

**MINUTES**  
**Regular Meeting of the City Council**  
**Municipal Building**  
**West 3<sup>rd</sup> Street and Texas Boulevard**  
**Texarkana, Texas**  
**Monday, March 22, 2010**  
**6:00 p.m.**

An Open Meeting will be held concerning the following subject:

**Call to Order by Mayor Mayo, Roll Call, Establishment of Quorum**

The following Councilmembers were present:

Derrick McGary	Councilmember, Ward 1
Willie Ray	Councilmember, Ward 2 Arrived at 6:17 p.m.
Tina Veal-Gooch	Councilmember, Ward 3
Bob Bruggeman	Councilmember, Ward 4
Scott Norton	Councilmember, Ward 5
Robin Court	Councilmember, Ward 6 Via Videoconference: University of Texas George Sanchez Building, Room 324 1912 Speedway, Austin, Texas 78721

Also present were: F. Larry Sullivan, CEO/City Manager, Shirley Jaster, Officer Ed Emilia, Craig Lindholm, Chief Shiner, Roby Robertson, Vicki Melde, Pam Burns, Kerry Meredith, City Secretary, Libby Nix, Jerry Sparks, David Orr.

**Closed Session (6:05 p.m.)**

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):

§ 551.071	Private consultation with the Legal Counsel
§ 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.

**Invocation and Pledge**

The Invocation was given by Councilmember Derrick McGary; Pledge was given by Travis Ransom and Troop 7 Boy Scouts.

### **Appointments to Boards and Commissions**

Councilmember Norton recommended that Ellen Moore, Cornell Smith and Rusty Felts be re-appointed as members and Larry Bunn and Stuart McDonald be re-appointed as alternate members to the Zoning Board of Adjustment board.

Councilmember Bruggeman recommended that Mr. Ken Morehouse, presently an alternate member, be appointed to fulfill Mr. Keith Garrett's term (previously resigned due to moving out of town).

Mayor Mayo recommended that Zedia Lane be re-appointed to the Housing Authority Board with a term ending on June 21, 2010.

Mayor Mayo appointed Dr. Larry Sullivan to the Red River Redevelopment Board and himself, Stephen A. Mayo, to Riverbend.

A motion was made by Councilmember Bruggeman that the above appointments be made, seconded by Councilmember Ray.

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court  
Noes:

### **Service Certificates and Pins**

1.	Maxwell Bennett	3-28-05	Street	5
2.	Charles Carter II	1-24-05	Police	5
3.	Robert C Caudle	1-24-05	Police	5
4.	David Kelly Dial	1-31-05	Police	5
5.	Latriesha Grandy	1-24-05	Police	5
6.	Cynthia Henderson	2-10-05	CRC	5
7.	Jacob Hill	1-31-05	Police	5
8.	David Howard	2-7-05	TWU	5
9.	Barry Gene Jewell	1-31-05	Police	5
10.	Justin Jewell	1-31-05	Police	5
11.	Clinton D. Lachowsky	3-01-05	Fire	5
12.	Jamal Pathan	2-21-05	Library	5
13.	Braeden Vanderburg	1-24-05	Police	5
14.	Alice Ruth Carr	1-31-00	CRC	10
15.	Tammy Cowdery	2-14-00	TWU	10
16.	Jeffrey C. Davidson	2-21-00	Fire	10
17.	Christopher M. Harris	3-20-00	Police	10
18.	Ricky C. Holder	3-30-95	Fire	15
19.	Sue Townsend	3-6-1995	TWU	15
20.	Coy Wayne Murray	1-14-90	Police	20
21.	Debra Dupree	1-29-90	Vital Statistics	20
22.	Tina Y. Willis	2-19-90	Police	20
23.	Jeffrey Heminger	3-04-85	Fleet	25
24.	James E. Ragsdale	3-04-70	Fire	40

Presentation to James E. Ragsdale by the Fire Department Honor Guard.

### **Presentations**

Keep Texarkana Beautiful Beautification Awards  
Home of the Month: Jerry Alexander 3607 Rio Grande  
Business of the Month: Legacy Apartments, 5911 Richmond Road.

