



City Council Meeting Agenda

5:30 p.m.

April 13, 2023

300 West Cotton Street

Jo Ann Metcalf Municipal Building

City Hall Council Chamber

The City Council of the City of Longview, Texas, met in a Regular Session, April 13, 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
Robert Ray, 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
Seth Pyle, Acting Director of Parks and Recreation
Angela Coen, Director of Finance
Bonnie Hubbard, Director of Administration
J.P. Steelman, Fire Chief
Anthony Boone, Police Chief
Josh Gamble, Director of Information Technology
Shawn Hara, Director of Community Destination

I. Call to Order– Mayor Mack called the meeting to order at 5:30pm.

II. Invocation - LaJuan Gordon, CEO of Northeast Texas Habitat for Humanity, will lead tonight's Prayer and Pledge. Habitat for Humanity helps create safe, decent, and affordable housing for individuals living below area median income. The organization builds and sells simple, decent housing at cost with an affordable mortgage. They also repair health and safety hazards in the homes of senior adults, military veterans, and persons living with disabilities. This fiscal year, Habitat has built two houses, has two ready to begin construction, and has repaired 97 homes.

III. Pledge of Allegiance – LaJuan Gordon also led the pledge.

IV. Presentation - Presentation of a Proclamation commemorating April 13th as Sexual Assault Awareness and Prevention Day to Women's Center of East Texas - Dr. Andy Mack, Mayor.

Proclamation was presented to Hollie Bruce, CEO of the Women's Center of East Texas Present

V. Mayor Mack's Scholarship Recipients - Scholarship recipients read their essay, the following were the 2023 recipients.

- Tori Feuchtenberger – Hallsville
- Lillian Purdum – Longview
- Van Tran – Pine Tree
- Shane Browder – Spring Hill

VI. Citizen Comment – Citizens requesting to speak were for zoning items.

VII. Public Safety Update

A. Police – Chief Boone gave the March stats for the Police Department: Calls for service – 5,821, Traffic Stops - 2,468, DWI cases - 33, Crashes – 203.

We had a commissioning of two new officers: Michael Luke and Robert Leininger, and we would like to welcome them to the department.

Congratulations to Detective Michelle Chitwood with 5 years of service, Officer Christina Payne – 5 years, SRO Glenn Derr - 10 years , FTO Bennie Cooks – 15 years, Sgt Steven Burt – 15 years, Officer Maira Villela – 15 years, Sgt Mikki Willimas – 15 years, Sgt. Ryan Gibson – 15 years, PSC Supervisor Casey Lawson – 20 years, and Lt James Bettis – 20 years.

B. Fire – Chief Steelman – The Longview FD was recently re-designated as a Best Practice fire department in the State of Texas by the Texas Fire Chief’s Association at its annual Executive Conference in March in Waco. There are currently only 28 fire departments across the state to achieve this level.

VIII. Consent Agenda

A. Consider a Resolution authorizing the application for, acceptance of and expenditure of up to \$5000.00 in grant funding from the Texas State University, Texas School Safety Center for the purpose of on-site compliance inspections, controlled buy/stings and follow-ups of tobacco permitted retail and e-cigarette retail outlets to determine compliance with applicable Texas Law –

Anthony Boone, Police Chief was present and requested the Council to consider the approval of a Resolution allow the Chief of Police to meet the grant application requirement of signing the contract and obtaining a resolution allowing the Longview Police Department to accept the grant funding. This is for a grant application that Texas State University, Texas School Safety Center has made available to the Longview Police Department. It is a comprehensive Tobacco Grant which shall terminate on August 31, 2023.

This grant will allow on-site compliance inspections, controlled buys/stings and follow ups of tobacco permitted retail and e-cigarette retail outlets to determine compliance with applicable Texas law.

The amount of the grant shall not exceed \$5000.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE APPLICATION FOR, ACCEPTANCE OF, AND EXPENDITURE OF UP TO \$5000.00 IN FUNDING IN THE FORM OF A TOBACCO COMPLIANCE GRANT; AUTHORIZING AND DIRECTING THE POLICE CHIEF AND THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS ON BEHALF OF THE CITY OF LONGVIEW, AS APPROVED BY THE CITY ATTORNEY’S OFFICE, INCIDENT TO THE APPLICATION FOR, ACCEPTANCE OF AND EXPENDITURE OF SAID GRANT AWARD, INCLUDING WITHOUT LIMITATION ANY NECESSARY INTERLOCAL COOPERATION AGREEMENT(S) BETWEEN THE CITY OF LONGVIEW AND TEXAS STATE UNIVERSITY; 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. 6136 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution authorizing and directing the Police Chief and other appropriate city officials to execute an interlocal agreement with the City of Dallas and any other documents necessary to accept funds not to exceed \$12,000.00 on behalf of the Longview Police Department as sub-grantee of the City of Dallas/Dallas Police Department from the Internet Crimes Against Child Task Force Grant (Grant Number 15PJDP-22-GK-04883-MECP) –**

