcos	$325,688
San Patricio	$4,213
San Patricio County	$271,916
San Perlita	$2,219
San Saba	$10,057
San Saba County	$17,562
Sanctuary	$17
Sandy Oaks	$9,863
Sandy Point	$1,637
Sanford	$308
Sanger	$22,237
Sansom Park	$223
Santa Anna	$329
Santa Clara	$87
Santa Fe	$33,272
Santa Rosa	$2,138
Savoy	$2,349
Schertz	$60,110
Schleicher County	$5,695
Schulenburg	$2,560
Scotland	$148
Scottsville	$708
Scurry	$1,110
Scurry County	$73,116
Seabrook	$30,270
Seadrift	$991
Seagoville	$17,106
Seagraves	$7,531
Sealy	$20,637
Seguin	$376,538
Selma	$22,429
Seminole	$16,092
Seven Oaks	$3,917
Seven Points	$7,452
Seymour	$14,218

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Ganado	$5,510
Garden Ridge	$11,351
Garland	$420,244
Garrett	$2,510
Garrison	$3,555
Gary City	$450
Garza County	$8,944
Gatesville	$26,994
George West	$6,207
Georgetown	$225,896
Gholson	$1,505
Giddings	$12,674
Gillespie County	$63,191
Gilmer	$33,951
Gladewater	$24,638
Glasscock County	$1,000
Glen Rose	$540
Glenn Heights	$16,593
Godley	$3,115
Goldsmith	$677
Goldthwaite	$1,225
Goliad	$3,563
Goliad County	$34,660
Golinda	$100
Gonzales	$14,882
Gonzales County	$33,230
Goodlow	$221
Goodrich	$9,643
Gordon	$365
Goree	$749
Gorman	$3,107
Graford	$23
Graham	$235,428
Granbury	$71,735
Grand Prairie	$445,439
Grand Saline	$36,413
Grandfalls	$65
Grandview	$6,600
Granger	$2,741
Granite Shoals	$11,834
Shackelford County	$1,288
Shady Shores	$594
Shallowater	$1,907
Shamrock	$4,328
Shavano Park	$3,178
Shelby County	$109,925
Shenandoah	$47,122
Shepherd	$147
Sherman	$330,585
Sherman County	$7,930
Shiner	$4,042
Shoreacres	$958
Silsbee	$66,442
Silverton	$14
Simonton	$1,906
Sinton	$23,658
Skellytown	$400
Slaton	$154
Smiley	$655
Smith County	$758,961
Smithville	$17,009
Smyer	$300
Snook	$1,422
Snyder	$9,018
Socorro	$11,125
Somerset	$1,527
Somervell County	$57,076
Somerville	$3,806
Sonora	$7,337
Sour Lake	$17,856
South Houston	$25,620
South Mountain	$154
South Padre Island	$30,629
Southlake	$70,846
Southmayd	$7,096
Southside Place	$885
Spearman	$14,000
Splendora	$7,756
Spofford	$7
Spring Valley Village	$16,404

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Granjeno	$43
Grapeland	$7,287
Grapevine	$129,195
Gray County	$65,884
Grays Prairie	$17
Grayson County	$539,083
Greenville	$203,112
Gregg County	$243,744
Gregory	$4,697
Grey Forest	$474
Grimes County	$94,878
Groesbeck	$5,745
Groom	$965
Groves	$40,752
Groveton	$8,827
Gruver	$1,166
Guadalupe County	$146,824
Gun Barrel City	$36,302
Gunter	$4,609
Gustine	$34
Hackberry	$94
Hale Center	$6,042
Hale County	$79,150
Hall County	$8,933
Hallettsville	$6,895
Hallsburg	$272
Hallsville	$10,239
Haltom City	$71,800
Hamilton	$3,581
Hamilton County	$66,357
Hamlin	$4,656
Hansford County	$16,416
Happy	$327
Hardeman County	$15,219
Hardin	$100
Hardin County	$379,800
Harker Heights	$113,681
Harlingen	$165,429
Harris County	$14,966,202
Harrison County	$185,910
Springlake	$3
Springtown	$14,244
Spur	$427
St. Hedwig	$111
St. Jo	$7,360
St. Paul	$21
Stafford	$75,145
Stagecoach	$3,036
Stamford	$398
Stanton	$3,838
Staples	$19
Star Harbor	$151
Starr County	$99,896
Stephens County	$35,244
Stephenville	$83,472
Sterling City	$62
Sterling County	$939
Stinnett	$4,097
Stockdale	$741
Stonewall County	$1,822
Stratford	$8,378
Strawn	$987
Streetman	$5
Sudan	$32
Sugar Land	$321,561
Sullivan City	$6,121
Sulphur Springs	$124,603
Sun Valley	$4
Sundown	$2,592
Sunnyvale	$3,248
Sunray	$2,571
Sunrise Beach Village	$2,083
Sunset Valley	$9,425
Surfside Beach	$6,530
Sutton County	$6,541
Sweeny	$4,503
Sweetwater	$68,248
Swisher County	$7,251
Taft	$5,861
Tahoka	$430

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Hart	$86
Hartley County	$786
Haskell	$10,829
Haskell County	$22,011
Haslet	$1,908
Hawk Cove	$674
Hawkins	$7,932
Hawley	$931
Hays	$506
Hays County	$529,489
Hearne	$16,824
Heath	$28,751
Hebron	$687
Hedley	$70
Hedwig Village	$13,067
Helotes	$15,790
Hemphill	$8,035
Hemphill County	$14,394
Hempstead	$21,240
Henderson	$59,966
Henderson County	$327,965
Henrietta	$2,720
Hereford	$20,423
Hewitt	$19,776
Hickory Creek	$16,510
Hico	$5,534
Hidalgo	$26,621
Hidalgo County	$1,253,103
Hideaway	$922
Higgins	$43
Highland Haven	$320
Highland Park	$43,383
Highland Village	$50,315
Hill Country Village	$6,485
Hill County	$127,477
Hillcrest	$5,345
Hillsboro	$46,609
Hilshire Village	$859
Hitchcock	$28,796
Hockley County	$46,407
Talco	$372
Talty	$9,124
Tarrant County	$6,171,159
Tatum	$972
Taylor	$57,945
Taylor County	$351,078
Taylor Lake Village	$412
Taylor Landing	$153
Teague	$1,714
Tehuacana	$12
Temple	$280,747
Tenaha	$4,718
Terrell	$148,706
Terrell County	$5,737
Terrell Hills	$9,858
Terry County	$25,423
Texarkana	$192,094
Texas City	$298,702
Texhoma	$156
Texline	$865
The Colony	$114,297
The Hills	$1,004
Thompsons	$1,897
Thorndale	$1,595
Thornton	$270
Thorntonville	$87
Thrall	$825
Three Rivers	$4,669
Throckmorton	$29
Throckmorton County	$5,695
Tiki Island	$2,178
Timbercreek Canyon	$369
Timpson	$12,642
Tioga	$2,390
Tira	$185
Titus County	$70,611
Toco	$4
Todd Mission	$1,680
Tolar	$2,369
Tom Bean	$2,293

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Holiday Lakes	$1,795
Holland	$77
Holliday	$5,910
Hollywood Park	$9,424
Hondo	$115,288
Honey Grove	$7,196
Hood County	$292,105
Hooks	$2,702
Hopkins County	$149,518
Horizon City	$7,520
Horseshoe Bay	$48,173
Houston County	$78,648
Houston	$7,021,793
Howard County	$89,330
Howardwick	$84
Howe	$9,177
Hubbard	$3,635
Hudson	$6,840
Hudson Oaks	$15,637
Hudspeth County	$985
Hughes Springs	$4,442
Humble	$73,952
Hunt County	$309,851
Hunters Creek Village	$14,708
Huntington	$8,792
Huntsville	$80,373
Hurst	$99,187
Hutchins	$9,551
Hutchinson County	$74,630
Hutto	$38,346
Huxley	$738
Idalou	$1,999
Impact	$8
Indian Lake	$473
Industry	$604
Ingleside on the Bay	$142
Ingleside	$40,487
Ingram	$5,243
Iola	$3,164
Iowa Colony	$4,090
Tom Green County	$282,427
Tomball	$34,620
Tool	$14,787
Toyah	$40
Travis County	$4,703,473
Trent	$63
Trenton	$3,089
Trinidad	$5,859
Trinity	$23,652
Trinity County	$105,766
Trophy Club	$29,370
Troup	$7,918
Troy	$5,320
Tulia	$8,911
Turkey	$737
Tuscola	$138
Tye	$1,766
Tyler	$723,829
Tyler County	$131,743
Uhland	$1,545
Uncertain	$185
Union Grove	$994
Union Valley	$666
Universal City	$28,428
University Park	$50,833
Upshur County	$128,300
Upton County	$8,499
Uvalde	$18,439
Uvalde County	$36,244
Val Verde County	$117,815
Valentine	$207
Valley Mills	$2,228
Valley View	$1,824
Van	$6,206
Van Alstyne	$43,749
Van Horn	$211
Van Zandt County	$248,747
Vega	$974
Venus	$9,792
Vernon	$81,337

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Iowa Park	$23,487
Iraan	$56
Iredell	$216
Irion County	$9,105
Irving	$427,818
Italy	$5,349
Itasca	$8,694
Ivanhoe	$26
Jacinto City	$14,141
Jack County	$14,799
Jacksboro	$23,254
Jackson County	$37,984
Jacksonville	$80,179
Jamaica Beach	$4,913
Jarrell	$2,423
Jasper	$78,422
Jasper County	$248,855
Jayton	$63
Jeff Davis County	$8,500
Jefferson	$11,194
Jefferson County	$756,614
Jersey Village	$36,347
Jewett	$9,338
Jim Hogg County	$12,718
Jim Wells County	$166,539
Joaquin	$810
Johnson City	$3,581
Johnson County	$408,692
Jolly	$26
Jones County	$22,001
Jones Creek	$5,078
Jonestown	$6,419
Josephine	$881
Joshua	$20,619
Jourdanton	$9,600
Junction	$4,825
Justin	$8,575
Karnes City	$11,632
Karnes County	$35,249
Katy	$52,467
Victoria	$84,598
Victoria County	$520,886
Vidor	$95,620
Vinton	$622
Volente	$333
Von Ormy	$513
Waco	$512,007
Waelder	$3,427
Wake Village	$174
Walker County	$184,624
Waller County	$126,206
Waller	$11,295
Wallis	$2,698
Walnut Springs	$183
Ward County	$67,920
Warren City	$66
Washington County	$83,727
Waskom	$5,346
Watauga	$33,216
Waxahachie	$152,094
Weatherford	$207,872
Webb County	$505,304
Webberville	$1,280
Webster	$53,202
Weimar	$5,830
Weinert	$234
Weir	$443
Wellington	$9,111
Wellman	$383
Wells	$1,357
Weslaco	$73,949
West	$3,522
West Columbia	$17,958
West Lake Hills	$17,056
West Orange	$42,452
West Tawakoni	$6,995
West University Place	$34,672
Westbrook	$43
Westlake	$41,540
Weston	$266

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Kaufman	$27,607
Kaufman County	$353,047
Keene	$38,296
Keller	$79,189
Kemah	$28,325
Kemp	$6,419
Kempner	$330
Kendall County	$100,643
Kendleton	$13
Kenedy	$676
Kenedy County	$1,000
Kenefick	$416
Kennard	$132
Kennedale	$21,024
Kent County	$939
Kerens	$1,924
Kermit	$5,652
Kerr County	$218,452
Kerrville	$190,357
Kilgore	$105,583
Killeen	$535,650
Kimble County	$20,480
King County	$1,000
Kingsville	$20,083
Kinney County	$2,142
Kirby	$8,752
Kirbyville	$10,690
Kirvin	$2
Kleberg County	$124,109
Knollwood	$1,160
Knox City	$1,962
Knox County	$11,730
Kosse	$2,468
Kountze	$19,716
Kress	$186
Krugerville	$1,508
Krum	$9,661
Kurten	$686
Kyle	$51,835
La Feria	$10,381
Weston Lakes	$189
Westover Hills	$4,509
Westworth Village	$7,842
Wharton	$31,700
Wharton County	$72,887
Wheeler	$447
Wheeler County	$26,273
White Deer	$1,273
White Oak	$15,305
White Settlement	$23,304
Whiteface	$155
Whitehouse	$29,017
Whitesboro	$18,932
Whitewright	$7,098
Whitney	$73
Wichita County	$552,371
Wichita Falls	$832,574
Wickett	$87
Wilbarger County	$55,124
Willacy County	$24,581
Williamson County	$1,195,987
Willis	$24,384
Willow Park	$26,737
Wills Point	$43,765
Wilmer	$426
Wilson	$12
Wilson County	$121,034
Wimberley	$724
Windcrest	$12,908
Windom	$1,087
Windthorst	$3,385
Winfield	$290
Wink	$120
Winkler County	$61,163
Winnsboro	$28,791
Winona	$319
Winters	$6,229
Wise County	$289,074
Wixon Valley	$441
Wolfe City	$5,466

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

La Grange	$9,623	Wolfforth	$4,022
La Grulla	$1,708	Wood County	$267,048
La Joya	$8,457	Woodbranch	$9,617
La Marque	$98,930	Woodcreek	$358
La Porte	$91,532	Woodloch	$1,012
La Salle County	$14,975	Woodsboro	$1,130
La Vernia	$3,217	Woodson	$122
La Villa	$572	Woodville	$20,340
La Ward	$321	Woodway	$25,713
LaCoste	$159	Wortham	$376
Lacy-Lakeview	$11,599	Wylie	$114,708
Ladonia	$2,011	Yantis	$2,072
Lago Vista	$13,768	Yoakum County	$34,924
Laguna Vista	$3,689	Yoakum	$20,210
Lake Bridgeport	$232	Yorktown	$5,447
Lake City	$2,918	Young County	$44,120
Lake Dallas	$25,314	Zapata County	$56,480
Lake Jackson	$75,781	Zavala County	$38,147
Lake Tanglewood	$613	Zavalla	$1,088
Lake Worth	$20,051		

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT C

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

Exhibit C: TX Opioid Council & Health Care Region Allocations plus Administrative Costs
70% of Total ($700 million)

Health Care Region Allocation*: $693 million; Administrative Costs: $7 million

Region	Counties in Health Care Region	Allocation
1	Anderson, Bowie, Camp, Cass, Cherokee, Delta, Fannin, Franklin, Freestone, Gregg, Harrison, Henderson, Hopkins, Houston, Hunt, Lamar, Marion, Morris, Panola, Rains, Red, River, Rusk, Smith, Titus, Trinity, Upshur, Van, Zandt, Wood	$38,223,336
2	Angelina, Brazoria, Galveston, Hardin, Jasper, Jefferson, Liberty, Nacogdoches, Newton, Orange, Polk, Sabine, San Augustine, San Jacinto, Shelby, Tyler	$54,149,215
3	Austin, Calhoun, Chambers, Colorado, Fort Bend, Harris, Matagorda, Waller, Wharton	$120,965,680
4	Aransas, Bee, Brooks, De Witt, Duval, Goliad, Gonzales, Jackson, Jim Wells, Karnes, Kenedy, Kleberg, Lavaca, Live Oak, Nueces, Refugio, San Patricio, Victoria	$27,047,477
5	Cameron, Hidalgo, Starr, Willacy	$17,619,875
6	Atascosa, Bandera, Bexar, Comal, Dimmit, Edwards, Frio, Gillespie, Guadalupe, Kendall, Kerr, Kinney, La Salle, McMullen, Medina, Real, Uvalde, Val Verde, Wilson, Zavala	$68,228,047
7	Bastrop, Caldwell, Fayette, Hays, Lee, Travis	$50,489,691
8	Bell, Blanco, Burnet, Lampasas, Llano, Milam, Mills, San Saba, Williamson	$24,220,521
9	Dallas, Kaufman	$66,492,094
10	Ellis, Erath, Hood, Johnson, Navarro, Parker, Somervell, Tarrant, Wise	$65,538,414
11	Brown, Callahan, Comanche, Eastland, Fisher, Haskell, Jones, Knox, Mitchell, Nolan, Palo Pinto, Shackelford, Stephens, Stonewall, Taylor	$9,509,818
12	Armstrong, Bailey, Borden, Briscoe, Carson, Castro, Childress, Cochran, Collingsworth, Cottle, Crosby, Dallam, Dawson, Deaf Smith, Dickens, Donley, Floyd, Gaines, Garza, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hockley, Hutchinson, Kent, King, Lamb, Lipscomb, Lubbock, Lynn, Moore, Motley, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Scurry, Sherman, Swisher, Terry, Wheeler, Yoakum	$23,498,027
13	Coke, Coleman, Concho, Crockett, Irion, Kimble, Mason, McCulloch, Menard, Pecos, Reagan, Runnels, Schleicher, Sterling, Sutton, Terrell, Tom Green	$5,195,605
14	Andrews, Brewster, Crane, Culberson, Ector, Glasscock, Howard, Jeff Davis, Loving, Martin, Midland, Presidio, Reeves, Upton, Ward, Winkler	$12,124,354
15	El Paso, Hudspeth	$17,994,285
16	Bosque, Coryell, Falls, Hamilton, Hill, Limestone, McLennan	$9,452,018
17	Brazos, Burleson, Grimes, Leon, Madison, Montgomery, Robertson, Walker, Washington	$23,042,947
18	Collin, Denton, Grayson, Rockwall	$39,787,684
19	Archer, Baylor, Clay, Cooke, Foard, Hardeman, Jack, Montague, Throckmorton, Wichita, Wilbarger, Young	$12,665,268
20	Jim Hogg, Maverick, Webb, Zapata	$6,755,656
	Administrative Costs	$7,000,000

* Each Region shall reserve 25% of its allocation for Targeted Funds under the guidelines of Exhibit A.

Attachment: 2021-091 ATTH 01 Opioid Term Sheet (3568 : 2021-091 RES Opioids Settlement)

National Opioids Settlement
P.O. Box 43196
Providence, RI 02940-3196

2021-091 ATTH 02

NPD
1052

122810017022
Postal Service: Please do not mark barcode
NPD AY-425-639
Jennifer Evans City Secretary/Executive Assistant
220 Texas Blvd
Texarkana, TX 75501-5625

THE ATTORNEY GENERAL ★ TEXAS ★

RECEIVED
OCT - 4 2021
BY:

TO LOCAL POLITICAL SUBDIVISIONS: IMPORTANT INFORMATION ABOUT THE NATIONAL OPIOID SETTLEMENT. SUBDIVISIONS MUST SUBMIT SIGNED DOCUMENTATION TO PARTICIPATE. THE DEADLINE FOR PARTICIPATION TO MAXIMIZE SETTLEMENT BENEFITS IS JANUARY 2, 2022.

If your subdivision is represented by an attorney with respect to opioid claims, please immediately contact them. If your subdivision has already signed on to the settlements and adopted the Texas Term Sheet, you may disregard this notice.

SETTLEMENT OVERVIEW

After years of negotiations, two proposed nationwide settlement agreements ("Settlements") have been reached that would resolve all opioid litigation brought by states and local political subdivisions against the three largest pharmaceutical distributors, McKesson, Cardinal Health and AmerisourceBergen ("Distributors"), and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson (collectively, "Janssen").

The proposed Settlements require the Distributors and Janssen to pay billions of dollars to abate the opioid epidemic. Specifically, the Settlements require the Distributors to pay up to $21 billion over 18 years and Janssen to pay up to $5 billion over no more than 9 years, for a total of $26 billion (the "Settlement Amount"). Of the Settlement Amount, approximately $22.7 billion is earmarked for use by participating states and subdivisions to remediate and abate the impacts of the opioid crisis.

The Settlements also contain injunctive relief provisions governing the opioid marketing, sale and distribution practices at the heart of the states' and subdivisions' lawsuits and further require the Distributors to implement additional safeguards to prevent diversion of prescription opioids.

Each of the proposed Settlements has two key participation steps. First, each state decides whether to participate in the Settlements. Texas has joined both Settlements. Second, the subdivisions within each participating state must then decide whether to participate in the Settlements. Generally, the more subdivisions that participate, the greater the amount of funds that flow to that state and its participating subdivisions. Any subdivision that does not participate cannot directly share in any of the settlement funds, even if the subdivision's state is settling and other participating subdivisions are sharing in settlement funds.

This letter is part of the formal notice required by the Settlements.

Attachment: 2021-091 ATTH 02 Opioid Settlement Letter (3568 : 2021-091 RES Opioids Settlement)

WHY IS YOUR SUBDIVISION RECEIVING THIS NOTICE?

You are receiving this letter because Texas has elected to participate in both of the two national Settlements against (1) the Distributors, and (2) Janssen, and your subdivision may participate in the Settlements to which your state has agreed. This notice is being sent directly to subdivisions and also to attorneys for subdivisions that we understand are litigating against these companies. If you are represented by an attorney with respect to opioid claims, please immediately contact them. Please note that there is no need for subdivisions to be represented by an attorney or to have filed a lawsuit to participate in the Settlements.

Your subdivision may have already signed on to the Settlements and adopted the Texas Term Sheet. If so, you may disregard this notice.

WHERE CAN YOU FIND MORE INFORMATION?

This letter is intended to provide a brief overview of the Settlements. Detailed information about the Settlements may be found at: https://nationalopioidsettlement.com/. This national settlement website also includes links to information about how the Settlements are being implemented in your state and how settlement funds will be allocated within your state. This website will be supplemented as additional documents are created. The Office of the Attorney General of Texas has also set up a state-specific website, which may be found at: https://www.texasattorneygeneral.gov/globalopioidsettlement.

HOW DO YOU PARTICIPATE IN THE SETTLEMENTS?

You must go to the Texas Attorney General's website to participate in the Settlements (if your subdivision is eligible). All required documentation must be executed and submitted to the email address: opioids@oag.texas.gov. As part of the sign on process, your subdivision will need to submit the Subdivision Settlement Participation Forms (one for JNJ and one for the Distributors) and your resolution adopting the Texas Term Sheet. Please also be sure to include in the Subdivision Settlement Participation Forms the identity and email address of the individual who will be authorized to sign formal and binding documents on behalf of your subdivision.

HOW WILL SETTLEMENT FUNDS BE ALLOCATED IN EACH STATE?

The settlement funds are first divided among the participating states according to a formula developed by the Attorneys General that considers population and the severity of harm caused by the opioid epidemic in each participating state. Each state's share of the abatement funds is then further allocated within each state according to agreement between the state and its subdivisions, applicable state allocation legislation, or, in the absence of these, the default provisions in the agreements.

Many states have or are in the process of reaching an agreement on how to allocate abatement funds within the states. Allocation agreements/legislation and other information about the Texas allocation agreement or legislation can be found on the Texas Attorney General's website and the national settlement website. The allocation section of the national settlement website will be supplemented as more intra-state allocation arrangements are finalized.

In reviewing allocation information, please note that while all subdivisions may participate in the Settlements not all subdivisions are eligible to receive direct payments. To promote efficiency in the use of abatement funds and avoid administratively burdensome disbursements that would be too small to add a meaningful abatement response, certain smaller subdivisions do not automatically receive a direct allocation. However, participation by such subdivisions will help maximize the amount of abatement funds being paid in the Settlements, including those going to counties, cities, parishes, and other larger subdivisions in their communities.

Attachment: 2021-091 ATTH 02 Opioid Settlement Letter (3568 : 2021-091 RES Opioids Settlement)

To determine your eligibility to receive, directly or indirectly, any of the funds allocated to Texas should you elect to participate in the Settlements, you should first visit https://www.texasattorneygeneral.gov/globalopioidsettlement and review Exhibit B of the Texas Term Sheet to determine if your subdivision is listed. Any questions concerning the status or terms of the Texas Term Sheet and allocations in Texas can be directed to the Texas Attorney General's Office.

