



Regular Meeting of the Board of Directors

City of Texarkana, Arkansas

216 Walnut Street

Agenda - Monday, January 04, 2021 - 6:00 PM

*****ANYONE ENTERING THE BOARDROOM MUST WEAR A MASK AT ALL TIMES*****

Call to Order

Invocation and Pledge of Allegiance given by Mayor Allen Brown

OATH OF OFFICE

Terry Roberts, Director Ward 1 - Laney Harris, Director Ward 2 - Jeff Hart, Director Ward 6

Roll Call

EXECUTIVE SESSION

1. Election of Assistant Mayor
2. Adopt a Resolution making appointments to the Board of Directors' boards, commissions and committees. (CCD)

OATH OF OFFICE

Assistant Mayor

CONSENT

3. Approval of the minutes of the regular rescheduled meeting December 21, 2020 and the called meeting December 29, 2020. (CCD)
4. Adopt a Resolution authorizing and directing the City Manager to enter into a renewal agreement with the Texarkana Housing Authority for services of two (2) officers assigned from the Texarkana, Arkansas Police Department for special patrols and enforcement operations on Housing Authority properties. (TAPD) Interim Chief Kristi Bennett and Lt. Scott Megason
5. Adopt a Resolution for the purchase of five (5) 2021 Ford Explorer (Hybrid Model) for use as patrol units. (TAPD) Interim Chief Kristi Bennett and Captain James Atchley
6. Adopt a Resolution designating the City's Franchise Fee Secured Refunding Revenue Bonds, Series 2021-A, as qualified tax-exempt bonds. (FIN)

REGULAR

- [7.](#) Adopt an Ordinance for the purchase of five (5) WatchGuard Camera System VISTA HD Wi-Fi and 4RE System Bundle. (TAPD) Interim Chief Kristi Bennett and Captain James Atchley

An emergency clause is requested. An emergency clause requires a separate and distinct vote of the board and is valid only if there is a two-thirds vote of approval by the Board.

CITIZEN COMMUNICATION

A limit of five (5) minutes per person is allotted for citizens to express their concerns to the Board of Directors, with a maximum of fifty (50) minutes reserved for Citizens Communication. The Board of Directors cannot respond to citizens' concerns during this time.

Be respectful of the Board of Directors, city staff, and the public by refraining from abusive conduct, personal charges, or verbal attacks.

NEXT MEETING DATE: Tuesday, January 19, 2021

ADJOURN



CITY OF TEXARKANA, AR BOARD OF DIRECTORS

AGENDA TITLE:	Adopt a Resolution making appointments to the Board of Directors' boards, commissions and committees. (CCD)
AGENDA DATE:	January 4, 2021
ITEM TYPE:	Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Other <input type="checkbox"/> : _____
DEPARTMENT:	City Clerk
PREPARED BY:	Heather Soyars
REQUEST:	Make Board appointments
EMERGENCY CLAUSE:	N/A
SUMMARY:	Appointments to the Board of Directors' boards, commissions and committees.
EXPENSE REQUIRED:	N/A
AMOUNT BUDGETED:	N/A
APPROPRIATION REQUIRED:	N/A
RECOMMENDED ACTION:	The City Manager and staff recommend approval.
EXHIBITS:	Resolution and current list

Summary of Directors' Boards, Committees, and Commissions

Advertising and Promotion Commission – promotes tourism and hospitality industry and authorizes use of revenues derived from the tax for the purpose of advertising and promoting the city and its environs.

Council of Governments – promotes intergovernmental cooperation and strengthening local units of government.

Economic Development Board – promotes and pursues economic development in the city. Mayor acts as Chairman.

Emergency Medical Services (EMS) Board – advises regarding emergency medical services.

Employees Retirement System Committee – advisory committee relating to the retirement plan of the city and review the actuarial study for the benefit of the employees.

Intergovernmental Advisory Committee (IAC) – advisory committee relating to the Bi-State Justice Building.

Metropolitan Planning Organization (MPO) Policy Committee – adopts policies relating to the metropolitan transportation planning process, reviews and adopts a long-range transportation plan and promote its implementation.

Public Utilities Committee – advisory committee relating to the administration and operation of Texarkana Water Utilities Department.

Solid Waste Committee – advisory committee relating to solid waste contracts.

Texarkana Urban Transit District (TUTD) Board – T-Line Bus System.

RESOLUTION NO. _____

WHEREAS, vacancies exist on the Board Committees listed below; and

WHEREAS, the Board of Directors wishes to make appointments to fill the vacant positions;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City of Texarkana, Arkansas, that the following individuals are hereby appointed to the Board Committees listed below:

A&P Commission (2)

- 1.
- 2.

Intergovernmental Advisory Committee (2)

- 1.
- 2.

Council of Governments Board (1)

- 1.

Metropolitan Planning Organization Policy Committee (2)

- 1.
- 2.

Economic Development Committee (5)

- 1.
- 2.
- 3.
- 4.
- 5.

Public Utilities Committee (3)

- 1.
- 2.
- 3.

Emergency Medical Systems Committee (3)

- 1.
- 2.
- 3.

Solid Waste Management Committee (3)

- 1.
- 2.
- 3.

Employees Retirement System Committee (2)

- 1.
- 2.

Texarkana Urban Transit District Board (3)

- 1.
- 2.
- 3.

PASSED AND APPROVED this 4th day of January 2021.

Allen L. Brown, Mayor

ATTEST:

Heather Soyars, City Clerk

APPROVED:

George Matteson, City Attorney



BOARD OF DIRECTORS

Boards, Commissions and Committees

A&P Commission (2)

1. Director Barbara Miner
- 2.

Council of Governments Board (1)

- 1.

Economic Development Committee (5)

1. Mayor Allen Brown
2. Director Steven Hollibush
3. Director Barbara Miner
4. Director Ulysses Brewer
- 5.

Emergency Medical Systems (3)

1. Director Barbara Miner
2. Director Ulysses Brewer
- 3.

Employees Retirement System Committee (2)

- 1.
- 2.

Intergovernmental Advisory Committee (2)

1. Mayor Allen Brown
2. Director Ulysses Brewer

Metropolitan Planning Organization Policy Committee (2)

1. Director Steven Hollibush
2. Director Barbara Miner

Public Utilities Committee (3)

1. Director Laney Harris
2. Director Barbara Miner
3. Director Ulysses Brewer

Solid Waste Management Committee (3)

1. Mayor Allen Brown
- 2.
- 3.

Texarkana Urban Transit District Board (3)

1. Director Laney Harris
2. Director Steven Hollibush
- 3.



CITY OF TEXARKANA, AR BOARD OF DIRECTORS

AGENDA TITLE:	Approval of the minutes of the regular rescheduled meeting December 21, 2020 and the called meeting December 29, 2020. (CCD)
AGENDA DATE:	January 4, 2021
ITEM TYPE:	Ordinance <input type="checkbox"/> Resolution <input type="checkbox"/> Other <input checked="" type="checkbox"/> : Minutes
DEPARTMENT:	City Clerk Department
PREPARED BY:	Heather Soyars, City Clerk
REQUEST:	Approval of meeting minutes.
EMERGENCY CLAUSE:	N/A
SUMMARY:	Approval of meeting minutes
EXPENSE REQUIRED:	N/A
AMOUNT BUDGETED:	N/A
APPROPRIATION REQUIRED:	N/a
RECOMMENDED ACTION:	The City Clerk recommends Board approval.
EXHIBITS:	Meeting minutes.



