



MINUTES

Of A

CITY COUNCIL MEETING

July 13, 2023

The City Council of the City of Longview, Texas, met in a Regular Session, July 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:

Andy Mack
Tem Carpenter

Wray Wade
John Nustad
Michelle Gamboa
Steven Pirtle

Members absent were:

Nona Snoddy

Staff members present were:

Rolin McPhee, City Manager
Angie Shepard, City Secretary
Robert Ray, City Attorney
Michael Shirley, Director of Development Services
Dwayne Archer, Director of Public Works
Laura Hill, Director of Grant Services
Mary Ann Hagenbucher, Assistant City Manager
J.P. Steelman, Fire Chief
Anthony Boone, Police Chief
Josh Gamble, Director of Information Technology
Bonnie Hubbard, Director of Administration
Shawn Hara, Director of Community Relations
John Albertson, Director of Parks and Recreation

- I. **Call to Order** – Meeting was called to order at 5:30 pm by Mayor Mack.
- II. **Invocation** – Captain Tamara Robb with the Salvation Army gave the invocation.
- III. **Pledge of Allegiance** – Captain Robb also led the pledge.

IV. Presentation

Presentation of a Proclamation commemorating July 14th as "Parks and Recreation Day" – Dr. Andy Mack, Mayor.

Proclamation for Parks and Recreation Day was presented to the city's new Director of Parks, John Albertson.

V. Citizen Comment

DeLisa Brown of 154 Justice Circle spoke about the flooding at her property and the property owner would not take care of the problem. It is forcing her to look for other property to rent.

Candace Couch of 3316 Saint Andrew Drive spoke to the council about the need for tennis courts in Longview. She is part of the Longview Tennis Association and would like to see tennis courts added to the parks plan.

VI. Public Safety Update

A. Police – Chief Boone gave the stats for June. Priority 1 calls response time was 4 minutes and 6 seconds, calls for service 6,201, Traffic Stops 2,582, DWI Cases 30 and crashes 211.

Thanks to Woodmen of the World for the snow cones for public safety and to Treviso Transitional Care for lunch on June 30th.

We had our Firework and Freedom celebration on the 4th of July and it was another huge success and everyone seemed to enjoy.

Thank you to ETCADA for the donation of Narcan Nasal spray to the Longview Police.

We started our 6th basic police officer academy on July 10 and look forward to have those new officers joining our team.

Our citizen police academy will start Sept 7 and if you are interested, sign up if free.

B. Fire – Chief Steelman – The 2024 Hazard Mitigation Planning kicked-off last month at the quarterly Local Emergency Planning Committee meeting. May partners from City and County participated in the first step to create the plan document that will guide our Emergency Management and to keep us eligible for many state and federal grant opportunities over the next 5 years.

Thanks to Kilgore College and Ms. Chrismer for allowing the Fire Department the opportunity to discuss Emergency Management functions with her nursing class.

We had our newest nine Firefighter candidates braving the heat this afternoon to participate in the Physical Ability testing portion of our entry hiring process. Six of the nine passed the process and move onto the next round.

You are invited to the retirement of Assistant Chief Brian Jones. That will be Friday, August 4 from 2 – 4 pm at the training center. He has 26 years of service with the Longview Fire Department and we wish him a happy retirement!

VII. Consent Agenda

A. Consider a Resolution adopting the City of Longview's Updated ADA Self Evaluation and Transition Plan as required by the Americans with Disabilities Act of 1990 –

Laura Hill, Director of Grant & Human Services was present and requested the Council to consider the approval of a Resolution adopting the Longview's updated ADA Self Evaluation and Transition Plan. The purpose of the Updated ADA Transition Plan is to provide the framework for achieving equal access to the City's programs, services and activities within a reasonable timeframe. The City's elected officials and staff believe accommodating disabled persons is essential to good customer service, to the quality of life for residents and to provide effective governance.

The Federal Government enacted the 1990 ADA to prevent discrimination of the physically and mentally disabled relative to access to employment, programs, and facilities. Title II of the ADA requires all governmental entities that employ more than 50 people to (a) designate at least one person who is responsible for overseeing Title II compliance; (b) develop an ADA complaint procedure; (c) complete a self-evaluation and (d) develop an ADA Transition Plan to schedule the removal of barriers uncovered by the self-evaluation.