You may be contacted by the Texas Attorney General's Office with additional information regarding the allocation of settlement funds in Texas. Subdivisions with representation can expect information from their attorneys as well. We encourage you to review all materials and to follow up with any questions. The terms of these Settlements are complex, and we want to be sure you have all the information you need to make your participation decision.

WHY YOU SHOULD PARTICIPATE

A vast majority of states have joined the Settlements, and attorneys for many subdivisions have already announced support for them. For example, the Plaintiffs' Executive Committee, charged with leading the litigation on behalf of more than 3,000 cities, counties and others against the opioid industry, and consolidated in the national multi-district litigation ("MDL") pending before Judge Dan Aaron Polster in the Northern District of Ohio, recommends participation in these Settlements.

Subdivision participation is strongly encouraged, for the following reasons:

First, the amounts to be paid under the Settlements, while insufficient to abate the epidemic fully, will allow state and local governments to commence with meaningful change designed to curb opioid addiction, overdose and death;

Second, time is of the essence. The opioid epidemic continues to devastate communities around the country and it is critical that the funds begin to flow to allow governments to address the epidemic in their communities ***as soon as possible***;

Third, if there is not sufficient subdivision participation in these proposed Settlements, the Settlements will not be finalized, the important business practice changes will not be implemented, the billions of dollars in abatement funds will not flow to communities, and more than 3,000 cases may be sent back to their home courts for trial, which will take many years;

Fourth, the extent of participation also will determine how much money each state and its local subdivisions will receive because approximately half of the abatement funds are in the form of "incentive payments," *i.e.,* the higher the participation of subdivisions in a state, the greater the amount of settlement funds that flow into that state;

Fifth, you know first-hand the effects of the opioid epidemic on your community. Funds from these Settlements will be used to commence abatement of the crisis and provide relief to your citizens while litigation and settlement discussions proceed against numerous other defendants in the opioid industry;

Sixth, because pills do not respect boundaries, the opioid epidemic is a national crisis that needs a national solution.

Attachment: 2021-091 ATTH 02 Opioid Settlement Letter (3568 : 2021-091 RES Opioids Settlement)

NEXT STEPS

These Settlements require that you take affirmative steps to "opt in" to the Settlements. If you do not act, yo will not receive any settlement funds and you will not contribute to reaching the participation thresholds tha will deliver the maximum amount of abatement funds to your state.

First, have your authorizing person(s) or body begin to review the materials on the websites concerning th settlement agreement terms and the Texas Term Sheet. Develop a list of questions for your counsel or the Texa Attorney General's Office. In the very near future, your subdivision will need to begin the process of decidin whether to participate in the proposed Settlements, and subdivisions are encouraged to work through thi process well before the January 2, 2022, deadline to be an initial participating subdivision. Again, the Texa Attorney General's Office, your counsel, and other contacts within the state are available to discuss the specific of the Settlements within your state, and we encourage you to discuss the terms and benefits of the Settlemen with them.

Second, should you decide to proceed with participating, your subdivision will need to adopt the Texas Ter Sheet and its intrastate allocation schedule. A model resolution is available on the Texas Attorney General' Office website.

Third, submit to opioids@oag.texas.gov: your signed Subdivision Settlement Participation Forms (one for JN and one for the Distributors) and your resolution adopting the Texas Term Sheet. Continue monitoring you email for further communications.

We urge you to view the national settlement website and the Texas Attorney General's website at your earlie convenience. Information and documents regarding the national Settlements and your state allocation can b found on the settlement website at: https://nationalopioidsettlement.com/ an https://www.texasattorneygeneral.gov/globalopioidsettlement.

Questions regarding the opioid Settlements can be directed to opioids@oag.texas.gov.

Attachment: 2021-091 ATTH 02 Opioid Settlement Letter (3568 : 2021-091 RES Opioids Settlement)

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: 2021-091 Goals & Perspective (3568 : 2021-091 RES Opioids Settlement)

RESOLUTION NO. 2021-091

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, SUPPORTING THE ADOPTION AND APPROVAL OF THE STATE OF TEXAS AND TEXAS POLITICAL SUBDIVISIONS' OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET (THE "TEXAS TERM SHEET") IN ITS ENTIRETY; SUPPORTING IN ITS ENTIRETY AND ADOPTING THE ALLOCATION METHOD FOR OPIOID SETTLEMENT PROCEEDS AS SET FORTH IN THE TEXAS TERM SHEET; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING, AND EXPENDING ALLOCATIONS OF SAID PROCEEDS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; CONTAINING A SUPERSEDING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Texarkana, Texas (hereinafter, "Texarkana"), obtained information indicating that certain drug companies and their corporate affiliates, parents, subsidiaries, and such other defendants as may be added to the litigation (collectively, "Defendants") have engaged in fraudulent and/or reckless marketing and/or distribution of opioids that have resulted in addictions and overdoses; and

WHEREAS, these actions, conduct, and/or misconduct have resulted in significant financial costs to the City; and

WHEREAS, on May 13, 2020, the State of Texas, through the Office of the Attorney General, and a negotiation group for Texas political subdivisions, entered into an Agreement entitled Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet (hereafter, the "Texas Term Sheet") approving the allocation of any and all opioid settlement funds within the State of Texas, and the Texas Term Sheet is attached as **ATTH 01** to this resolution, incorporated herein by reference for all purposes; and

WHEREAS, other Texas municipalities identified in Exhibit B of the Texas Term Sheet for allocation of settlement funds have supported the adoption and approval of the Texas Term Sheet in its entirety, and as Texarkana is also identified in Exhibit B of the Texas Term Sheet for allocation of settlement funds, the City Council of Texarkana also intends by this resolution to adopt and approve the Texas Term Sheet in its entirety.

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

SECTION 1. The findings set out in the preamble are in all things approved and incorporated herein as if fully set forth.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

SECTION 2. Texarkana, acting by and through its City Council, hereby supports the adoption and approval of the Texas Term Sheet in its entirety.

SECTION 3. The City Council of Texarkana finds as follows:

A. There is a substantial need for repayment of opioid-related expenditures and payment to abate opioid-related harms in and about Texarkana; and

B. The City Council of Texarkana supports in its entirety and hereby adopts the allocation method for opioid settlement proceeds as set forth in the STATE OF TEXAS AND TEXAS POLITICAL SUBDIVISIONS' OPIOID ABATEMENT FUND COUNCIL AND SETTLEMNT ALLOCATION TERM SHEET, attached hereto as **ATTH 01**. The City Council understands that the purpose of this Texas Term Sheet is to permit collaboration between the State of Texas and Political Subdivisions to explore and potentially effectuate resolution of the Opioid Litigation against Pharmaceutical Supply Chain Participants as defined therein. The City Council also understands that an additional purpose is to create an effective means of distributing any potential settlement funds obtained under this Texas Term Sheet between the State of Texas and Political Subdivisions in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic in Texarkana and throughout Texas.

SECTION 4. The City Manager or designee is hereby authorized to execute all necessary documents incident to applying for, securing, and expending said settlement funds referenced herein from the State of Texas and the Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet.

SECTION 5. Texarkana will use any settlement funds received pursuant to this resolution only for the purposes for which they are intended under the program; and activities funded by the funds received pursuant to the Texas Term Sheet will comply with and support the adopted state and local plans within the Texas Term Sheet.

SECTION 6. The meeting at which this resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

SECTION 7. To the extent any resolution previously adopted by the City Council is inconsistent with this Resolution, it is hereby superseded.

SECTION 8. This resolution shall become effective from and after its passage and approval.

PASSED AND APPROVED in Regular Council Session this the **8th day of November, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:43 p.m.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT K

Subdivision Settlement Participation Form

Governmental Entity: City of Texarkana	State: Texas
Authorized Official: David Orr, City Manager	
Address 1: 220 Texas Boulevard	
Address 2:	
City, State, Zip: Texarkana, Texas 75501	
Phone: (903) 798.3902	
Email: david.orr@txkusa.org	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 ("*Distributor Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Distributor Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Distributor Settlement, understands that all terms in this Participation Form have the meanings defined therein, and agrees that by signing this Participation Form, the Governmental Entity elects to participate in the Distributor Settlement and become a Participating Subdivision as provided therein.

2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, secure the dismissal with prejudice of any Released Claims that it has filed.

3. The Governmental Entity agrees to the terms of the Distributor Settlement pertaining to Subdivisions as defined therein.

4. By agreeing to the terms of the Distributor Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.

5. The Governmental Entity agrees to use any monies it receives through the Distributor Settlement solely for the purposes provided therein.

6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Distributor Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Distributor Settlement.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

7. The Governmental Entity has the right to enforce the Distributor Settlement as provided therein.

8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Distributor Settlement, including, but not limited to, all provisions of Part XI, and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Distributor Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Distributor Settlement shall be a complete bar to any Released Claim.

9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Distributor Settlement.

10. In connection with the releases provided for in the Distributor Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

> **General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, and that if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Distributor Settlement.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

11. Nothing herein is intended to modify in any way the terms of the Distributor Settlement, to which Governmental Entity hereby agrees. To the extent this Participation Form is interpreted differently from the Distributor Settlement in any respect, the Distributor Settlement controls.

I have all necessary power and authorization to execute this Participation Form on behalf of the Governmental Entity.

Signature: 

Name: DAVID ORR

Title: CITY MANAGER

Date: 11/9/2021

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT K

Settlement Participation Form

Governmental Entity: City of Texarkana	State: Texas
Authorized Official: David Orr, City Manager	
Address 1: 220 Texas Boulevard	
Address 2:	
City, State, Zip: Texarkana, Texas 75501	
Phone: (903) 798.3902	
Email: david.orr@txkusa.org	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 ("Janssen Settlement"), and acting through the undersigned authorized official, hereby elects to participate in the Janssen Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Janssen Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Janssen Settlement and become a Participating Subdivision as provided therein.

2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed.

3. The Governmental Entity agrees to the terms of the Janssen Settlement pertaining to Subdivisions as defined therein.

4. By agreeing to the terms of the Janssen Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.

5. The Governmental Entity agrees to use any monies it receives through the Janssen Settlement solely for the purposes provided therein.

6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Janssen Settlement.

7. The Governmental Entity has the right to enforce the Janssen Settlement as provided therein.

8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Janssen Settlement, including but not limited to all provisions of

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Section IV (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Janssen Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Janssen Settlement shall be a complete bar to any Released Claim.

9. In connection with the releases provided for in the Janssen Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

> **General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Janssen Settlement.

10. Nothing herein is intended to modify in any way the terms of the Janssen Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Janssen Settlement in any respect, the Janssen Settlement controls.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: 

Name: DAVID ORR

Title: CITY MANAGER

Date: 11/9/2021

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

TEXAS OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET

WHEREAS, the people of the State of Texas and its communities have been harmed through the National and Statewide epidemic caused by licit and illicit opioid use and distribution within the State of Texas; and now,

WHEREAS, the State of Texas, though its elected representatives and counsel, including the Honorable Ken Paxton, Attorney General of the State of Texas, and certain Political Subdivisions, through their elected representatives and counsel, are separately engaged in litigation seeking to hold those entities in the supply chain accountable for the damage caused; and now,

WHEREAS, the State of Texas, through its Attorney General and its Political Subdivisions, share a common desire to abate and alleviate the impacts of the epidemic throughout the State of Texas; and now,

THEREFORE, the State of Texas and its Political Subdivisions, subject to completing formal documents effectuating the Parties' agreements, enter into this State of Texas and Texas Political Subdivisions' Opioid Abatement Fund Council and Settlement Allocation Term Sheet (Texas Term Sheet) relating to the allocation and use of the proceeds of any Settlements as described.

A. Definitions

As used in this Texas Term Sheet:

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

1. "The State" shall mean the State of Texas acting through its Attorney General.
2. "Political Subdivision(s)" shall mean any Texas municipality and county.
3. "The Parties" shall mean the State of Texas, the Political Subdivisions, and the Plaintiffs' Steering Committee and Liaison Counsel (PSC) in the Texas Opioid MDL, *In Re: Texas Opioid Litigation*, MDL No. 2018-63587, in the 152d District Court of Harris County, Texas.
4. "Litigating Political Subdivision" means a Political Subdivision that filed suit in the state courts of the State of Texas prior to the Execution Date of this Agreement, whether or not such case was transferred to Texas Opioid MDL, or removed to federal court.
5. "National Fund" shall mean any national fund established for the benefit of the Texas Political Subdivisions. In no event shall any National Fund be used to create federal jurisdiction, equitable or otherwise, over the Texas Political Subdivisions or those similarly situated state-court litigants who are included in the state coalition, nor shall the National Fund require participating in a class action or signing a participation agreement as part of the criteria for participating in the National Fund.
6. "Negotiating Committee" shall mean a three-member group comprising four representatives for each of (1) the State; (2) the PSC; and (3) Texas'

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Political Subdivisions (collectively, "Members"). The State shall be represented by the Texas Attorney General or his designees. The PSC shall be represented by attorneys Mikal Watts, Jeffrey Simon, Dara Hegar, Dan Downey, or their designees. Texas' Political Subdivisions shall be represented by Clay Jenkins (Dallas County Judge), Terrence O'Rourke (Special Assistant County Attorney, Harris County), Nelson Wolff (Bexar County Judge), and Nathaniel Moran (Smith County Judge) or their designees.

7. "Settlement" shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant that includes the State and Political Subdivisions.
8. "Opioid Funds" shall mean monetary amounts obtained through a Settlement as defined in this Texas Term Sheet.
8. "Approved Purpose(s)" shall mean those uses identified in Exhibit A hereto.
9. "Pharmaceutical Supply Chain" shall mean the process and channels through which opioids or opioids products are manufactured, marketed, promoted, distributed, or dispensed.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

10. "Pharmaceutical Supply Chain Participant" shall mean any entity that engages in or has engaged in the manufacture, marketing, promotion, distribution, or dispensing of an opioid analgesic.

11. "Texas Opioid Council" shall mean the Council described in Exhibit A hereto, which has the purpose of ensuring the funds recovered by Texas (through the joint actions of the Attorney General and the Texas Political Subdivisions) are allocated fairly and spent to remediate the opioid crisis in Texas, using efficient and cost-effective methods that are directed to the hardest hit regions in Texas while also ensuring that all Texans benefit from prevention and recovery efforts.

B. Allocation of Settlement Proceeds

1. All Opioid Funds distributed in Texas shall be divided with 15% going to Political Subdivisions ("Subdivision Share"), 70% to the Texas Opioid Abatement Fund through the Texas Opioid Council (Texas Abatement Fund Share) identified and described on Exhibits A and C hereto, and 15% to the Office of the Texas Attorney General as Counsel for the State of Texas ("State Share"). Out of the Texas Opioid Abatement Fund, reasonable expenses up to 1% shall be paid to the Texas Comptroller for the administration of the Texas Opioid Council pursuant to the Opioid

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Abatement Fund (Texas Settlement) Opioid Council Agreement, Exhibit A hereto.

2. The Subdivisions Share shall be allocated in accordance with the division of proceeds on Exhibit B hereto.
3. The Texas Abatement Fund Share shall be allocated to the Opioid Council to be apportioned in accordance with the guidelines of Exhibit A, and Exhibit C hereto.
4. In the event a Subdivision merges, dissolves, or ceases to exist, the allocation percentage for that Subdivision shall be redistributed as directed by the settlement document, and if not specified, equitably based on the composition of the successor Subdivision. If a Subdivision for any reason is excluded from a specific settlement, the allocation percentage for that Subdivision shall be redistributed as directed by the settlement document, and if not specified, equitably among the participating Subdivisions.
5. Funds obtained from parties unrelated to the Litigation, via grant, bequest, gift or the like, separate and distinct from the Litigation, may be directed to the Texas Opioid Council and disbursed as set forth below.
6. The Subdivision share shall be initially deposited and paid in cash directly to the Subdivision under the authority and guidance of the Texas MDL Court, who shall direct any Settlement funds to be held in trust in a

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

segregated account to benefit the Subdivisions and to be promptly distributed as set forth herein and in accordance with Exhibit B.

7. Nothing in this Texas Term Sheet should alter or change any Subdivision's rights to pursue its own claim. Rather, the intent of this Texas Term Sheet is to join all parties to disburse settlement proceeds from one or more defendants to all parties participating in that settlement within Texas.
8. Opioid Funds from the Texas Abatement Fund Share shall be directed to the Texas Opioid Council and used in accordance with the guidelines as set out on Exhibit A hereto, and the Texas Abatement Fund Share shall be distributed to the Texas Opioid Council under the authority and guidance of the Texas MDL Court, consistent with Exhibits A and C, and the by-laws of the Texas Opioid Council documents and disbursed as set forth therein, including without limitation all abatement funds and the 1% holdback for expenses.
9. The State of Texas and the Political Subdivisions understand and acknowledge that additional steps may need to be undertaken to assist the Texas Opioid Council in its mission, at a predictable level of funding, regardless of external factors.

C. Payment of Counsel and Litigation Expenses

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

1. Any Master Settlement Agreement settlement will govern the payment of fees and litigation expenses to the Parties. The Parties agree to direct control of any Texas Political Subdivision fees and expenses to the "Texas Opioid Fee and Expense Fund," which shall be allocated and distributed by the Texas MDL Court, *In re: Texas Opioid Litigation*, MDL No. 2018-63587, in the 152nd District Court of Harris County, Texas, and with the intent to compensate all counsel for Texas Political Subdivisions who have not chosen to otherwise seek compensation for fees and expenses from any federal MDL common benefit fund.
2. The Parties agree that no portion of the State of Texas 15% allocation share from any settlement shall be administered through the National Fund, the Texas MDL Court, or Texas Opioid Fee and Expense Fund, but shall be directed for payment to the State of Texas by the State of Texas.
3. The State of Texas and the Texas Political Subdivisions, and their respective attorneys, agree that all fees – whether contingent, hourly, fixed or otherwise – owed by the Texas Political Subdivisions shall be paid out of the National Fund or as otherwise provided for herein to the Texas Opioid Fee and Expense Fund to be distributed by the 152nd

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

District Court of Harris County, Texas pursuant to its past and future orders.

4. From any opioid-related settlements with McKesson, Cardinal Health, ABDC, and Johnson & Johnson, and for any future opioid-related settlements negotiated, in whole or in part, by the Negotiating Committee with any other Pharmaceutical Supply Chain Participant, the funds to be deposited in the Texas Opioid Fee and Expense Fund shall be 9.3925% of the combined Texas Political Subdivision and Texas Abatement Fund portions of each payment (annual or otherwise) to the State of Texas for that settlement, plus expenses from the National Fund, and shall be sought by Texas Political Subdivision Counsel initially through the National Fund. The Texas Political Subdivisions' percentage share of fees and expenses from the National Fund shall be directed to the Texas Opioid Fee and Expense Fund in the Texas MDL, as soon as is practical, for allocation and distribution in accordance with the guidelines herein.

5. If the National Fund share to the Texas Political Subdivisions is insufficient to cover the guaranteed 9.3925%, plus expenses from the National Fund, per subsection 4, immediately *supra*, or if payment from the National Fund is not received within 12 months after the date the

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

first payment is made by the Defendants pursuant to the settlement, then the Texas Political Subdivisions shall recover up to 12.5% of the Texas Political Subdivision Share to make up any difference.

6. If the National Fund and the Texas Political Subdivision share are insufficient to cover the guaranteed 9.3925%, plus expenses from the National Fund, or if payment from the National Fund is not received within 12 months after the date the first payment is made by the Defendants pursuant to the settlement, then the Texas Political Subdivisions shall recover up to 8.75% of the Abatement Fund Share to make up any difference. In no event shall the Texas Political Subdivision share exceed 9.3925% of the combined Texas Political Subdivision and Texas Abatement Fund portions of any settlement, plus expenses from the National Fund. In the event that any payment is received from the National Fund such that the total amount in fees and expenses exceeds 9.3925%, the Texas Political Subdivisions shall return any amounts received greater than 9.3925% of the combined Texas Political Subdivision and Texas Abatement Fund portions to those respective Funds.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

7. For each settlement utilizing a National Fund, the Texas Political Subdivisions need only make one attempt at seeking fees and expenses there.
8. The total amount of the Texas Opioid Fee and Expense Fund shall be reduced proportionally, according to the agreed upon allocation of the Texas Subdivision Fund, for any Texas litigating Political Subdivision that (1) fails to enter the settlement; and (2) was filed in Texas state court, and was transferred to the Texas MDL (or removed before or during transfer to the Texas MDL) as of the execution date of this Agreement.

D. The Texas Opioid Council and Texas Abatement Fund

The Texas Opioid Council and Texas Abatement Fund is described in detail at Exhibit A, incorporated herein by reference.

E. Settlement Negotiations

1. The State and Negotiating Committee agree to inform each other in advance of any negotiations relating to a Texas-only settlement with a Pharmaceutical Supply Chain Participant that includes both the State and its Political Subdivisions and shall provide each other the opportunity to participate in all such negotiations. Any Texas-only Settlement agreed to with the State and Negotiating Committee shall be subject to the approval

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

of a majority of litigating Political Subdivisions. The Parties further agree to keep each other reasonably informed of all other global settlement negotiations with Pharmaceutical Supply Chain Participants and to include the Negotiating Committee or designees. Neither this provision, nor any other, shall be construed to state or imply that either the State or the Negotiating Committee is unauthorized to engage in settlement negotiations with Pharmaceutical Supply Chain Participants without prior consent or contemporaneous participation of the other, or that either party is entitled to participate as an active or direct participant in settlement negotiations with the other. Rather, while the State's and Negotiation Committee's efforts to achieve worthwhile settlements are to be collaborative, incremental stages need not be so.

2. Any Master Settlement Agreement (MSA) shall be subject to the approval and jurisdiction of the Texas MDL Court.
3. As this is a Texas-specific effort, the Committee shall be Chaired by the Attorney General. However, the Attorney General, or his designees, shall endeavor to coordinate any publicity or other efforts to speak publicly with the other Committee Members.
4. The State of Texas, the Texas MDL Plaintiff's Steering Committee representatives, or the Political Subdivision representatives may withdraw

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

from coordinated Settlement discussions detailed in this Section upon 10 business days' written notice to the remaining Committee Members and counsel for any affected Pharmaceutical Supply Chain Participant. The withdrawal of any Member releases the remaining Committee Members from the restrictions and obligations in this Section.

5. The obligations in this Section shall not affect any Party's right to proceed with trial or, within 30 days of the date upon which a trial involving that Party's claims against a specific Pharmaceutical Supply Chain Participant is scheduled to begin, reach a case specific resolution with that particular Pharmaceutical Supply Chain Participant.

F. Amendments

The Parties agree to make such amendments as necessary to implement the intent of this agreement.

Acknowledgment of Agreement

We, the undersigned, have participated in the drafting of the above Texas Term Sheet, including consideration based on comments solicited from Political Subdivisions. This document has been collaboratively drafted to maintain all individual claims while allowing the State and its Political Subdivisions to cooperate in exploring all possible means of resolution. Nothing in this agreement binds any party to any specific outcome. Any resolution under this document will require

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

acceptance by the State of Texas and a majority of the Litigating Political Subdivisions.

We, the undersigned, hereby accept the STATE OF TEXAS AND TEXAS POLITICAL SUBDIVISIONS' OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET. We understand that the purpose of this Texas Term Sheet is to permit collaboration between the State of Texas and Political Subdivisions to explore and potentially effectuate earlier resolution of the Opioid Litigation against Pharmaceutical Supply Chain Participants. We also understand that an additional purpose is to create an effective means of distributing any potential settlement funds obtained under this Texas Term Sheet between the State of Texas and Political Subdivisions in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Texas.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Executed this 13 day of May, 2020.

