



**CITY OF TEXARKANA**  
**CITY COUNCIL**  
**MINUTES • APRIL 24, 2017**

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


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**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	
Willie Ray	Ward 2	Absent	
Betty Williams	Ward 3	Present	
Brian Matthews	Ward 4	Present	
Christy P. Paddock	Ward 5	Present	
Josh Davis	Ward 6	Present	

Staff Present: City Manager John Whitson, Jennifer Evans, Shirley Jaster, Kyle Dooley, Kristin Peebles, Robby Robertson, Dusty Henslee, Sharon Moore, David Orr, Jim Powell, J.D. Phillips, Karey Parker, Mashell Daniel, Lisa Thompson, Eric Schlotter, and Jerry Sparks.

Legal Counsel: Jeff Lewis

**II. INVOCATION AND PLEDGE BY COUNCIL MEMBER CHRISTY PADDOCK**
**III. MAYOR'S REMARKS AND ITEMS OF COMMUNITY INTEREST**
**Upcoming City Council Meetings:**

Monday, May 8, 2017 at 6:00 p.m.

Monday, May 22, 2017 at 6:00 p.m.

Monday, June 12, 2017 at 6:00 p.m.

**Parks & Recreation Events:**

April 29 <sup>th</sup>	Community Garage Sale	Spring Lake Park
April 29 <sup>th</sup>	Dragon Boat Races	Bringle West Park
May 1 <sup>st</sup>	Commercial Softball League Begins	Wallace Park
May 6 <sup>th</sup>	Wine Festival	Spring Lake Park

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

Mayor Bruggeman shared several comments with the audience:

Though absent from the meeting, Council Member Ray was wished a happy birthday.

Future Leaders Exchange (FLEX) students Lorida Braga from Moldova and Elena Rossi from Italy were thanked for their community service and academic achievements demonstrated at Texas High School. Both students expressed appreciation for Texarkana's hospitality and welcoming spirit shown while staying in the United States. Mayor Bruggeman gave each student a city lapel pin.

Council Member Matthews was a nominee for the Wilbur (Smith) Award in the category of local excellence in community leadership. The Believe in Beverly Neighborhood Association received the Wilbur Award for best community organization.

Council Member Williams was thanked for her community beautification efforts displayed in repotting flowers in front of the Bi-State Justice building this past weekend.

On April 25th, Texarkana College will host various activities in promotion of higher education. The Education Strategic Plan for Texas or "60X30TX" is a statewide program setting the goal of having 60 percent of Texans between the ages of 25-34 hold a postsecondary credential or degree by the year 2030. This goal is designed to accommodate future workforce needs and help Texas remain as a competitive and prosperous state.

Bryce's Cafeteria is closing at the end of April. The Lawrence family has been serving local citizens since 1931. After eight decades of home cooking and friendly service, the restaurant will be greatly missed.

The Mayor welcomed Bowie County Judge James Carlow, New Boston Mayor Johnny Branson, and incoming Maud Mayor David Gibson to the meeting.

### ***Presentations***

Patrick Smith, Commander of American Legion Post 25, along with Wendell Van Hook, presented 13 participants in the Texas Boys State program. The program is an educational overview of government at the local, county, and state level. The program brings together students who have exhibited strong academic potential, solid leadership skills, dedicated commitment to service, and strength shown in character.

Mayor Bruggeman also attended this program in 1979. These local area high school students will attend the 77th anniversary program at the University of Texas at Austin June 11-16, 2017. Each delegate received a city lapel pin.

*Appointments to Boards & Commissions*

Council Member Matthews recommended the appointments of Steven McCowan and Charles Tyous to the Building & Standards Committee.

1. Motion to make appointments to the Building & Standards Committee.

(6:29 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Matthews, Ward 4
<b>SECONDER:</b>	Christy P. Paddock, Ward 5
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

2. Mayor Bruggeman reappointed Denis Washington to the TexAmericas Center board.

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

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

There were no public comments made at Open Forum.

**V. ITEMS FOR CONSIDERATION***Consent Items*

(6:31 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh Davis, Ward 6
<b>SECONDER:</b>	Christy P. Paddock, Ward 5
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

1. Consider approval of the minutes of the Regular Meeting of the City Council held on April 10, 2017 at 6:00 PM.
2. Consider approval of the minutes of the Joint City Committee Special Meeting of the City Council held on April 11, 2017 at 3:00 PM.