Anthony Boone, Police Chief was present and requested the Council to consider the approval of a Resolution authorizing the City Manager and the Chief of Police to both sign and renew the interlocal agreement between the City of Longview and the City of Dallas, who applies for grant funds from the U.S. Department of Justice through their Office of Juvenile Justice and Delinquency Prevention under the Federal Missing and Exploited Children's Program. The City of Dallas annually asks the Longview Police Department to participate in fulfilling the purpose of the North Texas (Dallas) Internet Crimes Against Children (ICAC) Task Force and enter into an Interlocal Agreement on ICAC Grant 15PJDP-22-GK-04883-MECP.

This is an annual grant that targets child solicitation and child pornography over the Internet in the State of Texas.

The Interlocal Agreement states the City of Dallas agrees to reimburse the Longview Police Department a sum not to exceed \$12,000 as consideration for services contracted for the period from October 1, 2022 through September 30, 2023.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE POLICE CHIEF AND OTHER APPROPRIATE CITY OFFICIALS AS NECESSARY TO EXECUTE AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF DALLAS AND THE LONGVIEW POLICE DEPARTMENT FOR A GRANT TO TARGET CHILD SOLICITATION AND CHILD PORNOGRAPHY OVER THE INTERNET; AUTHORIZING PARTICIPATION IN SAID GRANT

PROGRAM; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL NECESSARY DOCUMENTS 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. 6137 appears in the Resolution and Ordinance records of the City of Longview.

C. Consider a Resolution accepting the donation of \$25,000 from PAWS (Pets are Worth Saving) to continue funding the Spay It Forward program –

Bonnie Hubbard, Director of Administration was present and requested the Council to consider the approval of a Resolution allowing the City's Longview Animal Care and Adoption center to accept a \$25,000 donation from PAWS, for the "Spay it Forward" program.

The Longview Animal Care and Adoption Center and the 501c3 fundraising arm Longview P.A.W.S. (Pets Are Worth Saving) established a Spay It Forward program in 2021 in an effort to assist low income Gregg County families in spaying and neutering their pets. As the program gains momentum, PAWS would like to donate another \$25,000.

As of to date, 562 vouchers have been given to Gregg County families and 70% returned. Due to that \$25,634.82 has been paid to the Animal Protection League and local private vet clinics to pay for those vouchers.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE DONATION OF \$25,000.00 FROM PAWS (PETS ARE WORTH SAVING) FOR THE SPAY IT FORWARD PROGRAM ADMINISTERED BY THE LONGVIEW ANIMAL CARE AND ADOPTION CENTER; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO ACCEPTING SAID DONATION; 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. 6138 appears in the Resolution and Ordinance records of the City of Longview.

- D. Consider a Resolution awarding a contract in the amount of \$1,241,546.85 and authorizing the City Manager or the City Manager's designee to execute any necessary documents with Cutler Repaving, Inc., of Lawrence, Kansas, for the construction of the "2023 H.M.A.C. Hot In Place Recycling" 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 \$1,241,546.85 and authorizing the City Manager or this designee to execute any necessary documents with Cutler Repaving Inc. of Lawrence, KS, for the construction of the referenced project. The following bids were opened on March 21, 2023.

Bidders	Proposed Amount
Cutler Repaving, Inc Lawrence, KS	1,241,546.85

The scope of work includes paving approximately 63,600 square yards of pavement on Fourth Street, Silver Falls road, High Street, Blue Ridge Parkway, and East Birdsong Street and necessary appurtenances for completing the project.