FOR THE STATE OF TEXAS:

KENNETH PAXTON, JR.
ATTORNEY GENERAL

FOR THE SUBDIVISIONS AND TEXAS MDL PSC:

MIKAL WATTS
WATTS GUERRA LLP

JEFFREY SIMON
SIMON GREENSTONE PANATIER, PC

DARA HEGAR
LANIER LAW FIRM, PC

DAN DOWNEY
DAN DOWNEY, PC

:sas

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT A

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Opioid Abatement Fund (Texas) Settlement

Opioid Council

As part of the settlement agreement and upon its execution, the parties will form the Texas Opioid Council (Council) to establish the framework that ensures the funds recovered by Texas (through the joint actions of the Attorney General and the state's political subdivisions) are allocated fairly and spent to remediate the opioid crisis in Texas, using efficient and cost-effective methods that are directed to the hardest hit regions in Texas while also ensuring that all Texans benefit from prevention and recovery efforts.

I. Structure

The Council will be responsible for the processes and procedures governing the spending of the funds held in the Texas Abatement Fund, which will be approximately 70% of all funds obtained through settlement and/or litigation of the claims asserted by the State and its subdivisions in the investigations and litigation related to the manufacturing, marketing, distribution, and sale of opioids and related pharmaceuticals.

Money paid into the abatement fund will be held by an independent administrator, who shall be responsible for the ministerial task of releasing funds solely as authorized below by the Council, and accounting for all payments to and from the fund.

The Council will be formed when a court of competent jurisdiction enters an order settling the matter, including any order of a bankruptcy court. The Council's members must be appointed within sixty (60) days of the date the order is entered.

A. Membership

The Council shall be comprised of the following thirteen (13) members:

1. *Statewide Members.*

Six members appointed by the Governor and Attorney General to represent the State's interest in opioid abatement. The statewide members are appointed as follows:

a. The Governor shall appoint three (3) members who are licensed health professionals with significant experience in opioid interventions;
b. The Attorney General shall appoint three (3) members who are licensed professionals with significant experience in opioid incidences; and
c. The Governor will appoint the Chair of the Council as a non-voting member. The Chair may only cast a vote in the event there is a tie of the membership.

2. *Regional Members.*

Six (6) members appointed by the State's political subdivisions to represent their designated Texas Health and Human Services Commission "HHSC" Regional Healthcare

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Partnership (Regions) to ensure dedicated regional, urban, and rural representation on the Council. The regional appointees must be from either academia or the medical profession with significant experience in opioid interventions. The regional members are appointed as follows:

a. One member representing Regions 9 and 10 (Dallas Ft-Worth);
b. One member representing Region 3 (Houston);
c. One member representing Regions 11, 12, 13, 14, 15, 19 (West Texas);
d. One member representing Regions 6, 7, 8, 16 (Austin-San Antonio);
e. One member representing Regions 1, 2, 17, 18 (East Texas); and
f. One member representing Regions 4, 5, 20 (South Texas).

B. Terms

All members of the Council are appointed to serve staggered two-year terms, with the terms of members expiring February 1 of each year. A member may serve no more than two consecutive terms, for a total of four consecutive years. For the first term, four (4) members (two (2) statewide and two (2) for the subdivisions) will serve a three-year term. A vacancy on the Council shall be filled for the unexpired term in the same manner as the original appointment. The Governor will appoint the Chair of the Council who will not vote on Council business unless there is a tie vote, and the subdivisions will appoint a Vice-Chair voting member from one of the regional members.

C. Governance

1. Administration

The Council is attached administratively to the Comptroller. The Council is an independent, quasi-governmental agency because it is responsible for the statewide distribution of the abatement settlement funds. The Council is exempt from the following statutes:

a. Chapter 316 of the Government Code (Appropriations);
b. Chapter 322 of the Government Code (Legislative Budget Board);
c. Chapter 325 of the Government Code (Sunset);
d. Chapter 783 of the Government Code (Uniform Grants and Contract Management);
e. Chapter 2001 of the Government Code (Administrative Procedure);
f. Chapter 2052 of the Government Code (State Agency Reports and Publications);
g. Chapter 2261 of the Government Code (State Contracting Standards and Oversight);
h. Chapter 2262 of the Government Code (Statewide Contract Management);

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

i. Chapter 262 of the Local Government Code (Purchasing and Contracting Authority of Counties); and
j. Chapter 271 of the Local Government Code (Purchasing and Contracting Authority of Municipalities, Counties, and Certain Other Local Governments).

2. Transparency

The Council will abide by state laws relating to open meetings and public information, including Chapters 551 and 552 of the Texas Government Code.

i. The Council shall hold at least four regular meetings each year. The Council may hold additional meetings on the request of the Chair or on the written request of three members of the council. All meetings shall be open to the public, and public notice of meetings shall be given as required by state law.
ii. The Council may convene in a closed, non-public meeting:
    a. If the Commission must discuss:
        1. Negotiation of contract awards; and
        2. Matters specifically exempted from disclosure by federal and state statutes.
    b. All minutes and documents of a closed meeting shall remain under seal, subject to release only order of a court of competent jurisdiction.

3. Authority

The Council does not have rulemaking authority. The terms of each Judgment, Master Settlement Agreement, or any Bankruptcy Settlement for Texas control the authority of the Council and the Council may not stray outside the bounds of the authority and power vested by such settlements. Should the Council require legal assistance in determining their authority, the Council may direct the executive director to seek legal advice from the Attorney General to clarify the issue.

D. Operation and Expenses

The independent administrator will set aside up to one (1) percent of the settlement funds for the administration of the Council for reasonable costs and expenses of operating the foregoing duties, including educational activities.

1. Executive Director

The Comptroller will employ the executive director of the Council and other personnel as necessary to administer the duties of the Council and carry out the functions of the Council. The executive director must have at least 10 years of experience in government or public administration and is classified as a Director V/B30 under the State Auditor's State Classification. The Comptroller will pay the salaries of the Council employees from the

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

one (1) percent of the settlement funds set aside for the administration of the Council. The Comptroller will request funds from the Texas Abatement Fund Point of Contact.

2. *Travel Reimbursement*

A person appointed to the Council is entitled to reimbursement for the travel expenses incurred in attending Council duties. A member of the Council may be reimbursed for actual expenses for meals, lodging, transportation, and incidental expenses in accordance with travel rates set by the federal General Services Administration.

II. Duties/Roles

It is the duty of the Council to determine and approve the opioid abatement strategies and funding awards.

A. Approved Abatement Strategies

The Council will develop the approved Texas list of abatement strategies based on but not limited to the existing national list of opioid abatement strategies (see attached Appendix A) for implementing the Texas Abatement Fund.

1. The Council shall only approve strategies which are evidence-informed strategies.
2. The Texas list of abatement strategies must be approved by majority vote. The majority vote must include a majority from both sides of the statewide members and regional members in order to be approved, e.g., at least four (4) of six (6) members on each side.

B. Texas Abatement Fund Point of Contact

The Council will determine a single point of contact called the Abatement Fund Point of Contact (POC) to be established as the sole entity authorized to receive requests for funds and approve expenditures in Texas and order the release of funds from the Texas Abatement Fund by the independent administrator. The POC may be an independent third party selected by the Council with expertise in banking or financial management. The POC will manage the Opioid Council Bank Account (Account). Upon a vote, the Council will direct the POC to contact the independent administrator to release funds to the Account. The Account is outside the State Treasury and not managed by any state or local officials. The POC is responsible for payments to the qualified entities selected by the Council for abatement fund awards. The POC will submit a monthly financial statement on the Account to the Council.

C. Auditor

An independent auditor appointed by the Council will perform an audit on the Account on an annual basis and report its findings, if any, to the Council.

D. Funding Allocation

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

The Council is the sole decision-maker on the funding allocation process of the abatement funds. The Council will develop the application and award process based on the parameters outlined below. An entity seeking funds from the Council must apply for funds; no funds will be awarded without an application. The executive director and personnel may assist the Council in gathering and compiling the applications for consideration; however, the Council members are the sole decision-makers of awards and funding determination. The Council will use the following processes to award funds:

1. *Statewide Funds.* The Council will consider, adopt and approve the allocation methodology attached as Exhibit C, based upon population health data and prevalence of opioid incidences, at the Council's initial meeting. Adoption of such methodology will allow each Region to customize the approved abatement strategies to fit its communities' needs. The statewide regional funds will account for seventy-five (75) percent of the total overall funds, less the one (1) percent administrative expense described herein.

2. *Targeted Funds.* Each Region shall reserve twenty-five (25) percent of the overall funds, for targeted interventions in the specific Region as identified by opioid incidence data. The Council must approve on an annual basis the uses for the targeted abatement strategies and applications available to every Region, including education and outreach programs. Each Region without approved uses for the targeted funds from the Council, based upon a greater percentage of opioid incidents compared to its population, is subject to transfer of all or a portion of the targeted funds for that Region for uses based upon all Regions' targeted funding needs as approved by the Council on an annual basis.

3. *Annual Allocation.* Statewide regional funds and targeted funds will be allocated on an annual basis. If a Region lapses its funds, the funds will be reallocated based on all Regions' funding needs.

E. Appeal Process

The Council will establish an appeal process to permit the applicants for funding (state or subdivisions) to challenge decisions by the Council-designated point of contact on requests for funds or expenditures.

1. To challenge a decision by the designated point of contact, the State or a subdivision must file an appeal with the Council within thirty (30) days of the decision. The Council then has thirty (30) days to consider and rule on the appeal.
2. If the Council denies the appeal, the party may file an appeal with the state district court of record where the final opioid judgment or Master Settlement Agreement is filed. The Texas Rules of Civil Procedure and Rules of Evidence will govern these proceedings. The Council may request representation from the Attorney General in these proceedings.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

In making its determination, the state district court shall apply the same clear error standards contained herein that the Council must follow when rendering its decision.

3. The state district court will make the final decision and the decision is not appealable.
4. Challenges will be limited and subject to penalty if abused.
5. Attorneys' fees and costs are not recoverable in these appeals.

F. Education

The Council may determine that a percentage of the funds in the Abatement Fund from the targeted funds be used to develop an education and outreach program to provide materials on the consequences of opioid drug use, prevention and interventions. Any material developed will include online resources and toolkits for communities.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT B

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Exhibit B: Municipal Area Allocations: 15% of Total ($150 million)

(County numbers refer to distribution to the county governments after payment to cities within county borders has been made. Minimum distribution to each county is $1000.)

Municipal Area	Allocation	Municipal Area	Allocation
Abbott	$688	Lakeport	$463
Abernathy	$110	Lakeside	$4,474
Abilene	$563,818	Lakeside City	$222
Ackerly	$21	Lakeview	$427
Addison	$58,094	Lakeway	$31,657
Adrian	$181	Lakewood Village	$557
Agua Dulce	$43	Lamar County	$141,598
Alamo	$22,121	Lamb County	$50,681
Alamo Heights	$28,198	Lamesa	$29,656
Alba	$3,196	Lampasas	$28,211
Albany	$180	Lampasas County	$42,818
Aledo	$331	Lancaster	$90,653
Alice	$71,291	Laredo	$763,174
Allen	$315,081	Latexo	$124
Alma	$1,107	Lavaca County	$45,973
Alpine	$29,686	Lavon	$7,435
Alto	$3,767	Lawn	$58
Alton	$11,540	League City	$302,418
Alvarado	$29,029	Leakey	$256
Alvin	$113,962	Leander	$88,641
Alvord	$358	Leary	$797
Amarillo	$987,661	Lee County	$30,457
Ames	$5,571	Lefors	$159
Amherst	$22	Leon County	$67,393
Anahuac	$542	Leon Valley	$23,258
Anderson	$19	Leona	$883
Anderson County	$268,763	Leonard	$8,505
Andrews	$18,983	Leroy	$176
Andrews County	$37,606	Levelland	$46,848
Angelina County	$229,956	Lewisville	$382,094
Angleton	$62,791	Lexington	$2,318
Angus	$331	Liberty	$72,343
Anna	$9,075	Liberty County	$531,212
Annetta	$5,956	Liberty Hill	$2,780
Annetta North	$34	Limestone County	$135,684

(Table continues on multiple pages below)

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Annetta South	$602	Lincoln Park	$677
Annona	$738	Lindale	$24,202
Anson	$5,134	Linden	$3,661
Anthony	$4,514	Lindsay	$1,228
Anton	$444	Lipan	$44
Appleby	$1,551	Lipscomb County	$10,132
Aquilla	$208	Little Elm	$69,326
Aransas County	$266,512	Little River-Academy	$798
Aransas Pass	$57,813	Littlefield	$7,678
Archer City	$10,554	Live Oak	$32,740
Archer County	$45,534	Live Oak County	$39,716
Arcola	$7,290	Liverpool	$1,435
Argyle	$11,406	Livingston	$73,165
Arlington	$735,803	Llano	$23,121
Armstrong County	$974	Llano County	$115,647
Arp	$2,009	Lockhart	$49,050
Asherton	$112	Lockney	$3,301
Aspermont	$9	Log Cabin	$1,960
Atascosa County	$176,903	Lometa	$1,176
Athens	$105,942	Lone Oak	$1,705
Atlanta	$30,995	Lone Star	$8,283
Aubrey	$15,141	Longview	$482,254
Aurora	$1,849	Loraine	$188
Austin County	$76,030	Lorena	$3,390
Austin	$4,877,716	Lorenzo	$11,358
Austwell	$109	Los Fresnos	$11,185
Avery	$138	Los Indios	$159
Avinger	$1,115	Los Ybanez	$0
Azle	$32,213	Lott	$1,516
Bailey	$950	Lovelady	$249
Bailey County	$15,377	Loving County	$1,000
Bailey's Prairie	$5,604	Lowry Crossing	$783
Baird	$2,802	Lubbock	$319,867
Balch Springs	$27,358	Lubbock County	$1,379,719
Balcones Heights	$23,811	Lucas	$5,266
Ballinger	$9,172	Lueders	$508
Balmorhea	$63	Lufkin	$281,592
Bandera	$2,893	Luling	$29,421
Bandera County	$86,815	Lumberton	$36,609
Bangs	$3,050	Lyford	$3,071

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Bardwell	$362	Lynn County	$6,275
Barry	$200	Lytle	$7,223
Barstow	$61	Mabank	$19,443
Bartlett	$3,374	Madison County	$49,492
Bartonville	$8,887	Madisonville	$11,458
Bastrop	$46,320	Magnolia	$26,031
Bastrop County	$343,960	Malakoff	$12,614
Bay City	$57,912	Malone	$439
Baylor County	$29,832	Manor	$12,499
Bayou Vista	$6,240	Mansfield	$150,788
Bayside	$242	Manvel	$12,305
Baytown	$216,066	Marble Falls	$37,039
Bayview	$41	Marfa	$65
Beach City	$12,505	Marietta	$338
Bear Creek	$906	Marion	$275
Beasley	$130	Marion County	$54,728
Beaumont	$683,010	Marlin	$21,634
Beckville	$1,247	Marquez	$1,322
Bedford	$94,314	Marshall	$108,371
Bedias	$3,475	Mart	$928
Bee Cave	$12,863	Martin County	$10,862
Bee County	$97,844	Martindale	$2,437
Beeville	$24,027	Mason	$777
Bell County	$650,748	Mason County	$3,134
Bellaire	$41,264	Matador	$1,203
Bellevue	$56	Matagorda County	$135,239
Bellmead	$14,487	Mathis	$15,720
Bells	$1,891	Maud	$423
Bellville	$7,488	Maverick County	$115,919
Belton	$72,680	Maypearl	$986
Benavides	$152	McAllen	$364,424
Benbrook	$43,919	McCamey	$542
Benjamin	$951	McGregor	$9,155
Berryville	$14,379	McKinney	$450,383
Bertram	$182	McLean	$14
Beverly Hills	$4,336	McLendon-Chisholm	$411
Bevil Oaks	$549	Mcculloch County	$20,021
Bexar County	$7,007,152	Mclennan County	$529,641
Big Lake	$547	Mcmullen County	$1,000
Big Sandy	$4,579	Meadow	$1,121

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Big Spring	$189,928	Meadowlakes	$905
Big Wells	$236	Meadows Place	$18,148
Bishop	$8,213	Medina County	$48,355
Bishop Hills	$323	Megargel	$611
Blackwell	$31	Melissa	$15,381
Blanco	$6,191	Melvin	$345
Blanco County	$49,223	Memphis	$7,203
Blanket	$147	Menard	$991
Bloomburg	$1,010	Menard County	$14,717
Blooming Grove	$352	Mercedes	$21,441
Blossom	$198	Meridian	$3,546
Blue Mound	$2,888	Merkel	$10,117
Blue Ridge	$1,345	Mertens	$239
Blum	$1,622	Mertzon	$29
Boerne	$45,576	Mesquite	$310,709
Bogata	$3,649	Mexia	$21,096
Bonham	$100,909	Miami	$455
Bonney	$2,510	Midland County	$279,927
Booker	$1,036	Midland	$521,849
Borden County	$1,000	Midlothian	$95,799
Borger	$69,680	Midway	$78
Bosque County	$71,073	Milam County	$97,386
Bovina	$173	Milano	$904
Bowie	$83,620	Mildred	$286
Bowie County	$233,190	Miles	$93
Boyd	$6,953	Milford	$6,177
Brackettville	$8	Miller's Cove	$97
Brady	$27,480	Millican	$417
Brazoria	$11,537	Mills County	$19,931
Brazoria County	$1,021,090	Millsap	$34
Brazos Bend	$462	Mineola	$48,719
Brazos Country	$902	Mineral Wells	$92,061
Brazos County	$342,087	Mingus	$189
Breckenridge	$23,976	Mission	$124,768
Bremond	$5,554	Missouri City	$209,633
Brenham	$54,750	Mitchell County	$20,850
Brewster County	$60,087	Mobeetie	$52
Briarcliff	$572	Mobile City	$2,034
Briaroaks	$57	Monahans	$5,849
Bridge City	$80,756	Mont Belvieu	$19,669

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Bridgeport	$33,301	Montague County	$94,796
Briscoe County	$977	Montgomery	$1,884
Broaddus	$31	Montgomery County	$2,700,911
Bronte	$99	Moody	$828
Brooks County	$20,710	Moore County	$40,627
Brookshire	$6,406	Moore Station	$772
Brookside Village	$1,110	Moran	$50
Brown County	$193,417	Morgan	$605
Browndell	$152	Morgan's Point	$3,105
Brownfield	$14,452	Morgan's Point Resort	$8,024
Brownsboro	$3,176	Morris County	$53,328
Brownsville	$425,057	Morton	$167
Brownwood	$166,572	Motley County	$3,344
Bruceville-Eddy	$1,692	Moulton	$999
Bryan	$246,897	Mount Calm	$605
Bryson	$1,228	Mount Enterprise	$1,832
Buckholts	$1,113	Mount Pleasant	$65,684
Buda	$10,784	Mount Vernon	$6,049
Buffalo	$11,866	Mountain City	$1,548
Buffalo Gap	$88	Muenster	$4,656
Buffalo Springs	$188	Muleshoe	$4,910
Bullard	$7,487	Mullin	$384
Bulverde	$14,436	Munday	$2,047
Bunker Hill Village	$472	Murchison	$2,302
Burkburnett	$37,844	Murphy	$51,893
Burke	$1,114	Mustang	$7
Burleson County	$70,244	Mustang Ridge	$2,462
Burleson	$151,779	Nacogdoches	$205,992
Burnet	$33,345	Nacogdoches County	$198,583
Burnet County	$189,829	Naples	$4,224
Burton	$937	Nash	$7,999
Byers	$77	Nassau Bay	$11,247
Bynum	$380	Natalia	$625
Cactus	$4,779	Navarro	$334
Caddo Mills	$43	Navarro County	$103,513
Caldwell	$18,245	Navasota	$37,676
Caldwell County	$86,413	Nazareth	$124
Calhoun County	$127,926	Nederland	$44,585
Callahan County	$12,894	Needville	$10,341
Callisburg	$101	Nevada	$237

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Calvert	$772	New Berlin	$4
Cameron	$11,091	New Boston	$6,953
Cameron County	$537,026	New Braunfels	$307,313
Camp County	$28,851	New Chapel Hill	$288
Camp Wood	$422	New Deal	$338
Campbell	$1,116	New Fairview	$2,334
Canadian	$1,090	New Home	$9
Caney City	$2,005	New Hope	$1,024
Canton	$56,734	New London	$4,129
Canyon	$26,251	New Summerfield	$442
Carbon	$620	New Waverly	$2,562
Carl's Corner	$48	Newark	$520
Carmine	$385	Newcastle	$914
Carrizo Springs	$1,671	Newton	$6,102
Carrollton	$310,255	Newton County	$158,006
Carson County	$29,493	Neylandville	$163
Carthage	$18,927	Niederwald	$16
Cashion Community	$322	Nixon	$2,283
Cass County	$93,155	Nocona	$16,536
Castle Hills	$12,780	Nolan County	$50,262
Castro County	$4,420	Nolanville	$4,247
Castroville	$4,525	Nome	$391
Cedar Hill	$70,127	Noonday	$226
Cedar Park	$185,567	Nordheim	$697
Celeste	$1,280	Normangee	$6,192
Celina	$18,283	North Cleveland	$105
Center	$58,838	North Richland Hills	$146,419
Centerville	$385	Northlake	$8,905
Chambers County	$153,188	Novice	$76
Chandler	$17,364	Nueces County	$1,367,932
Channing	$2	O'Brien	$76
Charlotte	$4,257	O'Donnell	$27
Cherokee County	$156,612	Oak Grove	$2,769
Chester	$1,174	Oak Leaf	$612
Chico	$2,928	Oak Point	$9,011
Childress	$37,916	Oak Ridge	$358
Childress County	$50,582	Oak Ridge North	$33,512
Chillicothe	$172	Oak Valley	$7
China	$522	Oakwood	$148
China Grove	$598	Ochiltree County	$15,476

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Chireno	$1,568	Odem	$7,420
Christine	$354	Odessa	$559,163
Cibolo	$13,690	Oglesby	$29
Cisco	$7,218	Old River-Winfree	$21,653
Clarendon	$114	Oldham County	$10,318
Clarksville	$20,891	Olmos Park	$9,801
Clarksville City	$54	Olney	$6,088
Claude	$26	Olton	$1,197
Clay County	$72,050	Omaha	$4,185
Clear Lake Shores	$6,682	Onalaska	$31,654
Cleburne	$228,184	Opdyke West	$479
Cleveland	$96,897	Orange	$311,339
Clifton	$9,939	Orange County	$689,818
Clint	$375	Orange Grove	$1,677
Clute	$51,350	Orchard	$867
Clyde	$17,287	Ore City	$6,806
Coahoma	$2,291	Overton	$7,900
Cochran County	$3,389	Ovilla	$13,391
Cockrell Hill	$512	Oyster Creek	$9,633
Coffee City	$1,087	Paducah	$125
Coke County	$5,522	Paint Rock	$141
Coldspring	$447	Palacios	$14,036
Coleman	$5,442	Palestine	$178,009
Coleman County	$4,164	Palisades	$240
College Station	$258,147	Palm Valley	$1,918
Colleyville	$46,049	Palmer	$12,666
Collin County	$1,266,721	Palmhurst	$4,660
Collingsworth County	$19,234	Palmview	$7,577
Collinsville	$1,831	Palo Pinto County	$124,621
Colmesneil	$2,211	Pampa	$67,227
Colorado City	$8,405	Panhandle	$9,536
Colorado County	$49,084	Panola County	$80,699
Columbus	$6,867	Panorama Village	$1,292
Comal County	$396,142	Pantego	$12,898
Comanche	$16,503	Paradise	$52
Comanche County	$50,964	Paris	$201,180
Combes	$1,710	Parker	$10,307
Combine	$1,892	Parker County	$476,254
Commerce	$33,869	Parmer County	$15,866
Como	$415	Pasadena	$356,536

