



MINUTES

Of A

REGULAR COUNCIL MEETING

March 24, 2022

The City Council of the City of Longview, Texas, met in a Regular Session, March 24, 2022, 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
David Wright
Steven Pirtle

Staff members present were:

Rolin McPhee, City Manager
Angie Shepard, City Secretary
Robert Ray, Assistant City Attorney
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
Mary Ann Miller, Assistant City Manager
J.P. Steelman, Fire Chief
Anthony Boone, Acting Police Chief
Josh Gamble, Director of Information Technology
Bonnie Hubbard, Director of Administration

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

II. Invocation – LeTourneau Student Ministries - Krista Anderson is Civil Engineering major with an Environmental Concentration, graduating in 2023. Megan Falt is an Accounting major graduating in 2024. JonMichael Smith is a Civil Engineering major graduating this year.
gave the invocation.

III. Pledge of Allegiance – The LeTourneau students also led the pledge of allegiance.

IV. Presentation

Presentation of a Proclamation recognizing April 9, 2022 as Autism Awareness Family Fun Day in Longview.

Presentation of a Proclamation recognizing April 8, 2022 as Longview PRCA Rodeo Day in Longview.

Employee Recognition:

The Longview Public Safety Communications Division serves as the 9-1-1 Answering Point and Dispatch Center for the City of Longview's Police, Fire, and EMS Services 24 hours a day, 365 days per year.

In **2021** Longview PSC processed over **237,000** phone calls, averaging nearly **650 calls per day**, and despite dealing with a staffing crisis exacerbated by the COVID-19 pandemic, division personnel were able to answer **91% of 9-1-1 calls within 10 seconds**, and saw an average dispatch time of **14 seconds on Priority 1 calls** like injury accidents, medical calls, and for crimes in progress.

Over the last year the Public Safety Communications Division has provided life-saving CPR instructions, assisted in the delivery of babies, provided reassurance and comfort to residents dealing with acts of violence, and performed countless other acts of quiet heroism that go largely unnoticed.

In Attendance

Public Safety Communications Manager **Matt Ainsworth**
Telecommunications Operator **Daniel Garza**
Senior Telecommunications Operator **Anna Carter**
Senior Telecommunications Operator **Kayla Nichols**
Lead Telecommunications Operator **Debra Raven**

- V. Citizen Comment** – Larry James Smith 2306 Nixson Drive – Spoke about his organization “Entolla”. Entolla is an organization for mentoring men starting as early as 13 years old.

VI. Public Safety Update

- A. Police** – Acting Chief Anthony Boone – In April we will be starting back some of our programs that we had to put on hold during COVID. Those programs are our Police Ride Along, Neighborhood watch meetings, Women’s Safety and our Teens police academy. Project 356 is next Saturday, April 2. Please place bulky items and trash at the curb for collection. Our Police Outreach and Services Team (POST) have been busy working the homeless camp sites. As you can see the cleanup they have made and still continuing to work. We were able to be a part of the Parks Department Inaugural Kite Festival, the PD was there to show our equipment and offer Child ID’s.

- B. Fire** – Our TIFMAS Wildland Firefighting crews were activated as part of a Northeast Texas Task Force for wildland fire outbreak. Those deployed are: Captain Dusting Burks, Lieutenant Kelcey Trotty, Lieutenant Clay Williams, Firefighter/Medic Chris McGinnis and Fire Drive/Engineer Kyle Sands. Those personnel mostly worked the Wildfire Spectrum (42,000 + acres) and the Bid-L Fie (10,000 + acres), one of our members was deployed with State Emergency Management leadership for severe weather assessments statewide. Safety City opened on March 17 and it was great to see so many people come out. The Fire Department was happy to be a part of the event. Thanks to the Parks & Recreation Department for their continued work to improve this one-of-a-kind facility in Longview! The Fire Department was happy to host the Texas Fire Chief Associations Company Officer Symposium earlier this week. There were 20 students from the following Texas Fire Departments: Henderson FD, Kilgore FD, McKinney FD, Murphy FD, San Marcos FD, and 7 from the Longview FD. Congratulations to Captain Chris Gray on his retirement. Captain Gray served 20 ½ years.