Public Works has examined the bid and the qualifications of the low bidder, and recommends award of the contract to Cutler Repaving, Inc. of Lawrence, KS in the amount of \$1,241,546.85.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF CUTLER REPAVING, INC., OF LAWRENCE, KANSAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "2023 H.M.A.C HOT IN PLACE RECYCLING"; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE AND EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND CUTLER REPAVING, INC., FOR THE ABOVE-REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE COMPETITIVE PURCHASING REQUIREMENTS IN

SOLICITING, RECEIVING AND ACCEPTING SAID BIDS; 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. 6139 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to apply for, accept and expend grant funds in an amount not to exceed \$2,500.00 from the American Electric Power Foundation to support the Great Texas Balloon Race –**

Shawn Hara, Director of Community Destinations was present and requested the Council to consider the approval of a Resolution allowing the City of Longview, Grants & Human Services department to be administratively responsible for submitting the application and administering the funding / project if the grant is approved. American Electric Power Foundation provides the opportunity for government entities to apply for grants. The City of Longview is applying for a \$2,500 grant on behalf of the Great Texas Balloon Race (GTBR). Funds will be contributed to the GTBR organization for the purpose of hosting the event in Longview. The grant application is for an amount not to exceed \$2,500.

The Grant application will be to offset costs of operating the June 2023 world-class hot air balloon race and festival in Longview. Prior grant applications were to provide funds for prior years.

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 \$2,500.00 FROM THE AMERICAN ELECTRIC POWER FOUNDATION FOR THE GREAT TEXAS BALLOON RACE; 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 THAT THE CITY WILL COMPLY WITH APPLICABLE GRANT REQUIREMENTS AND PROGRAM RULES; FINDING THAT NO MATCHING FUNDS ARE REQUIRED; 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. 6140 appears in the Resolution and Ordinance records of the City of Longview.

- F. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents for the receipt and expenditure of 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 \$87,450.00 –**

J.P. Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution allowing the Fire Department to execute the required documents to receive State of Texas Senate Bill 8 (2022) funding in the amount of \$87,450.00 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 funding will cover the expense of putting 11 new Apprentice 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 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 \$87,450.00; FINDING THAT NO FUNDS WILL BE REQUIRED TO RECEIVE AND EXPEND SAID 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. 6141 appears in the Resolution and Ordinance records of the City of Longview.

- G. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to enter into a three (3) year service agreement with Siddons Martin for servicing of the Fire Department's customized fire apparatuses –**

J.P. Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution allowing the Fire department to enter a three (3) year service agreement with Siddons Martin Emergency Group, to lock in service / labor rates for the term of the contract, as currently the rates fluctuate daily.

Siddons-Martin is the sole source vendor and only designated group authorized to service the Pierce Manufacturing appartuses and equipment purchased by the Fire Department. Services include warranty work, maintenance, repairs, and speciality work such as electronic programming for the Fleet department. All SM technicians are required to obtain Master Certifications.

The services and fees in the contract are as follows:

500Hr/6month Chassis Prev. Maintenance: \$2695
Annual Aerial Preventative Maintenance: \$2395
AC Maintenance: \$895
TAK 4 Suspension Maintenance: \$475
T3 Rear Axle (All Steer) Maintenance: \$1495
Foam/CAFS System Service: \$1295
Foam System Only Maintenance: \$500
Wheels off Brake Inspection: \$425
Hydraulic Generator Service: \$750
Quantum Step Maintenance: \$425
Annual Pump Testing: \$425
10,000 miles/6 month Preventative Maintenance: \$775
Annual Pump Service: \$495
Wheels off Brake Inspection: \$425

LABOR RATE:

In shop labor rate: \$167.50
Field service labor rate: \$177.50
After hours labor rate: \$187.50

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER’S DESIGNEE TO EXECUTE A SERVICE AGREEMENT BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND SIDONS MARTIN EMERGENCY GROUP FOR A PERIOD OF UP TO THREE YEARS; 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. 6142 appears in the Resolution and Ordinance records of the City of Longview.

- H. Consider a Resolution authorizing and directing the City Manager or the City Manager’s designee to execute any necessary documents for the purchase of an uninterruptible power supply (UPS) for the 911 Dispatch and data communications server for an amount not to exceed \$79,491.00 –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution to allow the purchase of an uninterruptible power supply (UPS) for the 911 Dispatch and data communications server and authorizing payment in the amount of \$79,491.00 to UPS Batteries Direct, of Bartonville, Texas, for the above reference project. Three competitive bids were received from:

Bidder	Amount
UPS Batteries, Inc. Bartonville, Texas	\$79,491.00
Air Power Consultants, Inc. Olathe, Kansas	\$82,547.53
Solemn Tech, LLC Houston, Texas	\$82,640.00

The UPS System will provide emergency backup power to the phone, radio, and computer systems essential to provide public safety services to the citizens of Longview, including 911, Police and Fire radios, and the Computer-Aided Dispatch (CAD) system.