Senior Fun Day Presentation by Annette Veil: Wednesday, May 5, 2010 from 9 a.m. to 2 p.m. at Spring Lake Park

### **Open Forum**

Mike Pearson: Texarkana Beautification is doing well in the City. Thanked the City for doing a wonderful job.  
Benjamin Dennis: Refuse collection costs have changed. His service did not go up in cost, but had to have more containers. His business would like to recycle.

Councilmember Ray asked if the Mayor could appoint self to a board.  
Mayor Mayo responded he could.  
Councilmember Court stated the recycling is working and that 30.9 tons were recycled in week 10.

**Consideration / Approval of Consent Agenda Items**

1. Consider approval of the minutes of the regular meeting held on February 22, 2010.
2. Consider approval of the minutes of the special meeting held on March 12, 2010.
3. Acknowledge receipt and review of the 2009 Texarkana, Texas Police Department Racial Profiling Report as required by the Texas Code of Criminal Procedure.
4. Consider Ordinance No. 47-2010 amending Chapter 18, Pawnbrokers and Junk and Secondhand Dealers, Article I, In General.
- 5.
6. Consider Ordinance No. 49-2010 authorizing the CEO/City Manager to enter into a contract with Tyler Technologies, Inc. for the purpose of collecting outstanding fines for Municipal Court.
- 7.
8. Consider Ordinance No. 54-2010 declaring the unopposed candidates for the offices of Mayor, Councilmember Ward 1, and Councilmember Ward 4 as elected.
- 9.
10. Consider Ordinance No. 56-2010 authorizing the approval of a Mutual Aid Agreement between the City of Texarkana, Texas Fire Department, Texarkana Office of Emergency Management, and Red River Army Depot for assistance.
- 11.
- 12.
13. Consider Ordinance No. 60-2010 appointing early voting officials for the regular election to be held on May 8, 2010.
14. Consider Ordinance No. 61-2010 appointing election officials for the regular election to be held on May 8, 2010.

Councilmember Ray pulled Item No. 5, 9, 11, 12.

Councilmember Veal-Gooch pulled No. 7.

A motion was made by Councilmember McGary that the consent agenda be approved, seconded by Councilmember Veal-Gooch.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes: None

**Pulled Items:**

5. Consider Ordinance No. 48-2010 awarding bids for weed lot and turf mowing contracts.  
Robby Robertson explained that there were funds left over and they would be used for upgrades to the parks.

Councilmember Ray asked about the process of bidding and who could bid.  
Dr. Sullivan explained that anyone could bid.  
Councilmember Veal-Gooch asked who was getting bid.  
Councilmember Ray would like more minority and local bidders.

A motion was made by Councilmember Veal-Gooch that the consent item be approved, seconded by Councilmember Norton.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes: None

7. Consider Ordinance No. 53-2010 awarding bids for the purchase of vehicles for the Police Department and Street Department.

Councilmember Veal-Gooch wanted to know if this was an effort to take off some of fleet needs.

Dr. Sullivan explained it was not.

Councilmember Bruggeman asked if it was a commercial vehicle.

Charlie Bassett said it was an additional commercial vehicle.

Dr. Sullivan said the City gets reimbursed by the state.

A motion was made by Councilmember Court that the consent item be approved, seconded by Councilmember Veal-Gooch.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes: None

9. Consider Resolution 55-2010 supporting Texarkana Homeless Coalition and development of a comprehensive 5 year plan along with a continuum of care plan to eliminate homelessness in Texarkana.

Councilmember Ray would like to know how this is going to happen.

Dr. Sullivan said the City is working with other entities to help and try to eliminate homelessness.

Councilmember Veal-Gooch wanted to know who established the Texarkana Homeless Coalition.

Craig Lindholm said it was established in 2002. A coalition was needed in order to receive state and federal funds.

Councilmember Veal-Gooch requested an annual report.

Councilmember Norton wants to know who would give a presentation.

Craig Lindholm said the chair of the coalition.

David Orr would like the resolution adopted.