Chief JP Steelmen also gave an update and explanation on our Emergency Warning Sirens. If you have not, please sign up at LongviewTexas.gov/Alerts

VII. Consent Agenda

A. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with HX Farms of Hallsville, Texas for right-of-way mowing services –

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution adopting the annual agreement for right-of-way mowing services for the City of Longview Public Works Division. In this agreement work is performed according to a predetermined set schedule throughout the year.

Right-of-way Mowing Services bids were advertised in the local newspaper as required by law. On March 3, 2022 - 1 bid was received and opened.

The bid was from HX Farms of Hallsville, TX for \$140,324.80.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND APPROVING THE CITY MANAGER, THE MANAGER'S DESIGNEE OR OTHER OFFICIAL OF THE CITY AS SHALL BE REQUIRED, TO NEGOTIATE AND EXECUTE ANY DOCUMENTS NECESSARY BETWEEN CITY OF LONGVIEW AND HX FARMS OF HALLSVILLE, TEXAS, FOR RIGHT-OF-WAY MOWING SERVICES; AUTHORIZING THE RENEWAL OF SAID CONTRACT AT THE CITY MANAGER'S DISCRETION FOR UP TO FOUR ADDITIONAL ONE-YEAR TERMS PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER SAID CONTRACT FOR ANY ONE RENEWAL TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID CONTRACT IN THE CONCURRENT BUDGET YEAR; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIRMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5926 appears in the Resolution and Ordinance records of the City of Longview.

B. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with J&L Technology Group, LLC. for structured telecommunication cabling services for the Information Services department

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Joshua Gamble, Director of Information Service was present and requested the Council to consider the approval of a Resolution adopting the annual requirements style agreement for structured telecommunication cabling services for use at City of Longview facilities. The awarded vendor will be providing routine installations, repairs, maintenance, and special projects (as designated) for the City of Longview Information Services Department. The City spent an estimated \$15,000 in fiscal year 20-21 for routine structured telecommunication services.

This bid was advertised in the local newspaper as required by law. On February 24, 2022 three bids were on file.

The bids were as follows:

Diamond H Services, Longview, TX--\$29,514.10
J&L Technology Group, Mabank, TX--\$17,088.75
Jones Communications, Longview, TX--\$28,024.00

J&L Technology Group submitted the lowest and best bid meeting the published specifications.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF J&L TECHNOLOGY GROUP, LLC OF MABANK, TEXAS, FOR STRUCTURED TELECOMMUNICATION CABLING SERVICES; AUTHORIZING AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND J&L TECHNOLOGY GROUP, LLC OF MABANK, TEXAS, FOR SAID SERVICES; AUTHORIZING THE RENEWAL OF SAID CONTRACT AT THE CITY MANAGER'S DISCRETION FOR UP TO FOUR ADDITIONAL ONE-YEAR TERMS, PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER SAID CONTRACT FOR ANY ONE TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID CONTRACT IN THE

CONCURRENT BUDGET YEAR; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE PURCHASING REQUIREMENTS IN SOLICITING, RECEIVING AND ACCEPTING SAID BID; 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. 5927 appears in the Resolution and Ordinance records of the City of Longview.

- C. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to continue service with Tyler Technologies for system maintenance and management of the City's Enterprise Resource Planning (ERP) System while not exceeding budgeted funds for any corresponding budget year –**

Joshua Gamble, Director of Information Services was present and requested the Council to consider the approval of a Resolution adopting, approving and authorizing the City Manager or the City Manager's designee to execute service agreements with Tyler Technologies for the purpose of providing system maintenance and system management for the City of Longview's Enterprise Resource Planning system.

Maintenance costs shall not exceed budgeted amounts for any corresponding budget year.

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 CONTINUE AND EXECUTE SERVICE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND TYLER TECHNOLOGIES FOR ENTERPRISE RESOURCE PLANNING SYSTEM MAINTENANCE & MANAGEMENT; MAKING THE AUTHORIZATIONS PROVIDED HEREIN CONTINGENT UPON CERTAIN CONDITIONS; FINDING 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. 5928 appears in the Resolution and Ordinance records of the City of Longview.

