

THE CITY COUNCIL, IN AND FOR THE CITY OF CLARKSVILLE, RED RIVER COUNTY, TEXAS HELD A REGULAR MEETING ON TUESDAY, NOVEMBER 19, 2019 AT 6:00 P.M. IN THE COUNCIL CHAMBERS OF CITY HALL, 800 WEST MAIN STREET, CLARKSVILLE, TEXAS.

OPENING CEREMONIES - Mayor Ann Rushing called the meeting to order at 6:00 P.M. Councilmember Pat Smith led the Pledges of Allegiance and Councilmember Charlie Malone gave the invocation.

ROLL CALL – Council Members present at roll call were James Ellis, W. F. “Babe” Higgins, Chrissy Witmer, Pat Smith and Charlie Malone. Also present was Mayor Ann Rushing, City Manager, Julie Arrington, and City Secretary, Tammy Walker. Councilmember Wright is still ill following surgery.

CITY OF CLARKSVILLE VISION STATEMENT – Mayor Rushing read the vision statement into minutes.

“In 2032, Clarksville will be known as a friendly City whose historic small-town flair draws tourist and residents from across the country while supporting big town amenities like a hospital, waterfront parks, modern industry, hotels and large annual events.

The City will be characterized by:

- Businesses that allow residents to buy locally;
- Industry that allows residents to work in Clarksville;
- A charming downtown with diverse shops and restaurants;
- Unique annual events found nowhere else in the region that attracts visitors from across the state.
- Parks throughout the City that provide residents of all ages with healthy activities;
- New quality housing that is affordable to young families; serves the elderly population; and brings more residents downtown.”

CITIZENS’ PRESENTATION: ANY CITIZEN WISHING TO ADDRESS THE COUNCIL MAY DO SO AFTER RISING, GIVING NAME AND ADDRESS. THE COUNCIL MAY NOT ADDRESS ANY ISSUES NOT LISTED ON THE AGENDA; HOWEVER, IT MAY RECEIVE INFORMATION. PLEASE COMPLETE A SPEAKER CARD. PRESENT TO THE CITY SECRETARY PRIOR TO MEETING AND THE MAYOR WILL CALL ON YOU AT THE APPROPRIATE TIME. SPEAKER CARDS CAN BE FOUND ON THE FRONT PODIUM. – Rodrick Thomas, 905 West Washington St., addressed the Council and stated that his house on Broadway had burned. He was needing assistance with getting his water service transferred. City Manager, Julie Arrington, further explained that his water service had been turned off prior to the house burning. The water was found to have been turned back on at the time of the fire and the firemen had to turn it back off due to fire protocol. She also stated that he had an old bill that was not taken care from a previous address. Mayor Rushing stated that this could be put on the January agenda, but the Council could not take any action due to this not being on the current agenda. Councilmember Higgins asked if the City Manager would contact Mr. Thomas in the morning. City Manager, Julie Arrington stated she would and asked Police Chief Blasingame to provide her Mr. Thomas’ contact information.

MAYOR COMMENTS AND UPDATE – Mayor Rushing called Dr. Hashmi so he could update the Council on the progress with the hospital. Dr. Hashmi stated that work has started on the hospital. He said they are fixing leaks in the roof that has caused 20 percent of the structure to have corrosion. He stated that 80 percent of the structure was good.

They have to repair the 20 percent before construction can start. They are going to have to reinforce the second and first floors to withhold the weight of the machinery that will be installed on the second floor. The repair will start at the top and work downward to the bottom. The crawl space will have metal beams installed to give more support for the additional weight. He said that this phase of the work should be about 6 to 8 weeks and then construction will begin.

Oncor is installing a generator and once this is completed, they will have security camera installed on the building and around the property so they can watch the work progress that is going on. He said there is a general outline of the time frame for work on an app, Trello.

NNE Company is the Project Manager and he said that the hospital administrator has already been selected and will be the supervisor of the hospital construction. Investors and people on the hospital board will be on site next Saturday through Wednesday, November 23 -27, 2019.

He said there is an app that he can watch the progress on and keep track of what is going on and will be able to share with the Council at the next update.

Mayor Rushing expressed the gratitude of herself and the Council for the progress started on the new hospital.

- Update Home Program

Today titles are good on 9 of the home applicants' homes.

The clear titles are always the big issue.

So far there are no guarantees on who will get the homes as research is still being done.

