



CITY OF TEXARKANA

CITY COUNCIL

AGENDA • APRIL 1, 2020

Council Chambers

Special Meeting

12:00 PM

220 TEXAS BLVD.
TEXARKANA, TX 75501

AS A PRECAUTIONARY MEASURE RELATED TO COVID 19 (Coronavirus), audience seating in the Council Chambers will be spread out per CDC-recommended distances. The public is encouraged to livestream this meeting from the City's website, <https://www.ci.texarkana.tx.us>

Mayor

Bob Bruggeman

Ward 1

Jean H. Matlock

Ward 3

Betty Williams

Ward 5

Bill Harp

Ward 2

Mary Hart

Ward 4

Christie Alcorn

Ward 6

Jay Davis



I. CALL TO ORDER FOR A SPECIAL MEETING OF THE CITY COUNCIL**II. ESTABLISHMENT OF QUORUM(S)****III. ACTION ITEM**

1. Ordinance No. 2020-036 continuing the declaration of local disaster proclaimed for the City of Texarkana, Texas, by Mayor Bob Bruggeman on March 25, 2020 and recognizing Mayoral authority under law and the City Charter in emergencies.

Public Hearing:

Council Vote: April 1, 2020

IV. ADJOURNMENT

Jennifer Evans
City Secretary

This open meeting of a governmental entity is subject to the Texas Open Meetings Act (Chapter 551, Government Code). The “Board Room”, location as referenced above, is the room or property where the City Council will hold this meeting.

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

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

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

This meeting is being conducted in accordance with the Americans with Disabilities Act [42 USC 12101 (1991)]. The facility is wheelchair accessible and handicap parking is available.

Requests for sign interpretive services are available upon requests received at least 48 hours prior to the meeting. To make arrangements for these services, please call 903.798.3917, Personnel or (TDD) 1.800.RELAY.TX (1.800.735.2989).

City of Texarkana, Texas

Version:

Update Date: 3/27/2020 9:42 AM

Briefing Sheet

Lead Department: City Manager **Action Officer:** Jennifer Evans, City Secretary
Ordinance No. 2020-036 continuing the declaration of local disaster proclaimed
for the City of Texarkana, Texas, by Mayor Bob Bruggeman on March 25, 2020
and recognizing Mayoral authority under law and the City Charter in
Subject: emergencies.

Briefing: 4/1/2020 **Public Hearing:** **Council Vote:** 4/1/2020

Item Schedule

Updates/History of Briefing:

NOT APPLICABLE

Executive Summary and Background Information:

On March 18, 2020, Mayor Bob Bruggeman, in his official capacity as Mayor of the City of Texarkana, Texas, and pursuant to lawful authority, declared a local disaster for the City of Texarkana, Texas, resulting from COVID-19 (Coronavirus). In Ordinance No. 2020-035, the City Council consented to a continuation of the 3-18-2020 Mayoral Declaration of Disaster which, among other provisions, (a) activated the city emergency management plan, (b) limited the gathering of a group to not more than 50 people, and (c) recommended a voluntary curfew from 7 p.m. to 7 a.m. for any person under the age of 18, not in the company of a parent or guardian, unless they are traveling to or from work or for a reasonable emergency situation.

On March 25, 2020, Mayor Bob Bruggeman, in his official capacity as Mayor of the City of Texarkana, Texas, and pursuant to lawful authority, signed a revised declaration of local disaster for the City of Texarkana, Texas, resulting from COVID-19 (Coronavirus) [the 3-25-2020 "Declaration of Disaster 2020-001", attached to the proposed ordinance as Exhibit "A".] This Mayoral Declaration of Disaster, among other provisions, (a) maintains the activation of the city emergency management plan, (b) limits the gathering of a group to not more than 10 people, (c) imposes a mandatory curfew from 10 p.m. to 6 a.m. for all person in the City of Texarkana, with exceptions to the mandatory curfew extending only to "travel to and from: work, a hospital, or pharmacy", (d) effective 11:59 p.m. Thursday, March 26, 2020, bans the operation of "hair salons, barber shops, nail salons, massage parlors/massage therapists, and tattoo studios inside the City of Texarkana", (e) suspends issuance of itinerant vendor permits and revokes all current itinerant vendor permits, and (f) authorizes the City Manager to grant temporary provisions, in writing, to the contract between the City and Lifenet EMS.

Texas Government Code Section 418.108(b) provides that a declaration of local disaster may not be continued for a period in excess of seven days without the consent of the governing body of the political subdivision.

City of Texarkana, Texas

Adoption of this ordinance provides for City Council consent to a continuation of the 3-25-2020 Mayoral "Declaration of Disaster 2020-001" until terminated by Order of the City Council.

Potential Options:

None

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Fiscal Implications:

None

Staff Recommendation:

Staff recommends the adoption of this ordinance.