Due to the nature of the power system, it requires specific steps to shut down and restart, this requires an extended period of backup power protection because unscheduled termination of power can be disastrous.

This UPS System will provide the 911 dispatch and radio data communications with approximately 60 minutes of uninterruptible power in the event of power failure. This unit will be installed at the new Police Department Facility.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF UPS BATTERIES DIRECT, LLC, OF BARTONVILLE, TEXAS, FOR PURCHASE OF AN UNINTERRUPTIBLE POWER SUPPLY (UPS) FOR THE PROJECT ENTITLED "POLICE DEPARTMENT UNINTERRUPTIBLE POWER SUPPLY"; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE AND EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND UPS BATTERIES DIRECT, LLC, FOR THE ABOVE-REFERENCED UPS; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN SOLICITING, RECEIVING AND ACCEPTING SAID BID; 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. 6143 appears in the Resolution and Ordinance records of the City of Longview.

- I. Consider a Resolution accepting the Fire Station 5 Renovation and Addition and authorizing final payment of \$196,703.85 to Riley Harris Construction, L.P., of Tyler, Texas –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution allowing for accepting the Fire Station 5 Renovation and Addition Project, and authorizing final payment in the amount of \$196,703.85 to Riley Harris Construction, L.P., of Tyler, Texas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to Riley Harris Construction, LP on August 6, 2020 in the amount of \$3,970,000.00. The final construction cost is \$3,934,077.00.

The scope of work provided for the renovation and new construction of the existing Fire Station 5 facility for a total construction area of 16,688 square feet. New construction includes three new apparatus bays, a three story training tower, a watch office, a new

kitchen and appliances, dayroom, workout room, new sleeping quarters, new plumbing, generator, new HVAC and miscellaneous work as necessary to complete the construction.

The project has been completed in accordance with the contract. Architects Design Group 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 “FIRE STATION 5 RENOVATION AND ADDITION”; AUTHORIZING AND APPROVING FINAL PAYMENT TO RILEY HARRIS CONSTRUCTION, L.P., 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. 6144 appears in the Resolution and Ordinance records of the City of Longview.

J. Consider approval of the March 9 and March 23, 2023, minutes –

Angie Shepard, City Secretary was present and requested the Council approval on the March 9 and March 23, 2023 minutes.

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

SECOND: Council Member Gamboa seconded the motion.

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

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

IX. Zoning Items

- A. A PUBLIC HEARING will be held to consider a proposed annexation of approximately 5.490 acres of land within the city's extraterritorial jurisdiction in Gregg County located along South Eastman Road, south of Lucy Drive –**

Angela Choy, AICP, City Planner was present and gave the staff report:
#A23-01

S T A F F R E P O R T

April 13, 2023

LOCATION: South Eastman Road, south of Lucy Drive

REQUEST: This is a public hearing required by the local government code to consider a proposed annexation of approximately 5.490 acres of land within the city's extraterritorial jurisdiction in Gregg County.

COUNCIL DISTRICT:

District 3 – Council Member Wray Wade (directly adjacent)

STAFF COMMENTS:

Staff has received a request from property owners for annexation of approximately 5.490 acres of land within the city's extraterritorial jurisdiction in Gregg County located on S. Eastman Road, south of Lucy Drive.

All of the properties proposed for annexation have a portion of their property located inside the city limits. This annexation is proposing to incorporate the rest of their properties into the city.

Currently, most of the properties are vacant. The applicant would like to develop a convenience store with fueling station on the property located on the east side of Eastman Road. The properties on the west side of Eastman Road is located mostly inside the city limits except for their frontage. One of the properties is Bagley Tractor and Equipment and the other tract is vacant.

Bagley Tractor and Equipment has access to water and wastewater. The vacant tracts do not; however, when they are developed, the developer will bear the cost of providing services to those lots. All basic city services such as sanitation, police, fire and EMS will be provided at the date of annexation.

B. Consider an Ordinance annexing approximately 5.490 acres of land within the city's extraterritorial jurisdiction in Gregg County located along South Eastman Road, south of Lucy Drive –

Angela Choy, AICP, City Planner was present and requested approve of an Ordinance annexing approximately 5.490 acres of land within the city's extraterritorial jurisdiction in Gregg County along South East Road, south of Lucy Drive. Same as the previous public hearing item.

