



MINUTES

Of A

REGULAR COUNCIL MEETING

April 26, 2018

The City Council of the City of Longview, Texas, met in a Regular Session, April 26, 2018 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
Ed Moore
Nona Snoddy
Wray Wade
Kristen Ishihara
David Wright
Steven Pirtle

Staff members present were:

Keith Bonds, City Manager
Angie Shepard, City Secretary
Jim Finley, City Attorney
Michael Shirley, Director of Development Services
Rolin McPhee, Director of Public Works
Laura Hill, Director of Community Services
Scott Caron, Director of Parks and Recreation
Angela Coen, Director of Financial Services
Mary Ann Miller, Director of Administration
J.P. Steelman, Fire Chief
Mike Bishop, Police Chief

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

II. Invocation – was given by Grant Woods, Preschool Student at Trinity School of Texas. Grant is the son of Dr. Quentin and Julie Woods and brother to Elle and Brynn of Longview Texas.

III. Pledge of Allegiance – Grant Woods also led the pledge of allegiance.

IV. Employee Recognition - Police Records and Property

The Longview Police Records and Property sections function as the administrative heart of the Department. Their primary focus is to provide records retention and evidence preservation in accordance with federal, state, and local law, which is crucial for prosecution.

The Records Specialists handle all public information inquiries and are also responsible for reporting crime statistics to the State and FBI for national reports.

The Property Technicians are responsible for the daily intake, care, and custody of over 45,000 pieces of physical evidence. They maintain chain of custody from initial processing to disposition after the evidentiary value has expired.

These civilian positions are highly dedicated and bear a great responsibility for the Longview Police Department in maintaining all reports and evidence so they can be easily retrieved for public requests, court hearings, or other law enforcement purposes. These sections work hand-in-hand to provide the highest quality service to our citizens, as well as federal, state, and local agencies.

Records & Property Supervisor – **Heidi Nance**
Senior Records Specialist – **Patricia Venters**
Senior Records Specialist – **Daina Burt**
Records Specialist – **Amanda Pendleton**
Records Specialist – **Elle Knapp**
Property Specialist – **Elizabeth Ridgway**
Property Specialist – **Melissa Dobbs**

V. Community Recognition – Was not available and will be presented at a later meeting.

VI. Citizen Comment – There were no citizen comments this evening.

VII. Public Safety Update

Police

Chief Mike Bishops updated the city on the Police Department. Tenure award were given to the following:

Officer Derr – 5 years
Officer Harkins – 5 years
Officer Delgado – 10 years
Officer Cassin – 10 years
Detective Burt – 10 years
Officer Gonzales – 10 years
Officer Gibson – 10 years
Officer Cooks – 10 years
Lieutenant Bettis - 15 years
TCO Casey Lawson – 15 years

A special thank you to Junior League of Longview. Every year they sponsor a dinner for first responders. They are very giving and we are thankful for their support.

This week we had the opportunity to visit with some Judges from Ukrainian. They came over with the Delegation to learn more about our judicial system and how it operates. We were also able to talk to them about some of the technology we use in the criminal justice system.

Save the Date for the Giants of Law Enforcement Banquet, May 15th at Maude Cobb Activity Complex, call Karen Grisham at 903.237.1100 for tickets.

A couple of months ago, some officer came to me with an idea on how we can use social media to showcase a couple of officers. This is a different perspective than that of

being a police officer. We have been working with the City's Media Development team to create a video. I'd like to show the video we call "Outside the Badge". This will feature members of the Longview Police Department and let you know a little something about them. Our first officer is Drew Allison. Please show the video:

And with that, I'd be happy to answer any questions.

VIII. Consent Agenda

Mayor Mack: Okay, we are at the Consent Agenda are there any items you would like to pull off for discussion?

Councilmember Wright requested item F be moved for separate discussion.

Councilmember Pirtle requested item E be moved for separate discussion.

- A. Consider a Resolution authorizing and directing the Acting City Manager or the Acting City Manager's designee to execute any necessary documents to enter a Memorandum of Understanding between the City of Longview and Spring Hill I.S.D., relating to the provision of shelter in case of campus evacuation**

Laura Hill, Director of Community Services, was present and requested Council approves the Resolution authorizing an Memorandum of Understanding between the City of Longview and Spring Hill ISD.