Our HOME contract ends in 2022. At that point we can apply for the funds again.

Our consultant, Kathy Boyles, feels we should be able to go out for bid in the spring and construction begin in the summer.

- Great American Smoke out will be held on the square the 21st• Hotdogs, drinks. Encouraging people to not smoke. Sponsor is Lennox Health Resource Center and other health agencies. 11 to 1:00pm
- The city received an emailed letter from Lochner, Chris Whitfield, PE, Project manager, noting the one year warranty inspection for the airport project was conducted on Nov 12. No items were found that needed to be addressed at this time.
- Christmas Parade on December 2, The Annual Christmas on Main Event Dec 7, and Dec 5, 12 and 19th retail stores open late on Thursdays, the 12th a Magic Show and the Grinch for the kids, the 5th surrey rides, the 19th Santa Clause. This is to date.
- Update on plant growth at City Lake

The Red River County WCID is moving forward

Emergency spill way fence has been built

Permit sent in to Texas Parks and Wildlife for the fish (grass carp)

- Suddenlink update

Effective Dec 2, the Sports programming surcharge and the Broadcast station surcharge for new residential video customers will be \$6.65 a month and \$15.00, respectively a month. Affects new video customers only.

- We received a letter from the Honorable Gary VanDeaver thanking us for hosting the October Town Hall Meeting.
- Lennox Health Resource Center needs volunteers to help ring the bell for the Salvation Army- Sign up at Lennox if you can assist this season ringing the bell Boot Drive Dec. 6th from 11 until 1- Need volunteers.
- Toys of Joy

Lennox Health is holding the Facebook Online Bake Sale on Nov 27, 8 am until 6 pm Raising funds for Toys of Joy.

If interested in donating bake goods please give them a call at 428-8500 or have goodies there at their office that day.

- Hazard Mitigation team will meet Dec 10 at 10:00. County Annex, Commissioners Court meeting room. You can read a draft of the plan at www.co.red-river.tx.us
- Received an email on the TDA list serve from the THC thanking voters for passing Prop 5, dedicating all funds generated by the existing sporting goods sales tax revenue to Texas State parks and State historic Sites. Good news for our parks and historic sites. Passed by 88 percent of voters.
- NETT Board meeting was held Saturday Nov2, .. I did attend. Great meeting with TxDOT.
- I submitted a request to the Martha, David and Bagby Lennox Foundation requesting \$10,000 for our new Texas Parks and Wildlife trail project.
- I am also submitting a request to the Martha, David and Bagby Lennox Foundation requesting funding for the Lennox Health Resource Center.
- Update USDA project

MTG is working on the Rural Development project. To get the best bids for the city, we plan to bid the project in four phases at the same time. The phases and progress are noted below:

- #1- New groundwater well. Survey work is complete on the well location and water main connection to the existing transfer main running along the rail trail. We have prepared a submittal to the TCEQ. We are nearing the completion of the specifications. This should be submitted to the TCEQ within a few weeks.
- #2 -Water meters. We are preparing specifications for the complete replacement of all water meters. This should be submitted to the TCEQ within a few weeks.

- #3 - Water towers and ground storage tanks. We are near completion of the specifications. We are waiting on the recent inspection report of these units so that we can add any items. This should be ready by the end of the year for submission to the TCEQ.
- #4 - Water line replacements. We have prepared many of the plan sheets. We need to drive all streets to check for any changes. These plans should be ready for submission to the TCEQ by late year or early January.

On all projects, we will give draft copies of the plans/specs to the city for review while the TCEQ is reviewing. We can incorporate any changes needed and prepare final plans/specs for review by Rural Development. Hopefully this will be complete by late January.

Once we have TCEQ and Rural Development approvals, the projects can be advertised for bid. I would think construction will be complete during 2020.

Let me know if there are questions,

Dan Boyles

MTG Engineers & Surveyors

5930 Summerhill Road

Texarkana, TX 75503

903.838.8533 0

903.293.2913 C

CITY MANAGER UPDATE-

Employee Recognitions -

- Judge Whitehouse received his certification for Conviction Reporting Information and the DRP Repeal 2019
- Lance LeJeune attended the Animal Control Officer Certification class last week in Arlington, Texas. This was a two-day class that discusses the requirements of the Animal Control Officer, the day-to-day operations of a shelter, how to care for a sick or injured animal, and state laws on animal shelters. He took his test and the results will be mailed.