STAFF RECOMMENDATION:

Staff recommends approval of this request

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF LONGVIEW, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 5.490 ACRES OF LAND, MORE OR LESS, LOCATED ON SOUTH EASTMAN ROAD, SOUTH OF LUCY DRIVE WITHIN THE CITY'S EXTRATERRITORIAL JURISDICTION (ETJ); WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF LONGVIEW, TEXAS; APPROVING THE SERVICE PLAN FOR SAID AREA; PROVIDING FOR THE INCLUSION OF SAID AREA WITHIN CITY COUNCIL DISTRICT NUMBER THREE; PROVIDING FOR THE EXPANSION OF THE CITY'S EXTRATERRITORIAL JURISDICTION IN ACCORDANCE WITH STATE LAW; PROVIDING FOR THE CORRECTION OF THE CITY MAP TO INCLUDE THE ANNEXED AREA AND ANY RESULTING CHANGE IN THE CITY'S EXTRATERRITORIAL JURISDICTION; PROVIDING A SEVERABILITY CLAUSE; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

SECOND: Council Member Wade seconded the motion.

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

Such Ordinance is No. 4427 and appears in the Resolution and Ordinance records of the City of Longview.

- C. A PUBLIC HEARING will be held to consider application #Z23-07 filed by Tommy Vilbig requesting a rezone from Agricultural (A) to Heavy Commercial (C-2) Zoning District for approximately 5.159 acres of Abstract 2 AR Johnson Survey Tracts 112 & 113 Section 6 situated on the southeast corner of Eastman Road and I-20 Access Road –

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

APPLICATION #Z23-07

S T A F F R E P O R T

April 13, 2023

APPLICANT: Tommy Vilbig, P.E.
LOCATION: Approximately 5.159 acres of Abstract 2 AR Johnson Survey Tracts 112 & 113 Section 6 situated on the southeast corner of Eastman Road and I-20 Access Road.
REQUEST: Rezone from Agricultural (A) to Heavy Commercial (C-2) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	A	Vacant
NORTH	C	S. Access Road and I-20
SOUTH	N/A	Outside City Limits
WEST	A & C	Bagley Tractor Sales & Valero
EAST N/A		Outside City Limits

COUNCIL DISTRICT:
 District 3 – Council Member Wray Wade

FUTURE LAND USE:
 The Comprehensive Plan designates this area for Commercial (COM).

STAFF COMMENTS:
 The applicant is requesting to rezone approximately 5.159 acres of Abstract 2 AR Johnson Survey Tracts 112 & 113 Section 6 situated on the southeast corner of Eastman Road and I-20 Access Road from Agricultural (A) to Heavy Commercial (C-2) Zoning District. Currently, a portion of this property is already inside the city limits and is zoned Heavy Commercial (C-2).

The applicant has requested annexation. When annexation occurs, the property is automatically assigned an Agricultural (A) zoning designation. The applicant would like to develop the land into a convenience store; therefore, a rezone would be needed.

South Eastman Road is classified as a principal arterial roadway and is maintained by TxDOT. Principal arterial are designed to provide a high degree of mobility, service

relatively high traffic volumes, have high operational speeds and service a significant portion of through travel. 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 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 at 6:04pm.

Tommy Vilbig was available for question.

Bryan Robinson 3207 Chase Wood Way

The public hearing was declared closed.

MOTION: Council Member Carpenter 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 5.159 ACRES OF ABSTRACT 2 AR JOHNSON SURVEY TRACTS 112 & 113 SECTION 6 SITUATED ON THE SOUTHEAST CORNER OF EASTMAN ROAD AND I-20 ACCESS ROAD BE REZONED FROM AGRICULTURAL (A) TO HEAVY COMMERCIAL (C-2) 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 Ishihara seconded the motion.

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

Such Ordinance is No. 4428 and appears in the Resolution and Ordinance records of the City of Longview.