Rescheduled Meeting of the Board of Directors

City of Texarkana, Arkansas
216 Walnut Street

Minutes - Monday, December 21, 2020 - 4:00 PM

**THIS VIRTUAL MEETING WAS HOSTED BY ZOOM AND STREAMED
LIVE ON THE CITY'S YOUTUBE PAGE.**

<https://www.youtube.com/channel/UC2zU02o8zTodtzQ8IuiWL2Q>

Mayor Allen Brown called the meeting to order at 4:00 PM.

PRESENT: Mayor Allen Brown, Assistant Mayor Ward 1 Linda Teeters, Ward 2 Director Laney J. Harris, Ward 3 Director Steven Hollibush, Ward 4 Director Ulysses Brewer, Ward 5 Director Barbara S. Miner, and Ward 6 Director Terri Peavy.

[Director Miner arrived at 4:45 PM.]

ALSO PRESENT: City Manager Dr. Kenny Haskin, City Clerk Heather Soyars and Deputy City Clerk Jenny Narens.

ABSENT: City Attorney George Matteson.

PRESENTATION

Mayor Brown announced a plaque would be given to Assistant Mayor Ward 1 Linda Teeters and Ward 6 Director Terri Peavy for their years of service January 2017 – December 2020 with the City of Texarkana, Arkansas Board of Directors.

Assistant Mayor Teeters said it had been a wonderful four years and it had been an honor to serve with the Board of Directors.

Director Peavy said she felt like what had been accomplished in the last four years would affect the City for future growth.

Chris Brown, ARK-TEX Council of Governments presented a plaque to Director Terri Peavy for her years of service on the Texarkana Urban Transit District (T-Line) Board.

CONSENT

Director Harris requested Item 2. Adopt a Resolution appointing Eric A. Marks to serve and fulfill the duties of City Prosecutor. (BOD), be removed from the Consent agenda for discussion.

Director Hollibush made the motion to adopt the Consent agenda, Seconded by Director Brewer. The motion carried and the following item was approved:

1. Approval of the minutes of the regular rescheduled meeting December 7, 2020. (CCD)

REGULAR

2. Resolution No. 2020-45 appointed Eric A. Marks to serve and fulfill the duties of City Prosecutor. (BOD)

Director Harris said he hoped Mr. Marks had been able to sit in with our court systems and he hoped he would be fair and not righteous.

Motion to adopt the resolution made by Director Harris, Seconded by Director Peavy.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer and Director Peavy.

The motion carried 6-0 and the Mayor declared the resolution adopted.

3. TABLED - Resolution approving the Texarkana Water Utilities (TWU) FY 2020-2021 Budget. (TWU) Executive Director JD Phillips and TWU Finance Director Jim Cornelius

TWU Finance Director Jim Cornelius gave a brief summary of the FY 2020-2021 Budget.

Director Brewer asked when the last rate increase happened.

Executive Director JD Phillips said the last overall rate increase was in April 2009.

Director Peavy said she did not mind passing the budget but did not feel comfortable voting on an increase when there would be two new board members next month. She thought the new board members should be included in the vote.

Assistant Mayor Teeters said she agreed and would vote on the budget, but she did not want to pass on an extra fee to the citizens when she would not be in office to answer for it. She asked if TWU could wait for two weeks to pass a vote on the budget that way the new board members would be there.

Executive Director JD Phillips said he did not think waiting two weeks would hurt anything. He said the Texas-side was having a rate study done and the Arkansas-side could do the same thing.

Motion to table the resolution made by Director Harris, Seconded by Director Hollibush.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer and Director Peavy.

The motion carried 6-0 and the Mayor declared the resolution tabled.

4. Ordinance No. 16-2020 for the purchase of Social Sentinel social media monitoring software for the School Violence Grant. (TAPD) Interim Chief Kristi Bennett and Lt. Scott Megason

[Director Miner arrived at 4:45 PM]

Assistant Mayor Teeters asked if this were in conjunction with the program already established with the schools.

Interim Chief Kristi Bennett said this grant was completely different. She said it would be used to monitor accounts on social media to help prevent school violence.

Director Brewer asked if this were another form of bullying prevention.

Lt. Scott Megason said yes, this grant was to stop school violence.

Assistant Mayor Teeters asked if a person were on the school's Wi-Fi, would it automatically let the police know of the threat.

Sgt. Rick Cockrell said Social Sentinel was its own entity and the school would set up their own account. He said the school would work with the Police Department if there were a threat detected.

Director Hollibush asked if the software worked with SnapChat.

Sgt. Rick Cockrell said not at this time.

Director Peavy asked how this tool could help with school.

Interim Chief Kristi Bennett said it was another tool to help stop the school violence especially with the help and support of the school district.

Motion to suspend the rules and place the ordinance on its first reading in abbreviated form made by Assistant Mayor Teeters, Seconded by Director Hollibush.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0 and the ordinance was read the first time in abbreviated form.

Motion to suspend the rules and place the ordinance on its second reading in abbreviated form made by Director Hollibush, Seconded by Director Brewer.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0 and the ordinance was read the second time in abbreviated form.

Motion to suspend the rules and place the ordinance on its third and final reading in abbreviated form made by Director Hollibush, Seconded by Director Brewer.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0 and the ordinance was read the third and final time in abbreviated form.

Motion to adopt the ordinance made by Director Brewer, Seconded by Assistant Mayor Teeters.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0 and the Mayor declared the ordinance adopted.

An emergency clause is requested. An emergency clause requires a separate and distinct vote of the board and is valid only if there is a two-thirds vote of approval by the Board.

Motion to approve the emergency clause made by Assistant Mayor Teeters, Seconded by Director Peavy.

Director Hollibush questioned the reason for the emergency clause.

Lt. Megason said the emergency clause was needed because the bid would expire December 31, 2020.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0 and the Mayor declared the emergency clause approved.

CITIZEN COMMUNICATION

Director Harris read the attached statement.

Assistant Mayor Teeters said she wanted to thank everyone who helped stuff the boxes for the Harvest Food Bank.