*Action Items - None*

**VI. FIRST BRIEFINGS**

1. Ordinance No. 2017-045 amending the Code of Ordinances Chapter 18 "Fire Protection and Emergency Medical Services", Section 18.14 "Outdoor Burning".

Public Hearing: May 8, 2017  
Second Briefing: May 22, 2017  
Council Vote: June 12, 2017

Eric Schlotter briefed this item.

<b>RESULT:</b>	<b>MOVED FORWARD</b>	<b>Next: 5/8/2017 6:00 PM</b>
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2. Ordinance No. 2017-048 rezoning Lot 11, Block 6, Richmond Hills 2nd Addition, located at 3102 Richmond Road. Office to General Retail. Gary Treadway, applicant.

Public Hearing: May 8, 2017  
Second Briefing: May 22, 2017  
Council Vote: June 12, 2017

David Orr briefed this item.

<b>RESULT:</b>	<b>MOVED FORWARD</b>	<b>Next: 5/8/2017 6:00 PM</b>
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3. Ordinance No. 2017-049 approving contracts for the design of the Perot Theater Restoration Project in an amount not to exceed Seven Hundred Five Thousand Nine Hundred Eighty-Three Dollars and Fifty Cents (\$705,983.50) and the design of the Downtown Art Park Project in an amount not to exceed Seven Hundred Five Thousand Nine Hundred Eighty-Three Dollars and Fifty Cents (\$705,983.50) and amending the budget for the 2017 Bond Fund for the fiscal year beginning October 1, 2016 and ending September 30, 2017 for a total of Two Million Four Thousand Four Hundred Sixty-Seven Dollars and No Cents (\$2,004,467.00) for the design of the Perot Theater Restoration Project (\$705,983.50), the design of the Downtown Art Park Project (\$705,983.50), the design of the Airport Terminal Project (\$50,000.00), and the design of the Fire Station Relocation Project (\$542,500.00).

Public Hearing:  
Second Briefing:  
Council Vote: April 24, 2017

Kristin Peoples briefed this item. David Orr also made additional comments.  
(6:38 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Christy P. Paddock, Ward 5
<b>SECONDER:</b>	Brian Matthews, Ward 4
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

4. Resolution No. 2017-050 authorizing the City Manager to enter into an agreement for legal services with Lynn, Ross & Gannaway, LLC.

Public Hearing: May 8, 2017  
 Second Briefing: May 22, 2017  
 Council Vote: June 12, 2017

Jim Powell briefed this item.

<b>RESULT:</b>	<b>MOVED FORWARD</b>	<b>Next: 5/8/2017 6:00 PM</b>
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## VII. PUBLIC HEARINGS

1. Motion to move Resolution No. 2017-038 up for council vote.

(6:43 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh Davis, Ward 6
<b>SECONDER:</b>	Brian Matthews, Ward 4
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

2. Resolution No. 2017-038 supporting the Riverbend Water Resource District in implementing the Corps of Engineers' Lake Wright Patman Ultimate Rule Curve and obtaining future water rights in Lake Wright Patman.

Public Hearing: April 24, 2017  
 Second Briefing: May 8, 2017  
 Council Vote: May 22, 2017

Steve Mayo addressed council during this hearing. Mayor Bruggeman thanked Executive Director Liz Fazio Hale and board members of the Riverbend Water Resources District for their attendance in support of this resolution.

(6:44 p.m.)

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

3. Motion to move Ordinance. No. 2017-039 up for council vote.

(6:45 p.m.)

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

4. Ordinance No. 2017-039 amending the Code of Ordinances Chapter 28 "Offenses and Miscellaneous Provisions", Sec. 28-237 concerning building construction hours of operation.

Public Hearing: April 24, 2017  
Second Briefing: May 8, 2017  
Council Vote: May 22, 2017

There were no public comments made at this hearing.

(6:45 p.m.)

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

5. Motion to move Resolution No. 2017-040 up for council vote.

(6:46 p.m.)

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

6. Resolution No. 2017-040 approving and adopting an amendment to the Municipal Solid Waste Collection and Transportation Agreement.