D. A PUBLIC HEARING will be held to consider application #Z23-08 filed by Robert Wallin requesting a rezone from Single Family (SF-4) to General Retail (GR) Zoning District for approximately 5.59 acres of Abstract 186 Dolores Sanchez Survey Tract 43-03 Section 7 situated on the southeast corner of Gilmer Road and Spring Hill Road –

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

APPLICATION #Z23-08

STAFF REPORT

April 13, 2023

APPLICANT: Robert Wallin
LOCATION: Approximately 5.59 acres of Abstract 186 Dolores Sanchez Survey Tract 43-03 Section 7 situated on the southeast corner of Gilmer Road and Spring Hill Road.
REQUEST: Rezone from Single Family (SF-4) to General Retail (GR) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	SF-4	Oil Field Equipment & Baseball Fields
NORTH	SF-4	Spring Hill Baptist Church
SOUTH	GR	Daycare
WEST	GR	Single Family Residential, Restaurant, Retail, Apartment Complex
EAST	SF-4	Baseball Field

COUNCIL DISTRICT:
District 5 – Council Member Michelle Gamboa

FUTURE LAND USE:

The Comprehensive Plan designates this area for Public/Semi-Public (PSP).

STAFF COMMENTS:

The applicant is requesting to rezone approximately 5.59 acres from Single Family (SF-4) to General Retail (GR) Zoning District in order to develop lots for retail uses.

Gilmer Road is a TXDOT roadway and is classified as a principal arterial. Principal arterials are designed to provide a high degree of mobility, service relatively high traffic volumes, have high operational speeds and service a significant portion of through travel. This type of development is appropriate along this roadway as long as access management is followed. The applicant will have shared access and will not have individual driveways onto Gilmer Road.

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 at 6:05 pm.

Bob Wallin was there for questions.

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 5.59 ACRES OF ABSTRACT 186 DOLORES SANCHEZ SURVEY TRACT 43-03 SECTION 7 SITUATED ON THE SOUTHEAST CORNER OF GILMER ROAD AND SPRING HILL ROAD BE REZONED FROM SINGLE FAMILY (SF-4) TO GENERAL RETAIL (GR) 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 Ishihara seconded the motion.

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

Such Ordinance is No. 4429 and appears in the Resolution and Ordinance records of the City of Longview.

E. A PUBLIC HEARING will be held to consider application #Z23-09 filed by Robert Wallin requesting a rezone from Single Family (SF-4) to Single Family (SF-6) Zoning District for approximately 3.56 acres of Abstract 186 Dolores Sanchez Survey Tract 45 Section 7 situated on the east side of Panther Street, south of Spring Hill Road –

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

APPLICATION #Z23-09

STAFF REPORT

April 13, 2023

APPLICANT: Robert Wallin
LOCATION: Approximately 3.56 acres of Abstract 186 Dolores Sanchez Survey Tract 45 Section 7 situated on the east side of Panther Street, south of Spring Hill Road.
REQUEST: Rezone from Single Family (SF-4) to Single Family (SF-6) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	SF-4	Field House & Baseball Fields
NORTH	SF-4	Spring Hill Intermediate School

SOUTH	GR & SF-4	Daycare & Single Family Residential
WEST	SF-4	Oil Field Equipment & Baseball Fields
EAST	SF-4	Single Family Residential

COUNCIL DISTRICT:

District 5 – Council Member Michelle Gamboa.

FUTURE LAND USE:

The Comprehensive Plan designates this area for Public/Semi-Public (PSP).

STAFF COMMENTS:

The applicant is requesting to rezone from Single Family (SF-4) to Single Family (SF-6) Zoning District to develop a single family subdivision.

Spring Hill Road is classified as a collector and is maintained by the City of Longview. Collectors serve a critical role in the roadway network by gathering traffic from local roads and funneling them to the Arterial network. 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 adjacent 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.

Bryan Robinson, 3207 Chase Wood Way

The public hearing was declared closed.

Motion was made by Council Member Gamboa to deny the request. The motion died for a lack of second.

Mayor Mack asked for a motion to approve. There was no motion to approved the Ordinance.

Council Member Gamboa asked if the public hearing could be opened once again

Amanda Harrison – P.O. Box 6068, Longview, Texas gave a rundown on what has been done to the property and the great steps her family has taken to ensure the

property will be something the community will be proud of. They have made donations to some of the cleanup that has been done and is working with the company that has the oil wells to make sure they are capped off.

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 3.56 ACRES OF ABSTRACT 186 DOLORES SANCHEZ SURVEY TRACT 45 SECTION 7 SITUATED ON THE EAST SIDE OF PANTHER STREET, SOUTH OF SPRING HILL ROAD BE REZONED FROM SINGLE FAMILY (SF-4) TO SINGLE FAMILY (SF-6) 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 Ishihara seconded the motion.

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

Such Ordinance is No. 4430 and appears in the Resolution and Ordinance records of the City of Longview.