Since the ADA was enacted in 1990, the City has continuously evaluated and improved facilities, programs, services, policies, practices and procedures. The first initiatives implemented all required fair-hiring practices with an intensive review and updating of Personnel Policies and Procedures. Then, in the City Manager's Budget Message on 9/15/93, the first budgetary impact is mentioned: "Compliance with the Americans with

Disabilities Act....are among those funded." In 2023, after 30 years of achievements and improvements with the criteria provided by the Federal and State Governments, the City is seeking to update the ADA Transition Plan. Through an evaluation of current policies, programs and facilities, we will determine the extent to which individuals with disabilities may be restricted in their access to City services and activities.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ADOPTING THE CITY OF LONGVIEW UPDATED ADA SELF EVALUATION AND TRANSITION PLAN; 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. 6170 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution authorizing the City of Longview to apply for, accept and expend grant funds in an amount not to exceed \$100,000.00 from the Office of the Governor, Public Safety Office, Criminal Justice Division, for Rifle-Resistant Body Armor for Peace Officers–**

Laura Hill, Director of Grant & Human Services was present and requested the Council to consider the approval of a Resolution adopting the Rifle-resistance body Armor Grant Program. The Office of the Governor, Public Safety Office, Criminal Justice Division issued a call for projects through the Criminal Justice Division for Rifle-Resistant Body Armor for the Longview Police Department with applications being due on February 9, 2023. The City of Longview City Council approved Resolution No. 6093 on January 26, 2023, to allow application for the grant and the grant was successfully submitted.

In June, 2023, the City of Longview's Grant and Human Services Department was notified that the City's Resolution required additional language to fulfill the Office of the Governor application requirements. This resolution will provide compliance with those criteria.

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 \$100,000.00 FROM THE OFFICE OF THE GOVERNOR, PUBLIC SAFETY OFFICE, CRIMINAL JUSTICE DIVISION, FOR RIFLE-RESISTANT BODY ARMOR FOR PEACE OFFICERS; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH ALL APPLICABLE PROGRAM RULES; PROVIDING FOR THE RETURN OF SAID GRANT FUNDS TO THE STATE OF TEXAS IN THE EVENT OF LOSS OR MISUSE OF SAID FUNDS; PROVIDING FOR FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6171 appears in the Resolution and Ordinance records of the City of Longview.

- C. Consider a Resolution authorizing the City of Longview to apply for, accept and expend grant funds in an amount not to exceed \$100,000 from the Office of the Governor, Public Safety Office, State Homeland Security Grants Division for LETPA Projects (SHSP-L) –**

Laura Hill, Director of Grant & Human Services was present and requested the Council to consider the approval of a Resolution adopting the revised Resolution No. 6096 to include required language. The Office of the Governor, Public Safety Office, Criminal Justice Division issued a call for projects with applications being due on February 9, 2023. The City of Longview City Council approved Resolution No. 6096 on January 26, 2023 to allow application for the grant and the grant was successfully submitted..

In June, 2023, the City of Longview's Grant and Human Services Department was notified that the City's Resolution required additional language to fulfill the Office of the Governor application requirements. This resolution will provide compliance with those criteria.

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 \$100,000.00 FROM THE OFFICE OF THE GOVERNOR, PUBLIC SAFETY OFFICE, STATE HOMELAND SECURITY GRANTS DIVISION, FOR LAW ENFORCEMENT TERRORISM PREVENTION ACTIVITIES (LETPA) PROJECTS (SHSP-L); AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH ALL APPLICABLE PROGRAM RULES; PROVIDING FOR THE RETURN OF SAID GRANT FUNDS TO THE STATE OF TEXAS IN THE EVENT OF LOSS OR MISUSE OF SAID FUNDS; PROVIDING FOR FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6172 appears in the Resolution and Ordinance records of the City of Longview.

- D. Consider a Resolution authorizing the City of Longview to apply for, accept and expend grant funds in an amount not to exceed \$100,000 from the Office of the Governor, Public Safety Office, State Homeland Security Grants Division for Regular Projects –**

Laura Hill, Director of Grant & Human Services was present and requested the Council to consider the approval of a Resolution adopting the revised Resolution No. 6097 to include required language. The Office of the Governor, Public Safety Office, Criminal Justice Division issued a call for projects with applications being due on February 9, 2023. The City of Longview City Council approved Resolution No. 6097 on January 26, 2023 to allow application for the grant and the grant was successfully submitted.

In June, 2023, the City of Longview's Grant and Human Services Department was notified that the City's Resolution required additional language to fulfill the Office of the Governor application requirements. This resolution will provide compliance with those criteria.