Director Brewer said it had been a pleasure working with both Assistant Mayor Teeters and Director Peavy.

Director Miner said Assistant Mayor Teeters and Director Peavy added an immense amount of knowledge to the Board and it was great to work with them both.

Mayor Brown said we were on target for in person meetings for January 2021. He wanted to wish everyone a very Merry Christmas.

NEXT MEETING DATE: Monday, January 4, 2021

ADJOURN

Motion to adjourn made by Assistant Mayor Teeters, Seconded by Director Peavy

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0. The meeting adjourned at 5:07 PM.

APPROVED this the 4th day of January, 2021.

Allen L. Brown, Mayor

Heather Soyars, City Clerk

December 21, 2020

My last statement of this term 2016-2020

I never knew that a person had to leave the U.S. and the Arkansas Constitution at the door of the City board room with selected enforce policy. No this not about self indulge or self pitied but with the deck stake against me from the last four years in every which way a person could not even imagine. My so called short coming of not attending a work shop were express publicly every chance the opportunity arose. I know there will not be any word spoken that this will be my 474 regular meeting out of 476 meeting not including the one cancel for COVID-19. One point that has not been made I have notice that no one has stated that is not a paid position. When you is single out for punishment base on a groundless policy that you did not have the authority to take, while I will try to explain it in the simple term.

A police stop and give you a traffic ticket, it base on his law due to he can not point out his grounds for writing a ticket because there was no law within his power other than to punish you but the governing body put the law on the book about nine months later understanding you were ticket (punish) nine month before the law was enacted. Bill of Attainder Ex Post Facto Laws

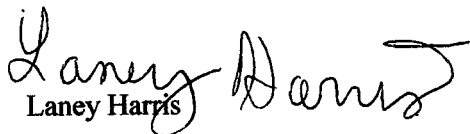
Spirit of Oppression has been greatly and widely use with your actions by using your unjust power to states that only your though & idea will only become before the governing body and you is always right and to punish another board member in order to put him in his place.

With the news media were highly engage with "slanted opinion" when is about Laney Harris than the complete facts and that is well expected on them.

My past four years as a member of the Texarkana Arkansas Board of City Director I wished that I could of start off by thanking our city manager. But the more I think about it I can say thank you in helping me go to social media such as Facebook & Tweeter due to you having city counselor meeting edit out citizen communication time part of the city meeting televise on KLF1-35. I don't have the time to state all the detrimental policies that has been enacted by under your administration in my last four year.

I can not give you the date when city enacted a dress code but I do find it strange when another member tried to tell you what you can or can't wear even though I had wore a suit at every regular meeting but I find it strange when I make a the local news for wearing a hat yes I said a hat.

As a member of this governing body my main objected has been to promotion and enhance the quality of life for all citizen and would like to thank the citizen of ward 2 for giving me the chance for the next four year if it God will, I will continue to show that I am attending the board meeting on behalf of the residents of Ward 2. To put them first in all my decision before the board and continue to fight for Ward 2 to get it fair share of city service. To continue to voice the issues and concerns of my ward and to promote the concept of fairness, accountability and equality on how the City deals with the needs of Ward 2 residents. Thank You & God Bless.


Laney Harris



Called Meeting of the Board of Directors
City of Texarkana, Arkansas
216 Walnut Street
Minutes - Tuesday, December 29, 2020 - 11:00 AM

**THIS VIRTUAL MEETING WAS HOSTED BY ZOOM AND STREAMED LIVE
ON THE CITY'S YOUTUBE PAGE.**

<https://www.youtube.com/channel/UC2zU02o8zTodtzQ8IuiWL2Q>

Mayor Allen Brown called the meeting to order at 11:04 AM.

PRESENT: Mayor Allen Brown, Assistant Mayor Ward 1 Linda Teeters, Ward 2 Director Laney J. Harris, Ward 3 Director Steven Hollibush, Ward 4 Director Ulysses Brewer, Ward 5 Director Barbara S. Miner, and Ward 6 Director Terri Peavy.

ALSO PRESENT: Arkansas Municipal League Attorney Sara Monaghan, City Manager Dr. Kenny Haskin, City Attorney George Matteson, City Clerk Heather Soyars and Deputy City Clerk Jenny Narens.

This was a special called meeting of the Board of Directors to approve a settlement.

Arkansas Municipal League Attorney Sara Monaghan said after mediation yesterday, she received the settlement offer with the following terms: the court would enter a decree which would read as follows: pursuant to settlement agreement in this case, the court decreed that Ordinance No. K-553 and Ordinance No. K-554, required all revenues collected from the .25% sales and use tax that was passed on January 9, 1996 would be used to pay salary increases for the officers of the Texarkana, Arkansas Police Department and to maintain salaries and salary increases of officers of the Texarkana, Arkansas Police Department. The second term would be that the City pay \$50,000.00 in attorney's fees and \$1,000.00 in court costs. Ms. Monaghan said City Attorney George Matteson raised two points, 1 that all claims needed to be dismissed with prejudice and 2 that the settlement included a waiver of all past collections. She said she spoke to the plaintiffs about this and said she had a standard settlement agreement that included a release of all claims that would address both of those items and would clarify the City was admitting no liability for this. She said again the plaintiffs agreed to those items being in the settlement.

Assistant Mayor Teeters asked if the Fire Department ordinances needed to be included in the settlement agreement.

Ms. Monaghan said it was not appropriate to include the Fire Department because the Fire Department ordinance had never been a part of this lawsuit. She said she recommended approval of the terms of the settlement to the Board.

Mayor Brown asked how soon the City would receive the actual settlement agreement and when would the attorney's fees have to be paid.

Ms. Monaghan said the settlement would be ready this afternoon or tomorrow and the attorney's fees would have to be paid within a reasonable amount of time.

Director Miner asked to whom the City would remit the check.

Ms. Monaghan said the check would be written to either one or both plaintiff's law firms.

Mayor Brown said he wanted to make sure this agreement would satisfy any litigation going forward with the unconstitutionality of the parity case.

Ms. Monaghan said she would make sure that was explicit in the settlement agreement and the plaintiffs agreed.

Director Harris asked when this agreement was made.

Ms. Monaghan said the plaintiff's attorneys called her last night after the mediation.

Director Peavy thanked Ms. Monaghan and John Goodson for hanging in there yesterday during the mediation. She said it had always been her intention and the Board's intention to do the best they could by our Police, our Fire and for our City.

Director Peavy made the motion to approve the settlement, Seconded by Director Brewer.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

Voting Present: Director Harris

The motion carried 6-1 and the Mayor declared the settlement approved.

NEXT MEETING DATE: Monday, January 4, 2020.

ADJOURN

Motion to adjourn made by Assistant Mayor Teeters, Seconded by Director Miner.