F. A PUBLIC HEARING will be held to consider application #Z23-10 filed by Brady Chambers requesting a rezone from Agricultural (A) to Townhome (TH) Zoning District for approximately 6.23 acres of

Abstract 186 D Sanchez Survey Tract 11 Section 5 located at 4125 Gregg Tex Road –

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

APPLICATION #Z23-10

S T A F F R E P O R T

April 13, 2023

APPLICANT: Brady Chambers
LOCATION: Approximately 6.23 acres of Abstract 186 D Sanchez Survey Tract 11 Section 5 located at 4125 Gregg Tex Road.
REQUEST: Rezone from Agricultural (A) to Townhome (TH) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	A	Single Family Residential
NORTH	A	Single Family Residential
SOUTH	A	Single Family Residential & Church
WEST	A	Oilfield Equipment & Vacant
EAST SF-4		Oilfield Equipment & Vacant

COUNCIL DISTRICT:
District 5 – Council Member Michelle Gamboa

FUTURE LAND USE:
The Comprehensive Plan designates this area for Low Density Residential (LDR).

STAFF COMMENTS:
The applicant is requesting to rezone approximately 6.23 acres located at 4125 Gregg Tex Road from Agricultural (A) to Townhome (TH) Zoning District. The applicant would like to develop a townhome subdivision on this property.

Gregg Tex Road is classified as a collector road and is maintained by the City of Longview. Collector roads provide for the collection and distribution of traffic between arterial and local streets. Gilmer Road is classified as a principal arterial road and is maintained by TxDOT. This type of development is appropriate along these 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.

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

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 6.23 ACRES OF ABSTRACT 186 D SANCHEZ SURVEY TRACT 11 SECTION 5 LOCATED AT 4125 GREGG TEX ROAD BE REZONED FROM AGRICULTURAL (A) 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 Ishihara seconded the motion.

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

Such Ordinance is No. 4431 and appears in the Resolution and Ordinance records of the City of Longview.

- G. A PUBLIC HEARING will be held to consider application #Z23-13 filed by AAON Coil Products, Inc., requesting a rezone from Single-Family (SF-3) and Two-Family (TF-3) to Light Industrial (I-1) Zoning District for approximately 8.678 acres of Lot 16 Block 1 (NCB 617) Graves Addition; Lots 17, 17A, 17B, 17C, 18, 19 & 20 NCB 617 Ellis Acreage**

and Lots 26B, 26C & 26L NCB 618 Ellis Acreage located on the east side of MLK Boulevard, north of Young Street –

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

APPLICATION #Z23-13

S T A F F R E P O R T

April 13, 2023

APPLICANT: AAON Coil Products, Inc.
LOCATION: Approximately 8.678 acres of Lot 16 Block 1 (NCB 617) Graves Addition; Lots 17, 17A, 17B, 17C, 18, 19 & 20 NCB 617 Ellis Acreage and Lots 26B, 26C & 26L NCB 618 Ellis Acreage located on the east side of MLK Boulevard, north of Young Street.
REQUEST: Rezone from Single-Family (SF-3) and Two-Family (TF-3) to Light Industrial (I-1) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	TF-3 & SF-3	Vacant
NORTH	TF-3	Vacant
SOUTH	SF-3	Daycare
WEST	TF-3 & SF-3	Single Family Residential
EAST I-1		AAON Coil Products, Inc.

COUNCIL DISTRICT:
District 3 – Council Member Wray Wade

FUTURE LAND USE:
The Comprehensive Plan designates this area for Low Density Residential (LDR), Commercial (COM) and Public/Semi-Public (PSP).

STAFF COMMENTS:
The applicant is requesting to rezone approximately 8.678 acres of Lot 16 Block 1 (NCB 617) Graves Addition; Lots 17, 17A, 17B, 17C, 18, 19 & 20 NCB 617 Ellis Acreage and Lots 26B, 26C & 26L NCB 618 Ellis Acreage located on the east side of MLK Boulevard, north of Young Street from Single-Family (SF-3) and Two-Family (TF-3) to Light Industrial (I-1) Zoning District.

The applicant would like to rezone the property to allow for the future expansion of AAON.

Martin Luther King Jr. Boulevard is classified as a collector road and is maintained by the City of Longview. Collector roads provide for the collection and distribution of traffic between arterial and local streets. 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 adjacent 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 opened at 6:19 pm.

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

The public hearing was declared closed at 6:19 p.m..