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Concho County	$3,859	Pattison	$1,148
Conroe	$466,671	Patton Village	$9,268
Converse	$27,693	Payne Springs	$1,770
Cooke County	$200,451	Pearland	$333,752
Cool	$731	Pearsall	$11,570
Coolidge	$243	Pecan Gap	$719
Cooper	$362	Pecan Hill	$229
Coppell	$86,593	Pecos	$7,622
Copper Canyon	$489	Pecos County	$46,997
Copperas Cove	$133,492	Pelican Bay	$1,199
Corinth	$75,298	Penelope	$415
Corpus Christi	$1,812,707	Penitas	$312
Corral City	$143	Perryton	$23,364
Corrigan	$21,318	Petersburg	$1,691
Corsicana	$87,310	Petrolia	$17
Coryell County	$123,659	Petronila	$5
Cottle County	$875	Pflugerville	$86,408
Cottonwood	$289	Pharr	$144,721
Cottonwood Shores	$1,203	Pilot Point	$11,613
Cotulla	$1,251	Pine Forest	$3,894
Coupland	$266	Pine Island	$3,141
Cove	$387	Pinehurst	$32,671
Covington	$519	Pineland	$4,138
Coyote Flats	$1,472	Piney Point Village	$15,738
Crandall	$12,094	Pittsburg	$20,526
Crane	$10,599	Plains	$129
Crane County	$26,146	Plainview	$60,298
Cranfills Gap	$128	Plano	$1,151,608
Crawford	$383	Pleak	$270
Creedmoor	$16	Pleasant Valley	$308
Cresson	$1,086	Pleasanton	$29,011
Crockett	$23,403	Plum Grove	$258
Crockett County	$18,210	Point	$1,519
Crosby County	$18,388	Point Blank	$355
Crosbyton	$1,498	Point Comfort	$447
Cross Plains	$4,877	Point Venture	$588
Cross Roads	$244	Polk County	$370,831
Cross Timber	$542	Ponder	$1,282
Crowell	$6,335	Port Aransas	$31,022
Crowley	$22,345	Port Arthur	$367,945

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Crystal City	$19,412	Port Isabel	$9,802
Cuero	$24,689	Port Lavaca	$11,752
Culberson County	$789	Port Neches	$38,849
Cumby	$5,320	Portland	$76,517
Cuney	$606	Post	$2,332
Cushing	$1,120	Post Oak Bend City	$1,034
Cut and Shoot	$2,141	Poteet	$6,767
DISH	$19	Poth	$3,974
Daingerfield	$12,476	Potter County	$371,701
Daisetta	$5,370	Pottsboro	$12,302
Dalhart	$11,609	Powell	$110
Dallam County	$21,686	Poynor	$1,180
Dallas County	$8,538,291	Prairie View	$7,600
Dallas	$2,999,902	Premont	$3,321
Dalworthington Gardens	$6,060	Presidio	$148
Danbury	$4,231	Presidio County	$787
Darrouzett	$101	Primera	$2,958
Dawson	$600	Princeton	$19,245
Dawson County	$46,911	Progreso	$8,072
Dayton	$47,122	Progreso Lakes	$39
Dayton Lakes	$38	Prosper	$22,770
De Kalb	$1,035	Providence Village	$508
De Leon	$8,218	Putnam	$14
De Witt County	$68,895	Pyote	$22
DeCordova	$13,778	Quanah	$207
DeSoto	$72,400	Queen City	$4,837
Deaf Smith County	$34,532	Quinlan	$7,304
Dean	$141	Quintana	$492
Decatur	$56,669	Quitaque	$8
Deer Park	$49,388	Quitman	$15,619
Del Rio	$59,056	Rains County	$53,190
Dell City	$15	Ralls	$3,967
Delta County	$30,584	Rancho Viejo	$3,836
Denison	$210,426	Randall County	$278,126
Denton	$458,334	Ranger	$12,186
Denton County	$1,132,298	Rankin	$1,613
Denver City	$2,104	Ransom Canyon	$930
Deport	$42	Ravenna	$685
Detroit	$965	Raymondville	$7,466
Devers	$191	Reagan County	$25,215

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Devine	$4,354	Real County	$5,073
Diboll	$25,533	Red Lick	$23
Dickens	$71	Red Oak	$26,843
Dickens County	$1,873	Red River County	$29,306
Dickinson	$83,683	Redwater	$1,058
Dilley	$2,633	Reeves County	$103,350
Dimmit County	$33,294	Refugio	$8,839
Dimmitt	$1,012	Refugio County	$46,216
Dodd City	$1,211	Reklaw	$1,136
Dodson	$447	Reno	$3,791
Domino	$196	Reno	$11,164
Donley County	$22,370	Retreat	$52
Donna	$13,798	Rhome	$12,285
Dorchester	$231	Rice	$1,972
Double Oak	$4,765	Richardson	$260,315
Douglassville	$574	Richland	$210
Dripping Springs	$811	Richland Hills	$24,438
Driscoll	$39	Richland Springs	$2,234
Dublin	$14,478	Richmond	$77,606
Dumas	$26,229	Richwood	$12,112
Duncanville	$58,328	Riesel	$1,118
Duval County	$49,109	Rio Bravo	$8,548
Eagle Lake	$4,882	Rio Grande City	$25,947
Eagle Pass	$56,005	Rio Hondo	$3,550
Early	$14,838	Rio Vista	$4,419
Earth	$242	Rising Star	$1,933
East Bernard	$5,554	River Oaks	$11,917
East Mountain	$2,494	Riverside	$858
East Tawakoni	$2,723	Roanoke	$275
Eastland	$15,896	Roaring Springs	$461
Eastland County	$52,275	Robert Lee	$85
Easton	$329	Roberts County	$547
Ector	$1,108	Robertson County	$44,642
Ector County	$480,000	Robinson	$18,002
Edcouch	$4,101	Robstown	$40,154
Eden	$497	Roby	$428
Edgecliff Village	$2,232	Rochester	$674
Edgewood	$13,154	Rockdale	$20,973
Edinburg	$120,884	Rockport	$54,253
Edmonson	$136	Rocksprings	$25

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Edna	$18,194	Rockwall	$114,308
Edom	$2,149	Rockwall County	$168,820
Edwards County	$975	Rocky Mound	$280
El Campo	$31,700	Rogers	$3,818
El Cenizo	$621	Rollingwood	$4,754
El Lago	$5,604	Roma	$16,629
El Paso	$1,224,371	Roman Forest	$8,610
El Paso County	$2,592,121	Ropesville	$2,122
Eldorado	$50	Roscoe	$778
Electra	$15,716	Rose City	$4,012
Elgin	$26,284	Rose Hill Acres	$2,311
Elkhart	$301	Rosebud	$1,489
Ellis County	$315,372	Rosenberg	$126,593
Elmendorf	$746	Ross	$147
Elsa	$7,720	Rosser	$549
Emhouse	$83	Rotan	$1,493
Emory	$3,878	Round Mountain	$454
Enchanted Oaks	$1,299	Round Rock	$475,992
Encinal	$1,515	Round Top	$140
Ennis	$81,839	Rowlett	$99,963
Erath County	$102,616	Roxton	$47
Escobares	$40	Royse City	$23,494
Estelline	$909	Rule	$800
Euless	$92,824	Runaway Bay	$6,931
Eureka	$334	Runge	$255
Eustace	$2,089	Runnels County	$33,831
Evant	$2,068	Rusk	$17,991
Everman	$7,692	Rusk County	$151,390
Fair Oaks Ranch	$8,077	Sabinal	$1,811
Fairchilds	$81	Sabine County	$46,479
Fairfield	$1,245	Sachse	$23,400
Fairview	$32,245	Sadler	$925
Falfurrias	$2,221	Saginaw	$31,973
Falls City	$41	Salado	$3,210
Falls County	$34,522	San Angelo	$536,509
Fannin County	$131,653	San Antonio	$4,365,416
Farmers Branch	$94,532	San Augustine	$25,182
Farmersville	$10,532	San Augustine County	$37,854
Farwell	$343	San Benito	$40,015
Fate	$3,473	San Diego	$11,771

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Fayette County	$92,440	San Elizario	$7,831
Fayetteville	$391	San Felipe	$1,498
Ferris	$13,873	San Jacinto County	$197,398
Fisher County	$5,518	San Juan	$28,845
Flatonia	$5,661	San Leanna	$36
Florence	$3,949	San Marcos	$325,688
Floresville	$21,699	San Patricio	$4,213
Flower Mound	$215,256	San Patricio County	$271,916
Floyd County	$9,049	San Perlita	$2,219
Floydada	$6,357	San Saba	$10,057
Foard County	$5,764	San Saba County	$17,562
Follett	$212	Sanctuary	$17
Forest Hill	$26,132	Sandy Oaks	$9,863
Forney	$80,112	Sandy Point	$1,637
Forsan	$576	Sanford	$308
Fort Bend County	$1,506,719	Sanger	$22,237
Fort Stockton	$4,411	Sansom Park	$223
Fort Worth	$2,120,790	Santa Anna	$329
Franklin	$3,931	Santa Clara	$87
Franklin County	$25,783	Santa Fe	$33,272
Frankston	$274	Santa Rosa	$2,138
Fredericksburg	$56,486	Savoy	$2,349
Freeport	$72,973	Schertz	$60,110
Freer	$3,271	Schleicher County	$5,695
Freestone County	$50,495	Schulenburg	$2,560
Friendswood	$140,330	Scotland	$148
Frio County	$19,954	Scottsville	$708
Friona	$2,848	Scurry	$1,110
Frisco	$405,309	Scurry County	$73,116
Fritch	$4,548	Seabrook	$30,270
Frost	$321	Seadrift	$991
Fruitvale	$2,344	Seagoville	$17,106
Fulshear	$5,272	Seagraves	$7,531
Fulton	$1,602	Sealy	$20,637
Gaines County	$54,347	Seguin	$376,538
Gainesville	$153,980	Selma	$22,429
Galena Park	$13,093	Seminole	$16,092
Gallatin	$1,253	Seven Oaks	$3,917
Galveston	$488,187	Seven Points	$7,452
Galveston County	$1,124,093	Seymour	$14,218

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Ganado	$5,510	Shackelford County	$1,288
Garden Ridge	$11,351	Shady Shores	$594
Garland	$420,244	Shallowater	$1,907
Garrett	$2,510	Shamrock	$4,328
Garrison	$3,555	Shavano Park	$3,178
Gary City	$450	Shelby County	$109,925
Garza County	$8,944	Shenandoah	$47,122
Gatesville	$26,994	Shepherd	$147
George West	$6,207	Sherman	$330,585
Georgetown	$225,896	Sherman County	$7,930
Gholson	$1,505	Shiner	$4,042
Giddings	$12,674	Shoreacres	$958
Gillespie County	$63,191	Silsbee	$66,442
Gilmer	$33,951	Silverton	$14
Gladewater	$24,638	Simonton	$1,906
Glasscock County	$1,000	Sinton	$23,658
Glen Rose	$540	Skellytown	$400
Glenn Heights	$16,593	Slaton	$154
Godley	$3,115	Smiley	$655
Goldsmith	$677	Smith County	$758,961
Goldthwaite	$1,225	Smithville	$17,009
Goliad	$3,563	Smyer	$300
Goliad County	$34,660	Snook	$1,422
Golinda	$100	Snyder	$9,018
Gonzales	$14,882	Socorro	$11,125
Gonzales County	$33,230	Somerset	$1,527
Goodlow	$221	Somervell County	$57,076
Goodrich	$9,643	Somerville	$3,806
Gordon	$365	Sonora	$7,337
Goree	$749	Sour Lake	$17,856
Gorman	$3,107	South Houston	$25,620
Graford	$23	South Mountain	$154
Graham	$235,428	South Padre Island	$30,629
Granbury	$71,735	Southlake	$70,846
Grand Prairie	$445,439	Southmayd	$7,096
Grand Saline	$36,413	Southside Place	$885
Grandfalls	$65	Spearman	$14,000
Grandview	$6,600	Splendora	$7,756
Granger	$2,741	Spofford	$7
Granite Shoals	$11,834	Spring Valley Village	$16,404

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Granjeno	$43	Springlake	$3
Grapeland	$7,287	Springtown	$14,244
Grapevine	$129,195	Spur	$427
Gray County	$65,884	St. Hedwig	$111
Grays Prairie	$17	St. Jo	$7,360
Grayson County	$539,083	St. Paul	$21
Greenville	$203,112	Stafford	$75,145
Gregg County	$243,744	Stagecoach	$3,036
Gregory	$4,697	Stamford	$398
Grey Forest	$474	Stanton	$3,838
Grimes County	$94,878	Staples	$19
Groesbeck	$5,745	Star Harbor	$151
Groom	$965	Starr County	$99,896
Groves	$40,752	Stephens County	$35,244
Groveton	$8,827	Stephenville	$83,472
Gruver	$1,166	Sterling City	$62
Guadalupe County	$146,824	Sterling County	$939
Gun Barrel City	$36,302	Stinnett	$4,097
Gunter	$4,609	Stockdale	$741
Gustine	$34	Stonewall County	$1,822
Hackberry	$94	Stratford	$8,378
Hale Center	$6,042	Strawn	$987
Hale County	$79,150	Streetman	$5
Hall County	$8,933	Sudan	$32
Hallettsville	$6,895	Sugar Land	$321,561
Hallsburg	$272	Sullivan City	$6,121
Hallsville	$10,239	Sulphur Springs	$124,603
Haltom City	$71,800	Sun Valley	$4
Hamilton	$3,581	Sundown	$2,592
Hamilton County	$66,357	Sunnyvale	$3,248
Hamlin	$4,656	Sunray	$2,571
Hansford County	$16,416	Sunrise Beach Village	$2,083
Happy	$327	Sunset Valley	$9,425
Hardeman County	$15,219	Surfside Beach	$6,530
Hardin	$100	Sutton County	$6,541
Hardin County	$379,800	Sweeny	$4,503
Harker Heights	$113,681	Sweetwater	$68,248
Harlingen	$165,429	Swisher County	$7,251
Harris County	$14,966,202	Taft	$5,861
Harrison County	$185,910	Tahoka	$430

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Hart	$86	Talco	$372
Hartley County	$786	Talty	$9,124
Haskell	$10,829	Tarrant County	$6,171,159
Haskell County	$22,011	Tatum	$972
Haslet	$1,908	Taylor	$57,945
Hawk Cove	$674	Taylor County	$351,078
Hawkins	$7,932	Taylor Lake Village	$412
Hawley	$931	Taylor Landing	$153
Hays	$506	Teague	$1,714
Hays County	$529,489	Tehuacana	$12
Hearne	$16,824	Temple	$280,747
Heath	$28,751	Tenaha	$4,718
Hebron	$687	Terrell	$148,706
Hedley	$70	Terrell County	$5,737
Hedwig Village	$13,067	Terrell Hills	$9,858
Helotes	$15,790	Terry County	$25,423
Hemphill	$8,035	Texarkana	$192,094
Hemphill County	$14,394	Texas City	$298,702
Hempstead	$21,240	Texhoma	$156
Henderson	$59,966	Texline	$865
Henderson County	$327,965	The Colony	$114,297
Henrietta	$2,720	The Hills	$1,004
Hereford	$20,423	Thompsons	$1,897
Hewitt	$19,776	Thorndale	$1,595
Hickory Creek	$16,510	Thornton	$270
Hico	$5,534	Thorntonville	$87
Hidalgo	$26,621	Thrall	$825
Hidalgo County	$1,253,103	Three Rivers	$4,669
Hideaway	$922	Throckmorton	$29
Higgins	$43	Throckmorton County	$5,695
Highland Haven	$320	Tiki Island	$2,178
Highland Park	$43,383	Timbercreek Canyon	$369
Highland Village	$50,315	Timpson	$12,642
Hill Country Village	$6,485	Tioga	$2,390
Hill County	$127,477	Tira	$185
Hillcrest	$5,345	Titus County	$70,611
Hillsboro	$46,609	Toco	$4
Hilshire Village	$859	Todd Mission	$1,680
Hitchcock	$28,796	Tolar	$2,369
Hockley County	$46,407	Tom Bean	$2,293

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Holiday Lakes	$1,795	Tom Green County	$282,427
Holland	$77	Tomball	$34,620
Holliday	$5,910	Tool	$14,787
Hollywood Park	$9,424	Toyah	$40
Hondo	$115,288	Travis County	$4,703,473
Honey Grove	$7,196	Trent	$63
Hood County	$292,105	Trenton	$3,089
Hooks	$2,702	Trinidad	$5,859
Hopkins County	$149,518	Trinity	$23,652
Horizon City	$7,520	Trinity County	$105,766
Horseshoe Bay	$48,173	Trophy Club	$29,370
Houston County	$78,648	Troup	$7,918
Houston	$7,021,793	Troy	$5,320
Howard County	$89,330	Tulia	$8,911
Howardwick	$84	Turkey	$737
Howe	$9,177	Tuscola	$138
Hubbard	$3,635	Tye	$1,766
Hudson	$6,840	Tyler	$723,829
Hudson Oaks	$15,637	Tyler County	$131,743
Hudspeth County	$985	Uhland	$1,545
Hughes Springs	$4,442	Uncertain	$185
Humble	$73,952	Union Grove	$994
Hunt County	$309,851	Union Valley	$666
Hunters Creek Village	$14,708	Universal City	$28,428
Huntington	$8,792	University Park	$50,833
Huntsville	$80,373	Upshur County	$128,300
Hurst	$99,187	Upton County	$8,499
Hutchins	$9,551	Uvalde	$18,439
Hutchinson County	$74,630	Uvalde County	$36,244
Hutto	$38,346	Val Verde County	$117,815
Huxley	$738	Valentine	$207
Idalou	$1,999	Valley Mills	$2,228
Impact	$8	Valley View	$1,824
Indian Lake	$473	Van	$6,206
Industry	$604	Van Alstyne	$43,749
Ingleside on the Bay	$142	Van Horn	$211
Ingleside	$40,487	Van Zandt County	$248,747
Ingram	$5,243	Vega	$974
Iola	$3,164	Venus	$9,792
Iowa Colony	$4,090	Vernon	$81,337

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Iowa Park	$23,487	Victoria	$84,598
Iraan	$56	Victoria County	$520,886
Iredell	$216	Vidor	$95,620
Irion County	$9,105	Vinton	$622
Irving	$427,818	Volente	$333
Italy	$5,349	Von Ormy	$513
Itasca	$8,694	Waco	$512,007
Ivanhoe	$26	Waelder	$3,427
Jacinto City	$14,141	Wake Village	$174
Jack County	$14,799	Walker County	$184,624
Jacksboro	$23,254	Waller County	$126,206
Jackson County	$37,984	Waller	$11,295
Jacksonville	$80,179	Wallis	$2,698
Jamaica Beach	$4,913	Walnut Springs	$183
Jarrell	$2,423	Ward County	$67,920
Jasper	$78,422	Warren City	$66
Jasper County	$248,855	Washington County	$83,727
Jayton	$63	Waskom	$5,346
Jeff Davis County	$8,500	Watauga	$33,216
Jefferson	$11,194	Waxahachie	$152,094
Jefferson County	$756,614	Weatherford	$207,872
Jersey Village	$36,347	Webb County	$505,304
Jewett	$9,338	Webberville	$1,280
Jim Hogg County	$12,718	Webster	$53,202
Jim Wells County	$166,539	Weimar	$5,830
Joaquin	$810	Weinert	$234
Johnson City	$3,581	Weir	$443
Johnson County	$408,692	Wellington	$9,111
Jolly	$26	Wellman	$383
Jones County	$22,001	Wells	$1,357
Jones Creek	$5,078	Weslaco	$73,949
Jonestown	$6,419	West	$3,522
Josephine	$881	West Columbia	$17,958
Joshua	$20,619	West Lake Hills	$17,056
Jourdanton	$9,600	West Orange	$42,452
Junction	$4,825	West Tawakoni	$6,995
Justin	$8,575	West University Place	$34,672
Karnes City	$11,632	Westbrook	$43
Karnes County	$35,249	Westlake	$41,540
Katy	$52,467	Weston	$266

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Kaufman	$27,607	Weston Lakes	$189
Kaufman County	$353,047	Westover Hills	$4,509
Keene	$38,296	Westworth Village	$7,842
Keller	$79,189	Wharton	$31,700
Kemah	$28,325	Wharton County	$72,887
Kemp	$6,419	Wheeler	$447
Kempner	$330	Wheeler County	$26,273
Kendall County	$100,643	White Deer	$1,273
Kendleton	$13	White Oak	$15,305
Kenedy	$676	White Settlement	$23,304
Kenedy County	$1,000	Whiteface	$155
Kenefick	$416	Whitehouse	$29,017
Kennard	$132	Whitesboro	$18,932
Kennedale	$21,024	Whitewright	$7,098
Kent County	$939	Whitney	$73
Kerens	$1,924	Wichita County	$552,371
Kermit	$5,652	Wichita Falls	$832,574
Kerr County	$218,452	Wickett	$87
Kerrville	$190,357	Wilbarger County	$55,124
Kilgore	$105,583	Willacy County	$24,581
Killeen	$535,650	Williamson County	$1,195,987
Kimble County	$20,480	Willis	$24,384
King County	$1,000	Willow Park	$26,737
Kingsville	$20,083	Wills Point	$43,765
Kinney County	$2,142	Wilmer	$426
Kirby	$8,752	Wilson	$12
Kirbyville	$10,690	Wilson County	$121,034
Kirvin	$2	Wimberley	$724
Kleberg County	$124,109	Windcrest	$12,908
Knollwood	$1,160	Windom	$1,087
Knox City	$1,962	Windthorst	$3,385
Knox County	$11,730	Winfield	$290
Kosse	$2,468	Wink	$120
Kountze	$19,716	Winkler County	$61,163
Kress	$186	Winnsboro	$28,791
Krugerville	$1,508	Winona	$319
Krum	$9,661	Winters	$6,229
Kurten	$686	Wise County	$289,074
Kyle	$51,835	Wixon Valley	$441
La Feria	$10,381	Wolfe City	$5,466

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

La Grange	$9,623	Wolfforth	$4,022
La Grulla	$1,708	Wood County	$267,048
La Joya	$8,457	Woodbranch	$9,617
La Marque	$98,930	Woodcreek	$358
La Porte	$91,532	Woodloch	$1,012
La Salle County	$14,975	Woodsboro	$1,130
La Vernia	$3,217	Woodson	$122
La Villa	$572	Woodville	$20,340
La Ward	$321	Woodway	$25,713
LaCoste	$159	Wortham	$376
Lacy-Lakeview	$11,599	Wylie	$114,708
Ladonia	$2,011	Yantis	$2,072
Lago Vista	$13,768	Yoakum County	$34,924
Laguna Vista	$3,689	Yoakum	$20,210
Lake Bridgeport	$232	Yorktown	$5,447
Lake City	$2,918	Young County	$44,120
Lake Dallas	$25,314	Zapata County	$56,480
Lake Jackson	$75,781	Zavala County	$38,147
Lake Tanglewood	$613	Zavalla	$1,088
Lake Worth	$20,051		

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

EXHIBIT C

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

Exhibit C: TX Opioid Council & Health Care Region Allocations plus Administrative Costs
70% of Total ($700 million)

Health Care Region Allocation*: $693 million; Administrative Costs: $7 million

Region	Counties in Health Care Region	Allocation
1	Anderson, Bowie, Camp, Cass, Cherokee, Delta, Fannin, Franklin, Freestone, Gregg, Harrison, Henderson, Hopkins, Houston, Hunt, Lamar, Marion, Morris, Panola, Rains, Red, River, Rusk, Smith, Titus, Trinity, Upshur, Van, Zandt, Wood	$38,223,336
2	Angelina, Brazoria, Galveston, Hardin, Jasper, Jefferson, Liberty, Nacogdoches, Newton, Orange, Polk, Sabine, San Augustine, San Jacinto, Shelby, Tyler	$54,149,215
3	Austin, Calhoun, Chambers, Colorado, Fort Bend, Harris, Matagorda, Waller, Wharton	$120,965,680
4	Aransas, Bee, Brooks, De Witt, Duval, Goliad, Gonzales, Jackson, Jim Wells, Karnes, Kenedy, Kleberg, Lavaca, Live Oak, Nueces, Refugio, San Patricio, Victoria	$27,047,477
5	Cameron, Hidalgo, Starr, Willacy	$17,619,875
6	Atascosa, Bandera, Bexar, Comal, Dimmit, Edwards, Frio, Gillespie, Guadalupe, Kendall, Kerr, Kinney, La Salle, McMullen, Medina, Real, Uvalde, Val Verde, Wilson, Zavala	$68,228,047
7	Bastrop, Caldwell, Fayette, Hays, Lee, Travis	$50,489,691
8	Bell, Blanco, Burnet, Lampasas, Llano, Milam, Mills, San Saba, Williamson	$24,220,521
9	Dallas, Kaufman	$66,492,094
10	Ellis, Erath, Hood, Johnson, Navarro, Parker, Somervell, Tarrant, Wise	$65,538,414
11	Brown, Callahan, Comanche, Eastland, Fisher, Haskell, Jones, Knox, Mitchell, Nolan, Palo Pinto, Shackelford, Stephens, Stonewall, Taylor	$9,509,818
12	Armstrong, Bailey, Borden, Briscoe, Carson, Castro, Childress, Cochran, Collingsworth, Cottle, Crosby, Dallam, Dawson, Deaf Smith, Dickens, Donley, Floyd, Gaines, Garza, Gray, Hale, Hall, Hansford, Hartley, Hemphill, Hockley, Hutchinson, Kent, King, Lamb, Lipscomb, Lubbock, Lynn, Moore, Motley, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Scurry, Sherman, Swisher, Terry, Wheeler, Yoakum	$23,498,027
13	Coke, Coleman, Concho, Crockett, Irion, Kimble, Mason, McCulloch, Menard, Pecos, Reagan, Runnels, Schleicher, Sterling, Sutton, Terrell, Tom Green	$5,195,605
14	Andrews, Brewster, Crane, Culberson, Ector, Glasscock, Howard, Jeff Davis, Loving, Martin, Midland, Presidio, Reeves, Upton, Ward, Winkler	$12,124,354
15	El Paso, Hudspeth	$17,994,285
16	Bosque, Coryell, Falls, Hamilton, Hill, Limestone, McLennan	$9,452,018
17	Brazos, Burleson, Grimes, Leon, Madison, Montgomery, Robertson, Walker, Washington	$23,042,947
18	Collin, Denton, Grayson, Rockwall	$39,787,684
19	Archer, Baylor, Clay, Cooke, Foard, Hardeman, Jack, Montague, Throckmorton, Wichita, Wilbarger, Young	$12,665,268
20	Jim Hogg, Maverick, Webb, Zapata	$6,755,656
	Administrative Costs	$7,000,000

* Each Region shall reserve 25% of its allocation for Targeted Funds under the guidelines of Exhibit A.