Voting Yea: Mayor Brown, Assistant Mayor Teeters, Director Harris, Director Hollibush, Director Brewer, Director Miner, and Director Peavy.

The motion carried 7-0. The meeting adjourned at 11:17 AM.

APPROVED this the 4th day of January 2021.

Allen L. Brown, Mayor

Heather Soyars, City Clerk



CITY OF TEXARKANA, AR

BOARD OF DIRECTORS

AGENDA TITLE: Adopt a Resolution authorizing and directing the City Manager to enter into a renewal agreement with the Texarkana Housing Authority for services of two (2) officers assigned from the Texarkana, Arkansas Police Department for special patrols and enforcement operations on Housing Authority properties. (TAPD) Interim Chief Kristi Bennett and Lt. Scott Megason

AGENDA DATE: January 4, 2021

ITEM TYPE: Ordinance Resolution Other

DEPARTMENT: Texarkana Arkansas Police Department

PREPARED BY: Lt. Scott Megason

REQUEST: Texarkana Housing Authority Contract FY2021

EMERGENCY CLAUSE: N/A

SUMMARY: This purpose of this agenda item is to renew the FY2021 contract with the Texarkana Housing Authority (THA). Under the terms of the contract, the Texarkana Arkansas Police Department (TAPD) assigns two officers to conduct special patrols and enforcement operations on the properties administered by THA. In return for these services, THA pays the City of Texarkana, Arkansas \$130,000.00 for salary/fringe purposes. The Police Department recommends approval of this 1-year grant. Failure to renew would require the City to pay for the salary/fringe benefits for two officers out of our General Fund or layoff of two officers.

This is a long running grant between the City and THA and benefits the residents of the Housing Authority with additional police protection at no cost to the City.

There are two file copies that require signatures from the City Manager, City Clerk, City Attorney and the Police Chief.

EXPENSE REQUIRED: \$0.00

AMOUNT BUDGETED: \$0.00

**APPROPRIATION
REQUIRED:** \$0.00

**RECOMMENDED
ACTION:**

Staff recommends this be placed on the consent agenda and approved by the Board of Directors.

EXHIBITS:

Texarkana Arkansas Housing Authority Contract

RESOLUTION NO. _____

WHEREAS, the City contracts annually with Texarkana Housing Authority for the services of two (2) officers assigned from the Texarkana Arkansas Police Department for special patrols and enforcement operations on Housing Authority properties; and

WHEREAS, Texarkana Housing Authority desires to renew the contract for these services and has provided a proposed contract to the City which provides for Texarkana Housing Authority to fund salaries in the total amount of \$130,000.00 for the officers; and

WHEREAS, the City staff recommends approval of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the City of Texarkana, Arkansas, that the City Manager and other City staff, as required, are each authorized and directed to execute the contract proposed by Texarkana Housing Authority for the services of two (2) police officers at Texarkana Housing Authority.

PASSED AND APPROVED this 4th day of January, 2021.

Allen L. Brown, Mayor

ATTEST:

Heather Soyars, City Clerk

APPROVED:

George Matteson, City Attorney

**TEXARKANA HOUSING AUTHORITY
AND NEIGHBORHOOD DEVELOPMENT, INC.
CONTRACT FOR THE PROVISIONS OF
SUPPLEMENTAL POLICE SERVICES**

This Contract, made and entered into this __1st__ day of January, 2021, by and between Texarkana Housing Authority and Neighborhood Development, Inc., (hereinafter called the “Authority”) and the City of Texarkana, Arkansas, (hereinafter called the “City”) is for the Authority’s security programs.

WHEREAS, the Authority desires to contract with the City for additional police services to create a drug and crime-free environment and to provide for the safety and protection of the residents in its public housing developments; and

WHEREAS, the City, by and through its police department, desires to assist in the effort by providing effective police services at all Authority locations;

NOW, THEREFORE, the Authority and the City agree as follows:

ARTICLE I

Scope of Services

SECTION ONE: SERVICES PROVIDED BY THE CITY

The City agrees that the services rendered by the Assigned Personnel (police and civilian) under this Contract are in addition to baseline police services. The city agrees that it will not reduce its level of police services to the public housing developments, particularly in the area of community policing, patrol, criminal investigations, records, dispatch, and special operations.

The manner and method of performance of services is specified in Article IV, Plan of Operations.

The duties and extent of services of the Assigned Personnel shall include, but shall not be limited to:

ARTICLE I (Continued)

SERVICES PROVIDED BY THE CITY (Continued)

- A. The City, by and through its police department, will provide a minimum of 2 police officers to perform specialized patrols to enforce all state and local laws and the Housing Authority Rules specified in the Contract. Sworn officers shall at all times remain part of, subject to, and in direct relationship with the police department's chain of command and under police department rules, regulations and standard operating procedures.
- B. The City agrees to assign police officers to targeted areas during specific periods of time identified by the Authority and agreed upon by the City as high crime or high workload periods (direct patrol), such as 6:00 p.m. to 2:00 a.m. in certain areas, to maintain a police patrol presence.
- C. The City agrees that the police department will employ a community policing concept and that the police department's Crime Prevention Unit (or other unit whose primary responsibility is to develop and maintain communications with residents) will assist in developing or enhancing crime prevention programs in the public housing communities.
- D. The City agrees to collect and provide workload data in public housing developments.
- E. It is further agreed that to the extent necessary, the Assigned Personnel will appear as witnesses in the Authority's administrative grievance procedure, civil dispossession hearings, or other civil or court proceedings where the issue includes criminal or quasi-criminal conduct in or near public housing developments involving any resident, member of a resident's household, or any guest or guests of a resident or household member.
- F. Without limiting any of the foregoing, the City agrees that with respect to the services to be performed by any police personnel in accordance with this Contract, the appropriate police department Patrol Commander or Supervisor will meet with resident leadership and management representatives of the Authority on a routine basis for the purposes of reviewing the enforcement and prevention efforts and planning for future changes or modifications anticipated by this Contract. These meetings shall occur at least quarterly.
- G. The City agrees that a policy manual exists to regulate police officers' conduct and activities; all police officers have been provided a copy of the policy manual; the department has a signed receipt from each officer the he/she has received and understands the contents of the manual; and personnel have been trained on the regulations and orders within the manual.
- H. The City agrees that it will provide the Assigned Personnel with such basic equipment as may be necessary and reasonable in order to allow the police officers to carry out the duties anticipated under this Contract. Any additional automobiles, motor vehicles, bicycles or other equipment requested by the Authority will be furnished at the expense of and shall remain on

the property of the Authority. The Authority and City may mutually agree to lease equipment or vehicles.

