



MINUTES

Of A

CITY COUNCIL MEETING

January 12, 2023

The City Council of the City of Longview, Texas, met in a Regular Session, January 12, 2023, at 5:30 p.m. in the Council Chambers of the Jo Ann Metcalf Municipal Building. Mayor Andy Mack presided.

Members present were:

Members absent were:

Andy Mack
Tem Carpenter
Nona Snoddy
Wray Wade
Kristen Ishihara
Michelle Gamboa
Steven Pirtle

Staff members present were:

Rolin McPhee, City Manager
Angie Shepard, City Secretary
Jim Finley, City Attorney
MaryAnn Hagenbucher, Assistant City Manager
Michael Shirley, Director of Development Services
Dwayne Archer, Director of Public Works
Laura Hill, Director of Grant Services
Scott Caron, Director of Parks and Recreation
Angela Coen, Director of Financial Services
J.P. Steelman, Fire Chief
Anthony Boone, Police Chief
Josh Gamble, Director of Information Technology
Bonnie Hubbard, Director of Administration
Dietrich Johnson, Director of Community Services
Shawn Hara, Director of Community Destinations

I. Call to Order – Mayor Andy Mack called the meeting to order.

II. Invocation – The prayer was led by Reverend James Webb of St. Violet Baptist Church. As part of this weekend’s MLK events, Reverend Webb will be the featured speaker for the Humanitarian Celebration on Saturday at Parkview Baptist Church. He is a pastor, author, and Board of Trustee Chairman at ETBU. But most importantly, he says he is blessed to be married to his wife Sharon LaVerne, and the proud father of two graduates from Longview ISD: Donovan James and Carmen LaJoyce.

III. Pledge of Allegiance – Reverend James Webb also led the pledge.

IV. Citizen Comment – There were no citizen in the audience for comments.

V. Public Safety Update

A. Police – Chief Anthony Boone gave an update on the service stats for December – There were 5,285 calls for service, 1,854 traffic stops, 32 DWI cases and 199 crashes. We had an average response time of 4 minutes and 10 seconds. We would like to thank McCoy’s Building Supply for the bottled water and the LED traffic vests. The Police Department spoke to and gave a tour to our current Leadership Longview class. Again, Services for Officer Larry Soloman, Jr. will be tomorrow at 11am and visitation is going on now at Welch Funeral Home.

B. Fire – Chief JP Steelman – We had another successful toy drive back in December, we had 372 new toys donated and distributed to our partnering agencies for Christmas. Big thanks to our amazing and supportive Longview community. Last week we had an Emergency Responder Mental Health Awareness Training, we had Longview, Kilgore and Marshall fire departments collaborated to provide a mental health awareness “stand-down” to our personnel covering such aspects as post-traumatic stress disorder and promoting individual and team resilience. We had a special station tour for a future firefighter, Naomi could be a firefighter or a princess. Longview Fire passed its state mandated biennial compliance inspection with zero violations.

VI. Consent Agenda

Consider a Resolution authorizing and directing the City Manager or the City Manager’s designee to execute any necessary documents to apply for, receive, and expend State funding via Senate Bill 8 (2022) Texas EMS Recruitment and

Retention Program, distributed by the Piney Woods Regional Advisory Council (RAC-G) in the amount of \$47,700.00 –

J.P. Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution adopting, approving and authorizing the Fire Department to execute the required documents to receive funding from the 2022 State of Texas Senate Bill 8 in the amount of \$47,700.00 from the Piney Woods Regional Advisory Council (RAC-G). This funding will be specifically utilized towards the education and training of Paramedics for the department's Emergency Medical Service (EMS). This initial round of funding will cover the expense of putting 6 new Firefighters through their required Paramedic certification training which is essential to the daily operation of the department. This money will come at no cost to the City and with no matching funds required.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY OF LONGVIEW TO APPLY FOR, RECEIVE AND EXPEND GRANT FUNDING FROM THE STATE OF TEXAS VIA SENATE BILL 8 (2022) FOR EMS RECRUITMENT AND RETENTION DISTRIBUTED BY THE PINEY WOODS REGIONAL ADVISORY COUNCIL (RAC-G) IN THE AMOUNT OF \$47,700.00; FINDING THAT NO CITY FUNDS WILL BE REQUIRED TO RECEIVE AND EXPEND SAID GRANT FUNDS; FINDING THAT THE ITEMS PURCHASED WITH THESE FUNDS WILL NOT ADD ADDITIONAL ANNUAL COSTS TO EMERGENCY RESPONSE OR MANAGEMENT PROGRAMS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6076 appears in the Resolution and Ordinance records of the City of Longview.