Attachment: 2021-091 RES Opioids Settlement signed (3568 : 2021-091 RES Opioids Settlement)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 10/21/2021 12:48 PM

Lead Department:	Planning & Zoning Commission	**Action Officer:**	Laura Puckett, Administrative Coordinator
Subject:	Ordinance No. 2021-096 granting a Specific Use Permit to allow the location of a tattoo studio on Lots 1-12, Block 1, Crestwood Addition, located at 3917 N. State Line Avenue. Randy Lacy, owner and Michael Boleware, agent.		

Briefing: 11/8/2021 **Public Hearing:** 11/8/2021 **Council Vote:** 11/8/2021

Item Schedule

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

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

This is a request by Randy Lacy, owner and Michael Boleware, agent, for a Specific Use Permit to allow a tattoo studio on the Lots 1-12, Block 1, Crestwood Addition, located at 3917 N State Line Avenue. This request for a Specific Use Permit is to allow the one additional use of a tattoo studio. The property is currently zoned Commercial.

The Future Land Use Map has designated this property as “Neighborhood Retail”.

The adjacent zoning is Commercial to the north, south and east, and Single Family-2 to the west. The adjacent land usage is businesses to the north, south and east, and a residence to the west.

A Specific Use Permit is required to allow the one additional use of a tattoo studio in this zoning district. The application of permanent cosmetics is also considered a tattoo as well as any inked body art. The State of Texas will regulate this business as to licensing and other health related issues. This request meets all city requirements to allow the one additional use of a tattoo studio on this property. It appears that there is adequate parking for this business.

Staff recommends for approval of this request with the following stipulations:

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

regulations listed above occur, the City has the right to revoke the Specific Use Permit.

3. That if this use ever ceases at this location, the City may revoke the Specific Use Permit that allows a tattoo studio.
4. That the sale of tobacco products or drug paraphernalia is prohibited.
5. That the hours of operation are 2:00 p.m. to 10:00p.m Sunday thru Thursday and 2:00 p.m. to midnight Friday and Saturday.
6. That any remodeling of the current building must meet all city codes and requires licensed contractors.
7. That no painting of the windows or the building with advertisement or graphic art.

The applicant should also be aware that if this zoning change is approved, all other applicable city code/ordinance requirements must be met including but not limited to building codes, setbacks, subdivision, fire, parking, drainage, water and sewer prior to the issuance of building permits.

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

Potential Options:

Approve or deny

Fiscal Implications:

NOT APPLICABLE

Staff Recommendation:

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:

October 4, 2021

Attachments

a. 2021 -096 ORD granting SUP for 3917 N State Line Ave (DOCX)
b. 2021-096 ATTH 01 (Maps) (PDF)
c. 2021-096 Goals & Perspective (DOCX)
d. 2021-096 ORD SUP for Tattoo 3917 N. State Line signed (PDF)

Staff Coordination

City of Texarkana, Texas

Building Code Administration		Mashell Daniel	Review	Completed
	10/20/2021 4:16 PM			
City Manager	David Orr	Review	Completed	10/21/2021
5:03 PM				
City Council	Vicky Coopwood	Meeting	Completed	10/25/2021
6:00 PM				

Meeting History

10/25/21	City Council	MOVED FORWARD	Next: 11/08/21

ORDINANCE NO. 2021-096 S-746

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-746 TO ALLOW THE LOCATION OF A TATTOO STUDIO IN A TENANT SPACE ON LOTS 1-12, BLOCK 1, CRESTWOOD ADDITION, LOCATED AT 3917 NORTH STATE LINE AVENUE, 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 **tattoo studio in a tenant space on Lots 1-12, Block 1, Crestwood Addition, located at 3917 North State Line Avenue**, 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 have afforded and held full and fair hearings 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 Texarkana, Texas, that a **Specific Use Permit be granted to allow the location of a tattoo studio** on said property; and

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

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

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be further amended to grant **Specific Use Permit Numbered S-746** for the location of a **tattoo studio in a tenant space on Lots 1-12, Block 1, Crestwood Addition, located at 3917 North State Line Avenue**, in the City of Texarkana, Bowie County, Texas.

Attachment: 2021 -096 ORD granting SUP for 3917 N State Line Ave (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

SECTION 2: 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 tattooing procedures be currently licensed by the State and meet all Federal, State and City licensing laws and health regulations. (A copy of the current license must be provided to the City prior to the opening of the business).
2. That if any complaints concerning minors or any violations of the regulations listed above occur, the City has the right to revoke the Specific Use Permit.
3. That if this use ever ceases at this location, the City may revoke the Specific Use Permit that allows a tattoo studio.
4. That the sale of tobacco products or drug paraphernalia is prohibited.
5. That the hours of operation will be 2:00 p.m. to 10:00 p.m. Sunday thru Thursday and 2:00 p.m. to midnight Friday and Saturday.
6. That any remodeling of the current building must meet all city codes and requires licensed contractors.
7. That no painting of the windows or the building with advertisement or graphic art.

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 **8th day of November, 2021.**

ATTEST:

_____ _____

JENNIFER EVANS, CITY SECRETARY BOB BRUGGEMAN, MAYOR

Attachment: 2021 -096 ORD granting SUP for 3917 N State Line Ave (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

3917 N State Line Avenue



Attachment: 2021-096 ATTH 01 (Maps) (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

3917 N State Line Avenue



Attachment: 2021-096 ATTH 01 (Maps) (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

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: 2021-096 Goals & Perspective (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

ORDINANCE NO. 2021-096 S-746

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-746 TO ALLOW THE LOCATION OF A TATTOO STUDIO IN A TENANT SPACE ON LOTS 1-12, BLOCK 1, CRESTWOOD ADDITION, LOCATED AT 3917 NORTH STATE LINE AVENUE, 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 **tattoo studio in a tenant space on Lots 1-12, Block 1, Crestwood Addition, located at 3917 North State Line Avenue**, 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 have afforded and held full and fair hearings 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 Texarkana, Texas, that a **Specific Use Permit be granted to allow the location of a tattoo studio** on said property; and

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

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

SECTION 1: That the Zoning Ordinance of the City of Texarkana, Texas, Ordinance No. 127-70, passed and approved on September 14, 1970, be further amended to grant **Specific Use Permit Numbered S-746** for the location of a **tattoo studio in a tenant space on Lots 1-12, Block 1, Crestwood Addition, located at 3917 North State Line Avenue**, in the City of Texarkana, Bowie County, Texas.

Attachment: 2021-096 ORD SUP for Tattoo 3917 N. State Line signed (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

SECTION 2: 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 tattooing procedures be currently licensed by the State and meet all Federal, State and City licensing laws and health regulations. (A copy of the current license must be provided to the City prior to the opening of the business).
2. That if any complaints concerning minors or any violations of the regulations listed above occur, the City has the right to revoke the Specific Use Permit.
3. That if this use ever ceases at this location, the City may revoke the Specific Use Permit that allows a tattoo studio.
4. That the sale of tobacco products or drug paraphernalia is prohibited.
5. That the hours of operation will be 2:00 p.m. to 10:00 p.m. Sunday thru Thursday and 2:00 p.m. to midnight Friday and Saturday.
6. That any remodeling of the current building must meet all city codes and requires licensed contractors.
7. That no painting of the windows or the building with advertisement or graphic art.

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 **8th day of November, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:45p.m.

Attachment: 2021-096 ORD SUP for Tattoo 3917 N. State Line signed (3573 : 2021-096 ORD SUP for tattooing at 3917 N State Line)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 10/21/2021 12:49 PM

Lead Department:	Planning & Zoning Commission	**Action Officer:**	Laura Puckett, Administrative Coordinator
Subject:	Ordinance No. 2021-097 amending PD-00-6 (O) for site plan approval on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18, located at 3930 Galleria Oaks Drive. C. J. Uzick representing Arkansas Heart Hospital, owner and Kayla Wood, MTG Engineering and Surveyors, agent.		

Briefing: 11/8/2021 **Public Hearing:** 11/8/2021 **Council Vote:** 11/8/2021

Item Schedule

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

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

This is a request by C.J. Uzick representing Arkansas Heart Hospital, owner, and Kayla Wood, MTG Engineering and Surveyors, agent, for site plan approval on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18, located at 3930 Galleria Oaks Drive. The proposed use is a heart clinic with ambulatory surgery. This property was formerly occupied by Curt Green & Co. The current zoning is PD-Office.

The adjacent zoning is Planned Development-General Retail to the west, Single Family-2 to the south and east, and General Retail and Office to the north. The adjacent land use is a medical facility to the west, residences to the south and east, and a general retail chain and optometrist to the north.

As stated above, this is an existing building. The existing building façade is brick with cast stone. The renovation work for the proposed heart clinic will be done in two phases.
Phase I's proposed changes are as follows:

Phase I:

1. Phase I consists of remodeling the east 12,190 sq. ft. of the existing building.
2. There is existing driveway access off Galleria Oaks Drive on west side of the property. This driveway entrance will be extended across the front of building and a new driveway will be constructed on the east side of the building off Galleria Oaks Drive. This will provide two access points to the property.
3. 70 parking spaces with 8 handicapped spaces will be provided. All parking spaces shall be a minimum of 180 sq. ft. in size.

4. The existing monument style sign will be refaced and will not exceed 48 sq. ft. in size. No electronic messaging will be allowed.
5. There will be additional exterior wall signs on the north, south, and west sides of the building.
6. A new generator and pad will be added east of the existing mechanical yard at the back-southeast corner of the building.
7. Screening will be added to an existing dumpster site located at the back-northwest corner of the property.
8. The existing fire lane will be required to be extended easterly for Phase I's new driveway.
9. Lights should be shielded away from any residence and facing downward away from residential areas.

Phase II:

1. Phase II consists of remodeling the west 5,351 sq. ft. of the existing building.
2. The construction of a new 2,140 sq. ft. building addition on the west side of the building.
3. Add a covered drive-thru awning at the rear and west side of the building.
4. Extend new driveway northerly around the east and north side (back) of the building.

5. The 20' new drive around the east side and back of the building will need to be designated as a fire lane.
6. For drainage purposes, post runoff must be equal to or less than predevelopment runoff unless engineer can prove there are no negative impacts.

Staff recommends for approval of the site plan.

The applicant should also be aware that if this site plan approval item is approved, all other applicable city code/ordinance requirements must be met including but not limited to building codes, setbacks, subdivision, fire, parking, drainage, water, and sewer prior to the issuance of building permits.

Potential Options:

Approve or deny

Fiscal Implications:

NOT APPLICABLE

Staff Recommendation:

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 with stipulations.

Advisory Board/Committee Meeting Date and Minutes:

October 4, 2021

Attachments

a. 2021-097 ORD Amendment to PD-00-6(O) for site plan approval (DOCX)
b. 2021-097 EXH 'A' (Site Plan)(PDF)
c. 2021-097 EXH 'B' (Legal Description) (PDF)
d. 2021-097 ATTH 01 (Maps) (PDF)
e. 2021-097 ATTH 02 (Floorplans and layout) (PDF)
f. 2021-097 Goals & Perspective (DOCX)
g. 2021-097 ORD Amend. to PD-00-6 3930 Galleria Oaks signed (PDF)

Staff Coordination

Building Code Administration	Mashell Daniel	Review	Completed	10/21/2021 3:01 PM
City Manager	David Orr	Review	Completed	10/21/2021 5:04 PM
City Council	Vicky Coopwood	Meeting	Completed	10/25/2021 6:00 PM

Meeting History

10/25/21	City Council	MOVED FORWARD	Next: 11/08/21

Amendment to
PD-00-6(O)

ORDINANCE NO. 2021-097

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-00-6(O) FOR SITE PLAN APPROVAL ON LOT 1 OF NUMBER 1 ED, A PART OF THE GEORGE BRINLEE HRS, A-18, LOCATED AT 3930 GALLERIA OAKS DRIVE IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the approval of a **site plan (Exhibit 'A') to remodel existing building on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18 (Exhibit 'B'), located at 3930 Galleria Oaks Drive** in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the subject property is zoned Planned Development-Office [PD-00-6(O)], and approval of the site plan **(Exhibit 'A')** would constitute an amendment to PD-00-6(O); and

WHEREAS, the proposed use is consistent with the listed uses in the Land Development Code for the zoning classification of 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 this amendment, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

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

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

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

SECTION 1: That the site plan **(Exhibit 'A') to remodel an existing building on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18 (Exhibit 'B'), located at 3930 Galleria Oaks Drive** in the City of Texarkana, Texas, Bowie County, Texas, is hereby approved and hereby

Attachment: 2021-097 ORD Amendment to PD-00-6(O) for site plan approval (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria

amends PD-00-6(O).

SECTION 2: PD-00-6(O) is hereby amended by approval of the site plan (**Exhibit 'A'**), incorporated herein by reference for all purposes, and includes the following:
Phase I:

1. Phase I consists of remodeling the east 12,190 sq. ft. of the existing building.
2. There is existing driveway access off Galleria Oaks Drive on west side of the property. This driveway entrance will be extended across the front of building and a new driveway will be constructed on the east side of the building off Galleria Oaks Drive. This will provide two access points to the property.
3. ~~3.~~ 70 parking spaces with 8 handicapped spaces will be provided. All parking spaces shall be a minimum of 180 sq. ft. in size.
4. The existing monument style sign will be refaced and will not exceed 48 sq. ft. in size. No electronic messaging will be allowed.
5. There will be additional exterior wall signs on the north, south, and west sides of the building.
6. A new generator and pad will be added east of the existing mechanical yard at the back southeast corner of the building.
7. Screening will be added to an existing dumpster site located at the back northwest corner of the property.
8. The existing fire lane will be required to be extended easterly for Phase I's new driveway.
9. Lights should be shielded away from any residences and facing downward.

Phase II:

1. Phase II consists of remodeling the west 5,351 sq. ft. of the existing building.
2. The construction of a new 2,140 sq. ft. building addition on the west side of the building.
3. Add a covered drive-thru awning at the rear and west side of the building.
4. Extend new driveway northerly around the east and north side (back) of the building.
5. The 20' new drive around the east side and back of the building will need to be designated as a fire lane.
6. For drainage purposes, post runoff must be equal to or less than predevelopment runoff unless engineer can prove there are no negative impacts.

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

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

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

Attachment: 2021-097 ORD Amendment to PD-00-6(O) for site plan approval (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria

approval.

PASSED AND APPROVED in Regular Council Session on this the **8th day of November, 2021.**

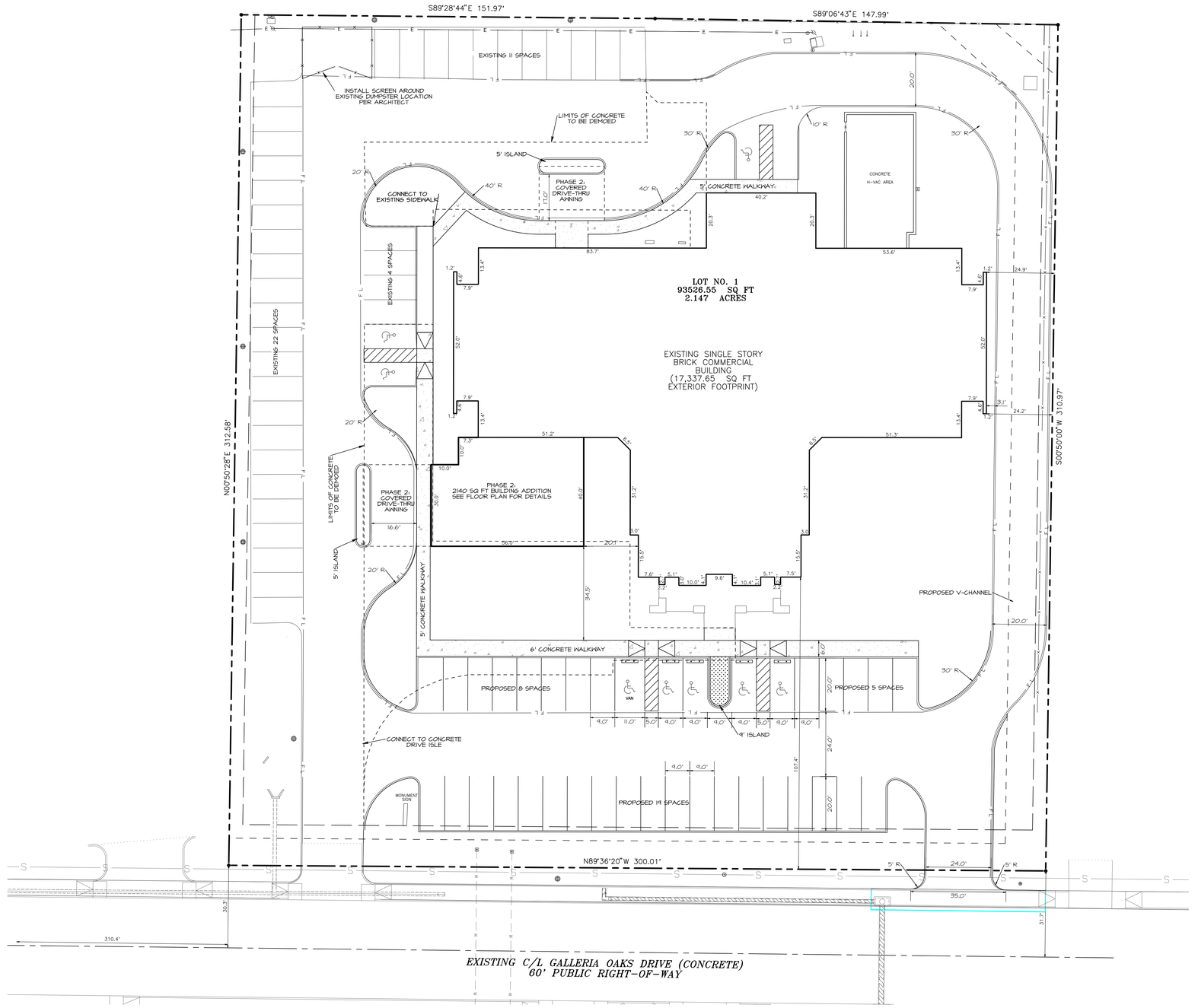
ATTEST:

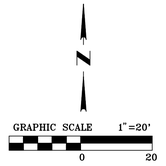
JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2021-097 ORD Amendment to PD-00-6(O) for site plan approval (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria

2021-097 EXH 'A'





LEGEND

- PROPERTY LINE
- CURB AND GUTTER
- BUILDING EDGE
- EDGE OF PAVEMENT
- EASEMENT
- BUILDING LINE OFFSET
- TOE OF DITCH/SLOPE
- TOP OF BANK
- E — OVERHEAD POWER LINE
- W — WATER MAIN
- S — SANITARY SEWER MAIN
- T — TELEPHONE LINE
- 345 — PROPOSED CONTOUR INT.
- 342 — EXISTING CONTOUR INT.
- SF — SILT FENCE
- SD — STORM DRAIN
- FL — FIRE LANE
- 356.0 — SPOT ELEVATION
- POWER POLE
- WATER METER
- WATER VALVE
- CLEAN OUT
- SANITARY SEWER MANHOLE
- STORM DRAIN MANHOLE
- SIGN (TYPICAL)
- HANDICAP PARKING SYMBOL (PAINTED)
- FIRE HYDRANT
- LIGHT POLE
- GAS REGULATOR
- IRRIGATION CONTROL VALVE
- SPRINKLER HEAD
- ROOF DRAIN
- TELEPHONE JUNCTION BOX
- ELECTRIC JUNCTION BOX
- GUY WIRE
- TREE

PARKING SCHEDULE:
EXISTING PARKING = 61 SPACES
PROPOSED PARKING = 78 SPACES
REQUIRED PARKING = 65 SPACES

No.	Revision/Description	Date

MTG engineers & surveyors
5252 SUMMERHILL ROAD
TEXARKANA, TEXAS 75503
P 903.838.6053
F 903.838.6055
www.mtgengineers.com
TBPE FIRM NO. F-2954
TBPLS FIRM NO. 10124500

©MTG 2021

PRELIMINARY ~ FOR REVIEW ONLY, NOT INTENDED FOR BIDDING, CONSTRUCTION OR PERMIT PURPOSED
9/29/2021
KAYLA R. WOOD
P.E. #104859

Scale	Drawn By	Checked By	File No.
	HS	KW	

SITE PLAN

TEXARKANA HEART HOSPITAL
3930 GALLERIA OAKS
ARKANSAS HEART HOSPITAL

Drawing Date
9/24/2021

Project Number
216085

Sheet Number
C2

Attachment: 2021-097 EXH 'A' (Site Plan) (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

K:\2021 Projects\216085 Texarkana Heart Hospital\05 Engineering Design\Design\Design_01.pro
Wed, Sep 29, 2021 10:04