ARTICLE I (Continued)

SERVICES PROVIDED BY THE CITY (Continued)

- I. The police department will provide at a minimum sixteen (16) hours of training on community relations and interpersonal communication skills.
- J. The City agrees to provide, at a minimal cost to the Authority, criminal background checks of proposed applicants for public housing. This information will be provided in a manner consistent with all applicable National Crime Information Center or State laws and regulations.
- K. The police department shall designate a command officer as the Administrative Liaison Officer, who will work in concert with the Executive Director of the Authority or that official's designate.

The Administrative Liaison Officer will perform the following duties:

- (a) Coordinate the dissemination and processing of police and security reports, provide supervisory assistance, and coordinate in resolving problems or in carrying out the provisions of this Contract;
- (b) Establish and maintain an ongoing line of communication with Beat/Zone Commanders and other police personnel;
- (c) Prepare quarterly progress reports and evaluations of services requested and provided under this Contract for review by the Executive Director, the Police Chief, appropriate Deputy Chiefs and Beat/Zone Commanders and identified community representatives; and political leadership, e.g. mayor and council members.
- (d) Initiate and monitor ongoing lines of communication with resident leaders to effectively employ the community policing concept and to address in a timely manner concerns raised by community leaders;
- (e) Coordinate security workshops and training seminars for identified residents;
- (f) Assist or advise the planning and implementation of other grant-funded security programs within the Authority; and
- (g) Establish a clearly defined process for reporting non-emergency criminal activities.

The prorated costs for these services shall be borne by the Authority.

ARTICLE I (Continued)

SERVICES PROVIDED BY THE CITY (Continued)

- L. In the event that a Housing Authority provides its own police/security services, the City shall provide the dispatch function for Housing Authority Police patrol units. The Housing Authority will provide specifications of the performance requirements to meet the communications needs.
- M. The City will at all times provide supervision, control and direction of work activities and assignments of police personnel, including disciplinary actions. It is expressly understood that the police department shall be responsible for the compensation of the officers and all employee benefits, as well as any injury of officers, their property, or the City's property while on the Authority's property.
- N. The Assigned Personnel shall possess and maintain POST Certification.

SECTION TWO: SERVICES PROVIDED BY THE AUTHORITY

- A. The Authority will provide training of residents, Authority on-site management staff and the Assigned Personnel with workshops on community policing and crime prevention issues associated with public housing. This shall include, but not be limited to, training in the following:
 - 1. Crime prevention and security responsibilities;
 - 2. Community organization/mobilization against the causes of and precursors to crime.
 - 3. Drug awareness and control;
 - 4. Orientation and familiarization with the public housing communities for the assigned officers; and
 - 5. Orientation to the lease contract, and lease compliance enforcement procedures and policies.
- B. The Authority will provide the following in-kind accommodations, services and equipment:
 - 1. Accommodations - The Authority will provide suitable space to be used as a satellite office at each site targeted for additional police services.
 - 2. Services - Each satellite office will be supplied with utilities (water, heat, electricity) and routine and extraordinary maintenance by personnel of the Housing Authority.

3. Equipment - Each satellite office is to be supplied with any other additional
ARTICLE I (Continued)

SERVICES PROVIDED BY THE CITY (Continued)

equipment mutually agreed upon in connection with the performance of this Contract.

4. Modification/Damage - The Authority will make reasonable modifications, including minor structural, electrical and mechanical changes to the accommodations provided in order to meet the City's operational needs. Any damage to the unit or equipment provided by the Housing Authority for City employees, which the Authority determines to be above the normal wear for the item or accommodation, shall be repaired or replaced by the City at the discretion of the Authority.
- C. The Authority shall provide a quarterly assessment of the results achieved, as measured against the performance objectives specified in the Plan of Operations listed in Article IV of this Contract.
- D. The Authority shall reserve the right to reasonably request the police department to replace any Assigned Personnel for the following reasons:
1. Neglect or non-performance of duties;
 2. Disorderly conduct, use of abusive or offensive language, or fighting;
 3. Criminal action;
 4. Selling, consuming, possessing or being under the influence of intoxicants, including alcohol or illegal substances, while on assignment to the Authority;
 5. Inadequate punctuality or attendance: or
 6. Substantiated complaints from public housing residents or management.

The Authority shall provide a written enumeration of the reasons for the request for replacement of the Assigned Personnel, including documentation and witnesses to the alleged behaviors.

- E. The Authority will provide the City with a Public Housing Police Activity Form(s) for assigned officers to complete. These forms are not to replace police reports utilized by the City.
- F. The Authority will provide the City with the applicable Authority rules and regulations for compliance with the Contract.
- G. The Authority will work with the police department to subsidize housing or rent costs for

volunteer police officers to reside in a public housing development selected by the Authority.

ARTICLE II

Enforcement of Rules and Regulations

A. The City, through its police officers, is hereby empowered to enforce the following Authority rules and regulations:

1. Unauthorized visitors in unoccupied structures of the Authority shall be removed.
2. Unauthorized visitors creating disturbance or otherwise interfering with the peaceful enjoyment of lessees on Authority property shall be removed.
3. Unauthorized visitors destroying, defacing or removing Authority property shall be removed and/or criminal enforcement actions shall be taken.

With regard to the foregoing rules and regulations, the City's police officers are hereby authorized to give criminal trespass warnings to any persons found in violation of said rules or regulations, i.e., to give notice to any violators that their entry on the property or premises is forbidden, and to arrest or cause the arrest and prosecution of any violators, when appropriate.

B. The City, through its police officers, is hereby empowered to enforce the following Authority rules or regulations:

The tenant and any visitors to Authority property and premises shall refrain from, and shall cause their households to refrain from parking vehicles in any area other than parking areas designated by Authority management.

With regard to the foregoing rules or regulations, the City's police officers are hereby authorized to have removed any and all vehicles found parked in violation of said rule or regulation, pursuant to established City procedure for impounding vehicles.

C. The City, through its police officers, is hereby empowered to enforce such additional Authority rules and regulations and perform such other duties as shall be specified in any addenda attached hereto or incorporated herein now or in the future.

D. Nothing herein contained shall be construed as permitting or authorizing police officers to use any method or to act in any manner in violation of law or of their sworn obligation as police officers.

ARTICLE III

Communications, Reporting and Evaluation

A. Communications

1. Access to Information

The City agrees that the Authority will have unrestricted access to all public information which in any way deals with criminal activity in any of the Authority's communities. It is further agreed that the City police department will provide to the Authority copies of such incident reports, arrest reports or other public documents which document or substantiate actual or potential criminal activity in or connected with the public housing developments. This information will be provided at no cost by the City police department on a regular basis in accordance with specific procedures that have been or will be established.

Existing procedures should be included as an Addendum to the Contract.