- A. Consider a Resolution accepting the project entitled "Broughton Park and Recreation Center" and authorizing final payment in the amount of \$269,870.41 to RLM Enterprises, Inc., dba RLM General Contractors of Longview, Texas –**

Scott Caron, Director of Parks and Recreation was present and requested the Council to consider the approval of a Resolution adopting and accepting the Broughton Park and

Recreation Center, and authorizing final payment in the amount of \$269,870.41 to RLM Enterprises, Inc., dba RLM General Contractors of Longview, Texas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to RLM Enterprises, Inc., dba RLM General Contractors on April 8, 2021 in the amount of \$5,739,890.00. City Council approved Change Order No. 1 reducing the contract scope and cost by \$336,922.00 to \$5,402,968.00. The final construction cost is \$5,397,408.27.

The scope of work provided for the renovation and new construction of the Broughton Park and Recreation Center. The recreation center new construction includes a new gym, lobby, branch library, fitness space and reception area. The renovation of the existing recreation center includes added windows, meeting rooms, restrooms, and storage space. The total renovation and new construction included 29,760 square feet. Outdoor park improvements included exterior façade, additional parking, new walking trail, basketball court resurfacing, new promenade space and miscellaneous work as necessary to complete the construction.

The project has been completed in accordance with the contract. LPA Planning and Design recommends acceptance of the project and approval of the final payment. City staff concurs with the recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED "BROUGHTON PARK & RECREATION CENTER"; AUTHORIZING AND APPROVING FINAL PAYMENT TO RLM ENTERPRISES, INC., DBA RLM GENERAL CONTRACTORS, FOR THE COMPLETION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6077 appears in the Resolution and Ordinance records of the City of Longview.

B. Consider a Resolution authorizing the City Manager or his designee to enter into an Agreement with TXDOT for the new Traffic Signal at McCann Road (Spur 63) and Magnolia Lane –

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution committing the City to perform or cause to be performed a traffic signal installation at McCann Road (Spur 63) and Magnolia Lane, and further authorizing the City Manager or his designee to enter into a Local On-System Agreement for Voluntary Local Government Contribution Participation with Texas Department of Transportation (TXDOT).

A Local On-System Agreement is required when an improvement project within TXDOT ROW that is performed by and funded by a local government.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, COMMITTING THE CITY OF LONGVIEW TO PERFORM OR CAUSE TO BE PERFORMED CERTAIN PROJECT(S) WITH NO REQUIRED MATCH FROM TXDOT; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE, AND EXECUTE A LOCAL ON-SYSTEM AGREEMENT (AND ANY AND ALL OTHER DOCUMENTS INCIDENT TO SAME) FOR SAID PURPOSES; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6078 appears in the Resolution and Ordinance records of the City of Longview.

C. Consider a Resolution accepting the "Greggton Lift Station Improvements" Project and authorizing final payment of \$26,128.19 to Dixie Overland Construction, LLC, of Sibley, Louisiana –

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution accepting the "Greggton Lift Station Improvements" and authorizing final payment of \$26,128.19 to Dixie Overland Construction, LLC, of Sibley, Louisiana. Approval of the final payment will begin the contractor's one-year warranty period.

City Council awarded the contract to the Dixie Overland Construction, LLC, on March 24, 2022, in the amount of \$572,958.00.00. The final construction costs are \$556,786.95.

The project included increasing the storage capacity of the existing wet well at the Greggton Lift Station and miscellaneous work necessary to complete the construction.

The project has been completed in accordance with the contract. KSA Engineers, Inc. recommends acceptance of the project and approval of the final payment. Staff concurs with their recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED "GREGGTON LIFT STATION IMPROVEMENTS"; AUTHORIZING AND APPROVING FINAL PAYMENT TO DIXIE OVERLAND CONSTRUCTION, LLC, OF SIBLEY, LOUISIANA, FOR THE COMPLETION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6079 appears in the Resolution and Ordinance records of the City of Longview.

D. Consider a Resolution authorizing the City of Longview to apply for, accept and expend grant funds in the amount of up to \$32,000.00 from The Friends of the Longview Public Library to replace old and heavily worn furniture in the library's Crisman Children's Department and Rotary Reading Room

Jennifer Eldridge, Library Manager was present and requested the Council to consider the approval of a Resolution for the purchase of replacement furniture in both the Crisman Children's Department and the Rotary Reading Room.