Water Leaks – Public Works repaired a large leak at the intersection of Hwy 37 and Stacy Dillard. This was a 6” inch water main that took 8 hours to repair. There was a 2 inch line break at Hwy. 37 by John’s Mart that was completed.

Sewer Leaks – There are two sewer leaks that staff is working on; one on Hwy 82 near the Kingdom Hall this was an 8-inch service line that failed at the main and has been repaired. The other is on Delaware Street that is currently being investigated.

The fire hydrant located on Broadway and Hwy. 82 was replaced and valve installed by public works.

CopSync – Has been ordered.

Demolition Update – The Code Enforcement department has removed six (6) homes with the help from Sanitation Solutions. The cost for this project is estimated to total \$10,700.00. There is \$42,500 set aside in the Code Enforcement budget for 10 home demolitions and mowing abatements. Staff will schedule more homes this spring after the revenues have accrued and the weather allows for it. This does not include the Home Program homes they are included in a separate budget.

There are four homes pending that can be removed by the city when funds become available.

606 S. Pecan St

506 W. Washington

1200 S. Pecan St

1607 W. Broadway Ave.

Server update – They are prepped and ready. The crew will be here early next week for installations.

DISCUSS AND ACT ON THE APPROVAL OF THE CITY COUNCIL MINUTES FOR:

- OCTOBER 15, 2019 REGULAR
- OCTOBER 29, 2019 SPECIAL
- NOVEMBER 12, 2019 EDC

Councilmember Smith made the motion to approve the Minutes for October 15, October 29, and November 12. Councilmember Malone seconded the motion. Motion carried 5 to 0.

REVIEW FINANCIALS/APPROVE PAYMENT OF BILLS. - Councilmember Malone made the motion to approve financial and payment of bills. Councilmember Smith seconded the motion. Motion carried 5 to 0.

REVIEW DEPARTMENT REPORTS AND UPDATES

- FINANCIALS- Councilmember Higgins inquired on a \$657.00 expense in Dues and Subscriptions. City Manager, Julie Arrington, explained this was the annual dues for the ArkLaTex Council of Government. He also inquired on the \$1,200.00 spent for travel. The City Manager informed him that was for the trip to San Antonio TML and a leadership conference in Ft. Worth.
- CODE ENFORCEMENT
- POLICE DEPARTMENT- Councilmember Higgins asked if the city was covered 7 days a week 24 hours a day? Police Chief Blasingame replied that he could not cover the city 24-7 with two fulltime officers and himself. He stated that he had one applicant that he just needed to complete a background checks of previous employers.
- FIRE DEPARTMENT – Fire Chief Tolison stated that he had an applicant from the Sulphur Springs area that he is hoping to interview in the morning and bring him on board for the day 8-5 shift.
- COURT
- PUBLIC WORKS

DISCUSS AND CONSIDER ACTION ON THE APPROVAL ON THE AMENDMENT OR REMOVAL OF THE ASSESSED SANCTION TO REPAIR THE HOME WITHIN THIRTY (30) DAYS ISSUED AT THE OCTOBER 15, 2019 COUNCIL MEETING TO THE PROPERTY LOCATED ON N. CLARKS STREET (RAILROAD, LOT E75' OF 79 AND 80) COMPRISING OF 0.22 ACRES, WITH THE OWNER OF RECORD BEING LISTED AS HOBERT COSTON. Dollie Moore addressed the Council and stated that she had purchased this property from Mr. Coston but they had not both been well enough to go get the deed changed into her name. She asked the Council for additional time to get the house in code compliance. She stated she needed 90 days to fix the plumbing, roof, backdoor and maybe some windows. Councilmember Ellis made the motion to extend the time for 30 days and Ms. Moore would have to report back at the next council meeting with proof of the progress. Councilmember Ellis seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE APPROVAL ON THE AMENDMENT TO INCLUDE AN EXTENSION FOR THE REMOVAL OF THE STRUCTURE AND ASSESSED FINED OF \$100 A DAY ISSUED FOR THE PROPERTY LOCATED AT 1200 S. PECAN (BURKS, BLOCK 12, LOT E65' OF 1-2 PT 3) BY COUNCIL- Ms. Ricks addressed the Council and stated that they had used different contractors trying to get someone to board the house up and make it safe. She said that people from the adjoining properties were putting trash in the house and they were having to clean it up. She said they have a contractor working with them now, they just needed more time to get the house code compliant. Councilmember Higgins made the motion to grant a 30 day extension and have Ms. Ricks report back at the next Council meeting with the progress. Councilmember Ellis seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE APPROVAL OF THE DONATION TO THE CITY OF CLARKSVILLE 0.46 ACRES OF PROPERTY LOCATED AT GOR-VILLE BLOCK 58 LOT 1-4 OTHERWISE KNOWN AS 703 W. COMANCHE STREET THAT REPRESENTS A HALF OF THE BLOCK BOUNDED BY NORTH FRANKLIN STREET ON THE EAST, WEST MADISON STREET ON THE NORTH, AND WEST COMANCHE STREET ON THE SOUTH THE PROPERTY IS OWNED BY DAMON SOUTHARD. Mayor Rushing stated that she was contacted by Mr. Southard and he said he was trying to take care of his fathers' business. He said he had this property on the market for a long while and could not get any interest in it. He is willing to donate the property to the city. After a brief discussion, Councilmember Ellis made the motion to decline the donation of the property to the city. Councilmember Malone seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE ADOPTION OF RESOLUTION 2020-01 OF THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TEXAS, DECLARING A CERTAIN FIRE ENGINE AS SURPLUS; PROVIDING FOR THE AUTHORIZATION TO DONATE SAID PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE. – Councilmember Malone made the motion to table Resolution. The motion failed due to a lack of