B. Reporting

1. Forms

The police department will require all Assigned Personnel (police officers) to complete a daily log provided by the Authority at the conclusion of each shift and forward the original report to the Authority's designee. This report will include, but not be limited to, data as follows:

- a. Hours worked: foot, bicycle, motorized, other
- b. Calls/requests for service
- c. Referrals to City/PHA/agencies
- d. Suspicious persons - name and description
- e. Vehicles abandoned/towed/stolen
- f. Drug paraphernalia confiscated/found
- g. Arrests/citations of both residents and outsiders to include age, sex, ethnicity
- h. Property recovered/stolen
- i. Counseling of residents and visitors
- j. Broken lights/sidewalks
- k. Graffiti
- l. Conflict resolution; e.g., resolved apparent or actual conflict between two or more people
- m. Vehicle license number of suspicious person
- n. Weapons violations/seized

2. Media Coordination

The police department will relay to the Executive Director or his designee information related to any major crime or incident that occurs on Authority property, preferable before the media is informed, or as soon as possible.

C. Evaluation

The City and the Authority agree that any evaluation shall include:

1. Hours worked by the police officers for:
 - a. Foot patrol
 - b. Bicycle patrol
 - c. Motorized patrol
 - d. Other (tactical)
2. Response times to targeted communities by City-paid officers and Authority-paid officers by Priority I (emergency), Priority II (non-emergency), and Priority III (if utilized).
3. Comparison of crime and workload in the targeted communities for 1992, 1993, 1994 and period of Grant.
4. Arrests (to include drug violations)
5. Vehicles towed
6. Positive contacts
7. Referrals
8. Trespassers removed
9. All UCR or NIBRS Reports
10. Calls for service
11. Weapons seized
12. Property stolen/recovered
13. Community feedback

ARTICLE III

Communications, Reporting and Evaluation (Continued)

It is further agreed that the City will provide comparable crime information for the City as a whole to facilitate the evaluation to include what proportion of activities City-wide occur on Authority property.

ARTICLE IV Plan of Operations

- A. The City and the Authority shall prepare a detailed plan of operations for use in eliminating drug-related crime. The purpose of the plan is to specify the manner and method of performance by which each of the services identified is to be administered.

The plan of operations will minimally specify the following:

1. Service goals and minimum performance criteria (e.g., a definition of what is to be achieved and the expected benefits or outcomes that will be derived);
2. Staffing levels;
3. Responsibilities of key personnel;
4. Organization and resources, to include personnel, equipment, in-kind support, etc.;
5. Hours of operation, to encompass schedules of major tasks and activities; and
6. Community interface to evidence the methodology by which resident involvement will be gained and maintained during the term of this Contract.

- B. The plan of operations will be prepared for review and acceptance within thirty (30) days from the date of execution of this Contract by both parties. It is understood that the Authority may request reasonable modification to the initial plan of operations as it deems appropriate. The Authority must approve the plan in order for payment to begin.

- C. If during the term of the Contract either party desires to amend the scope of the plan of operations, either party may request such an amendment via written notification. The Executive Director of the Authority and/or the Chief of Police shall provide final determinations regarding the establishment of an amendment to the plan of operations.

ARTICLE V
Term of Contract

The term of this Contract shall be for one (1) years beginning on the date approved by both parties. (January 1, 2021)

ARTICLE VI
Compensation to the City

A. All compensation to the City will be made on a cost reimbursement basis. The Authority will reimburse the City for services specified in this Contract in a total amount not to exceed One Hundred Thirty Thousand Dollars(130,000.00); in the following expense categories:

Expense Category	Amount
Assigned Personnel Salaries and Fringe Benefits	\$ <u>\$130,000.00</u>
Administrative Liaison Officer Prorated Salary and Benefits	\$ <u>-0-</u> - <u> </u>
Communications/Other Miscellaneous Expenses/Equipment	\$ <u>-0-</u> -- <u> </u>

B. The Authority shall reimburse the police department on a monthly basis, upon receipt of performance of the proposed services and evidence of authorized expenditures.

C. The percent of overtime authorized under this Contract for court appearances or other hearings is -0-.

D. The City shall provide the following documentation in requesting reimbursement:

1. Copies of Certified Payroll Time Reports documenting names, employee identification, hours worked in public housing developments, supervisor approval of the report, and supervisory verification of the necessity for any overtime worked.
2. Copies of receipts for other allowable communications and other miscellaneous expenses shall be subject to pre-approval, and shall be accompanied, at the time of reimbursement request, by a brief explanation of the expense incurred.

E. All requests for reimbursement are subject to the approval of the Executive Director, or that official's designee, and the Authority shall thereafter make payment of the approved amount within thirty days of receipt of the request for reimbursement.

ARTICLE VII

Termination

- A. The Authority may terminate this Contract upon the provision of thirty (30) days written notice to the City. Such notice shall be delivered by Certified Mail, Return Receipt Requested to the address specified in Article VIII.
- B. The City may terminate this Contract upon the provision of thirty (30) days written notice to the Authority. Such notice shall be delivered by Certified Mail, Return Receipt Requested to the address specified in Article VIII.

ARTICLE VIII

Notices

Any notices required pursuant to the terms of this Contract shall be sent by United States Certified Mail to the principal place of business of each of the parties hereto, as specified below:

Authority: Texarkana Housing Authority and Neighborhood Development, Inc.
 911 Ferguson Street
 Texarkana, AR 71854

City: City of Texarkana, Arkansas
 P.O. Box 2711
 Texarkana, AR 75504

ARTICLE IX

Construction of Laws

This Contract is made and entered into in the City. Any and all questions of law arising hereunder shall be construed in accordance with the laws of the State in which the City is located.

ARTICLE X

Entire Contract

The Contract shall consist of the following component parts:

- (a) This Contract;
- (b) Any subsequent addenda agreed to by both parties.

ATTEST:

CITY MANAGER, TEXARKANA, AR

Brandy Bradley

EXECUTIVE DIRECTOR
TEXARKANA HOUSING AUTHORITY
AND NEIGHBORHOOD DEVELOPMENT

ATTEST:

MUNICIPAL CLERK
CITY OF TEXARKANA, AR

K Bennett

CHIEF OF POLICE
CITY OF TEXARKANA, AR



CITY OF TEXARKANA, AR BOARD OF DIRECTORS

AGENDA TITLE:	Adopt a Resolution for the purchase of five (5) 2021 Ford Explorer (Hybrid Model) for use as patrol units. (TAPD) Interim Chief Kristi Bennett and Captain James Atchley
AGENDA DATE:	January 4, 2021
ITEM TYPE:	Ordinance <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Other <input type="checkbox"/> : _____
DEPARTMENT:	Texarkana Arkansas Police Department
PREPARED BY:	Captain James Atchley

REQUEST:	Per Purchasing Policy, Board Approval for Purchasing Police patrol vehicles
EMERGENCY CLAUSE:	Yes