Over the last several years, the furniture in the Library's Crisman Children's Department and Rotary Reading Room has seen thousands of users. Many of these furniture pieces are in dire need of replacing and modernizing, as some items are in excess of 30 years old. The Friends of the Longview Public Library is offering up to \$32,000 to replace the furniture in both areas, through generous donations from the Crain Foundation, The Rotary Club of Longview-Greggton, and 100 Women in Longview Who Care. Please allow the Library Manager to apply and accept funds from the Friends of the Longview Public Library not to exceed \$32,000.00 for this project.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY OF LONGVIEW TO APPLY FOR, ACCEPT AND EXPEND GRANT FUNDS IN THE AMOUNT OF UP TO \$32,000.00 FROM THE FRIENDS OF THE LONGVIEW PUBLIC LIBRARY FOR NEW LIBRARY FURNITURE; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6080 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider a Resolution authorizing the City Manager or the City Manager's designee to execute a cooperative purchasing agreement with the North Central Texas Council of Governments to participate in the TXSHARE cooperative purchasing program –**

Amanda Phillips, Purchasing Agent was present and requested the Council to consider the approval of a Resolution allowing the City of Longview to enter into a cooperative purchasing agreement with the North Texas SHARE Program which provides cooperative purchasing services for various goods and services. The lead government agency for the SHARE program is the North Central Texas Council of Governments (NCTOG). Some of the goods and services available through this program include first responder uniforms, fleet services and parts, and heavy construction equipment.

Purchases made through this program have been properly bid and satisfy the State of Texas competitive bidding requirements under Chapter 252 of the Local Government Code.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING AND AUTHORIZING THE CITY MANAGER OR CITY MANAGER'S DESIGNEE TO EXECUTE A COOPERATIVE PURCHASING

AGREEMENT BY AND BETWEEN THE CITY OF LONGVIEW AND THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS TO PARTICIPATE IN THE TXSHARE COOPERATIVE PURCHASING PROGRAM; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL RELEVANT DOCUMENTS IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6081 appears in the Resolution and Ordinance records of the City of Longview.

F. Consider a Resolution authorizing the purchase of Fire Department uniforms as needed via the TXSHARE cooperative purchasing program administered by the North Central Texas Council of Governments (NCTCOG) –

J.P. Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution adopting the allow for the ongoing purchase of uniforms for the Fire Department using the cooperative purchasing agreement with the North Texas SHARE Program administered by the North Central Texas Council of Governments (NCTCOG).

City staff purchases uniforms through various approved purchasing cooperatives currently. Supply and demand issues along with delays in production and shipping have required City staff to reach out to multiple cooperatives to ensure Fire personnel are outfitted properly. By joining the North Texas SHARE Program, the Fire department will be able to increase competitive pricing while maintaining the needed supply of uniforms for personnel. The estimated cost to outfit existing personnel is \$400 per person. The estimated cost to outfit new personnel is \$1200 per person. Currently, there are 15 new hires that are needing to be outfitted.

Staff recommends that the City purchase said uniforms using the North Texas SHARE program administered by the North Central Texas Council of Governments (NCTCOG). The uniforms have been properly bid and by purchasing from this cooperative agreement we fulfill bidding requirements under Chapter 252 of the Local Government Code.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE PURCHASE OF FIRE DEPARTMENT UNIFORMS AS NEEDED VIA THE

TXSHARE COOPERATIVE PURCHASING PROGRAM ADMINISTERED BY THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG); AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS FOR THE PURCHASES AUTHORIZED HEREIN; SETTING FORTH THE CONDITIONS OF SUCH AUTHORIZATION; DETERMINING THAT SUCH PURCHASES ARE EXEMPT FROM STATE BIDDING REQUIREMENTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6082 appears in the Resolution and Ordinance records of the City of Longview.

- G. Consider a Resolution authorizing the City of Longview to apply for, accept, and expend an Arts Responds Project Grant in an amount not to exceed \$5,000 from the Texas Commission on the Arts to assist with the quarterly ArtWalk event –**

Laura Hill, Director of Grant and Human Services. was present and requested the Council to consider the approval of a Resolution authorizing the city to apply for, accept, and expend an Arts Responds Project Grant. The Texas Commission on the Arts has issued a call for projects for the Arts Responds Project Grant Program. The City of Longview, as the recognized "Cultural District Management Entity" for the Arts!Longview Cultural District will be administratively responsible for submitting the application and administering the funding / project if the grant is approved. No City Funds are required with Arts!Longview providing the matching funds.

The Grant Application is to provide financial support to improve marketing and outreach for the April 2022 and July 2022 quarterly ArtWalk Event, which serves as an economic development activity for the Arts!Longview Cultural District.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY OF LONGVIEW TO APPLY FOR, ACCEPT AND EXPEND AN ARTS RESPONDS PROJECT GRANT IN AN AMOUNT NOT TO EXCEED \$5000.00 FROM THE TEXAS

COMMISSION ON THE ARTS TO ASSIST WITH THE QUARTERLY ARTWALK EVENT; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH PROGRAM RULES OF THE TEXAS COMMISSION ON THE ARTS; PROVIDING FOR FUNDING FROM DONATED REVENUE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6083 appears in the Resolution and Ordinance records of the City of Longview.