- D. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with Dixie Overland Construction, LLC, of Sibley, Louisiana in the amount of \$572,958.00 for the construction of the Greggton Lift Station Improvements project –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution awarding a contract in the amount of \$572,958.00 to Dixie Overland Construction, LLC, of Sibley, Louisiana, for the construction of the referenced project. The following bids were opened on March 3, 2022:

Bidder	Amount
Dixie Overland Construction, LLC Sibley, LA	\$572,958.00
Udelhoven, Inc. Floresville, TX	\$792,323.36

This project consists of improvements to the Greggton Lift Station to increase storage capacity of the existing wet well and miscellaneous work necessary to complete the installations for the project.

KSA Engineers, Inc. has examined the bids and the qualifications of the bidder, and has recommended award of the contract to Dixie Overland Construction, LLC in the amount of \$572,958.00. Staff concurs with their recommendation.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LONGVIEW, TEXAS, ACCEPTING THE BID OF DIXIE
OVERLAND CONSTRUCTION, LLC, OF SIBLEY,
LOUISIANA, FOR CONSTRUCTION OF THE PROJECT
ENTITLED "GREGGTON LIFT STATION
IMPROVEMENTS"; AUTHORIZING AND DIRECTING THE
CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY**

DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND DIXIE OVERLAND CONSTRUCTION, LLC FOR THE ABOVE REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; 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. 5929 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider an Ordinance canceling the District 6 General Election and declaring Councilman Steve Pirtle elected to the office and authorizing a joint election contract with Gregg County for the City Council District 5 General Election –**

Angie Shepard, City Secretary was present and requested the Council to consider the approval of an Ordinance canceling the May 7, 2022, General Election for District 6 and declaring Councilman Steve Pirtle elected to office. His name will still be on the ballot listed as an Unopposed Candidate Declared Elected.

This Ordinance will also allow the City Manager or his designee to enter into an agreement with Gregg County for a joint election to be held May 7, 2022. The early voting clerks will be Jennifer Briggs, Gregg County's Election Administrator.

The following Ordinance was approved:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, CONFIRMING THE CERTIFICATION OF STEVE PIRTLE AS AN UNOPPOSED CANDIDATE FOR ELECTION AS CITY COUNCIL MEMBER FOR CITY COUNCIL VOTING DISTRICT NO. 6 FOR THE MAY 7, 2022, GENERAL ELECTION FOR SAID DISTRICT; DECLARING STEVE PIRTLE ELECTED AS CITY COUNCIL MEMBER FOR CITY COUNCIL VOTING DISTRICT NO. 6; DECLARING THE GENERAL ELECTION FOR CITY COUNCIL VOTING DISTRICT NO. 6 CANCELED; ESTABLISHING POLLING PLACES FOR EARLY VOTING

FOR THE MAY 7, 2022, ELECTION FOR CITY COUNCIL VOTING DISTRICT NO. 5; ESTABLISHING POLLING PLACES FOR ELECTION DAY VOTING FOR SAID ELECTION; APPOINTING AN EARLY VOTING CLERK FOR SAID ELECTION; AUTHORIZING AN AGREEMENT WITH THE GREGG COUNTY ELECTIONS ADMINISTRATOR FOR ELECTION SERVICES FOR SAID 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.

Such Ordinance No. 4355 appears in the Resolution and Ordinance records of the City of Longview.

- F. Consider a Resolution suspending the effective date proposed by Atmos Energy, Corporation – MidTex Division (“Atmos Energy”) to increase rates under the Gas Reliability Infrastructure Program for 45 days, and authorize the city’s continued participation in a coalition of cities known as the "Atmos Texas Municipalities" –**

Jim Finley, City Attorney was present and requested the Council to consider the approval of a Resolution suspending the effective date proposed by Atmos Energy, Corporation to increase rates for 45 days. The Atmos Energy’s application, if approved by the Railroad Commission, will result in a systemwide increase in Atmos Energy’s revenue of about \$128.36 million, of which ATM’s portion is about \$12.81 million. Atmos Energy proposed an effective date of April 26, 2022.