SUMMARY:	Please see attached proposal which includes explanation and justification of equipment to be purchased. (State Bid)
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EXPENSE REQUIRED:	
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AMOUNT BUDGETED:	Funds to be sourced from TAPD budget
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APPROPRIATION REQUIRED:	TAPD 2021 Budget Line Item (101-121-54200-50501 Patrol Cars) \$176,100.00
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RECOMMENDED ACTION:	Board approval and a purchasing order number in hand for immediate purchase of five (5) 2021 Ford Explorer (Hybrid Model) to be used as police patrol vehicles as we continue to update our fleet.
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EXHIBITS:	Resolution, Justification letter and Detail Quote sheet from Ford Motor Company
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RESOLUTION NO. _____

WHEREAS, due to ongoing upkeep cost, maintenance, and operating issues of an aging patrol vehicle fleet, it is necessary to purchase the five (5) 2021 Ford Explorer (Hybrid Model) for use as patrol units; and

WHEREAS, in keeping with transition of the fleet to hybrid vehicles, said vehicles are available to purchase through McClarty Ford at a total price of \$176,100.00; and

WHEREAS, such purchase complies with Ark. Code Ann. §14-58-104; and

WHEREAS, funds are available in FY2021 Budget Line Item 101-121-54200-50501 Patrol Cars; and

WHEREAS, the City Manager and staff recommend approval;

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is authorized to execute a contract and take such action as requested to acquire the vehicle described above and upon the terms so indicated.

PASSED AND APPROVED this 4th day of January, 2021.

Allen L. Brown, Mayor

ATTEST:

Heather Soyars, City Clerk

APPROVED:

George Matteson, City Attorney



TEXARKANA POLICE DEPARTMENT

CITY OF TEXARKANA, ARKANSAS

P.O. BOX 1885

TEXARKANA, AR75504-1885

(903) 798-3130



www.txkusa.org/arkpolice

“Excellence Innovation Integrity”

To: Interim Chief Kristi Bennett

From: Capt. James Atchley

Date: January 1, 2021

Ref: Purchase of five (5) 2021 Ford Explorer (Hybrid Model) for use as patrol vehicles.

The police department continues to update our aging patrol fleet. This update has been established over the previous two budget years.

The number of repairs and cost of maintenance on our aging fleet continued to be a negative impact on our budget. Through the implementation of the new Ford Explorer Hybrids we are already seeing a positive impact on both maintenance and fuel.

I request Board Approval to move forward with the budgeted purchase of five (5) 2021 Ford Explorer (Hybrid Model).

Respectfully submitted,

James Atchley

Captain Uniformed Patrol

Purchase Request Form

Division: **TAPD**

Section: **Patrol**

Date: **01/01/21**

Quantity	Price	Type of Item	Cost
5	\$35,220.00	2021 Ford Explorer (Hybrid Model)	\$176,100.00

Invoice Number	\$0.00
Sub total	\$176,100.00
Shipping, handling, taxes?	
Total Expense	\$176,100.00

Funding Source: **101-121-54200-50501**

Vendor: McClarty Ford
Address: 3232 Summerhill Road
Texarkana, Texas 75503
Purpose: Patrol Vehicles

Officer : **Capt. James Atchley**

Approved: _____

Division Commander

(Are Bids/Justifications Attached?)

Comments:

Sole Source Item State Bid

December 16th, 2020

McLarty Ford
3232 Summerhill Road
Texarkana, Texas 75503
Attn: Mike Terrell

2021 **HYBRID BID**

Attn: Jason Shores
Texarkana Arkansas Police Department
100 North State Line Ave
Texarkana, Texas 75501

re: Bid request on 2021 Ford Police Interceptor Utility

Dear Sir:

I am pleased to bid on the following vehicles
according to the specifications that you have provided

(5 ea).....2021 Ford Police Interceptor
 Black, 3.3L V6 Engine, Hybrid version
 keyed alike, 10 speed automatic transmission
 119” Wheelbase, All wheel drive
 Cloth front seats/ vinyl rear seats

Police engine idle feature
 Spot light prep kit

Bid Price.\$35,220.00 (unit price)

Total Bid.....\$176,100.00

Let me know if this bid is acceptable and we will be glad
to place order (allow 12 weeks for delivery).....Please allow for possible price increase on
January 1st, 2021

Sincerely,

Mike Terrell
McLarty Ford Sales



CITY OF TEXARKANA, AR BOARD OF DIRECTORS

AGENDA TITLE: Adopt a Resolution designating the City's Franchise Fee Secured Refunding Revenue Bonds, Series 2021-A, as qualified tax-exempt bonds. (FIN)

AGENDA DATE: January 4, 2021

ITEM TYPE: Ordinance Resolution Other : _____

DEPARTMENT: Finance Department

PREPARED BY: Heather Soyars

REQUEST: Adopt a resolution designating the City's Franchise Fee Secured Refunding Revenue Bonds, Series 2021-A, as qualified tax-exempt bonds.

EMERGENCY CLAUSE: N/A

SUMMARY: Adopt a resolution designating the City's Franchise Fee Secured Refunding Revenue Bonds, Series 2021-A, as qualified tax-exempt bonds.

This agenda item was requested by Jim Fowler, Rose Law Firm, on January 4, 2021 because the closing date for the bonds is January 19, 2021.

EXPENSE REQUIRED: N/A

AMOUNT BUDGETED: N/A

**APPROPRIATION
REQUIRED:** N/A

**RECOMMENDED
ACTION:** The City Manager and Staff recommend approval.

EXHIBITS: Resolution

RESOLUTION NO. _____

**A RESOLUTION DESIGNATING THE CITY’S
FRANCHISE FEE SECURED REFUNDING
REVENUE BONDS, SERIES 2021-A, AS
QUALIFIED TAX-EXEMPT BONDS.**

WHEREAS, pursuant to Ordinance No. 15-2020, the Board of Directors of the City of Texarkana, Arkansas has authorized the issuance of its Franchise Fee Secured Revenue Refunding Bonds, Series 2021-A (the “Series 2021-A Bonds”) in the principal amount of \$3,165,000; and

WHEREAS, the Board of Directors has previously authorized the marketing and sale of the Series 2021-A Bonds as “qualified tax-exempt obligations” within the meaning of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended (the “Code”) thereby allowing banks to purchase the Series 2021-A Bonds at lower interest rates; and

WHEREAS, the Board of Directors now desires to designate the Series 2021-A Bond as “qualified tax-exempt obligations” within the meaning of the Code;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF TEXARKANA, ARKANSAS, that:

SECTION 1. The aggregate principal amount of qualified tax-exempt obligations to be issued by the City of Texarkana, Arkansas and its subordinate entities in calendar year 2021 is not anticipated to exceed \$10,000,000 and the Series 2021-A Bonds are hereby designated “qualified tax-exempt obligations” within the meaning of the Code.