second. Councilmember Ellis made the motion to adopt Resolution 2020-01. Councilmember Higgins seconded the motion. Motion carried 4 to 1 with Councilmember Malone voting nay.

DISCUSS AND CONSIDER ACTION ON THE ADOPTION OF RESOLUTION 2020-02 OF THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TEXAS, ESTABLISHING THE FINANCE COMMITTEE; PROVIDING FOR DUTIES, MEMBERSHIP, TERMS, APPOINTMENTS; AND PROVIDING FOR RELATED MATTERS. – After a brief discussion, Councilmember Higgins made the motion to table this item until next meeting so Ward 1 and 2 could submit names for the committee. Councilmember Ellis seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE ADOPTION OF ORDINANCE 2020-04 OF THE CITY OF CLARKSVILLE, TEXAS, AMENDING TITLE XI “BUSINESS REGULATIONS” OF THE CODE OF ORDINANCES TO ADD CHAPTER 119 “COIN-OPERATED MACHINES”, TO PROVIDE PARAMETERS RELATING TO SUCH MACHINES; REQUIRING AN ATTENDANT TO BE PRESENT AND THAT MACHINES BE IN OPEN VIEW; LIMITING THE HOURS OF OPERATION; PROHIBITING OPERATIONS WITHIN 300 FEET OF A CHURCH, SCHOOL, OR HOSPITAL; PROVIDING FOR EXCEPTIONS; PROVIDING FOR THE LEVY OF AN OCCUPATION TAX ON COIN-OPERATED MACHINES; PROVIDING FOR THE ADOPTION OF FEES TO ADMINISTER, INSPECT AND REGULATE COIN-OPERATED MACHINES; PROVIDING FOR SEVERABILITY, REPEALER AND SAVINGS CLAUSES; PROVIDING FOR AN PENALTY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.- Councilmember Ellis made the motion to adopt Ordinance 2020-04. Councilmember Higgins seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE ADOPTION OF ORDINANCE 2020-06 OF THE CITY OF COUNCIL OF THE CITY OF CLARKSVILLE, TEXAS, AUTHORIZING THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, RESTRICTED PRIOR SERVICE CREDIT TO EMPLOYEES WHO ARE MEMBERS OF THE SYSTEM FOR SERVICE PREVIOUSLY PERFORMED FOR VARIOUS OTHER PUBLIC ENTITIES FOR WHICH THEY HAVE NOT RECEIVED CREDIT SERVICE; AND PROVIDING FOR AN EFFECTIVE DATE. – Councilmember Malone made the motion to adopt Ordinance 2020-06. Councilmember Higgins seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE ADOPTION OF AN ORDINANCE 2020-07 OF THE CITY OF CLARKSVILLE, TEXAS, AUTHORIZING THE CLARKSVILLE FIRE DEPARTMENT TO PROVIDE FOR THE COLLECTION OF FEES AND COSTS FOR EMERGENCY AND RESCUE SERVICES, PROVIDING REPEALINGS, SAVINGS, AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.- Councilmember Higgins made the motion to adopt Ordinance 2020-07 with the change fees requested by Fire Chief Tolison. Councilmember Ellis seconded the motion. Motion carried 5 to 0.