The following Resolution was approved:

CONSIDER A RESOLUTION AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR THE ACTING CITY MANAGER'S DESIGNEE TO EXECUTE ANY NECESSARY DOCUMENTS TO ENTER INTO A MEMORANDUM OF UNDESTANDING BETWEEN THE CITY OF LONGVIEW AND SPRING HILL INDEPENDENT SCHOOL DISTRICT RELATING TO THE PROVISION OF SHELTER IN CASE OF CAMPUS EVACUATION; 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.5316 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution authorizing and directing the Acting City Manager or the Acting City Manager's designee to execute a Memorandum of Understanding between the Texas Department of Public Safety and the City of Longview for participation in the Weight Enforcement Program**

Mike Bishop, Police Chief, was present and request Council consider a resolution authorizing and directing the City Manager or the City Manager's designee to execute a Memorandum of Understanding by and between the City of Longview, Texas and the Texas Department of Public Safety for participation in the Weight Enforcement Program.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR THE ACTING CITY MANAGER'S DESIGNEE TO EXECUTE A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS AND THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR PARTICIPATION IN THE WEIGHT ENFORCEMENT PROGRAM; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL DOCUMENTS NECESSARY FOR THE ABOVE REFERENCED MEMORANDUM IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; FINDING THAT THE MEETING AT WHICH THE 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. 5317 appears in the Resolution and Ordinance records of the City of Longview

- C. Consider a Resolution authorizing and directing the Acting City Manager or the Acting City Manager's designee to execute any necessary documents for the purchase of a special operations trailer via the General Services Administration (GSA) using grant funding from a State Homeland Security Grant for an amount not to exceed \$116,000.00**

Hank Hester, Assistant Fire Chief, was present and request Council consider a Resolution allowing the purchase of an emergency special operations trailer through GSA .

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE PURCHASE OF A SPECIAL OPERATIONS TRAILER VIA THE CITY'S PARTICIPATION IN THE FEDERAL GOVERNMENT COOPERATIVE PURCHASING PROGRAM KNOWN AS THE GENERAL SERVICES ADMINISTRATION; AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR THE ACTING CITY MANAGER'S DESIGNEE AND/OR OTHER OFFICIAL(S) OF THE CITY AS SHALL BE REQUIRED TO NEGOTIATE AND EXECUTE ANY DOCUMENTS INCIDENT TO SAID PURCHASE; SETTING FORTH THE CONDITIONS OF SUCH AUTHORIZATION; DETERMINING THAT SAID CONTRACT IS EXEMPT FROM STATE COMPETITIVE PURCHASING REQUIREMENTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5318 appears in the Resolution and Ordinance records of the City of Longview

D. Consider a Resolution to publish and post the availability of the draft FY18-19 Annual Action Plan including the Community Development Block Grant (CDBG) and HOME budgets

Parker Harrison, Community Development Administrator, was present and requested Council consider a Resolution to publish and post the availability of the draft of the FY18-19 Annual Consolidated Action Plan, the proposed Community Development Block Grant (CDBG) and HOME budgets and supporting policy documents to begin the HUD mandatory 30-day public comment period.

The plan and budget will be returned to Council for a Public Hearing prior to approval in June, 2018. Backup documents will be available for public review in the Housing/Community Development Office during the 30 day public comment period.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE POSTING AND PUBLISHING OF THE FY2018-19 CONSOLIDATED ACTION PLAN AND BUDGETS INCLUDING SUPPORTING DOCUMENTS, AND TO BEGIN THE CITIZEN COMMENT PERIOD AS REQUIRED; 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. 5319 appears in the Resolution and Ordinance records of the City of Longview

E. Item E was pulled for separate discussion: Consider a Resolution authorizing and directing the Acting City Manager or the Acting City Manager's designee to execute any necessary documents with Pro Mowers of Daingerfield, Texas for a change order for mowing services for open space parks trails and medians

Rolin McPhee, P.E., Director of Public Works, was present and requested Council consider a change order for mowing services. This item is a request to add 9 additional mowing locations and the removal of one location to the existing Parks Mowing Services Contract. On February 26, 2016 (Resolution # 5033) the City awarded a contract to Pro Mowers for said services in the amount of \$152,660.00. The contract stated that the city may add or remove locations as it sees fit as long as it is in compliance with Texas Local Government Code Section 252.04 that allows for change orders as long as the do not exceed 25% of original contract. The additional locations and removal of one location will add \$38,080.00 to the annual contract.

Councilmember Pirtle: Last year we contracted with a company to do the mowing service here, are we changing companies or is this a different setup for some of the city properties?