H. Consider a Resolution authorizing the City of Longview to apply for, accept, and expend grant funds in an amount not to exceed \$750,000 from the Texas Parks and Wildlife Department's Recreational Trail Grant Program to support the 2018 General Obligation Bond Projects for Spring Hill Community Park –

Laura Hill, Director of Grant and Human Services was present and requested the Council to consider the approval of a Resolution to apply for, accept, and expend grant funds in an amount not to exceed \$750,000 from the Texas Parks and Wildlife Department's Recreational Trail Grant Program. In 2018, the Citizens of Longview approved a Bond Initiative for Parks and this initiative included improvements to the Spring Hill Community Park located at 738 Fenton Road. Given the scope of the various projects for the park: construction of a new walking trail, sidewalk, signage, and bicycle lane connection to the widened George Richey Road, The Parks and Recreation Department is interested in making application to the TPWD Competitive Grant Recreational Trails Grant Program to better accomplish all of the project goals.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY OF LONGVIEW TO APPLY FOR, ACCEPT AND EXPEND GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$750,000.00 FROM THE TEXAS PARKS AND WILDLIFE DEPARTMENT'S RECREATIONAL TRAIL GRANT PROGRAM TO SUPPORT THE 2018 GENERAL

OBLIGATION BOND PROJECTS FOR SPRING HILL COMMUNITY PARK; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH PROGRAM RULES OF THE TEXAS PARKS AND WILDLIFE DEPARTMENT; PROVIDING FOR ANY REQUIRED MATCHING FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6084 appears in the Resolution and Ordinance records of the City of Longview.

- I. Consider a Resolution accepting the project entitled "Water System Improvements at Ray Street, FM 2087, Rockdale Street, Benton Street, and Stracener Road" and authorizing final payment of \$63,592.05 to D&D Pipeline Consultants of Longview, Texas –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution accepting the Water System Improvements at Ray Street, FM 2087, Rockdale Street, Benton Street, and Stracener Road and authorizing final payment in the amount of \$63,592.05 to D&D Pipeline Consultants of Longview, Texas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to D&D Pipeline Consultants on April 22, 2022 in the amount of \$804,713.70. The final construction cost is \$744,495.51.

The scope of work provided the construction of approximately 8,681 linear feet of eight-inch water main and related work at Ray Street, FM 2087, Rockdale Street, Benton Street, and Stracener Road and miscellaneous work as necessary to complete the installations.

The project has been completed in accordance with the contract. Wood Engineering recommends acceptance of the project and approval of the final payment. City staff concurs with the recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED “WATER SYSTEM IMPROVEMENTS PROJECT AT RAY STREET, FM 2087, ROCKDALE STREET, BENTON STREET, AND STRACENER ROAD”; AUTHORIZING AND APPROVING FINAL PAYMENT TO D&D PIPELINE CONSULTANTS FOR THE COMPLETION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6085 appears in the Resolution and Ordinance records of the City of Longview.

J. Consider a Resolution accepting the project entitled “Fairmont Street Reconstruction Utilities Relocation” and authorizing final payment of \$54,895.42 to KAMPCO, Inc., of Texarkana, Arkansas –

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution accepting the Fairmont Street Reconstruction Utilities Relocation and authorizing final payment in the amount of \$54,895.42 to KAMPCO Inc. of Texarkana, Arkansas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to KAMPCO Inc. on December 10, 2020 in the amount of \$1,138,143.47. The final construction cost is \$1,085,438.15.

The scope of work provided the construction of approximately 4,500 feet of 12-inch water main, 3,800 feet of 8-inch sewer main, and related work along Fairmont Street between Toler Road and H.G. Mosley Parkway, and miscellaneous work as necessary to complete the installations.

The project has been completed in accordance with the contract. Johnson and Pace Inc. recommends acceptance of the project and approval of the final payment. City staff concurs with the recommendation.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT

ENTITLED “FAIRMONT STREET RECONSTRUCTION UTILITIES RELOCATION”; AUTHORIZING AND APPROVING FINAL PAYMENT TO KAMPCO, INC., FOR THE COMPLETION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6086 appears in the Resolution and Ordinance records of the City of Longview.

K. Consider a Resolution rejecting all bids received for the lease-purchase of sanitation trucks for the Sanitation department –

Dwayne Archer, Public Works Director. was present and requested the Council to consider the approval of a Resolution rejecting all bids for the lease-purchase of sanitation trucks. The City received three bids for the lease purchase of sanitation trucks. None of the three bidders complied with the bid specifications given to them in the Invitation to Bid. Therefore, staff is recommending the rejection of all bids received for the Lease Purchase of Sanitation Trucks.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, REJECTING ALL BIDS FOR THE LEASE-PURCHASE OF THREE (3) SANITATION TRUCKS FOR THE SANITATION DEPARTMENT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE COMPETITIVE PURCHASING REQUIREMENTS IN SOLICITING, RECEIVING AND REJECTING SAID BIDS; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6087 appears in the Resolution and Ordinance records of the City of Longview.

