CITY OF TEXARKANA

CITY COUNCIL

MINUTES • DECEMBER 10, 2018

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 Alcorn	Ward 4	Present	
Bill Harp	Ward 5	Present	
Josh Davis	Ward 6	Present	

Staff Present: City Manager Shirley Jaster, Kyle Dooley, Kristin Peeples, Vicky Coopwood, Sharon Moore, David Orr, Jim Powell, Eric Schlotter, Karey Parker, Matt Cashatt, Lisa Thompson, Robby Robertson, Dustin Henslee, and Mashell Daniel.

Legal Counsel: Jeff Lewis.

II. INVOCATION AND PLEDGE BY COUNCIL MEMBER BETTY WILLIAMS

III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST

Upcoming City Council Meetings:

Monday, January 14, 2019 at 6:00 p.m.
Monday, January 28, 2019 at 6:00 p.m.

Parks & Recreation Events:

December 12th Senior Day Out Christmas Celebration Southwest Center

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

The Mayor said this year's Annual Downtown Christmas Parade was well attended and enjoyed by all who participated.

The Mayor recognized and welcomed students from the local high schools and colleges.

Appointments to Boards & Commissions

Council Members Annual Board Appointments Review

Individual council member board appointments remain the same.

Council Member Davis recommended the re-appointment of Sonja Hubbard to the Riverbend Water Resources District board. The effective date will be January 1, 2019.

RESULT:	**CLOSE ACTION**

Motion to make a re-appointment to the Riverbend Water Resources District board.

(6:05 p.m.)

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

IV. ITEMS FOR CONSIDERATION

Consent Items

(6:08 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mary Hart, Ward 2
SECONDER:	Christie Alcorn, Ward 4
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

1. Consider approval of the minutes of the Regular Meeting of the City Council held on November 13, 2018 at 6:00 PM.

2. Consider approval of the minutes of the Joint City Committee Special Meeting of the City Council held on November 20, 2018 at 3:00 PM.

3. Consider approval of the minutes of the Regular Meeting of the City Council held on November 26, 2018 at 6:00 PM.

4. Resolution No. 2018-137 authorizing the City Manager to enter into a contract with Francis Excavation of Nash, Texas, utilizing CDBG funds for an amount not to exceed $73,366.19, for the Robison Road and Norris Cooley sidewalk project.

   Public Hearing:
   Council Vote: December 10, 2018

5. Resolution No. 2018-138 authorizing the City Manager to enter into a contract with Texarkana Concrete Construction, Inc. of Texarkana, Texas, utilizing CDBG funds for an amount not to exceed $120,694.04 for the New Boston Road Rosehill sidewalk project.

   Public Hearing:
   Council Vote: December 10, 2018

6. Resolution No. 2018-148 authorizing the City Manager to enter into a contract with Bazan Painting Company of St. Louis, Missouri, for the Millwood WTP - Settling Basin Interior Repairs/Liner Project, utilizing Millwood Water Treatment Plant Depreciation funds, in an amount with the Texas portion not to exceed $186,700.21 and the total amount not to exceed $297,246.00.

   Public Hearing:
   Council Vote: December 10, 2018

Open Forum: Comments from the public (Limit 5 minutes each)

There were no public comments made at open forum.

Action Items

7. Resolution No. 2018-139 adopting recommended revisions to the Employee Handbook.

   Public Hearing:
   Council Vote: December 10, 2018

(6:12 p.m.)

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

8. Resolution No. 2018-140 approving and authorizing the City Manager to execute the agreement between the City and Valley View Consulting, L.L.C. to provide professional investment advisory services for the City's investable funds for a period of two (2) years.

   Public Hearing:
   Council Vote: December 10, 2018

   (6:12 p.m.)

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

9. Resolution No. 2018-149 approving a settlement agreement benefiting the City in the Liquid Aluminum Sulfate Antitrust Litigation and delegating authority to the City Manager or designee to approve the agreement on behalf of the City.

   Public Hearing:
   Council Vote: December 10, 2018

   Matt Keil, of Keil & Goodson, PA, made a few comments addressing the terms of the settlement.
   (6:15 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jean H. Matlock, Ward 1
SECONDER:	Bill Harp, Ward 5
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

V. FIRST BRIEFINGS - NONE

VI. PUBLIC HEARINGS

1. Ordinance No. 2018-128 rezoning a 1.13 acre tract of land in the Thomas Price HRS, A-466, located at 3303 New Boston Road. Single Family-2 to Planned Development-General Retail. Virgilio Martinez, applicant.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   There were no public comments made at this hearing.
   (6:16 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mary Hart, Ward 2
SECONDER:	Christie Alcorn, Ward 4
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