18 PROPERTY DESCRIPTION

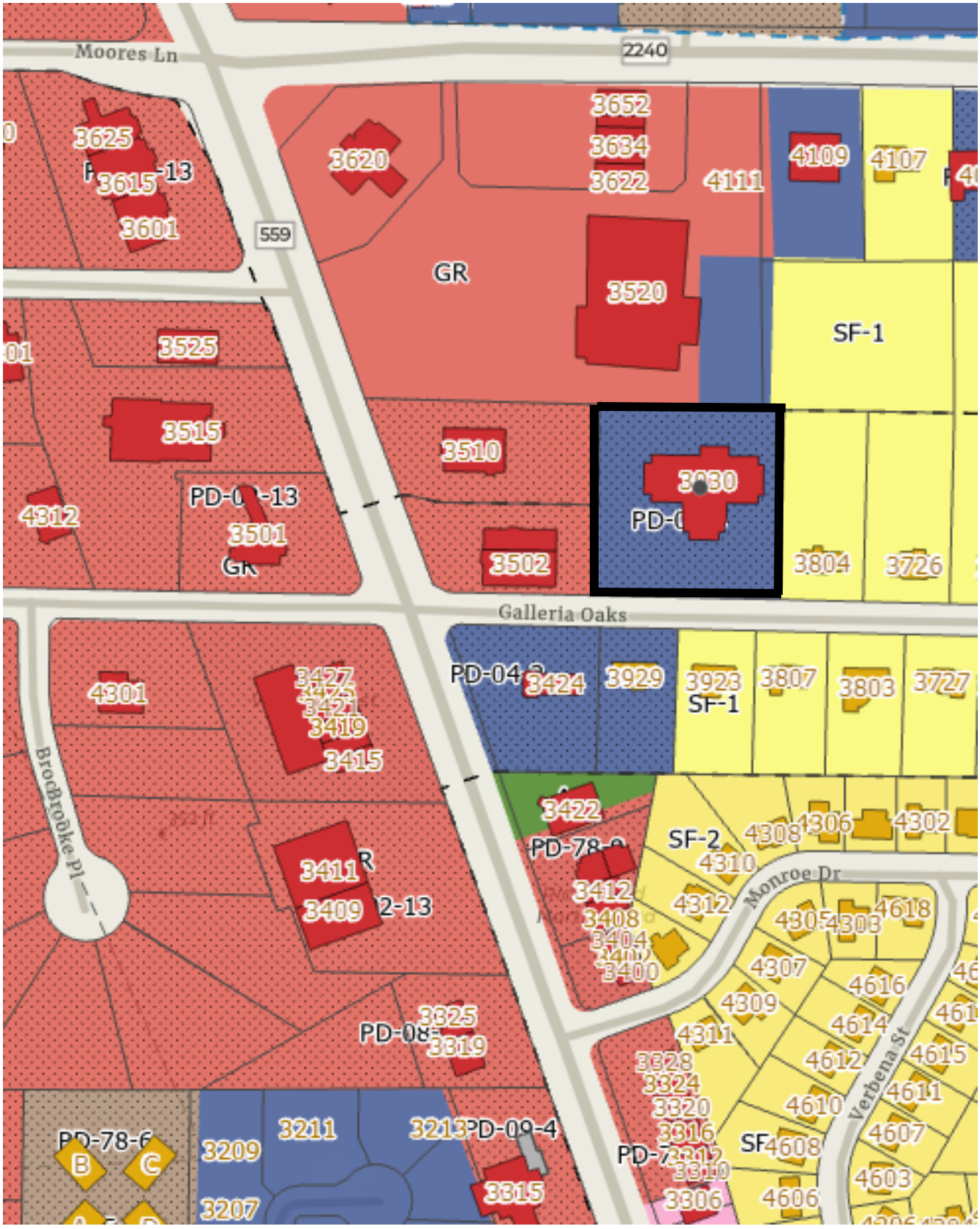
LOT NUMBERED ONE (1) OF NO. 1 ED, A PART OF THE GEORGE BRINLEE HEADRIGHT SURVEY, ABSTRACT 18, BOWIE COUNTY, TEXAS, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 4467, PAGE 229 OF THE REAL PROPERTY RECORDS OF BOWIE COUNTY, TEXAS.

Attachment: 2021-097 EXH 'B' (Legal Description) (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

2021-097 ATTH 01

Amend PD-00-6 (O)

3930 Galleria Oaks

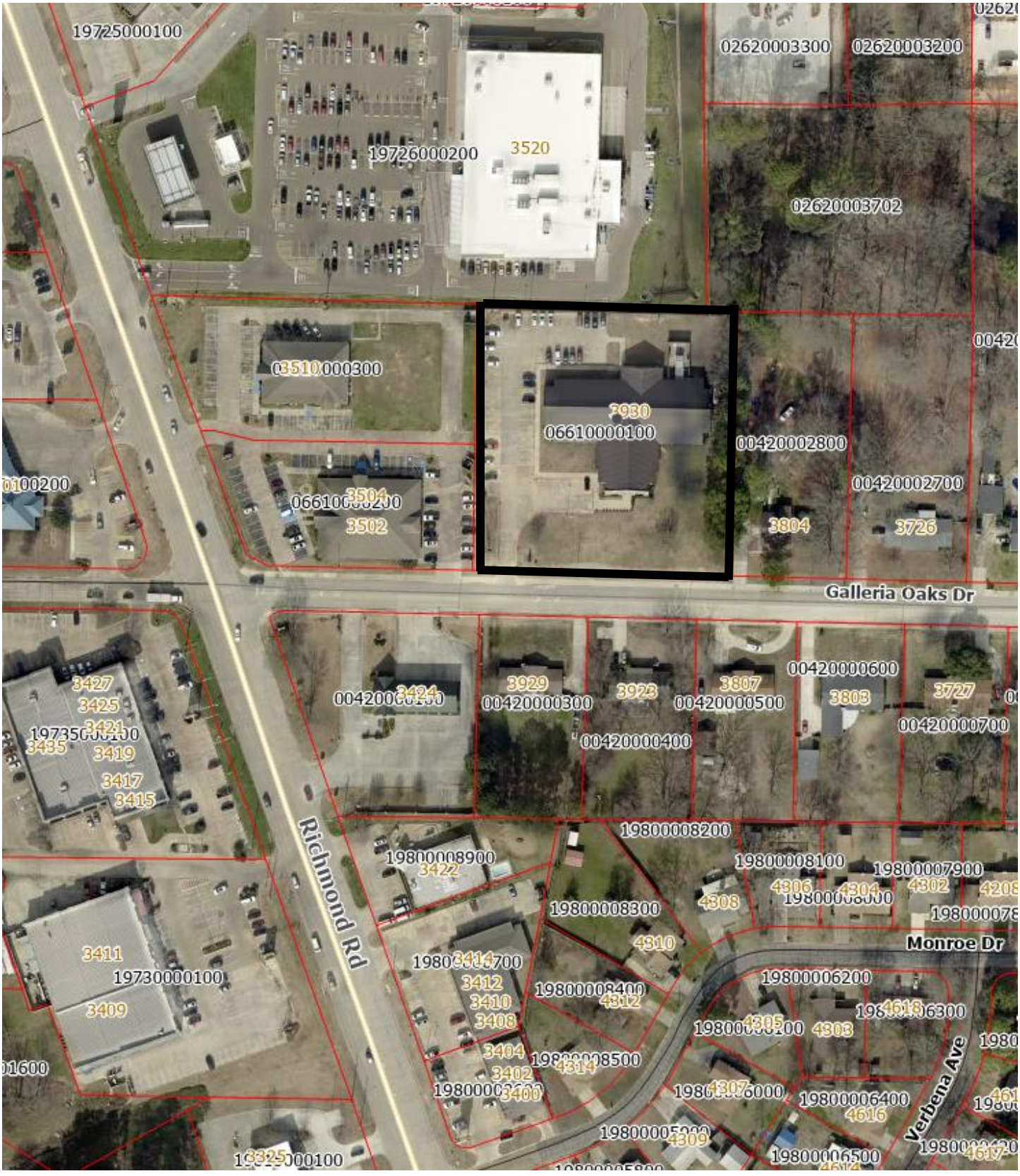


Attachment: 2021-097 ATTH 01 (Maps) (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

2021-097 ATTH 01

Amend PD-00-6 (O)

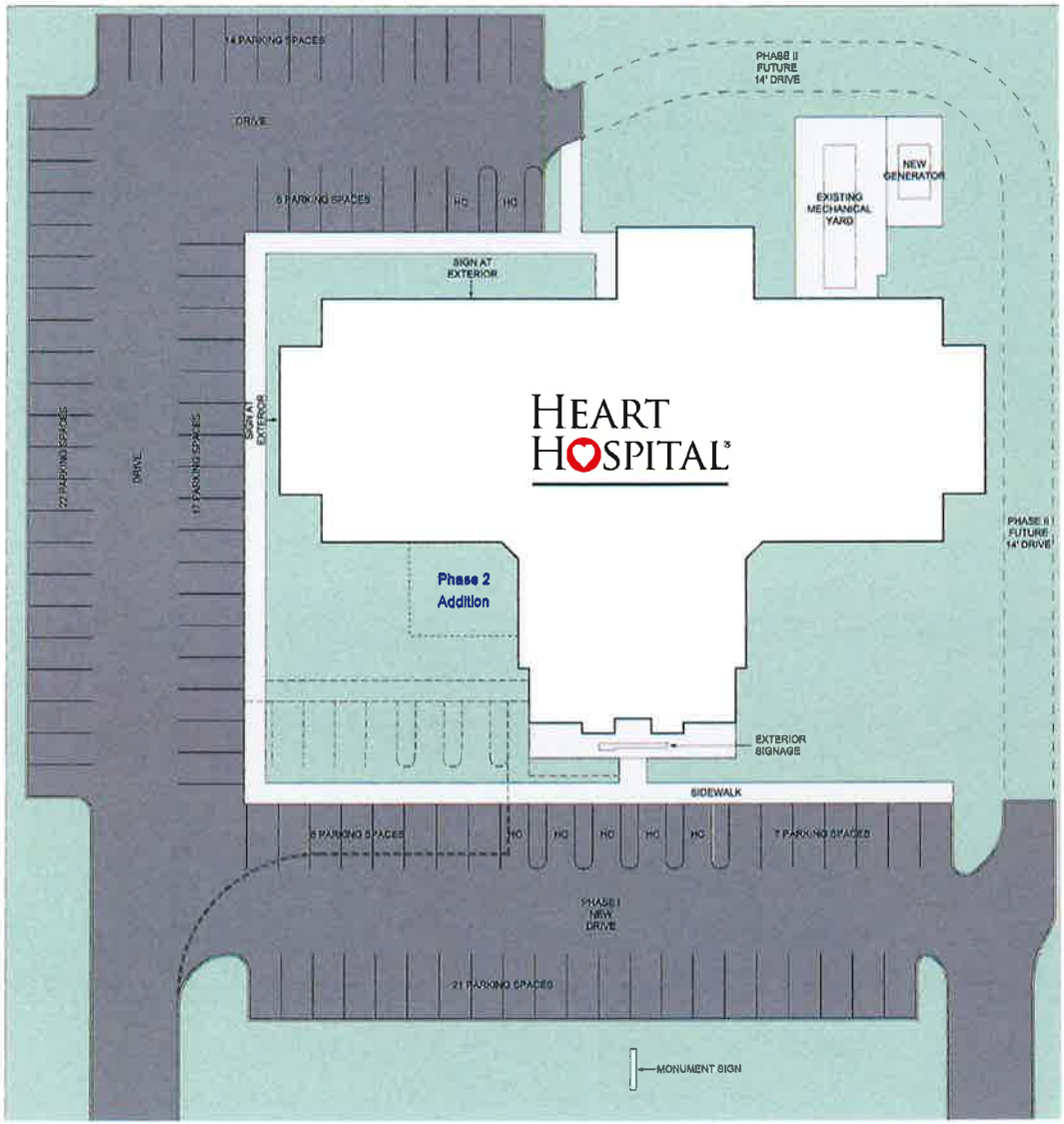
3930 Galleria Oaks



Attachment: 2021-097 ATTH 01 (Maps) (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

2021-097 ATTH 02

Amendment PD-00-6 (O)



1 PROPOSED SITE PLAN
1/16" = 1'-0"

PARKING SPACES	95
HC PARKING SPACES	7
TOTAL	102

WDD

TEXARKANA CLINIC

HEART HOSPITAL

Attachment: 2021-097 ATTH 02 (Floorplans and layout) (3574 : 2021-097 ORD Amendment to PD-00-6 at

2021-097 ATTH 02
Amendment PD-00-6 (O)



1 PHASE ONE FLOOR PLAN
1/8" = 1'-0"

PHASE ONE	12,190
PHASE TWO	5,351
TOTAL	17,541

HEART HOSPITAL

WDD

TEXARKANA CLINIC

Attachment: 2021-097 ATTH 02 (Floorplans and layout) (3574 : 2021-097 ORD Amendment to PD-00-6 at

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: 2021-097 Goals & Perspective (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

Amendment to
PD-00-6(O)

ORDINANCE NO. 2021-097

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-00-6(O) FOR SITE PLAN APPROVAL ON LOT 1 OF NUMBER 1 ED, A PART OF THE GEORGE BRINLEE HRS, A-18, LOCATED AT 3930 GALLERIA OAKS DRIVE IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the approval of a **site plan (Exhibit 'A') to remodel existing building on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18 (Exhibit 'B'), located at 3930 Galleria Oaks Drive** in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the subject property is zoned Planned Development-Office [PD-00-6(O)], and approval of the site plan **(Exhibit 'A')** would constitute an amendment to PD-00-6(O); and

WHEREAS, the proposed use is consistent with the listed uses in the Land Development Code for the zoning classification of 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 this amendment, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof; and

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

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

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

SECTION 1: That the site plan **(Exhibit 'A') to remodel an existing building on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18 (Exhibit 'B'), located at 3930 Galleria**

Attachment: 2021-097 ORD Amend. to PD-00-6 3930 Galleria Oaks signed (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

Oaks Drive in the City of Texarkana, Texas, Bowie County, Texas, is hereby approved and hereby amends PD-00-6(O).

SECTION 2: PD-00-6(O) is hereby amended by approval of the site plan (**Exhibit 'A'**), incorporated herein by reference for all purposes, and includes the following:
Phase I:

1. Phase I consists of remodeling the east 12,190 sq. ft. of the existing building.
2. There is existing driveway access off Galleria Oaks Drive on west side of the property. This driveway entrance will be extended across the front of building and a new driveway will be constructed on the east side of the building off Galleria Oaks Drive. This will provide two access points to the property.
3. 70 parking spaces with 8 handicapped spaces will be provided. All parking spaces shall be a minimum of 180 sq. ft. in size.
4. The existing monument style sign will be refaced and will not exceed 48 sq. ft. in size. No electronic messaging will be allowed.
5. There will be additional exterior wall signs on the north, south, and west sides of the building.
6. A new generator and pad will be added east of the existing mechanical yard at the back southeast corner of the building.
7. Screening will be added to an existing dumpster site located at the back northwest corner of the property.
8. The existing fire lane will be required to be extended easterly for Phase I's new driveway.
9. Lights should be shielded away from any residences and facing downward.

Phase II:

1. Phase II consists of remodeling the west 5,351 sq. ft. of the existing building.
2. The construction of a new 2,140 sq. ft. building addition on the west side of the building.
3. Add a covered drive-thru awning at the rear and west side of the building.
4. Extend new driveway northerly around the east and north side (back) of the building.
5. The 20' new drive around the east side and back of the building will need to be designated as a fire lane.
6. For drainage purposes, post runoff must be equal to or less than predevelopment runoff unless engineer can prove there are no negative impacts.

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

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

Attachment: 2021-097 ORD Amend. to PD-00-6 3930 Galleria Oaks signed (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

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 **8th day of November, 2021.**

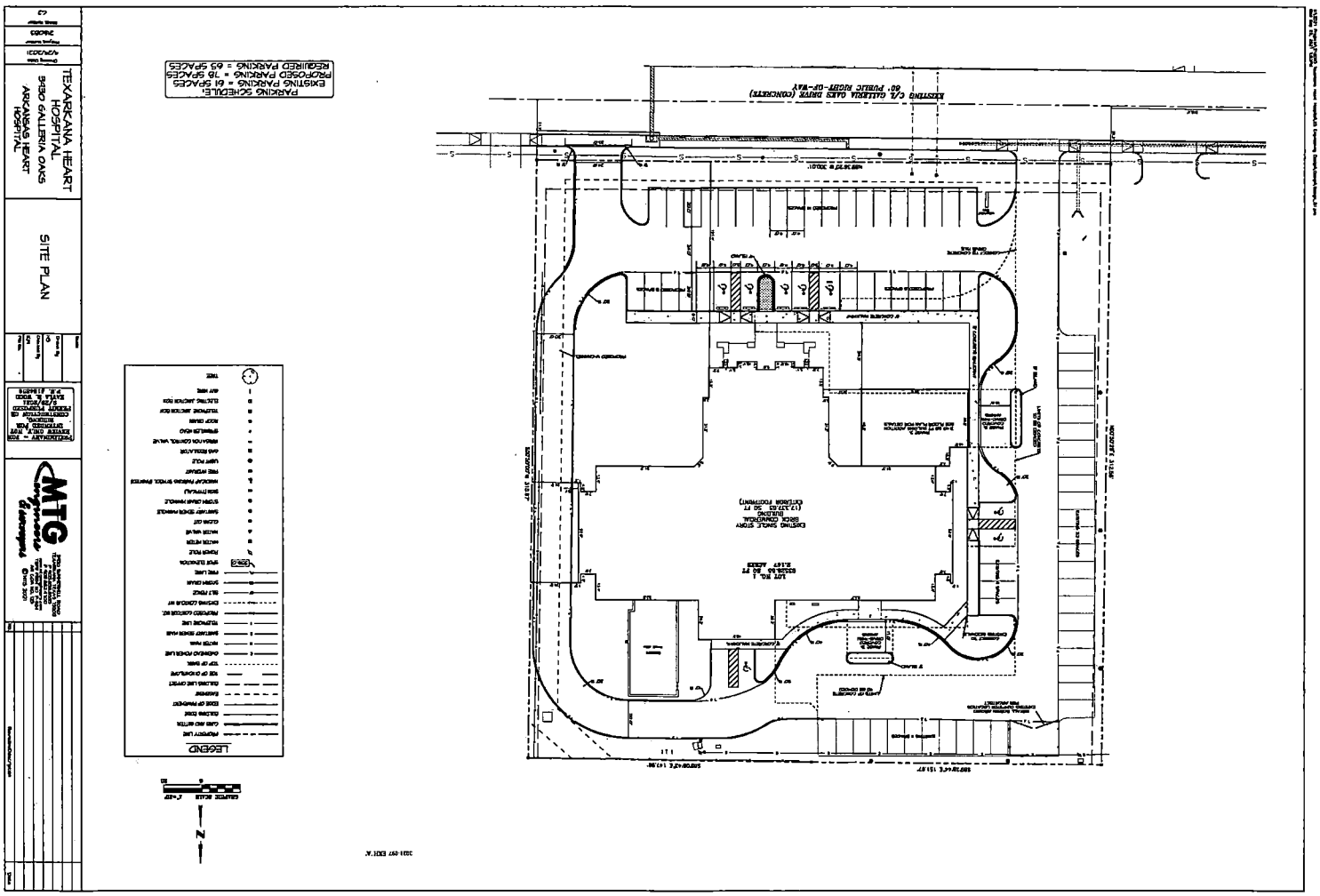
ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:46 p.m.

Attachment: 2021-097 ORD Amend. to PD-00-6 3930 Galleria Oaks signed (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)


TEXARKANA HEART HOSPITAL
3930 GALLERIA OAKS
ARKANSAS HEART HOSPITAL
SITE PLAN
PARKING SCHEDULE:
EXISTING PARKING = 61 SPACES
PROPOSED PARKING = 78 SPACES
REQUIRED PARKING = 65 SPACES
EXISTING 6/L GALLERIA OAKS DRIVE (CONCRETE)
60' PUBLIC RIGHT-OF-WAY
LEGEND
GRAPHIC SCALE
N
MTG Engineering Group

2021-097 EXH 'B'

Amendment PD-00-6 (O)

18 PROPERTY DESCRIPTION

LOT NUMBERED ONE (1) OF NO. 1 ED, A PART OF THE GEORGE BRINLEE HEADRIGHT SURVEY, ABSTRACT 18, BOWIE COUNTY, TEXAS, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 4467, PAGE 229 OF THE REAL PROPERTY RECORDS OF BOWIE COUNTY, TEXAS.

Attachment: 2021-097 ORD Amend. to PD-00-6 3930 Galleria Oaks signed (3574 : 2021-097 ORD Amendment to PD-00-6 at 3930 Galleria Oaks)

City of Texarkana, Texas

Version:

Briefing Sheet

Update Date: 11/3/2021 10:12 AM

Lead Department:	Planning & Zoning Commission	**Action Officer:**	Laura Puckett, Administrative Coordinator
Subject:	Ordinance No. 2021-098 amending PD-15-1 (O) for site plan approval on an approximate 3.485-acre tract of land (Being Tract 51), J. A. Talbot HRS, A-564, located at 5808 Richmond Road. Blake Rich representing Grand Oaks ALF, LLC, and Kayla Wood, MTG Engineering and Surveyors, agent. (A 3/4 vote of the City Council is required to approve this request.)		

Briefing: 11/8/2021 **Public Hearing:** 11/8/2021 **Council Vote:** 11/8/2021

Item Schedule

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

Updates/History of Briefing:

A 3/4 vote will be required due to Planning and Zoning Commission denial.

Executive Summary and Background Information:

This is a request by Blake Rich, representing Grand Oaks ALF, LLC, owner, and Kayla Wood, MTG Engineering and Surveying, agent, for site plan approval on an approximate 3.485-acre tract of land (being Tract 51), J.A. Talbot HRS, A-564, located at 5808 Richmond Road. The current zoning is Planned Development-Office. The property is currently vacant property. The proposed use is a development of townhouses.

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

The Future Land Use Map designates this property as “Suburban Residential”.

The site plan consists of the following:

1. The construction of nine buildings with 36 individual townhouses. (Four townhouses per building).
2. There will be one townhouse per lot. A new plat is required. This new platting will allow for an individual townhouse to be sold off.
3. Each individual 3 bedroom, 3 ½ bath, 1 car garage townhouse unit is 2,688 sq. ft. in size and is three stories in height.
4. The proposed building façade is hardy board but will be based on availability.
5. The access driveway will be off Richmond Road. Curb cut approval is required from TXDOT.

6. Two parking spaces will be provided for each townhouse unit. This includes one space in the garage and one outside parking space in front of each unit. Required pavement for parking spaces must be outside of the right-of-way.
7. A masonry 4' x 8' monument style sign. No Electronic messaging will be allowed.
8. For drainage purposes, post water runoff must be equal or less than predevelopment runoff unless engineer can prove there is not negative impacts
9. A fire hydrant is suggested in the back end "T" area.
10. Developer will be required to send the city a copy of the HOA for review since this is a private street.

Staff recommends for approval of the site plan.

Please see attached correspondence from Texarkana Water Utilities.

The applicant should also be aware that if this site plan approval item is approved, all other applicable city code/ordinance requirements must be met including but not limited to building codes, setbacks, subdivision, fire, parking, drainage, water and sewer prior to the issuance of building permits.

Potential Options:

Approve or deny

Fiscal Implications:

NOT APPLICABLE

Staff Recommendation:

Staff recommends for approval of this site plan.

Advisory Board/Committee Review:

Planning and Zoning Commission

Board/Committee Recommendation:

The Planning and Zoning Commission voted 1 to 4 recommending for denial.