Although the City’s ability to review and effectuate a change in Atmos Energy’s requested increase is limited, the City should exercise due diligence with regard to rate increases of monopoly utilities who operate within its boundaries, including increases requested under the GRIP statute to ensure compliance with the requirements of that law. Nonetheless, it is recommended that the City suspend Atmos Energy’s proposed effective date of April 26, 2022 for forty-five days as allowed by state law, so that the City may evaluate whether the data and calculations in Atmos Energy’s rate application are correctly done.

Assuming a proposed effective date of April 26, 2022 Atmos Energy’s proposed effective date is suspended until June 10, 2022.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, RESPONDING TO THE APPLICATION OF ATMOS ENERGY CORPORATION – MIDTEX DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY OF LONGVIEW TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE "ATMOS TEXAS MUNICIPALITIES"; DETERMINING THAT THE MEETING AT WHICH THE 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.5930 appears in the Resolution and Ordinance records of the City of Longview.

G. Consider a Resolution suspending the effective date proposed by CenterPoint Energy (“ CenterPoint Energy”) to increase rates under the Gas Reliability Infrastructure Program for 45 days, and authorize the city’s continued participation in a coalition of cities known as the "Alliance of CenterPoint Municipalities" –

Jim Finley, City Attorney was present and requested the Council to consider the approval of a Resolution suspending the effective date proposed by CenterPoint Energy to increase rates for 45 days. Although the City’s ability to review and effectuate a change in CenterPoint’s requested increase is limited, the City should exercise due diligence with regard to rate increases of monopoly utilities who operate within its boundaries, including increases requested under the GRIP statute to ensure compliance with the requirements of that law. To exercise its due diligence, it is necessary to suspend CenterPoint’s proposed effective date of May 2, 2022 for forty-five days, so that the City can evaluate whether the data and calculations in CenterPoint’s rate application are correctly done.

Therefore, ACM’s Special Counsel recommends that the City adopt a resolution suspending CenterPoint’s proposed effective date for 45 days. Assuming a proposed effective date of May 2, 2022, CenterPoint’s proposed effective date is suspended until June 16, 2022.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, RESPONDING TO THE APPLICATION OF CENTERPOINT ENERGY RESOURCES CORPORATION - BEAUMONT/EAST TEXAS DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING CENTERPOINT'S PROPOSED EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY OF LONGVIEW TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE "ALLIANCE OF CENTERPOINT MUNICIPALITIES"; DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS PASSED WAS IN ACCORDANCE COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5931 appears in the Resolution and Ordinance records of the City of Longview.

- H. Consider an Ordinance dismissing all liens, penalties, and interest for a total sum of \$1,500.00 against certain real property with a street address of 1021 Shirley and authorizing and directing the City Manager or the City Manager's designee to execute and deliver any and all documents necessary to evidence said dismissal and waiver –**

Michael Shirley, Director of Development Services was present and requested the Council to consider the approval of an Ordinance dismissing all liens, penalties, and interest for a total sum of \$1,500 against certain real property with a street address of 1021 Shirley and authorizing and directing the City Manager or the City Manager's designee to execute and deliver any and all documents necessary to evidence said dismissal and waiver.

The following Ordinance was approved:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, DISMISSING AND WAIVING ALL LIENS, PENALTIES, AND INTEREST AGAINST CERTAIN REAL PROPERTY WITH A STREET ADDRESS OF 1021 SHIRLEY; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE AND DELIVER ANY DOCUMENTS

NECESSARY TO EVIDENCE SAID DISMISSAL AND WAIVER; FINDING 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 DECLARING AN EFFECTIVE DATE.

Such Ordinance No. 4356 appears in the Resolution and Ordinance records of the City of Longview.

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

SECOND: Council Member Carpenter seconded the motion.

VOTE: Council Member Carpenter Yes
Council Member Snoddy Yes
Council Member Wade Yes
Council Member Ishihara Yes
Council Member Wright Yes
Council Member Pirtle Yes
Mayor Mack Yes

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

VIII. Items of Community Interest

IX. Adjourn

The meeting was adjourned at 6:08 p.m.

[seal]

Angie Shepard
City Secretary