MOTION: Council Member Carpenter 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 8.678 ACRES OF LOT 16 BLOCK 1 (NCB 617) GRAVES ADDITION; LOTS 17, 17A, 17B, 17C, 18, 19 & 20 NCB 617 ELLIS ACREAGE AND LOTS 26B, 26C & 26L NCB 618 ELLIS ACREAGE LOCATED ON THE EAST SIDE OF MLK BOULEVARD, NORTH OF YOUNG STREET BE REZONED FROM SINGLE-FAMILY (SF-3) AND TWO-FAMILY (TF-3) 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 Wade seconded the motion.

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

Such Ordinance is No. 4432 and appears in the Resolution and Ordinance records of the City of Longview.

H. A PUBLIC HEARING will be held to consider application #Z23-14 filed by Valart Properties requesting a rezone from Multi-Family (MF-2) to Single Family (SF-5) Zoning District for Lots 13-15 Block 3 (NCB 507) Melrose Addition located at the northeast corner of N. Seventh Street and Laurel Street –

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

APPLICATION #Z23-14

STAFF REPORT

April 13, 2023

APPLICANT: Valart Properties
LOCATION: Lots 13-15 Block 3 (NCB 507) Melrose Addition located at the northeast corner of N. Seventh Street and Laurel Street.
REQUEST: Rezone from Multi-Family (MF-2) to Single Family (SF-5) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	MF-2	Vacant
NORTH	MF-2	Single Family Residential
SOUTH	MF-2	Single Family Residential
WEST	GR	Vacant
EAST SF-5		Single Family Residential

COUNCIL DISTRICT:
District 3 – Council Member Wray Wade

FUTURE LAND USE:
The Comprehensive Plan designates this area for Low Density Residential (LDR).

STAFF COMMENTS:

The applicant is requesting to rezone Lots 13-15 Block 3 (NCB 507) Melrose Addition located at the northeast corner of N. Seventh Street and Laurel Street from Multi-Family (MF-2) to Single Family (SF-5) Zoning District.

The applicant would like to develop three single family homes on these lots.

North Seventh Street and Laurel Street are classified as local streets and are maintained by the City of Longview. This type of development is appropriate along these roadways as long as access management is followed.

Staff finds the proposed zoning change is consistent with the Future Land Use Map and adjacent 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 opened at 6:20 p.m..

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

The public hearing was declared closed at 6:20 p.m..

MOTION: Council Member Snoddy 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 LOTS 13-15 BLOCK 3 (NCB 507) MELROSE ADDITION LOCATED AT THE NORTHEAST CORNER OF N. SEVENTH STREET AND LAUREL STREET BE REZONED FROM MULTI-FAMILY (MF-2) TO SINGLE FAMILY (SF-5) 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 Ishihara seconded the motion.

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

Such Ordinance is No. 4433 and appears in the Resolution and Ordinance records of the City of Longview.

X. Action Item

A PUBLIC HEARING will be held to consider an Ordinance adopting the Longview Metropolitan Planning Organization's E Loop 281 Corridor Study (Tryon Road to Page Road)

Bryan McBride, Transportation Planning Manager - Longview MPO Director was present and requested the Council to consider the approval of an Ordinance adopting the Longview Metropolitan Planning Organization's (MPO) E Loop 281 Corridor Study (Tryon Road to Page Road).

The Longview MPO has conducted a corridor study of E. Loop 281, between Tryon Road and Page Road/Delia Drive, to address long-term growth and corridor needs as well as address the critical intersections at Tryon Road, Hollybrook Drive, FM 2208 (Alpine Road) and Page Road/Delia Drive. This corridor study is intended to develop roadway and intersection alternatives and recommendations to support enhanced connectivity, safety, and travel efficiency along E. Loop 281 for the benefit of all users of the roadway network.

The study identifies and recommends potential short-term and long-term recommendations to alleviate existing operational and safety issues, serve the anticipated growth, and improve traffic access and circulation within the study area.

The public hearing was declared opened at 6:32

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

The public hearing was declared closed 6:35.

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ADOPTING THE E LOOP 281 CORRIDOR STUDY (TRYON ROAD TO PAGE ROAD); FINDING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; REPEALING OTHER PROVISIONS IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE 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. 4434 and appears in the Resolution and Ordinance records of the City of Longview.

XI. Items of Community Interest

XII. Adjourn

The meeting was adjourned at 6:38 p.m.

[seal]

Angie Shepard
City Secretary