2. Ordinance No. 2018-129 granting a Specific Use Permit to allow an outdoor automobile sales business on a 1.13 acre tract of land in the Thomas Price HRS, A-466, located at 3303 New Boston Road. Virgilio Martinez, applicant.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   There were no public comments made at this hearing.
   (6:19 p.m.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jean H. Matlock, Ward 1
SECONDER:	Mary Hart, Ward 2
AYES:	Matlock, Hart, Williams, Alcorn, Harp, Davis
EXCUSED:	Bruggeman

3. Ordinance No. 2018-130 granting a Specific Use Permit to allow a tattoo studio on a 2.41 acre tract of land in the Willis Oldham HRS, A-458, located at 4501 State Line Avenue (tenant space 120), Hayco Realty, LTD, applicant. Brian A. Harris, agent.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   There were no public comments made at this hearing.
   (6:20 p.m.)

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

4. Ordinance No. 2018-131 rezoning a 0.784 acre tract of land in the George Brinlee HRS, A-18, located at 4602 McKnight Road. Single Family-2 to Office. Teresa Liepman, applicant.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   There were no public comments made at this hearing.
   (6:22 p.m.)

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

5. Ordinance No. 2018-133 amending the Code of Ordinances by adding Section 100-6. - "Certificate of Occupancy" to the Land Development Code.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   Mashell Daniel said this agenda item was unanimously approved by the Planning and Zoning Commission.
   (6:24 p.m.)

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

6. Resolution No. 2018-142 approving the Community Development Block Grant (CDBG) Comprehensive Assessment Performance Evaluation Report.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   There were no public comments made at this hearing.
   (6:25 p.m.)

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

7. Ordinance No. 2018-145 amending Chapter 18 of the Code of Ordinances to allow for residential outdoor burning by permit and amending the master fee list to include a residential outdoor burning fee.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   There were no public comments made at this hearing.
   (6:26 p.m.)

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

8. Resolution No. 2018-143 considering a Texas Department of Housing and Community Affairs (TDHCA) housing tax credit development application for the Reserve at Cowhorn.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   Jeff Lewis confirmed with Darren Smith, Head of Development for MVAH Partners, that this agenda item was withdrawn.

RESULT:	**WITHDRAWN**

9. Resolution No. 2018-144 considering a Texas Department of Housing and Community Affairs (TDHCA) housing tax credit development application for the Reserve at Summerhill.

   Public Hearing: December 10, 2018
   Council Vote: December 10, 2018

   The following citizens spoke **in opposition** of this agenda item:

Mike Ingram	Michael Wilson	Fred Meisenheimer
Steve Jumper	Cliff Roberson	Richard Collins
Sherry Waters	Lisa Watson	Cathy Henderson

Tracy Gatlin Michael White Josh Lawrence
Jennifer Doan

The following citizens spoke **in favor** of this agenda item:

Monte Valentino Tylesha Ross Stephanie Spanhel

The following citizen addressed council at this hearing: Bill Owney

Mike Brower, of Bowie Central Appraisal District, provided information related to property tax collection.

Richard Reynolds, of Reynolds Realty, made additional comments regarding the proposed project.

The Mayor asked the Assistant City Secretary for a roll call vote. The motion for "Resolution of Support" failed.
(7:56 p.m.)

RESULT:	**FAILED [3 TO 4]**
MOVER:	Mary Hart, Ward 2
SECONDER:	Jean H. Matlock, Ward 1
AYES:	Matlock, Hart, Alcorn
NAYS:	Bruggeman, Williams, Harp, Davis

10. Resolution No. 2018-144 considering a Texas Department of Housing and Community Affairs (TDHCA) housing tax credit development application for the Reserve at Summerhill.

Public Hearing: December 10, 2018
Council Vote: December 10, 2018

The Mayor asked the Assistant City Secretary for a roll call vote. This agenda item was adopted to amend as "Resolution with Objection".
(7:57 p.m.)

RESULT:	**ADOPTED TO AMEND [4 TO 3]**
MOVER:	Josh Davis, Ward 6
SECONDER:	Bill Harp, Ward 5
AYES:	Bruggeman, Williams, Harp, Davis
NAYS:	Matlock, Hart, Alcorn

VII. ITEMS FOR DISCUSSION

Staff Updates - None

VIII. ADMINISTRATIVE COMMENTS

1. City Council

   Council Member Hart thanked the City Manager and staff for providing relevant and thorough information that support agenda items presented for council vote.

   Mayor Bruggeman wished everyone a Happy Holiday season.

2. City Staff

   Staff had no administrative comments for council.

IX. ADJOURNMENT

A motion was made to adjourn the meeting.
(8:00 p.m.)

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