Advisory Board/Committee Meeting Date and Minutes:

October 4, 2021

Attachments

a. 2021-098 ORD Amendment to PD-150-1(O) for site plan approval (DOCX)
b. 2021-098 EXH 'A' (Site Plan)(PDF)
c. 2021-098 EXH 'B' (Legal Description) (PDF)
d. 2021-098 EXH 'C' (letter fromTWU) (PDF)
e. 2021-098 ATTH 01 (Maps) (PDF)
f. 2021-098 ATTH 02 (Floorplans) (PDF)

g. 2021-098 ATTH 03 (Elevations) (PDF)
h. 2021-098 Goals & Perspective (DOCX)
i. 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (PDF)

Staff Coordination

Building Code Administration	Mashell Daniel	Review	Completed	10/20/2021 4:19 PM
City Manager	David Orr	Review	Completed	10/21/2021 5:01 PM
City Council	Vicky Coopwood	Meeting	Completed	10/25/2021 6:00 PM

Meeting History

10/25/21	City Council	MOVED FORWARD	Next: 11/08/21

Amendment to
PD-15-1(O)

ORDINANCE NO. 2021-098

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-15-1(O) FOR SITE PLAN APPROVAL ON AN APPROXIMATE 3.485-ACRE TRACT OF LAND (BEING TRACT 51), J. A. TALBOT HRS, A-564, LOCATED AT 5808 RICHMOND ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the approval of a **site plan (Exhibit 'A') on an approximate 3.485-acre tract of land (being Tract 51), J. A. Talbot HRS, A-564 (Exhibit 'B), located** in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the subject property is zoned Planned Development-Office [PD-15-1(O)], and approval of the site plan **(Exhibit 'A')** would constitute an amendment to PD-15-1(O); and

WHEREAS, the proposed use is consistent with the listed uses in the Land Development Code for the zoning classification of 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 this amendment, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings 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 **by a vote of one (1) to four (4) to recommend denial of the petition for a site plan (Exhibit 'A')** to the City Council of the City of Texarkana, Texas; and

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

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

SECTION 1: That the site plan **(Exhibit 'A') to remodel an existing building on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18 (Exhibit 'B'), located at 3930 Galleria Oaks Drive** in the City of Texarkana, Texas, Bowie County, Texas, is hereby approved and hereby amends PD-20-1(GR).

Attachment: 2021-098 ORD Amendment to PD-150-1(O) for site plan approval [Revision 1] (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808

SECTION 2: PD-15-1(O) is hereby amended by approval of the site plan (**Exhibit 'A'**), incorporated herein by reference for all purposes, and includes the following:

1. The construction of nine buildings with 36 individual townhouses. (Four townhouses per building).
2. There will be one townhouse per lot. A new plat is required. This new platting will allow for an individual townhouse to be sold off.
3. Each individual 3 bedroom, 3 ½ bath, 1 car garage townhouse unit is 2,688 sq. ft. in size and is three stories in height.
4. The proposed building façade is hardy board but will be based on availability.
5. The access driveway will be off Richmond Road. Curb cut approval is required from TXDOT.
6. Two parking spaces will be provided for each townhouse unit. This includes one space in the garage and one outside parking space in front of each unit. Required pavement for parking spaces must be outside of the right-of-way.
7. A masonry 4' x 8' monument style sign. No Electronic messaging will be allowed.
8. For drainage purposes, post water runoff must be equal or less than predevelopment runoff unless engineer can prove there is not negative impacts
9. A fire hydrant is suggested in the back end "T" area.
10. Developer will be required to send the city a copy of the HOA for review since this is a private street.
11. Attached letter from Texarkana Water Utilities with listed stipulations **(Exhibit 'C').**

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

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

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

PASSED AND APPROVED in Regular Council Session on this the **8th day of November, 2021.**

ATTEST:

VICKY COOPWOOD, ASST. CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2021-098 ORD Amendment to PD-150-1(O) for site plan approval [Revision 1] (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808

MTG | ENGINEERS & SURVEYORS

RICHMOND ROAD TOWNHOMES
TEXARKANA, TEXAS



Attachment: 2021-098 EXH 'A' (Site Plan) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

2021-098 EXH 'B'

Amendment PD-15-1 (O)

Property Description
3.485 Acres
Bowie County, Texas

All that certain lot, tract or parcel of land lying and situated in the John A. Talbot Headright Survey, Abstract 564, Bowie County, Texas, being all of that certain tract of land described as 3.752 acres in the deed from Wyley Alan Walraven to Total Corrective Wellness, dated December 14, 2004, recorded in Volume 4484, Page 217 of the Real Property Records of Bowie County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a 1 inch pipe found for a corner, the Northwest Corner of the said 3.752 acre tract, the Southwest Corner of that certain tract of land described as 1.32 acres in the deed from Herman R. Burham, et ux to Dennis Ray Burham, et ux, dated November 10, 1976, recorded in Volume 607, Page 839 of the Deed Records of Bowie County, Texas, lying in the East line of that certain tract of land described in the deed from Sheila Jean Dyer Loper, et al to Barry Eugene Dyer, dated November 27, 2013, recorded in Volume 6569, Page 125 of the Real Property Records of Bowie County, Texas;

THENCE North 85 degrees 24 minutes 20 seconds East a distance of 254.08 feet along the North line of the said 3.752 acre tract and the South line of the said 1.32 acre tract, to a 1/2 inch steel rod capped MTG 101011-00 set for a corner, the Northeast Corner of the said 3.752 acre tract, the Northwest Corner of that certain tract of land described in the deed from Moores Chapel Presbyterian Church to Eleanor Chastain, et al, Trustees of Northwood Presbyterian Church, dated June 27, 1976, recorded in Volume 602, Page 412 of the Deed Records of Bowie County, Texas, lying in the South line of the said 1.32 acre tract;

THENCE South 04 degrees 52 minutes 52 seconds West a distance of 630.24 feet along the East line of the said 3.752 acre tract, the West line of the said Presbyterian Church Tract and the West line of that certain tract of land described in the deed from Jesse L. Drake, et ux to John O. Bivens, et al, Trustees of the Moores Chapel Presbyterian Church, dated February 6, 1970, recorded in Volume 515, Page 229 of the Deed Records of Bowie County, Texas, to a 1/2 inch steel rod capped MTG 101011-00 set for a corner, lying in the North right-of-way line of Farm to Market Road 559;

THENCE North 61 degrees 14 minutes 10 seconds West a distance of 76.70 feet along the North right-of-way line of said Farm to Market Road 559, to a Brass Cap Right of Way Marker, found for a corner;

THENCE North 68 degrees 55 minutes 15 seconds West a distance of 151.13 feet along the North right-of-way line of said Farm to Market Road 559, to a Brass Cap Right of Way Marker, found for a corner;

THENCE North 61 degrees 05 minutes 41 seconds West a distance of 85.24 feet along the North right-of-way line of said Farm to Market Road 559, to a 1/2 inch steel road capped JHG, found for a corner, lying in the

Attachment: 2021-098 EXH 'B' (Legal Description) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

West line of the said 3.752 acre tract and the East line of the said Dyer tract;

THENCE North 09 degrees 56 minutes 12 seconds East a distance of 482.37 feet along the West line of the said 3.752 acre tract and the East line of the said Dyer tract, to the point of beginning and containing 3.485 acres of land, at the time of this survey.

This description is based on the survey and plat made by Jeffrey A. Wood, Registered Professional Land Surveyor No. 6220, on January 20, 2015.

Attachment: 2021-098 EXH 'B' (Legal Description) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

Texarkana Water Utilities

801 Wood Street, P.O. Box 2008, Texarkana, Texas 75504

(903) 798-3800 Phone
711 TTY
(903) 791-0724 Fax

Attachment: 2021-098 EXH 'C' (letter fromTWU) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

September 27, 2021

Laura Puckett
Administrative Coordinator – Code & Zoning
City of Texarkana, Texas
P. O. Box 1967
Texarkana, Texas 75504

Re: Grand Oaks Townhouses – 5808 Richmond Rd – Texarkana, TX

Dear Mrs. Puckett:

The Utility staff has performed a review of the preliminary site plans for the above referenced project and has the following comments:

1) There shall be no dead ends on the domestic water lines.
2) There shall be a 15 ft. easement on water lines if there are plans for the water lines to become public.
3) There shall be a 16 ft. easement on sewer lines if there are plans for the sewer lines to become public.
4) All domestic water and sewer lines shall be installed per TWU specification and standards.
5) There is an existing twelve-inch (12") water main on the north side of Richmond Road and an existing eight inch (8") sanitary sewer main on the north side of Richmond Road running parallel to Richmond Road.
6) The Utility reserves the right to request additional utility easements upon review of the plans.
7) The size and location of the existing water and sanitary sewer mains have not been field verified. The developer's representative shall field verify the size and location of the existing utilities before designing or constructing extensions of the system
8) **PLEASE NOTE:** This is a preliminary review of the proposed layout for this project. A detailed review will be performed by the Utility when detailed plans are received.

If you should have any questions or require further information, please do not hesitate to contact me.

Sincerely,

Kenneth L. Icenhower, P.E.
Design Engineer
Texarkana Water Utilities

xc: Gary Smith, P.E., Interim Executive Director, TWU
Tricia Briggs, Finance Director, TWU
Teresa Akard, Engineering Technician II, TWU

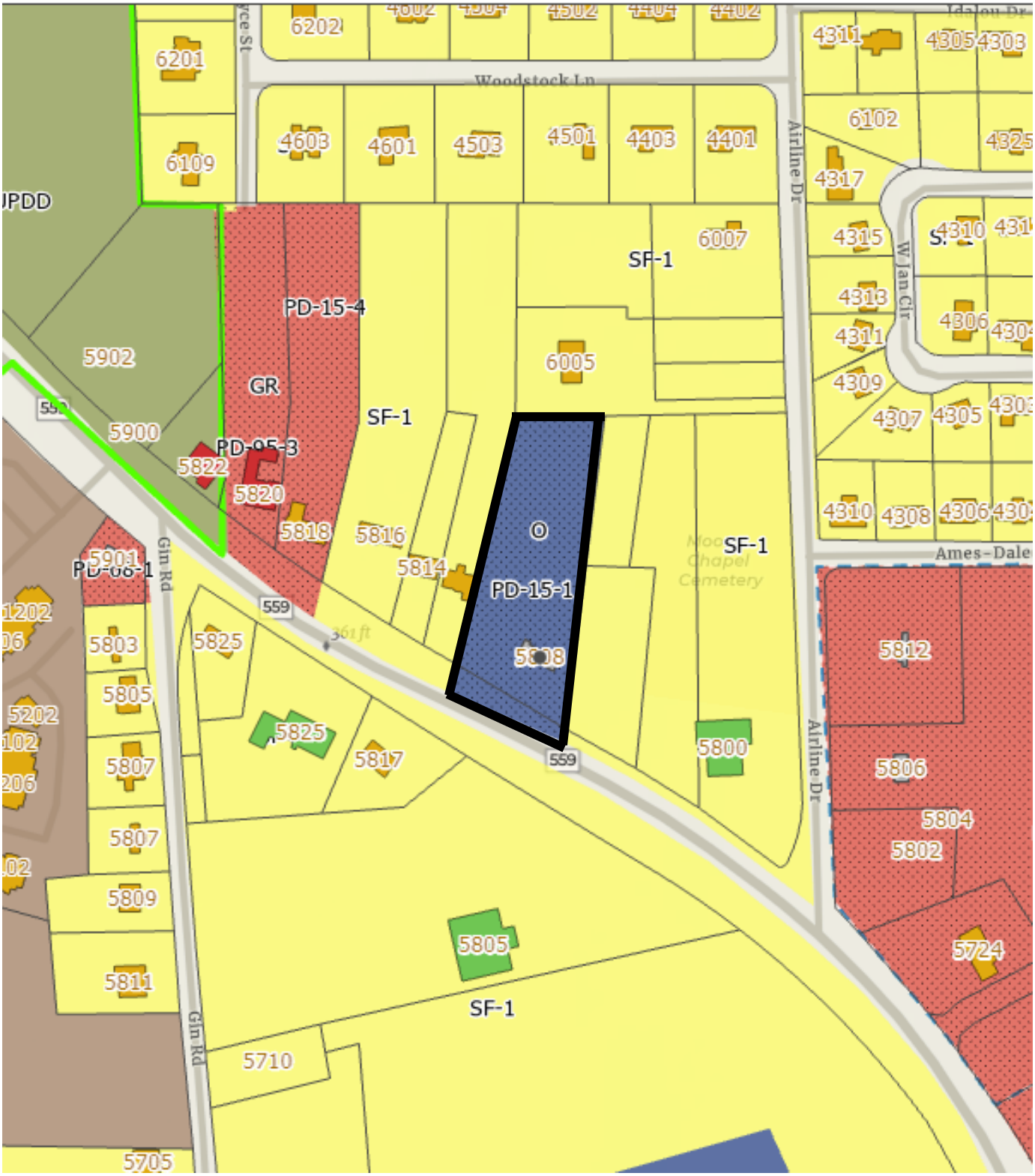
Bill Moss, GIS Technician, TWU
David Waldroup, P.E., Environmental Engineer, TWU
Dustin Henslee, P.E., CFM, CSI, Texarkana, Texas
Mashell Daniel , P.E., Director of Inspections & Code Enforcement
Chris Black, Fire Inspector, Texarkana, Texas
Cindy Foster, Administrative Assistant, Texarkana, Texas
Keith Lee, Chief Building Official, Texarkana, Texas
Kayla Wood, P.E., MTG Engineers and Surveyors

Attachment: 2021-098 EXH 'C' (letter fromTWU) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

2021-098 ATTH 01

Amendment PD-15-1 (O)

5808 Richmond Road

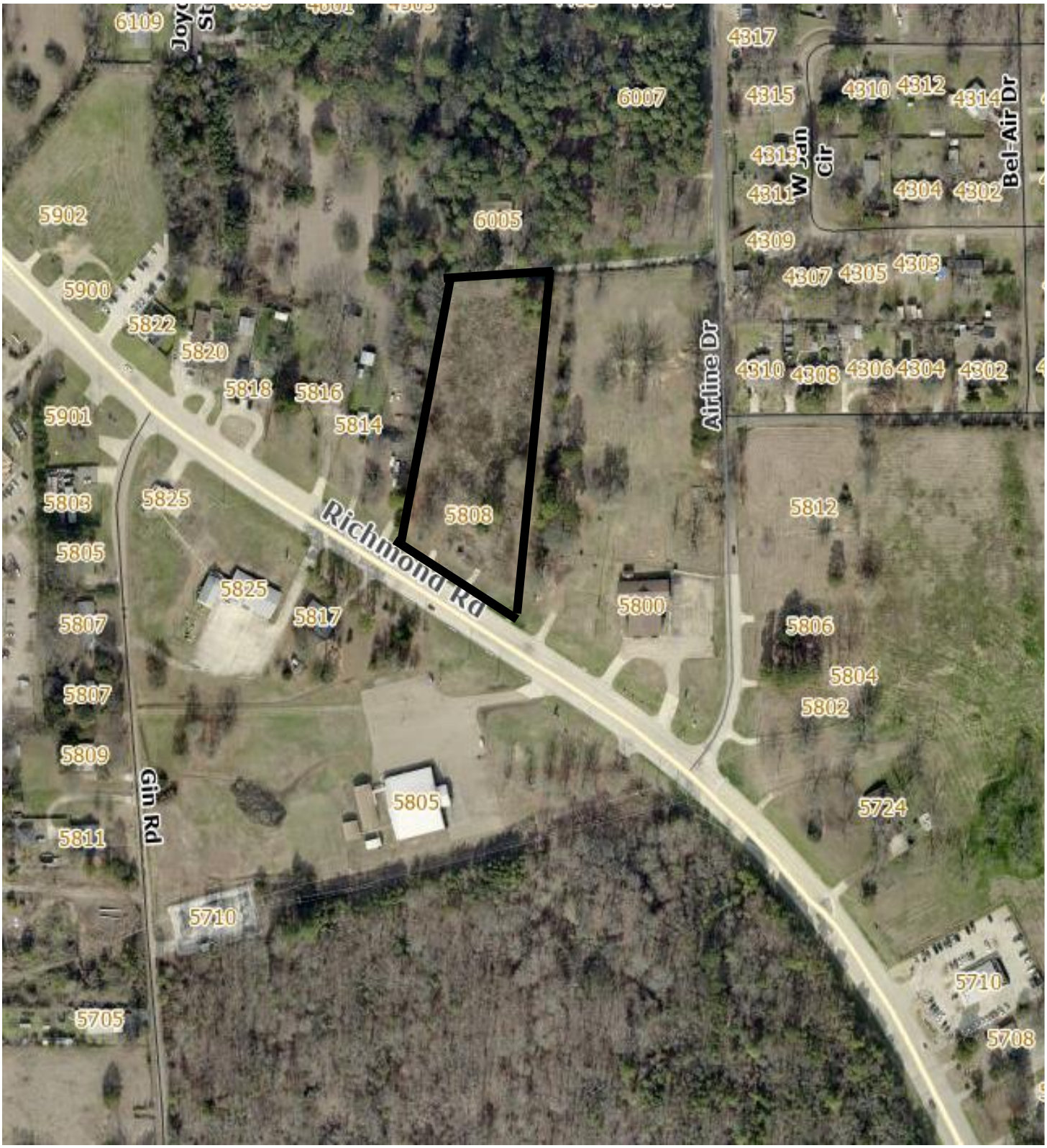


Attachment: 2021-098 ATTH 01 (Maps) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

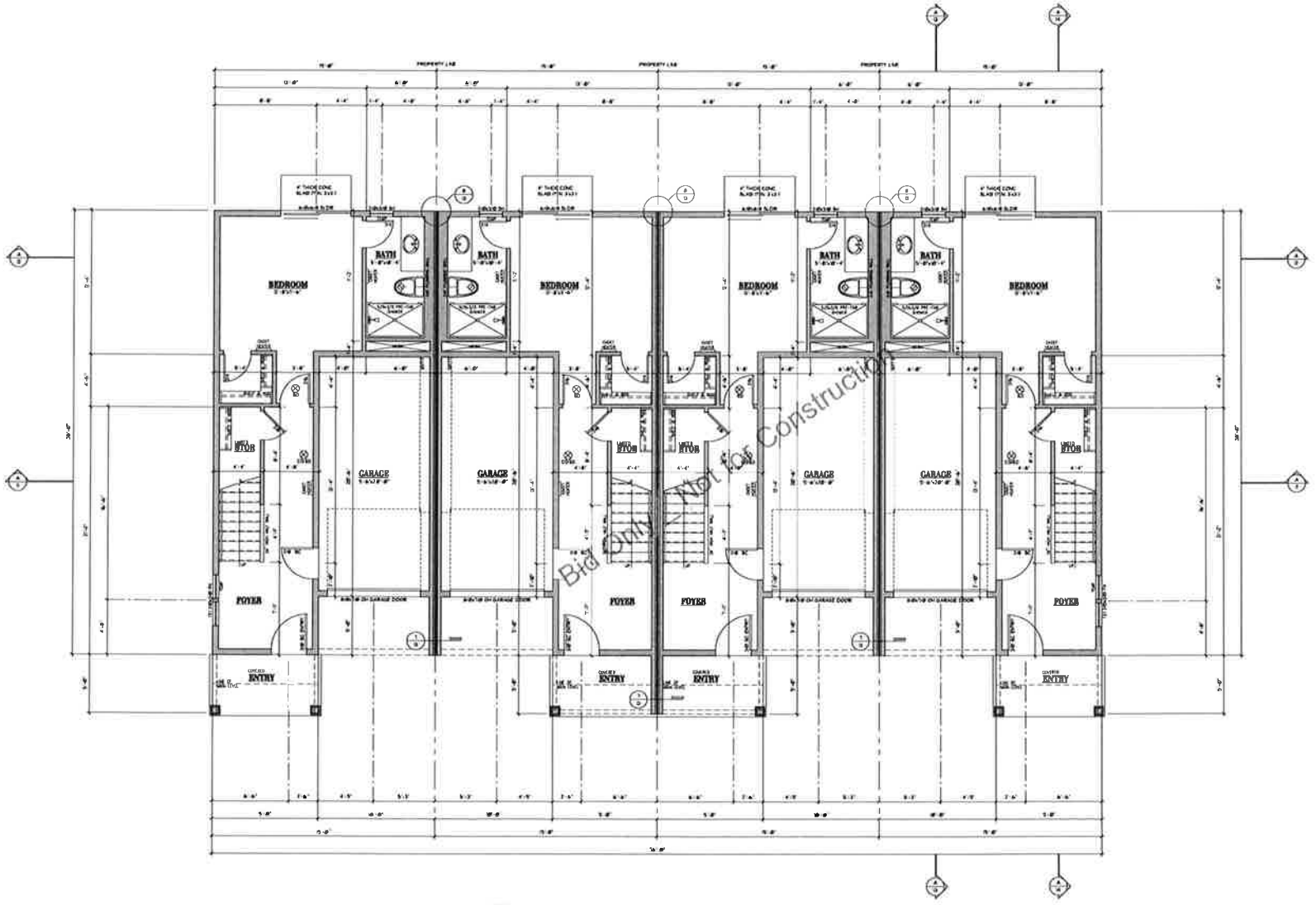
2021-098 ATTH 01

Amendment PD-15-1 (O)

5808 Richmond Road



Attachment: 2021-098 ATTH 01 (Maps) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)



LOGAN

PACIFIC EVERGREEN HOMES

PLAN NUMBER 111312

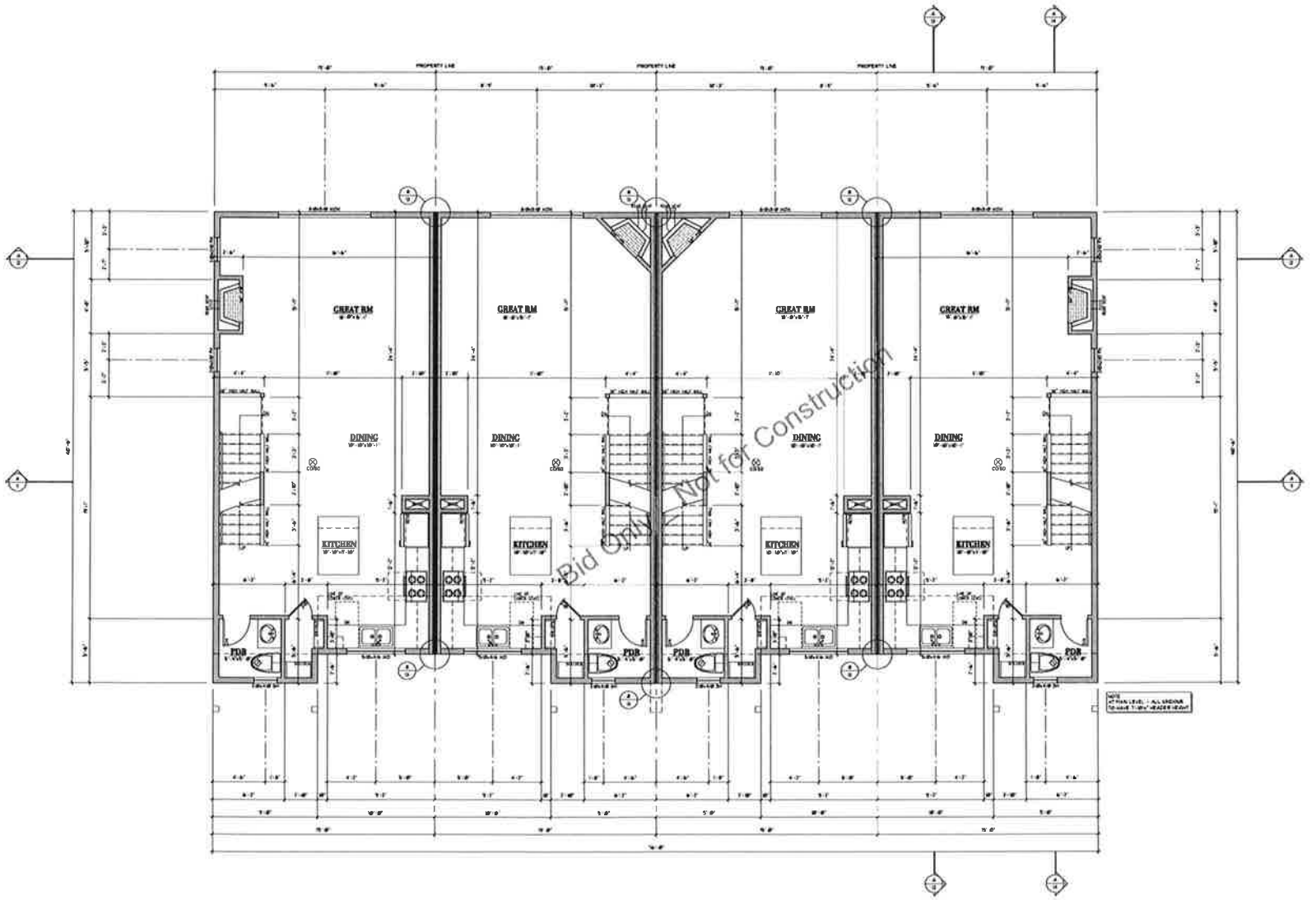
Suntel DESIGN, INC.