- L. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to enter into an agreement for law enforcement purposes between the City of Longview and the Martin House Children's Advocacy Center in an amount not to exceed \$100,000.00 per year for coordination in the intervention process for abused children –**

Anthony Boone, Police Chief was present and requested the Council to consider the approval of a Resolution to entered into an MOU with the Martin House Child Advocacy Center in 2021. The reason for the MOU was to facilitate the law enforcement coordination of the intervention process for abused children and to heighten community awareness of child abuse and neglect.

This resolution authorizes the City of Longview to continue the agreement under which City will pay Martin House \$100,000 annually.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE AND EXECUTE AN AGREEMENT BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND THE MARTIN HOUSE CHILDREN'S ADVOCACY CENTER TO FACILITATE A COORDINATED, MULTIDISCIPLINARY TEAM RESPONSE TO CHILD ABUSE INVESTIGATION, INTERVENTION, AND PROSECUTION; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL DOCUMENTS NECESSARY FOR THE ABOVE-REFERENCED AGREEMENT IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6088 appears in the Resolution and Ordinance records of the City of Longview.

- M. Consider a Resolution authorizing the City of Longview to apply for, accept and expend Helping Heroes Grant Program funding from Koch Companies Public Sector, LLC, in an amount not to exceed \$8,300.00 for Special Operations equipment for the Longview Fire Department –**

J.P. Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution approving and authorizing the Fire Department to execute the required documents to receive the donation of an amount not to exceed \$8,300.00 from Koch Companies Public Sector, LLC. via their Helping Hands Grant Program.

This grant is to purchase Special Operations-related items as part of an equipment updating process for the department. The department is working on Phase-2 of 3 to obtain area gas monitoring instrumentation to improve the capabilities of the department's Hazardous Materials Team (see attached BZ-1 details).

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY OF LONGVIEW TO APPLY FOR, ACCEPT AND EXPEND HELPING HEROES GRANT PROGRAM FUNDING FROM KOCH COMPANIES PUBLIC SECTOR, LLC, IN AN AMOUNT NOT TO EXCEED \$8,300.00 FOR SPECIAL OPERATIONS EQUIPMENT FOR THE LONGVIEW FIRE DEPARTMENT; FINDING THAT NO MATCHING FUNDS WILL BE REQUIRED TO RECEIVE AND EXPEND SAID FUNDS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6089 appears in the Resolution and Ordinance records of the City of Longview.

N. Consider approval of the December 8, 2022 minutes –

Angie Shepard, City Secretary was present and requested the Council approval of the December 9, 2022 minutes.

MOTION: Council Member Wade made a motion to approve the consent agenda.

SECOND: Council Member Snoddy seconded the motion.

VOTE: The motion carried unanimously (7, 0).

VII. Zoning Items

- A. A PUBLIC HEARING will be held to consider application #S22-11 filed by Alondra Valencia requesting a Specific Use Permit (SUP) to allow for a restaurant with a private club in General Retail (GR) Zoning District for Lots 1-4 Block 2 Wayside Addition located at 809 Pine Tree Road –**

Angela Choy, AICP, City Planner was present and presented the staff report:

APPLICATION #S22-11

STAFF REPORT

January 12, 2023

APPLICANT: Alondra Valencia
LOCATION: Lots 1-4 Block 2 Wayside Addition located at 809 Pine Tree Road.
REQUEST: Specific Use Permit for a Restaurant with a Private Club in a General Retail (GR) Zoning District.

| | <u>ZONING</u> | <u>LAND USE</u> |
|----------------|----------------------|------------------------------|
| SUBJECT PARCEL | GR | Vacant Building |
| NORTH | GR | Furniture Store & Nail Salon |
| SOUTH | TF-3 and GR | Offices and Duplexes |
| WEST | TF-3 | Single Family Homes |
| EAST | GR | Vacant Building & Office |

COUNCIL DISTRICT:

District 1 – Council Member Temple Carpenter III.

FUTURE LAND USE:

The Future Land Use map designates this area for Retail (RET) and Low Density Residential (LDR).

STAFF COMMENTS:

The applicant is requesting a Specific Use Permit (SUP) for a restaurant with private club in General Retail (GR) zoning district. A Specific Use Permit is required for a private club allowing for onsite consumption of alcoholic beverages in addition to beer and wine within GR zoning district to ensure no negative impact on surrounding properties.

Pine Tree Road is classified as a minor arterial roadway and is maintained by TxDOT. This type of development is appropriate along this roadway as long as access management is followed. Staff finds the proposed zoning change is consistent with the future land use map; therefore, it does not constitute spot zoning.