Rolin McPhee: We have re-bid the mowing contract so this is actually a change order. We have been using this contract and there are have a few areas over time, new place that have been added, and with about three or four new places it has pushed it over the threshold that we could just extend mowing service to those expanded properties. This is really just getting your permission to adjust that contract.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER TO EXECUTE A CHANGE ORDER WITH PRO MOWERS OF DAINGERFIELD, TEXAS, REGARDING MOWING SERVICES FOR OPEN SPACE PARKS, TRAILS AND MEDIANS; AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO SAID CHANGE ORDER; AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR HIS DESIGNEE TO REMIT FUNDS TO PRO MOWERS FOR THE ABOVE REFERENCED

CHANGE ORDER; 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.

SECOND: Council Member Moore seconded the motion.

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

Such Ordinance is No. 5320 and appears in the Resolution and Ordinance records of the City of Longview.

F. Item F was pulled for separate discussion: Consider a Resolution suspending the effective date proposed by Centerpoint Energy Resources Corp., Beaumont/East Texas Division, 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 Council to consider a resolution to suspend the effective date proposed by Centerpoint Energy to increase rates under the gas reliability infrastructure program 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.

Councilmember Wright: I understand that there is really nothing we can do about this and I don't know if there is anybody here tonight from Centerpoint or will there be when we approve this thing?

Jim Finley: This is a GRIP filing and the Supreme Court of Texas says we cannot affect their rate. The only thing we can do is delay the ruling for 45 days. That's what this resolution is doing.

Councilmember Wright: I just wanted to ask anyone from Centerpoint why, after they made a billion and half dollars last year, they need another rate increase. Atmos has made a decrease Atmos has made a decrease.

MOTION: Council Member Wright made a motion the following Resolution be approved:

A RESOLUTION BY THE CITY OF LONGVIEW, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF CENTERPOINT ENERGY RESOURCES CORP., BEAUMONT/EAST TEXAS 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 TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE "ALLIANCE OF CENTERPOINT MUNICIPALITIES"; REQUIRING THE REIMBURSEMENT OF COSTS; DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

SECOND: Council Member Ishihara seconded the motion.

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

Such Ordinance is No. 5321 and appears in the Resolution and Ordinance records of the City of Longview.

G. Consider a Resolution authorizing a license agreement between the City of Longview and Mr. Gary VanDusen licensing the placement of a driveway on City-owned property located near the Eastman Road and Fourth Street Intersection

Rolin McPhee, P.E., Director of Public Works was present and requested a resolution authorizing an agreement between the City of Longview and Mr. Gary VanDusen licensing the placement of a driveway on and across a City-owned property located near the intersection of East Road and Fourth Street.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR THE ACTING CITY MANAGER'S DESIGNEE TO NEGOTIATE AND ENTER INTO AN AGREEMENT BY AND BETWEEN THE CITY OF LONGVIEW AND GARY VANDUSEN TO AUTHORIZE THE PLACEMENT OF A DRIVEWAY ON CITY-OWNED PROPERTY LOCATED NEAR THE EASTMAN ROAD AND FOURTH STREET INTERSECTION; PLACING CONDITIONS ON SAID AUTHORIZATION; 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.5322 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 Snoddy seconded the motion.

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

IX. Action Items

- A. Consider a Resolution awarding a contract in the amount of \$2,017,180.95 to Ironhorse Unlimited, Inc., of Malakoff, Texas and approval of a deductive change order in the amount of \$484,717 which will result in a contract price of \$1,532,463.95 for the construction of the Longview Arboretum and Nature Center**

Rolin McPhee, P.E., Director of Public Works was present and requested Council to consider Consider a resolution awarding a contract in the amount of \$2,017,180.95 to Ironhorse Unlimited, Inc., of Malakoff, Texas for the construction of the referenced project and approval of a deductive change order in the amount of \$484,717 which will result in a contract price of \$1,532,463.95.

The following bid was opened on March 28, 2018:

Bidder	Amount
Ironhorse Unlimited, Inc. Malakoff, Texas	\$2,017,180.95
J.C. Commercial, Inc. Lewisville, Texas	\$2,272,776.94

This is a part of a master-planned, multi-use arboretum that consists of approximately 32,145 square feet of 5-inch Portland cement concrete pavement trail and related work on 26 acres at 706 W. Cotton Street located between Grace Creek and Maude Cobb Convention & Activity Complex.