JOB NAME PACIFIC EVERGREEN

DATE 7/2021

3

Attachment: 2021-098 ATTH 02 (Floorplans) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808



LOGAN

PACIFIC EVERGREEN HOMES

PLAN NUMBER 111312

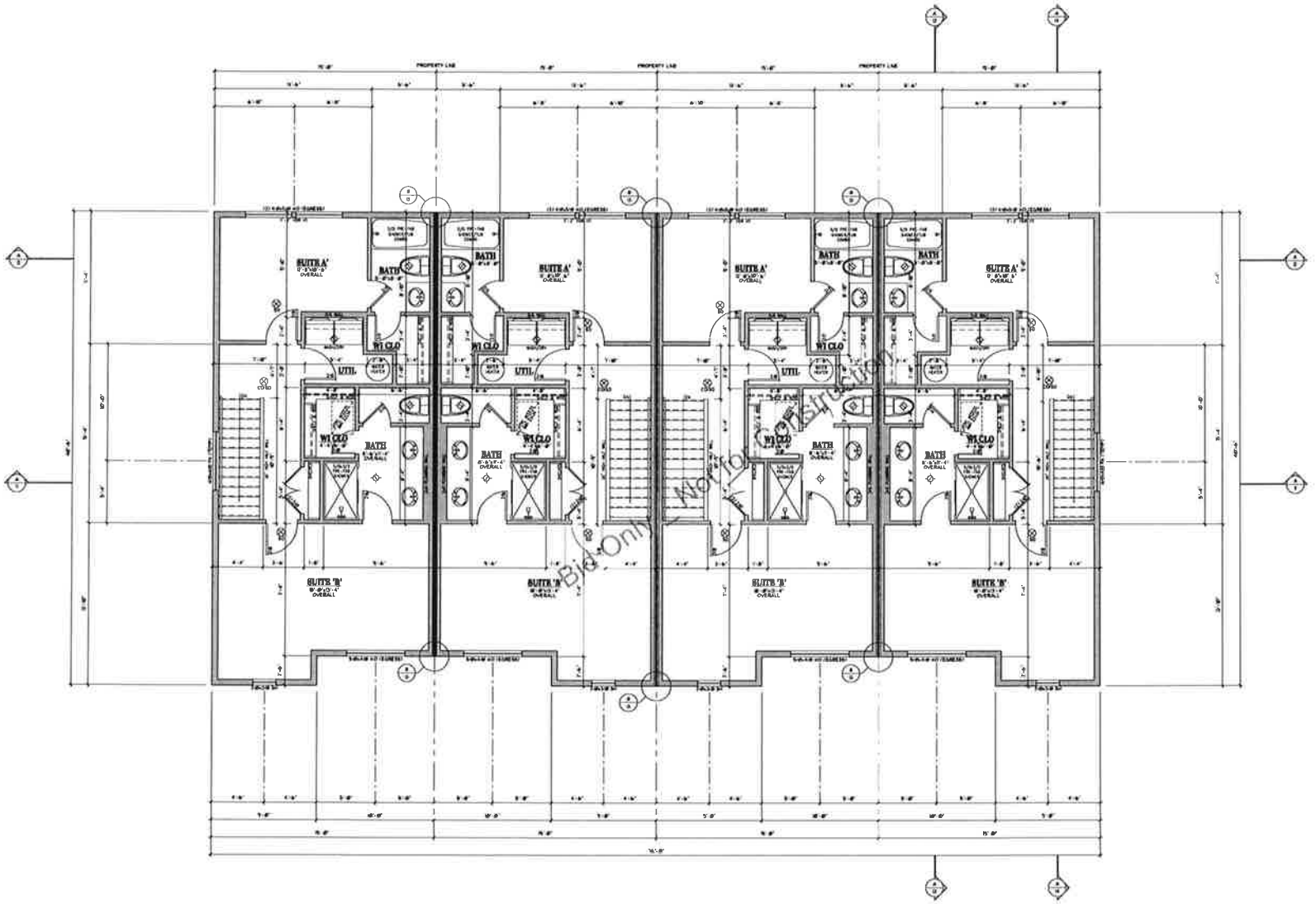
SUNTEL DESIGN INC.

JOB NAME: PACIFIC EVERGREEN

DATE: 1/2021 SJ

4

Attachment: 2021-098 ATTH 02 (Floorplans) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808



UPPER LEVEL FLOOR PLAN
SCALE: 1/4"=1'-0"

LOGAN

PACIFIC EVERGREEN HOMES

PLAN NUMBER 111312

Suntel DESIGN INC.

JOB NAME PACIFIC EVERGREEN

DATE 7/2021 SJ

5

Bid Only / Not for Construction

Attachment: 2021-098 ATTH 02 (Floorplans) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808



FRONT ELEVATION
SCALE: 1/4"-1'-0"



RIGHT ELEVATION
SCALE: 1/4"-1'-0"

Bid Only - Not for Construction

LOGAN

PACIFIC EVERGREEN HOMES

PLAN NUMBER 111312

Sumtel DESIGN INC.

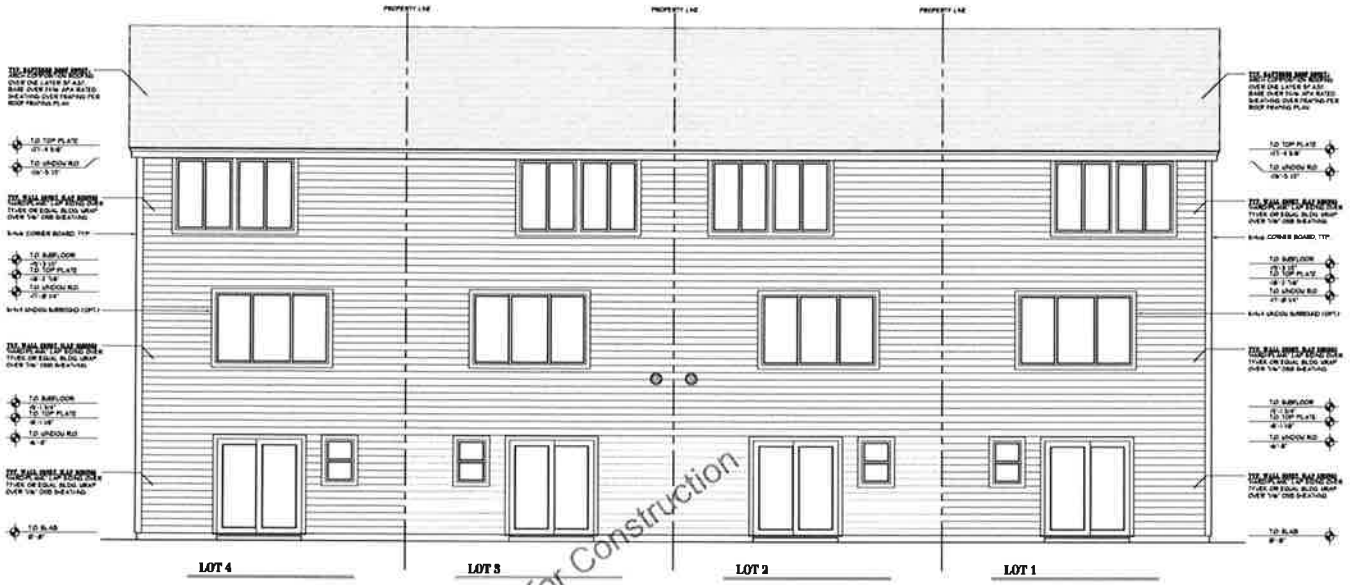
JOB NAME PACIFIC EVERGREEN

DATE 7/2021 SJ

1

THESE PLANS HAVE BEEN LICENSED FOR THE CONSTRUCTION OF ONE BUILDING ONLY. UNAUTHORIZED USE OR COPYING OF THE PLANS, OR THE DESIGN THE DEPICT, INFRINGES RIGHTS UNDER THE COPYRIGHT ACT THEY INCLUDE PENALTIES OF UP TO $100,000 PER WORK WILLFULLY INFRINGED. THESE PLANS HAVE BEEN PREPARED TO MEET IRC BUILDING CODES AND ANY ISSUES ADAPTATION TO MEET SPECIFIC SITE CONDITIONS AND LOCAL BUILDING REGULATIONS. IT IS THE CONTRACTOR'S SOLE RESPONSIBILITY TO VERIFY ALL DIMENSIONS AND DETAILS PRIOR TO CONSTRUCTION FOR ERRORS AND OMISSIONS. PLEASE SEE YOUR LOCAL AGENT/VENDOR FOR FURTHER INFORMATION.

Attachment: 2021-098 ATTH 03 (Elevations) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808



REAR ELEVATION
SCALE: 1/4"=1'-0"

Bid Only _ Not for Construction



LEFT ELEVATION
SCALE: 1/4"=1'-0"

LOGAN

PACIFIC EVERGREEN HOMES

PLAN NUMBER 111312

SUNTEL DESIGN, INC.
155 B Avenue, Suite 105, Lake Oswego, Oregon 97034
Tel: (503) 624-9955
www.suntildesign.com

THESE PLANS HAVE BEEN LICENSED FOR THE CONSTRUCTION OF ONE BUILDING ONLY. UNAUTHORIZED USE OR COPYING OF THE PLANS, OR THE DESIGN THEREIN, INFRINGES ON U.S. COPYRIGHT ACT 1990. INCLUDE PENALTIES OF UP TO $100,000 PER WORK WILLFULLY INFRINGED. THESE PLANS HAVE BEEN PREPARED TO MEET IRC BUILDING CODES AND MAY REQUIRE ADAPTATION TO MEET SPECIFIC SITE CONDITIONS AND LOCAL BUILDING REGULATIONS. IT IS THE OWNER'S/CLIENT'S SOLE RESPONSIBILITY TO VERIFY ALL DIMENSIONS AND DETAILS PRIOR TO CONSTRUCTION AND ERRORS AND OMISSIONS PLEASE SEE YOUR LICENSE AGREEMENT FOR FURTHER INFORMATION.

JOB NAME: PACIFIC EVERGREEN

DATE: 7/2021 SJ

2

Attachment: 2021-098 ATTH 03 (Elevations) (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808

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: 2021-098 Goals & Perspective (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

Amendment to
PD-15-1(O)

ORDINANCE NO. 2021-098
(Revised)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, AMENDING PD-15-1(O) FOR SITE PLAN APPROVAL ON AN APPROXIMATE 3.485-ACRE TRACT OF LAND (BEING TRACT 51), J. A. TALBOT HRS, A-564, LOCATED AT 5808 RICHMOND ROAD IN THE CITY OF TEXARKANA, BOWIE COUNTY, TEXAS, CONTAINING A REPEALER CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, an application has been filed requesting the approval of a **site plan (Exhibit 'A') on an approximate 3.485-acre tract of land (being Tract 51), J. A. Talbot HRS, A-564 (Exhibit 'B), located** in the City of Texarkana, Bowie County, Texas; and

WHEREAS, the subject property is zoned Planned Development-Office [PD-15-1(O)], and approval of the site plan **(Exhibit 'A')** would constitute an amendment to PD-15-1(O); and

WHEREAS, the proposed use is consistent with the listed uses in the Land Development Code for the zoning classification of 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 this amendment, have given the requisite notices by publication and otherwise, and have afforded and held full and fair hearings 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 **by a vote of one (1) to four (4) to recommend denial of the petition for a site plan (Exhibit 'A')** to the City Council of the City of Texarkana, Texas; and

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

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

SECTION 1: That the site plan **(Exhibit 'A') to remodel an existing building on Lot 1 of number 1 ED, a part of the George Brinlee HRS, A-18 (Exhibit 'B'), located at 3930 Galleria Oaks Drive** in the City of Texarkana, Texas, Bowie County, Texas, is hereby approved and hereby amends PD-20-1(GR).

Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

SECTION 2: PD-15-1(O) is hereby amended by approval of the site plan (**Exhibit 'A'**), incorporated herein by reference for all purposes, and includes the following:

1. The construction of nine buildings with 36 individual townhouses. (Four townhouses per building).
2. There will be one townhouse per lot. A new plat is required. This new platting will allow for an individual townhouse to be sold off.
3. Each individual 3 bedroom, 3 ½ bath, 1 car garage townhouse unit is 2,688 sq. ft. in size and is three stories in height.
4. **The building façade will consist of stone and brick.**
5. The access driveway will be off Richmond Road. Curb cut approval is required from TXDOT.
6. Two parking spaces will be provided for each townhouse unit. This includes one space in the garage and one outside parking space in front of each unit. Required pavement for parking spaces must be outside of the right-of-way.
7. A masonry 4' x 8' monument style sign. No Electronic messaging will be allowed.
8. For drainage purposes, post water runoff must be equal or less than predevelopment runoff unless engineer can prove there is not negative impacts
9. A fire hydrant is suggested in the back end "T" area.
10. Developer will be required to send the city a copy of the HOA for review since this is a private street.
11. Attached letter from Texarkana Water Utilities with listed stipulations **(Exhibit 'C').**

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

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

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

PASSED AND APPROVED in Regular Council Session on this the **8th day of November, 2021.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

6:52p.m.

Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

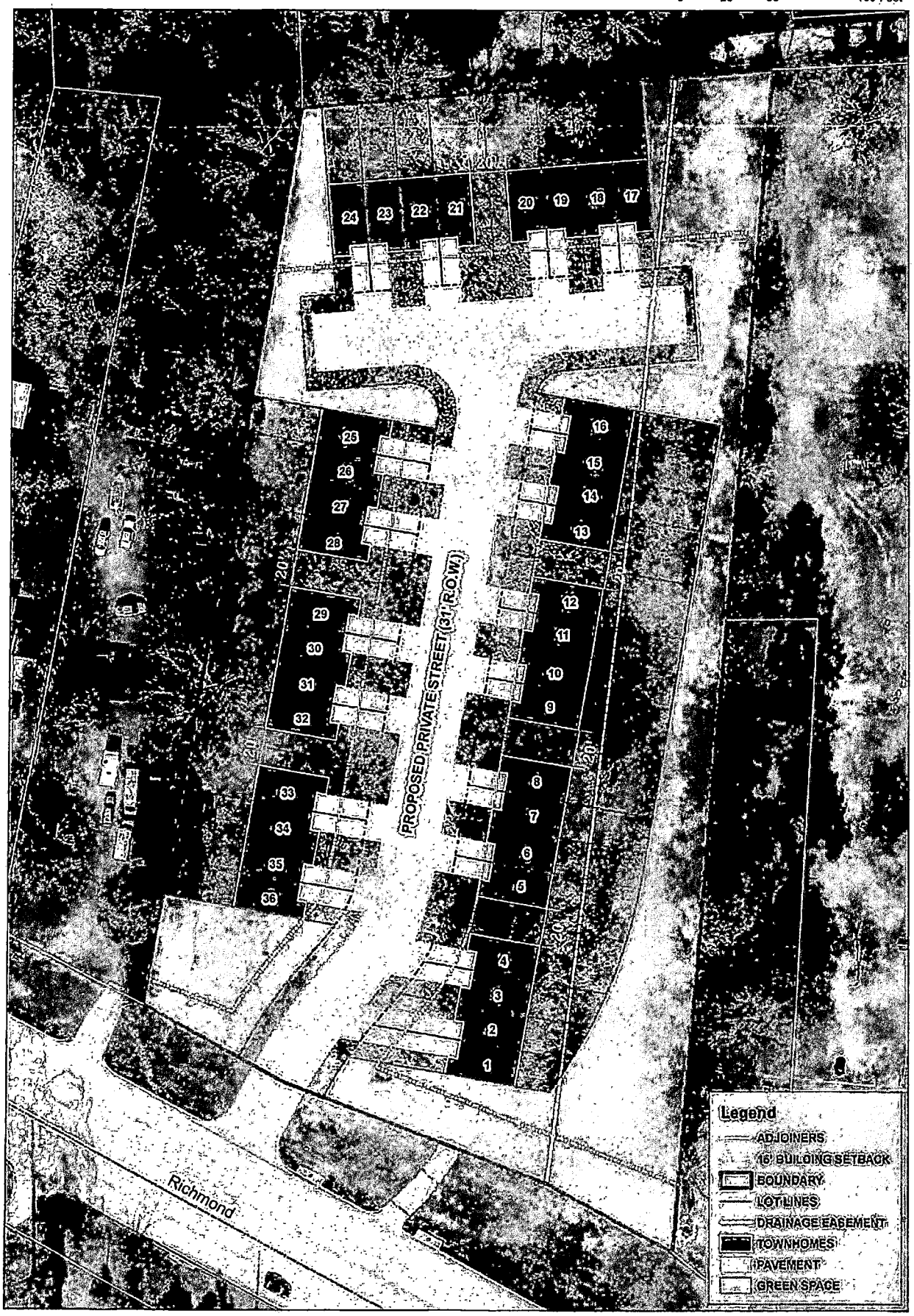
2021-098 EXH 'A'

Amendment PD-15-1 (O)

MTG ENGINEERS & SURVEYORS

RICHMOND ROAD TOWNHOMES
TEXARKANA, TEXAS

0 25 50 100 Feet



Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

2021-098 EXH 'B'
Amendment PD-15-1 (O)

Property Description
3.485 Acres
Bowie County, Texas

All that certain lot, tract or parcel of land lying and situated in the John A. Talbot Headright Survey, Abstract 564, Bowie County, Texas, being all of that certain tract of land described as 3.752 acres in the deed from Wyley Alan Walraven to Total Corrective Wellness, dated December 14, 2004, recorded in Volume 4484, Page 217 of the Real Property Records of Bowie County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a 1 inch pipe found for a corner, the Northwest Corner of the said 3.752 acre tract, the Southwest Corner of that certain tract of land described as 1.32 acres in the deed from Herman R. Burham, et ux to Dennis Ray Burham, et ux, dated November 10, 1976, recorded in Volume 607, Page 839 of the Deed Records of Bowie County, Texas, lying in the East line of that certain tract of land described in the deed from Sheila Jean Dyer Loper, et al to Barry Eugene Dyer, dated November 27, 2013, recorded in Volume 6569, Page 125 of the Real Property Records of Bowie County, Texas;

THENCE North 85 degrees 24 minutes 20 seconds East a distance of 254.08 feet along the North line of the said 3.752 acre tract and the South line of the said 1.32 acre tract, to a 1/2 inch steel rod capped MTG 101011-00 set for a corner, the Northeast Corner of the said 3.752 acre tract, the Northwest Corner of that certain tract of land described in the deed from Moores Chapel Presbyterian Church to Eleanor Chastain, et al, Trustees of Northwood Presbyterian Church, dated June 27, 1976, recorded in Volume 602, Page 412 of the Deed Records of Bowie County, Texas, lying in the South line of the said 1.32 acre tract;

THENCE South 04 degrees 52 minutes 52 seconds West a distance of 630.24 feet along the East line of the said 3.752 acre tract, the West line of the said Presbyterian Church Tract and the West line of that certain tract of land described in the deed from Jesse L. Drake, et ux to John O. Bivens, et al, Trustees of the Moores Chapel Presbyterian Church, dated February 6, 1970, recorded in Volume 515, Page 229 of the Deed Records of Bowie County, Texas, to a 1/2 inch steel rod capped MTG 101011-00 set for a corner, lying in the North right-of-way line of Farm to Market Road 559;

THENCE North 61 degrees 14 minutes 10 seconds West a distance of 76.70 feet along the North right-of-way line of said Farm to Market Road 559, to a Brass Cap Right of Way Marker, found for a corner;

THENCE North 68 degrees 55 minutes 15 seconds West a distance of 151.13 feet along the North right-of-way line of said Farm to Market Road 559, to a Brass Cap Right of Way Marker, found for a corner;

THENCE North 61 degrees 05 minutes 41 seconds West a distance of 85.24 feet along the North right-of-way line of said Farm to Market Road 559, to a 1/2 inch steel road capped JHG, found for a corner, lying in the

Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

West line of the said 3.752 acre tract and the East line of the said Dyer tract;

THENCE North 09 degrees 56 minutes 12 seconds East a distance of 482.37 feet along the West line of the said 3.752 acre tract and the East line of the said Dyer tract, to the point of beginning and containing 3.485 acres of land, at the time of this survey.

This description is based on the survey and plat made by Jeffrey A. Wood, Registered Professional Land Surveyor No. 6220, on January 20, 2015.

Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

Texarkana Water Utilities

801 Wood Street, P.O. Box 2008, Texarkana, Texas 75504

(903) 798-3800 Phone
711 TTY
(903) 791-0724 Fax

September 27, 2021

Laura Puckett
Administrative Coordinator – Code & Zoning
City of Texarkana, Texas
P. O. Box 1967
Texarkana, Texas 75504

Re: Grand Oaks Townhouses – 5808 Richmond Rd – Texarkana, TX

Dear Mrs. Puckett:

The Utility staff has performed a review of the preliminary site plans for the above referenced project and has the following comments:

1) There shall be no dead ends on the domestic water lines.
2) There shall be a 15 ft. easement on water lines if there are plans for the water lines to become public.
3) There shall be a 16 ft. easement on sewer lines if there are plans for the sewer lines to become public.
4) All domestic water and sewer lines shall be installed per TWU specification and standards.
5) There is an existing twelve-inch (12") water main on the north side of Richmond Road and an existing eight inch (8") sanitary sewer main on the north side of Richmond Road running parallel to Richmond Road.
6) The Utility reserves the right to request additional utility easements upon review of the plans.
7) The size and location of the existing water and sanitary sewer mains have not been field verified. The developer's representative shall field verify the size and location of the existing utilities before designing or constructing extensions of the system
8) **PLEASE NOTE:** This is a preliminary review of the proposed layout for this project. A detailed review will be performed by the Utility when detailed plans are received.

If you should have any questions or require further information, please do not hesitate to contact me.

Sincerely,

Kenneth L. Icenhower, P.E.
Design Engineer
Texarkana Water Utilities

xc: Gary Smith, P.E., Interim Executive Director, TWU
Tricia Briggs, Finance Director, TWU
Teresa Akard, Engineering Technician II, TWU

Texarkana Water Utilities is an equal opportunity provider and employer

Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)

Bill Moss, GIS Technician, TWU
David Waldroup, P.E., Environmental Engineer, TWU
Dustin Henslee, P.E., CFM, CSI, Texarkana, Texas
Mashell Daniel , P.E., Director of Inspections & Code Enforcement
Chris Black, Fire Inspector, Texarkana, Texas
Cindy Foster, Administrative Assistant, Texarkana, Texas
Keith Lee, Chief Building Official, Texarkana, Texas
Kayla Wood, P.E., MTG Engineers and Surveyors

Attachment: 2021-098 ORD Amend. to PD-15-1 5808 Richmond signed (3575 : 2021-098 ORD Amendment to PD-15-1 at 5808 Richmond Rd)