STAFF RECOMMENDATION:

The Planning and Zoning Commission (7-0) and Staff recommend approval of this request.

The public hearing was declared open.

There were no citizens in the audience to speak on this matter.

The public hearing was declared closed.

MOTION: Council Member Carpenter made a motion the following Ordinance be approved:

AN ORDINANCE GRANTING A SPECIFIC USE PERMIT (SUP) IN ACCORDANCE WITH THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, TO ALLOW FOR A RESTAURANT WITH A PRIVATE CLUB IN A GENERAL RETAIL (GR) ZONING DISTRICT FOR LOTS 1-4 BLOCK 2 WAYSIDE ADDITION LOCATED AT 809 PINE TREE ROAD; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Pirtle seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance is No. 4408 and appears in the Resolution and Ordinance records of the City of Longview.

B. A PUBLIC HEARING will be held to consider application #S22-12 filed by Kathryn Davis requesting a Specific Use Permit (SUP) to allow for One-Family Dwellings in a Heavy Commercial (C-2) Zoning District for approximately 2.048 acres of AB 4 I C Skillern Survey Tract 57, 58 & 59 Section 1 located at 5804, 5806 & 5808 Old Hwy 80 –

Angela Choy, AICP, City Planner was present and presented the staff report:

APPLICATION #S22-12

STAFF REPORT

January 12, 2023

APPLICANT: Kathryn Davis
LOCATION: Approximately 2.048 acres of AB 4 I C Skillern Survey Tract 57, 58 & 59 Section 1 located at 5804, 5806 & 5808 Old Hwy 80.
REQUEST: Specific Use Permit to allow for One-Family Dwellings in a Heavy Commercial (C-2) Zoning District.

| | <u>ZONING</u> | <u>LAND USE</u> |
|-----------------|----------------------|--|
| SUBJECT PARCEL | C-2 | Single Family Residential |
| NORTH | SF-4 | Single Family Residential, Mobile Home Park and Vacant |
| SOUTH TOCCO) | C-2 | Manufacturing Facility (Ajax |
| WEST | C-2 | Vacant |
| EAST | C-2 | Single Family Residential |

COUNCIL DISTRICT:
District 1 – Council Member Temple Carpenter III.

FUTURE LAND USE:

The Future Land Use map designates this area for Commercial (COM).

STAFF COMMENTS:

The applicant is requesting a Specific Use Permit (SUP) to allow for an existing One-Family Dwellings in a Heavy Commercial (C-2) Zoning District.

A Specific Use Permit is required for One-Family Dwellings in Heavy Commercial (C-2) zoning districts to ensure no negative impact on surrounding properties. There are several One-Family Dwelling units scattered throughout the block. The applicant would like to bring the property into compliance with the current zoning requirements.

Old Highway 80 is classified as a collector street and is maintained by the City of Longview. This type of development is appropriate along this roadway as long as access management is followed. Staff finds the proposed zoning change is consistent with surrounding uses; therefore, it does not constitute spot zoning.

STAFF RECOMMENDATION:

The Planning and Zoning Commission (7-0) and Staff recommend approval of this request.

The public hearing was declared open.

There were no citizens in the audience to speak on this matter.

The public hearing was declared closed.

MOTION: Council Member Carpenter made a motion the following Ordinance be approved:

AN ORDINANCE GRANTING A SPECIFIC USE PERMIT (SUP) IN ACCORDANCE WITH THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, TO ALLOW FOR ONE-FAMILY DWELLINGS IN A HEAVY COMMERCIAL (C-2) ZONING DISTRICT FOR APPROXIMATELY 2.048 ACRES OF AB 4 I C SKILLERN SURVEY TRACT 57, 58 & 59 SECTION 1 LOCATED AT 5804, 5806 & 5808 OLD HWY 80; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS

VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Snoddy seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance is No. 4409 and appears in the Resolution and Ordinance records of the City of Longview.

C. A PUBLIC HEARING will be held to consider application #S22-13 filed by Michael Myles Kittner requesting a Specific Use Permit (SUP) to allow for a restaurant with a private club in General Retail (GR) Zoning District for approximately 1.831 acres of a portion of Block 1 Hickory Ridge Apartments and Corporate Center Phase 1 located at 2005 Toler Road –

Angela Choy, AICP, City Planner was present and presented the staff report:

APPLICATION #S22-13

STAFF REPORT

January 12, 2023

APPLICANT: Michael Myles Kittner
LOCATION: Approximately 1.831 acres of a portion of Block 1 Hickory Ridge Apartments and Corporate Center Phase 1 located at 2005 Toler Road.
REQUEST: Specific Use Permit to allow for a restaurant with a private club in a General Retail (GR) Zoning District.

| | <u>ZONING</u> | <u>LAND USE</u> |
|----------------|---------------|--|
| SUBJECT PARCEL | GR | Vacant Building |
| NORTH | GR | Restaurant with drive-thru window & Retail Store |

| | | |
|-------|----|---------------------------------|
| SOUTH | GR | Vacant Building and vacant land |
| WEST | GR | Restaurant with drive-thru |

window

| | | |
|------|----|-------------|
| EAST | GR | Vacant land |
|------|----|-------------|

COUNCIL DISTRICT:

District 6 – Council Member Steve Pirtle.