A motion was made by Councilmember Veal-Gooch that the consent item be approved, seconded by Councilmember Norton.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes: None

11. Consider Ordinance No. 58-2010 authorizing the submittal of this Owner Occupied Housing Assistance grant application from the Texas Department of Housing and Community Affairs (TDHCA).

Councilmember Ray asked about the difference in the past and now.

Libby Nix stated the guidelines from the State are the same.

Dr. Sullivan explained it had to be a home owner.

Councilmember Ray wanted to know if the people on the plan before come first.

Craig Lindholm said the list is still effective and those on the list get first chance if they meet the qualifications.

Councilmember McGary wanted to know how long it would take if it was submitted April 11<sup>th</sup>.

Craig Lindholm said it could be August of this year and spring of 2011 before they can start.

A motion was made by Councilmember Ray that the consent item be approved, seconded by Councilmember McGary.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes: None

12. Consider Ordinance No. 59-2010 authorizing the submittal of this Home Buyer Assistance grant application from the Texas Department of Housing and Community Affairs (TDHCA).

Craig Lindholm explained.

Councilmember Veal-Gooch wanted to know how people learn of this.

Libby Nix explained that there is a certain amount of funding that has to be used for a marketing campaign.

A motion was made by Councilmember Veal-Gooch that the consent item be approved, seconded by Councilmember Norton.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes: None

### **Action / Discussion Items**

1. Discussion and consideration of Ordinance No. 019-10 authorizing the issuance of "City of Texarkana, Texas Combination Tax and Revenue Certificates of Obligation, Series 2010" and resolving other matters incident and related thereto.

Mayor Mayo postponed the item until the meeting on April 26, 2010.

2. Public Hearing and consider Ordinance No. 50-2010 granting a Specific Use Permit to allow the location of a billboard on Lot 1, Block 3, Wal-Mart First Addition, located at 418 Walton Drive. Lamar of Texarkana, agent.

Mayor Mayo declared the public hearing open.

George Dodson of Lamar spoke on behalf of this item.

Allan Voronaeff spoke against this item. He opposes any additional billboards.

Mayor Mayo declared the public hearing closed.

A motion was made by Councilmember Norton that this item be approved, seconded by Councilmember Veal-Gooch.

The following Councilmembers voted by:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes:

3. Public Hearing and consider Ordinance No. 51-2010 granting a Specific Use Permit to allow a CEVMS electronic billboard on a 0.114 acre tract of land being portion of Block A, Sherwood Addition, Hoskins and Smelser HRS, A-718, located at 2400 College Drive near the northwest intersection of College Drive and Richmond Road. Lamar of Texarkana, agent.

Mayor Mayo declared the public hearing open.

George Dodson spoke on behalf of this item.

Mayor Mayo declared the public hearing closed.

A motion was made by Councilmember Bruggeman that this item be approved, seconded by Councilmember Veal-Gooch.

The following Councilmembers voted by:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court

Noes:

4. Public Hearing and consider Ordinance No. 52-2010 rezoning a 3.46 acre tract of land in the U. Carpenter HRS, A-822, located at 8204 North Kings Highway (FM 989). Temporary PD-General Retail to PD-General Retail (north 1.616 acres) and Temporary SF-1 to SF-1 (south 1.843 acres). City of Texarkana, Texas, agent.

Mayor Mayo declared the public hearing open.  
Mayor Mayo declared the public hearing closed.

A motion was made by Councilmember Norton that this item be approved, seconded by Councilmember Bruggeman.

The following Councilmembers voted by:  
Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton, Court  
Noes:

#### **Reports/Information/Review Items**

Vicki Melde spoke on the recycling efforts and clean up days. Recycling is up.

#### **Adjournment 8:58 p.m.**

A motion was made by Councilmember Ray that this meeting be adjourned, seconded by Councilmember McGary.

The following Councilmembers voted:

Ayes: McGary, Ray, Veal-Gooch, Bruggeman, Norton  
Noes: None

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**Kerry Meredith, CITY SECRETARY**

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**Stephen A. Mayo, MAYOR**