MHS Planning and Design, LLC has examined the bids and the qualifications of the low bidder, and recommends award of the contract to Ironhorse Unlimited, Inc. of Malakoff, Texas in the amount of \$2,017,180.95. Staff concurs with their recommendation.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF IRONHORSE UNLIMITED, INC., OF MALAKOFF, TEXAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "THE LONGVIEW ARBORETUM AND NATURE CENTER"; AUTHORIZING AND DIRECTING THE ACTING CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND IRONHORSE UNLIMITED, INC., FOR THE ABOVE REFERENCED PROJECT; AUTHORIZING A CHANGE ORDER FOR SAID PROJECT; CONDITIONING THE ACCEPTANCE AND AUTHORIZATIONS PROVIDED HEREIN ON CERTAIN CONTRIBUTIONS AND SECURITY FOR SAME TO BE PROVIDED BY THE LONGVIEW ARBORETUM AND NATURE CENTER, INC.; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE COMPETITIVE PURCHASING REQUIREMENTS IN SOLICITING, RECEIVING AND ACCEPTING THE AFORESAID 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.

SECOND: Council Member Snoddy seconded the motion.

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

Such Ordinance is No. 5323 and appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider an Ordinance amending the budget for the City of Longview, Texas for fiscal year 2017-2018 by allocating fund balance from multiple funds to the health fund for unanticipated health, dental, and prescription claim expenses

Mary Ann Miller, Director of Administration was present and requested a budget amendment for Health Fund claims expenses. The City's self-funded health insurance plan has seen a more than anticipated increase in health claims costs during this fiscal year. To fund the unanticipated costs, we are asking for a budget amendment to transfer a total of \$1,530,280. The transfer will be from the following funds: General Fund \$1,095,694; Water Fund \$235,525; Information Systems Fund \$28,810; Sanitation Fund \$57,171; Drainage Fund \$43,216; Fleet Fund \$21,158; Convention & Visitor's Bureau Fund \$6,842; Media Development Fund \$6,302; Maude Cobb Fund \$14,405; Longview Recreational Association Fund \$1,350; and E911 Fund balance \$19,807 in to the Health Fund fund balance

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AMENDING THE BUDGET FOR THE CITY OF LONGVIEW, TEXAS, FOR FISCAL YEAR 2017-2018 BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$1,095,694 TO ACCOUNT 001-500-000-5464; \$235,525 TO ACCOUNT 010-500-000-5464; \$28,810 TO ACCOUNT 042-500-000-5464; \$57,171 TO ACCOUNT 023-500-000-5464; \$43,216 TO ACCOUNT 041-500-000-5464; \$21,158 TO ACCOUNT 043-500-000-5464; \$6,842 TO ACCOUNT 059-500-000-5464; \$6,302 TO ACCOUNT 056-500-000-5464; \$14,405 TO ACCOUNT 061-500-000-5464; \$1,350 TO ACCOUNT 085-500-000-5464; \$19,807 TO ACCOUNT 055-500-000-5464 TO THE HEALTH FUND; PROVIDING FOR FILING WITH THE COUNTY CLERKS OF GREGG AND HARRISON COUNTIES; 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 Moore seconded the motion.

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

Such Ordinance is No. 4159 and appears in the Resolution and Ordinance records of the City of Longview.

X. Items of Community Interest

April 26, 2018

Apply now to serve on Boards and Commissions: City Council will soon make selections of volunteers to serve on our various advisory boards. Please apply by the end of April. Apply in person at City Hall or online at LongviewTexas.gov/Boards.

Rec Day in the Park will be Saturday, May 5 from 10 a.m. – 2 p.m. at Lear Park's Kidsview Playground. This free event is hosted by the Parks department will include games, food trucks, inflatables, face painting, prizes and more.

Summer Reading Club Registration begins May 1:

Libraries Rock! That's the theme of the Longview Public Library's Summer Reading Club with free, educational, and fun activities all summer. Learn more at LongviewTexas.gov/SRC.

Share your photos by April 30

The City of Longview is inviting residents to once again submit photos of life in Longview and East Texas. Photos submitted by April 30 will be considered for prizes. Learn more at LongviewTexas.gov/Photos

Upcoming Events: There are a TON of events taking place over the next couple weeks. Normally, we just mention a few, but the list is just too big this time.

Weekend of April 27-28

- Downtown Live music series: Every Friday through May 25, plus a Double Shot on Saturday, May 26.
- Historic Longview Farmer's Market: Every Saturday
- Longview Ballet's "Alladin" on April 27 and 28
- Longview Wine Festival: April 28
- Longview Habitat for Humanity's Raisin' the Roof: April 28

Weekend of May 5-6

- East Texas Parade of Homes: May 4 – 13

- Longview Arboretum's Flower Power 5K: May 5
- Movies on the Plaza featuring Coco: May 5
- Big Bass Bonanza: May 5

Learn about these and many more at VisitLongviewTexas.com

XIV. Adjourn

The meeting was adjourned at 6:23 p.m.

[seal]

Angie Shepard
City Secretary