FUTURE LAND USE:

The Future Land Use map designates this area for Retail (RET).

STAFF COMMENTS:

The applicant is requesting a Specific Use Permit (SUP) for a restaurant with private club in General Retail (GR) zoning district. A Specific Use Permit is required for a private club allowing for onsite consumption of alcoholic beverages in addition to beer and wine within GR zoning district to ensure no negative impact on surrounding properties.

Toler Road is classified as a local roadway and is maintained by the City of Longview. This type of development is appropriate along this roadway as long as access management is followed. Staff finds the proposed zoning change is consistent with the future land use map; therefore, it does not constitute spot zoning.

STAFF RECOMMENDATION:

The Planning and Zoning Commission (7-0) and Staff recommend approval of this request.

The public hearing was declared open.

There were no citizens in the audience to speak on this matter.

The public hearing was declared closed.

MOTION: Council Member Pirtle made a motion the following Ordinance be approved:

AN ORDINANCE GRANTING A SPECIFIC USE PERMIT (SUP) IN ACCORDANCE WITH THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, TO ALLOW FOR A RESTAURANT

WITH A PRIVATE CLUB IN A GENERAL RETAIL (GR) ZONING DISTRICT FOR APPROXIMATELY 1.831 ACRES OF A PORTION OF BLOCK 1 HICKORY RIDGE APARTMENTS AND CORPORATE CENTER PHASE 1 LOCATED AT 2005 TOLER ROAD; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance is No. 4410 and appears in the Resolution and Ordinance records of the City of Longview.

D. A PUBLIC HEARING will be held to consider application #Z22-30 filed by the City of Longview requesting a rezone from Agriculture (A) to Light Industrial (I-1) Zoning District for approximately 86.361 acres of AB 245 A Ferguson Survey and AB 300 J Hill Survey located along Neiman Marcus Parkway, east of Big Oak Boulevard –

Angela Choy, AICP, City Planner was present and presented the staff report:

APPLICATION #Z22-30

STAFF REPORT

January 12, 2023

APPLICANT: City of Longview

LOCATION: Approximately 86.361 acres of AB 245 A Ferguson Survey and AB 300 J Hill Survey located along Neiman Marcus Parkway, east of Big Oak Boulevard

REQUEST: Rezone from Agricultural (A) to Light Industrial (I-1) Zoning District

| | <u>ZONING</u> | <u>LAND USE</u> |
|----------------|----------------------|---------------------------------|
| SUBJECT PARCEL | A | Vacant Commercial Building |
| NORTH | N/A | Outside City Limits |
| SOUTH | N/A | Outside City Limits |
| WEST | I-1 | Packing Company (Smurfit Kappa) |
| EAST | N/A | Outside City Limits |

COUNCIL DISTRICT:

District 3 – Council Member Wray Wade

FUTURE LAND USE:

The Comprehensive Plan designates this area for Industrial (IND).

STAFF COMMENTS:

The City of Longview is requesting to rezone property located along Neiman Marcus Parkway, east of Big Oak Boulevard. This property was annexed into the city limits of the City of Longview on October 13, 2022.

When annexation occurs, the property is automatically given an Agricultural (A) zoning designation. This property is located in the South Longview Business Park and all of the property within the park is zoned Light Industrial (I-1).

Neiman Marcus Parkway is classified as a local street and is maintained by the City of Longview. This type of development is appropriate along this roadway as long as access management is followed.

Staff finds the proposed zoning change is consistent with the Comprehensive Plan and adjacent uses; therefore, it does not constitute spot zoning.

RECOMMENDATION:

The Planning and Zoning Commission (7-0) and Staff recommend approval for this request.

The public hearing was declared open.

There were no citizens in the audience to speak on this matter.

The public hearing was declared closed.

MOTION: Council Member Wade made a motion the following Ordinance be approved:

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, AS AMENDED (WHICH SAID ORDINANCE ADOPTS THE ZONING REGULATIONS, USE DISTRICTS, AND A ZONING MAP IN ACCORDANCE WITH A COMPREHENSIVE PLAN) BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY AS FOLLOWS, TO-WIT: THAT APPROXIMATELY 86.361 ACRES OF AB 245 A FERGUSON SURVEY AND AB 300 J HILL SURVEY LOCATED ALONG NEIMAN MARCUS PARKWAY, EAST OF BIG OAK BOULEVARD BE REZONED FROM AGRICULTURE (A) TO LIGHT INDUSTRIAL (I-1) ZONING DISTRICT; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Gamboa seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance is No. 4411 and appears in the Resolution and Ordinance records of the City of Longview.