DISCUSS AND CONSIDER ACTION ON THE CHOICE OF STREETS FOR REPAIRS. – Mayor Rushing stated that City Manager, Julie Arrington, and Utility Director, Matt McAdoo, had selected three street to begin with. She stated that she felt the street list should be discussed and decided on by Council. Councilmember Higgins stated this should be taken care of by Matt and Julie. Mayor Rushing stated she disagreed and wanted the streets to be discussed by Council. After much discussion, Councilmember Malone made the motion to add 3 streets to the list already prepared and bring the list back at the next meeting. There will be 6 streets included in the bid package and the Council would choose the street based on cost to have work completed. Councilmember Smith seconded the motion. Motion carried 5 to 0.

Councilmember Smith made the motion to leave Regular Session and convene into Executive Session at 7:48 P.M. Councilmember Malone seconded the motion. Motion carried 5 to 0.

EXECUTIVE SESSION

PURSUANT TO THE FOLLOWING DESIGNATED SECTIONS OF THE TEXAS GOVERNMENT CODE, ANNOTATES, CHAPTER 551, SUBCHAPTER D THE CITY COUNCIL OF THE CITY OF CLARKSVILLE WILL ENTER INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:

- a. SECTION 551.071 AUTHORIZES A GOVERNMENTAL BODY TO CONSULT WITH ITS ATTORNEY IN AN EXECUTIVE SESSION TO SEEK HIS OR HER ADVICE ON LEGAL MATTERS.
- FIRE DEPARTMENT PERSONNEL
 - FIRE ENGINE

Councilmember Higgins made the motion to leave Executive Session and reconvene into Regular Session at 8:29 PM. Councilmember Smith seconded the motion. Motion carried 5 to 0.

RECONVENE INTO OPEN SESSION TO TAKE ANY ACTION NECESSARY AS A RESULT OF EACH ITEM LISTED IN EXECUTIVE SESSION, INCLUDING

- a. SECTION 551.071 AUTHORIZES A GOVERNMENTAL BODY TO CONSULT WITH ITS ATTORNEY IN AN EXECUTIVE SESSION TO SEEK HIS OR HER ADVICE ON LEGAL MATTERS.
- FIRE DEPARTMENT PERSONNEL
 - Councilmember Higgins made the motion that if an employee is also a volunteer fireman, they will be paid at their regular rate of pay if they leave work for a fire during regular work hours of Monday through Friday, 8 am to 5 pm. Councilmember Malone seconded the motion. Motion carried 5 to 0.
 - FIRE ENGINE
 - No Action

DISCUSS AND POSSIBLE ACTION ON PURCHASING FOOD VOUCHERS FOR EMPLOYEES, COUNCILMEMBERS AND MAYOR. – Councilmember Malone made the motion to purchase \$20.00 food vouchers from Rehkopfs for employees, Councilmembers, and the Mayor. Councilmember Smith seconded the motion. Motion carried 5 to 0.

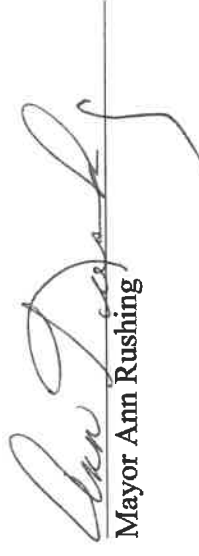
DISCUSS AND POSSIBLE ACTION ON CLOSING CITY HALL EARLY ON DECEMBER 23, 2019 AT NOON FOR EMPLOYEE, COUNCIL AND FAMILY MEMBERS LUNCHEON.
– Councilmember Ellis made the motion to close City Hall at noon on December 23, 2019 for employees, Council and family members luncheon. Councilmember Malone seconded the motion. Motion carried 5 to 0.

PRESENTATION FROM THE CITY MANAGER ON AN UPDATE OF THE 86TH LEGISLATIVE SESSION CHANGES. – There was no presentation due to length of meeting.

MAYOR AND COUNCIL COMMENTS – No comments

ADJOURNMENT. -Councilmember Malone made the motion to adjourn at 8:35 P.M. Councilmember Smith seconded the motion. Motion carried 5 to 0.

Approved and adopted on December 17, 2019.


Ann Rushing
Mayor


Tammy Walker
City Secretary