SECTION 2. This Resolution shall be effective from and after the date of its adoption.

PASSED AND APPROVED this 4th day of January 2021.

Allen L. Brown, Mayor

ATTEST:

Heather Soyars, City Clerk

APPROVED:

George M. Matteson, City Attorney

CERTIFICATION

STATE OF ARKANSAS)
) ss
COUNTY OF MILLER)

I, Heather Soyars, City Clerk of the City of Texarkana, Arkansas, do hereby certify that the foregoing instrument is a true and correct copy of the original Resolution No. _____, adopted by the City of Texarkana, Arkansas Board of Directors on January __, 2021.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of this office this _____, 2021.

Heather Soyars, City Clerk



CITY OF TEXARKANA, AR BOARD OF DIRECTORS

AGENDA TITLE:	Adopt an Ordinance for the purchase of five (5) WatchGuard Camera System VISTA HD Wi-Fi and 4RE System Bundle. (TAPD) Interim Chief Kristi Bennett and Captain James Atchley <i>An emergency clause is requested. An emergency clause requires a separate and distinct vote of the board and is valid only if there is a two-thirds vote of approval by the Board.</i>
AGENDA DATE:	January 4, 2021
ITEM TYPE:	Ordinance <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Other <input type="checkbox"/> : _____
DEPARTMENT:	Police
PREPARED BY:	Captain James Atchley
REQUEST:	Per Purchasing Policy, Board Approval for Purchasing Police Vehicle and Body Cameras
EMERGENCY CLAUSE:	Yes
SUMMARY:	Please see attached proposal which includes explanation and justification of equipment to be purchased. (Sole Source)
EXPENSE REQUIRED:	
AMOUNT BUDGETED:	Funds to be sourced from TAPD budget
APPROPRIATION REQUIRED:	TAPD 2021 Budget Line Item (101-121-54058-50501 Cameras) \$43,791.30
RECOMMENDED ACTION:	Board approval and a purchasing order number in hand for immediate purchase of Purchase of five (5) WatchGuard Camera System VISTA HD Wi-Fi and 4RE System Bundle to be used in our patrol units and by officers interacting with the public.
EXHIBITS:	Justification letter Detail Quote sheet from Watchguard Camera System

ORDINANCE NO. _____

AN ORDINANCE WAIVING COMPETITIVE BIDDING; AUTHORIZING THE CITY MANAGER TO APPROVE A CONTRACT FOR THE PURCHASE OF POLICE MOBILE VIDEO AND AUDIO EQUIPMENT; FOR DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, by Ordinance 8-2019, the Board of Directors set forth the reasons and necessity for transition and update of aging video and camera system utilized by the police department; and

WHEREAS, the “Watch Guard” systems acquired pursuant to the authority in such prior Ordinance have proven to be of a superior functionality and of extreme value in carrying out providing public safety services; and

WHEREAS, the City desires to continue with the transition to the Watch Guard system and purchase five (5) in-car and body-worn camera systems to be used in our patrol units and by officers interacting with the public; and

WHEREAS, the Watch Guard systems, acquired from the manufacturer, being a sole-supplier, are compatible with the previously acquired updated equipment; and

WHEREAS, pursuant to Ark. Code. Ann. §14-47-138 the Board of Directors may waive the requirements of competitive bidding in exceptional situations where competitive bidding is not feasible; and

WHEREAS, Section 2-72 of the *City of Texarkana, Arkansas, Code of Ordinances* recognizes that, “in certain instances, it may not be feasible or necessary to obtain bids. Examples include but are not limited to . . . purchases from only sources [;]” and

WHEREAS, Said Section 2-72 also recognizes that, “situations involving highly specialized equipment or professional services . . . , publicly advertised requests for bids may not be practical . . . [.]” and provides that, “[i]n these cases, proposals may be requested from selected firms specializing in the particular good or service[;]” and

WHEREAS, for the reasons set out above it is not feasible or practicable to engage in competitive bidding and, moreover, Watch Guard constitutes the sole source of the unique technical products required; and

WHEREAS, the total cost of such purchase is \$43,791.30; and

WHEREAS, the funds are budgeted in TAPD FY2021 Budget Line Item 54058-50501 (cameras); and

WHEREAS, in consideration of the reasons set out and set forth above the City Manager, the Police Department, and the staff request that any competitive bidding practices be waived as permitted and the Board approve the purchase of the equipment described above; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the City of Texarkana, Arkansas, that:

Section 1: The competitive bidding practices contemplated by applicable law and ordinance are waived and the City Manager is authorized to enter into a contract for the purchase of the equipment and for the price described and set forth above, with funds coming from the sources so indicated in amounts approved such as to constitute, in the aggregate, the total cost of such equipment.

Section 2: This action being necessary for the preservation of the public peace, health and safety (including the need to commence prompt acquisition and installation of said needed video and audio equipment), and a separate and distinct vote having been taken on this emergency clause, an emergency is therefore declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED this 4th day of January, 2021.

Allen L. Brown

ATTEST:

Heather Soyars, City Clerk

APPROVED:

George Matteson, City Attorney



TEXARKANA POLICE DEPARTMENT

CITY OF TEXARKANA, ARKANSAS

P.O. BOX 1885

TEXARKANA, AR75504-1885

(903) 798-3130



www.txkusa.org/arkpolice

“Excellence Innovation Integrity”

To: Interim Chief Kristi Bennett

From: Capt. James Atchley

Date: January 1, 2021

Ref: Purchase of five (5) WatchGuard Camera System VISTA HD WiFi and 4RE System Bundle.

The police department continues to update our aging patrol fleet. While updating our patrol vehicles we are also updating the camera systems. The continued updating of our camera systems in conjunction with the vehicles is imperative as video technology continues to evolve and our older systems are already outdated.

I request Board Approval to move forward with the budgeted Purchase of five (5) WatchGuard Camera System VISTA HD WiFi and 4RE System Bundle.

Respectfully submitted,

James Atchley

Captain Uniformed Patrol

Purchase Request Form

Division: **TAPD**

Section: **Patrol**

Date: **01/01/21**

Quantity	Price	Type of Item	Cost
5	\$8,758.26	WatchGuard Vehicle and Body Camera Systems VISTA HD WiFi and 4RE System Bundle.	\$43,791.30

Invoice Number	\$0.00
Sub total	\$43,791.30
Shipping, handling, taxes?	
Total Expense	\$43,791.30

Funding Source: **101-121-54058-50501**

Vendor: WatchGuard
Address: 415 E. Exchange Parkway Allen, TX • 75002
Allen, TX 75002
Purpose: WatchGuard Vehicle and Body Camera Systems

Officer : **Capt. James Atchley**

Approved: _____

Division Commander

(Are Bids/Justifications Attached?)

Comments:

Sole Source Item State Bid