E. A PUBLIC HEARING will be held to consider application #Z22-31 filed by Paul & Anna Rodriguez requesting a rezone from Multi-Family (MF-3) to Townhome (TH) Zoning District for approximately 5.01 acres of AB 258 PP Rains Survey situated on the north side of Spring Hill Road, west of McCann Road –

Angela Choy, AICP, City Planner was present and presented the staff report:

APPLICATION #Z22-31

STAFF REPORT

January 12, 2023

APPLICANT: Paul & Anna Rodriguez
LOCATION: Approximately 5.01 acres of AB 258 PP Rains Survey situated on the north side of Spring Hill Road, west of McCann Road.
REQUEST: Rezone from Multi-Family (MF-3) to Townhome (TH) Zoning District.

| | <u>ZONING</u> | <u>LAND USE</u> |
|----------------|-------------------|------------------------------------|
| SUBJECT PARCEL | MF-3 | Vacant |
| NORTH | A | Vacant |
| SOUTH | PD04-03 & PD11-01 | Single Family Residential & Vacant |
| WEST | MF-3 | Vacant |
| EAST | MF-3 | Vacant |

COUNCIL DISTRICT:

District 5 – Council Member Michelle Gamboa

FUTURE LAND USE:

The Comprehensive Plan designates this area for High Density Residential (HDR).

STAFF COMMENTS:

The applicant is requesting a rezone for approximately 5.01 acres of AB 258 PP Rains Survey situated on the north side of Spring Hill Road, west of McCann Road. The applicant plans to develop the property into a townhome subdivision.

Spring Hill Road is classified as a collector roadway and is maintained by the City of Longview. This type of development is appropriate along this roadways as long as access management is followed.

Staff finds the proposed zoning change is consistent with the future land use map; therefore it does not constitute spot zoning.

RECOMMENDATION:

The Planning and Zoning Commission (7-0) and Staff recommend approval for this request.

The public hearing was declared open.

There were no citizens in the audience to speak on this matter.

The public hearing was declared closed.

MOTION: Council Member Gamboa made a motion the following Ordinance be approved:

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, AS AMENDED (WHICH SAID ORDINANCE ADOPTS THE ZONING REGULATIONS, USE DISTRICTS, AND A ZONING MAP IN ACCORDANCE WITH A COMPREHENSIVE PLAN) BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY AS FOLLOWS, TO-WIT: THAT APPROXIMATELY 5.01 ACRES OF AB 258 PP RAINS SURVEY SITUATED ON THE NORTH SIDE OF SPRING HILL ROAD, WEST OF MCCANN ROAD BE REZONED FROM MULTI-FAMILY (MF-3) TO TOWNHOME (TH) ZONING DISTRICT; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND

**PROVISIONS RELATED TO THE SUBJECT; AND
ESTABLISHING AN EFFECTIVE DATE.**

SECOND: Council Member Pirtle seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance is No.4412 and appears in the Resolution and Ordinance records of the City of Longview.

VIII. Election Item

Consider an Ordinance calling a General Election on May 6, 2023, to fill expired terms of Council Members for City Council District 3 and 4 –

Angie Shepard, City Secretary was present and requested council to consider an Ordinance calling a General Election to be held May 6, 2023 for Council Districts 3 and 4.

MOTION: Council Member Carpenter made a motion the following Ordinance be approved:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, CALLING AN ELECTION FOR THE PURPOSE OF ELECTING CITY COUNCIL MEMBERS FOR CITY COUNCIL VOTING DISTRICTS NOS. 3 AND 4 IN THE CITY OF LONGVIEW, TEXAS; ESTABLISHING THE DATE OF THE ELECTION; PROVIDING FOR EARLY VOTING; PROVIDING FOR NOTICE OF THE ELECTION; DESIGNATING THE METHOD OF VOTING; AUTHORIZING THE CITY MANAGER TO EXECUTE A JOINT AGREEMENT WITH THE GREGG COUNTY ELECTIONS ADMINISTRATOR FOR ELECTION SERVICES FOR THE MAY 6, 2023, ELECTION; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND PROVIDING AN EFFECTIVE DATE.

SECOND: Council Member Ishihara seconded the motion.

VOTE: The motion carried unanimously (7, 0).

Such Ordinance is No. 4413 and appears in the Resolution and Ordinance records of the City of Longview.

IX. Items of Community Interest

X. Adjourn

The meeting was adjourned at 6:06 p.m.

[seal]

Angie Shepard
City Secretary