Public Hearing: April 24, 2017  
 Second Briefing: May 8, 2017  
 Council Vote: May 22, 2017

There were no public comments made at this hearing.  
 (6:47 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Matthews, Ward 4
<b>SECONDER:</b>	Christy P. Paddock, Ward 5
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

7. Motion to move Resolution No. 2017-041 up for council vote.

(6:48 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Christy P. Paddock, Ward 5
<b>SECONDER:</b>	Josh Davis, Ward 6
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

8. Resolution No. 2017-041 approving and authorizing the City Manager to enter into a one (1) year contract with four (4) additional one (1) year renewal options with DAM Investments, LLC, dba US Lawns of Texarkana, LLC, to supply mowing and landscaping services for selected city parks and University Avenue in an amount not to exceed \$148,757.10.

Public Hearing: April 24, 2017  
 Second Briefing: May 8, 2017  
 Council Vote: May 22, 2017

There were no public comments made at this hearing.  
 (6:48 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh Davis, Ward 6
<b>SECONDER:</b>	Jean H. Matlock, Ward 1
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

9. Motion to move Resolution No. 2017-042 up for council vote.

(6:49 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Josh Davis, Ward 6
<b>SECONDER:</b>	Brian Matthews, Ward 4
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

10. Resolution No. 2017-042 authorizing the City Manager to enter into a contract for the repairing and repainting of the Walnut Street and West Fourth Street elevated water storage tanks in an amount not to exceed \$445,000.00.

Public Hearing: April 24, 2017  
 Second Briefing: May 8, 2017  
 Council Vote: May 22, 2017

There were no public comments made at this hearing.  
 (6:50 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Matthews, Ward 4
<b>SECONDER:</b>	Betty Williams, Ward 3
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

11. Motion to move up Resolution No. 2017-043 up for council vote.

(6:51 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Christy P. Paddock, Ward 5
<b>SECONDER:</b>	Betty Williams, Ward 3
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

12. Resolution No. 2017-043 authorizing Texarkana Water Utilities to be charged an administrative fee by the City's General Fund.

Public Hearing: April 24, 2017  
 Second Briefing: May 8, 2017  
 Council Vote: May 22, 2017

There were no public comments made at this hearing.  
 (6:51 p.m.)



<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Matthews, Ward 4
<b>SECONDER:</b>	Jean H. Matlock, Ward 1
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

### VIII. SECOND BRIEFING WITH UPDATES - NONE

### IX. SECOND BRIEFING WITHOUT UPDATES

1. Motion to move Ordinance No. 2017-034 up for council vote.

(6:52 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jean H. Matlock, Ward 1
<b>SECONDER:</b>	Betty Williams, Ward 3
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

2. Ordinance No. 2017-034 amending Chapter 100 "General Administrative Provisions" and Chapter 105 of the Land Development Code "Buildings & Construction" for clarification purposes by changing Sec. 105-8 from "Required" to "Permit Required", adding Sec. 105-9 "Stop Work Order", and adding Sec. 105-10 "Offense; Penalty."

Public Hearing: April 10, 2017  
 Second Briefing: April 24, 2017  
 Council Vote: May 8, 2017

(6:53 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Matthews, Ward 4
<b>SECONDER:</b>	Jean H. Matlock, Ward 1
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman

### X. ITEMS FOR DISCUSSION

Staff Updates - There were no updates for council.

**XI. ADMINISTRATIVE COMMENTS**

## 1. City Council

Council Member Davis thanked staff for beginning the concrete streets reconstruction project in the Forest Lake subdivision. Citizens living in this area have been patient and are very grateful that this project is finally moving forward.

## 2. City Staff

City Manager Whitson thanked the council for expediting agenda items related to the Capital Improvement Plan projects.

These council actions are advancing key projects in various parts of the city that are not only scheduled for fiscal year 2017 but also fiscal year 2018. Staff is very eager to oversee these much needed projects.

**XII. ADJOURNMENT**

A motion was made to adjourn the meeting.  
(6:57 p.m.)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Matthews, Ward 4
<b>SECONDER:</b>	Betty Williams, Ward 3
<b>AYES:</b>	Matlock, Williams, Matthews, Paddock, Davis
<b>ABSENT:</b>	Ray
<b>EXCUSED:</b>	Bruggeman



Jennifer Evans  
City Secretary



Bob Bruggeman  
Mayor