Advisory Board/Committee Review:

NONE

Board/Committee Recommendation:

NOT APPLICABLE

Advisory Board/Committee Meeting Date and Minutes:

NOT APPLICABLE

Attachments

- a. 2020-036 ORD continuing Mar 25 decl disaster (DOCX)
- b. 2020-036 EXH 'A' AMD Disaster Decl COVID-19 20200325 (DOC)
- c. 2020-036 Goals & Perspectives (DOCX)

Staff Coordination

City Manager	Jennifer Evans	Department Head Review	Completed
	03/25/2020 4:48 PM		
City Manager	Shirley Jaster	City Manager Review Completed	03/26/2020
11:38 AM			
City Council	Vicky Coopwood	Meeting	Pending
12:00 PM			04/01/2020

Meeting History

PUBLISH

ORDINANCE NO. 2020 - 036

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEXARKANA, TEXAS, CONTINUING THE DECLARATION OF DISASTER 2020-001 ORDERED FOR THE CITY OF TEXARKANA, TEXAS, BY MAYOR BOB BRUGGEMAN ON MARCH 25, 2020, UNTIL TERMINATED BY ORDER OF THE CITY COUNCIL; RECOGNIZING MAYORAL AUTHORITY UNDER LAW AND THE CITY CHARTER IN EMERGENCIES; PROVIDING FOR PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on March 25, 2020, Mayor Bob Bruggeman, in his official capacity as Mayor of the City of Texarkana, Texas, and pursuant to lawful authority, ordered a revised Declaration of Disaster 2020-001 for the City of Texarkana, Texas, resulting from the COVID-19 / coronavirus global pandemic (the "Mayoral Declaration", attached to this Ordinance as **Exhibit "A"** and incorporated herein by reference for all purposes); and

WHEREAS, Texas Government Code Section 418.108(b) provides that a declaration of local disaster may not be continued for a period in excess of seven days without the consent of the governing body of the political subdivision; and

WHEREAS, by this Ordinance, the City Council consents to a continuation of the Mayoral Declaration until terminated by Order of the City Council.

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

SECTION 1: The City Council finds and determines that the conditions necessitating the Declaration of Disaster 2020-001, ordered for the City of Texarkana, Texas, by Mayor Bob Bruggeman on March 25, 2020, continue to exist; and pursuant to Texas Government Code Section 418.108(b), the City Council consents to a continuation of the Mayoral Declaration until terminated by Order of the City Council.

SECTION 2: The City Council recognizes Mayoral authority under governing law and the City Charter in this emergency, without further action of the City Council, to exercise powers conferred on him by law and the City Charter, and to take actions and issue any orders including but not limited to any measures authorized by Chapter 418 of the Texas Government Code and article II, section 13 of the City Charter.

SECTION 3: The City Secretary shall give notice of the passage of this ordinance as provided by state law and Article XI, Section 3 of the Charter of the City of Texarkana, Texas.

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

PASSED AND APPROVED in Special Council Session on this the **1st day of April, 2020.**

ATTEST:

JENNIFER EVANS, CITY SECRETARY

BOB BRUGGEMAN, MAYOR

Attachment: 2020-036 ORD continuing Mar 25 decl disaster (2249 : 2020-036 ORD Continuing Disaster Decl. of 032520)

DECLARATION OF DISASTER 2020-001

WHEREAS, the World Health Organization has declared the coronavirus (COVID-19) as a global pandemic on March 11, 2020; and

WHEREAS, COVID-19 is a contagious virus with symptoms that include fever, coughing, and shortness of breath, and can range from mild to severe illness, which may lead to further complications including death; and

WHEREAS, the COVID-19 virus mainly spreads between people in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

WHEREAS, the continued worldwide spread of COVID-19 presents a an imminent threat of widespread illness, which requires emergency action for the protection of the citizens of Texarkana, Texas; and

WHEREAS, the implementation of mitigation strategies can slow the transmission of the virus; and

WHEREAS, the City of Texarkana, Texas, on the 17th day of March, 2020, experienced it's first confirmed case of the virus; and

WHEREAS, the COVID-19 pandemic is rapidly evolving, requiring immediate action to control the spread of the virus; and

WHEREAS, the Mayor of Texarkana, Texas has determined that extraordinary measures must be taken to protect the public health and welfare of our citizens.

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF TEXARKANA, TEXAS:

1. That a local state of disaster is hereby declared for Texarkana, Texas pursuant to §418.108(a) of the Texas Government Code.
2. Pursuant to §418.108(b) of the Government Code, the state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the City Council of Texarkana, Texas.
3. Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
4. Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster activates the city emergency management plan.
5. Pursuant to §418.108(g) of the Government Code, this declaration now limits the gathering of a group to not more than 10 people.
6. Pursuant to §418.108(g) of the Government Code, this declaration now imposes a mandatory curfew from 10:00 PM to 6:00 AM for all individuals in the City of Texarkana. Exceptions to the mandatory curfew are travel to and from: work, a hospital, or pharmacy.
7. Pursuant to §418.108(g) of the Government Code, this declaration now bans the operation of hair salons, barber shops, nail salons, massage parlors/massage therapists, and tattoo studios inside the City of Texarkana, beginning at 11:59 PM on Thursday March 26th, 2020.
8. Pursuant to §418.108(g) of the Government Code, this declaration suspends the issuance of itinerant vendor permits and revokes all current itinerant vendor permits.
9. Pursuant to §418.108(g) of the Government Code, this declaration authorizes the City Manager to grant temporary provisions, in writing, to the contract between the City of Texarkana, TX and Lifenet EMS.
10. That this proclamation shall take effect immediately from and after its issuance.

ORDERED this 25th day of March, 2020.



Bob Bruggeman
Mayor

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: