

**AGENDA**  
**Regular Meeting of the City Council**  
**Municipal Building**  
**West 3<sup>rd</sup> Street and Texas Boulevard**  
**Texarkana, Texas**  
**Monday, April 27, 2009**  
**6:00 p.m.**

An Open Meeting will be held concerning the following subject:

**I. Call to Order, Roll Call, Establishment of Quorum**

**II. Closed Session**

The City Council will convene in closed session pursuant to one or more of the following sections of the Texas Open Meetings Act (Chapter 551 of the Texas Government Code):

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|-----------|--|
| § 551.071 | Private consultation with the City Attorney  |
| § 551.072 | Discussing or deliberating purchase, exchange, lease or value of real property   |
| § 551.073 | Discussing or deliberating negotiated contract for prospective gift or donation  |
| § 551.074 | Discussing or deliberating appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee |
| § 551.076 | Discussing or deliberating the deployment or specific occasions for implementation of security personnel or devices  |
| § 551.084 | Investigation; exclusion of witness from a hearing during examination of another witness   |
| § 551.087 | Discussing economic development negotiations or offer of financial or other incentives to business prospects   |

The City Council will reconvene in open session at 7:00 p.m. to take any final action, decision, or vote on a matter deliberated in closed session.

**III. Reconvene to Open Session, Invocation by Councilman Bob Bruggeman, Appointments to Boards and Commissions, Presentations, Public Recognition**

1. Appointments to Boards & Commissions
2. Service Certificates and Pins
3. Police Certificate of Merit Awards
4. 2010 Census Presentation
5. Senior Olympic Committee Presentation
6. Texarkana Fast Pitch Softball Association Presentation
7. Elder Abuse Prevention Presentation
8. National Infant Immunization Week Presentation

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

**V. Public Hearing and Public Readings of Resolutions or Proposed Ordinances and Reports**

1. Public Hearing for the Parks Master Plan

**VI. Consideration/Approval of Consent Agenda Items**

1. Consider approval of the minutes of the regular meeting held on February 23, 2009.
2. Consider the approval of the construction plans for the Plantevigne Drainage Project and authorize advertisement for bids.
3. Consider Ordinance No. 034-09 granting an exception to the Noise Ordinance in Section 14-11 of the Code of Ordinances.
4. Consider Ordinance No. 035-09 approving the Park's Master Plan, 2009 update.
5. Consider Ordinance No. 036-09 thru 043-09 authorizing the CEO/City Manager to execute amendments to the water and sewer contracts

with wholesale customers to reflect implementation of the rate increases authorized by City Ordinance No. 290-01.

6. Consider Ordinance No. 044-09 changing the May 2008 regular city council meeting from the fourth Monday of the month, May 26, 2008, to the third Monday of the month, May 18, 2008, due to Memorial Day.
7. Consider Ordinance No. 045-09 awarding a bid and authorizing the CEO/City Manager to enter into a contractual agreement with the successful bidder for the Scott Wright Road Project.
8. Consider Ordinance No. 046-09 authorizing the commitment of CDBG American Recovery and Reinvestment Act Funds to create economic opportunities through the development of a farmer's market to be located at 3<sup>rd</sup> and Texas Boulevard in downtown Texarkana.
9. Consider Ordinance No. 047-09 authorizing permission for the Texarkana, Texas Fire Department to apply for a grant to fund two training classes and the associated certification fees.
10. Consider Ordinance No. 054-09 approving and authorizing the City of Texarkana, Texas to submit an application to the Federal Transit Administration for a 2009 American Recovery and Reinvestment Act Grant on behalf of the Texarkana Urban Transit District.
11. Consider Resolution No. 055-09 affirming the City of Texarkana, Texas' support and partnership with the 2010 U. S. Census Bureau.
12. Consider Ordinance No. 056-09 authorizing Texarkana, Texas dba Texarkana Water Utilities to enter into a contract with Merrick & Co., of Aurora, Colorado for the purpose of developing a digital GIS parcel layer for Bowie County, TX, on behalf of the Bowie Central Appraisal District.
13. Consider Resolution No. 057-09 to use our best efforts to purchase only American Made products so as long as the resources are available.
14. Consider Ordinance No. 058-09 authorizing the purchase of a pre-cast restroom facility for Bell Park upon completion of the Texas Boulevard Farmer's Market and verification of available funds.

15. Consider Ordinance No. 059-09 awarding a bid to Central Air of Texarkana, Texas to replace the 70-ton chiller at the Southwest Center.
16. Consider Ordinance No. 060-09 awarding a bid to Transit Mix Concrete of Texarkana, Texas for a one year contract for concrete services.

## **VII. Action/Discussion Items**

### **A. Zoning Items**

1. Public Hearing and consider Ordinance No. 048-09 a granting Specific Use Permit to allow the location of a changeable electronic variable message (CVEMS) billboard on a 0.54 acre tract of land in the J.S. Warsden HRS, A-763, located at 5901 Richmond Road. Pam Allen, owner. (Due to P & Z denial, a  $\frac{3}{4}$  vote will be required to approve this request)
2. Public Hearing and consider Ordinance No. 049-09 granting a Specific Use Permit to allow the location of an in-home day care on Lot 3, Block 54, Beverly Heights Addition, located at 606 Blanton Street. Barbara Adams, owner.
3. Public Hearing and consider Ordinance No. 050-09 rezoning a 21.182 acre tract of land in the George Brinlee HRS, A-18, located approximately 500' east of the intersection of Kings Highway and Cooper Lane. Temporary SF-2 to SF-2. Wesley Mahone, owner. Kayla Wood, MTG Engineering, agent. (Due to P & Z denial, a  $\frac{3}{4}$  vote will be required to approve this request)
4. Public Hearing and consider Ordinance No. 051-09 rezoning a 5.110 acre tract of land in the George Brinlee HRS, A-18, located south of the extension of Steeplechase Drive. Temporary 2F-1 to 2F-1. Wesley Mahone, owner. Kayla Wood, MTG Engineering, agent.
5. Public Hearing and consider Ordinance No. 052-09 rezoning a 9.778 acre tract of land in the George Brinlee HRS, A-18, located north of the extension of Steeplechase Drive. Temporary MF-1 to MF-1. Wesley Mahone, owner. Kayla Wood, MTG Engineering, agent. (Due to P & Z denial, a  $\frac{3}{4}$  vote will be required to approve this request)
6. Public Hearing and consider Ordinance No. 053-09 revoking a Specific Use Permit allowing a tattoo studio on Lots 2 & 3, Block 30, Highland Park Addition, located at 2411 Stateline Avenue. City of Texarkana, Texas, applicant.

## **VIII. Reports/Information/Review Items**

1. Council Requests for Discussion: Estate/Garage Sale signs;
2. Report to the Council from the City Manager: Blue Ribbon Committee Update;

## **IX. Closed Session**

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- § 551.076 Discussing or deliberating the deployment or specific occasions for implementation of security personnel or devices
- § 551.084 Investigation; exclusion of witness from a hearing during examination of another witness
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## **X. Adjournment**