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 \$100,000.00 FROM THE OFFICE OF THE GOVERNOR, PUBLIC SAFETY OFFICE, STATE HOMELAND SECURITY GRANTS DIVISION, FOR REGULAR PROJECTS (SHSP-R); AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH ALL APPLICABLE PROGRAM RULES; PROVIDING FOR THE RETURN OF SAID GRANT FUNDS TO THE STATE OF TEXAS IN THE EVENT OF LOSS OR MISUSE OF SAID FUNDS; PROVIDING FOR FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6173 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider a Resolution authorizing the City of Longview to apply for, accept and expend grant funds in an amount not to exceed \$20,000 from the Office of the Governor, Criminal Justice Division, Juvenile Justice and Truancy Prevention Program –**

Laura Hill, Director of Grant & Human Services was present and requested the Council to consider the approval of a Resolution adopting the revised Resolution No. 6092 to include specific language. The Office of the Governor, Criminal Justice Division issued a call for projects through the Juvenile Justice and Truancy Prevention Grant Program. The

City of Longview City Council approved Resolution No. 6092 on January 26, 2023, to allow application for the grant and the grant was successfully submitted.

In June 2023, the City of Longview's Grant and Human Services Department was notified that the City's Resolution required additional language to fulfill the Office of the Governor application requirements. This resolution will provide compliance with those criteria.

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 \$20,000.00 FROM THE JUVENILE JUSTICE AND TRUANCY PREVENTION GRANT PROGRAM ADMINISTERED BY THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, TO SUPPORT THE PARTNERS IN PREVENTION ASPIRE MENTORING PROGRAM; 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 AND SECURING SAID GRANT; PROVIDING FOR COMPLIANCE WITH ALL APPLICABLE PROGRAM RULES; PROVIDING FOR THE RETURN OF SAID GRANT FUNDS TO THE STATE OF TEXAS IN THE EVENT OF LOSS OR MISUSE OF SAID FUNDS; 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. 6174 appears in the Resolution and Ordinance records of the City of Longview.

- F. Consider a Resolution authorizing the City of Longview to accept and expend grant funds in an amount not to exceed \$142,000 from the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant Program (EECBG) for HVAC Retrofits at the Longview Public Library –**

Laura Hill, Director of Grant & Human Services was present and requested the Council to consider the approval of a Resolution to accept and expend the Energy Efficiency Block Grant from the U.S. Department of Energy. The US Department of Energy - Office of Energy Efficiency and Renewable Energy has issued a call for projects. The City of Longview, Grant and Human Services Department is administratively responsible for submitting the application and administering the funding/project if the grant is approved. There is no matching fund requirement for this grant if the application is selected. The grant is through the Office of Energy Efficiency and Renewable Energy. The Department of Energy (DOE or the Department) is publishing three allocation formulas that will be used to distribute funds to local governments, states, and Indian tribes through the Energy Efficiency and Conservation Block Grant Program (EECBG Program or Program), as required by the Program's authorizing legislation, Title V, Subtitle E of the Energy Independence and Security Act of 2007. The purpose of the EECBG Program is to assist eligible entities in implementing strategies to reduce fossil fuel emissions, to reduce total energy use, and to improve energy efficiency. This notice provides the allocation formulas established by the Department to distribute funds to eligible entities.

If received, this grant award would allow the City of Longview to retrofit/upgrade critical HVAC components in the City of Longview's Public Library. The not-to-exceed amount is \$142,000.00.

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 \$142,000.00 FROM THE US DEPARTMENT OF ENERGY FOR SUPPORT OF A PROJECT RETROFITTING AND UPGRADING HVAC COMPONENTS IN THE CITY OF LONGVIEW PUBLIC LIBRARY; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH ALL APPLICABLE PROGRAM RULES; PROVIDING FOR FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6175 appears in the Resolution and Ordinance records of the City of Longview.

- G. Consider a Resolution authorizing the City of Longview to accept and expend grant funds in an amount not to exceed \$100,000 from the PETCO Foundation to assist the Longview Animal Care and Adoption Center's Spay & Neuter Program –**

Laura Hill, Director of Grant & Human Services was present and requested council to consider the approval of a Resolution to accept and expend the PETCO Foundation grant for the Longview Animal Care and Adoption Center. This grant award would allow the City of Longview Animal Care and Adoption Center with spay/neuter services. The not-to-exceed amount is \$100,000.00

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 \$100,000.00 FROM THE PETCO FOUNDATION TO ASSIST THE CITY OF LONGVIEW ANIMAL CARE AND ADOPTION CENTER WITH SPAY/NEUTER SERVICES; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH ALL APPLICABLE PROGRAM RULES; PROVIDING FOR FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 6176 appears in the Resolution and Ordinance records of the City of Longview.

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

SECOND: Council Member Carpenter seconded the motion.

VOTE: The motion carried unanimously (6, 0).

VIII. Zoning Items

- A. A PUBLIC HEARING will be held to consider application #S23-05 filed by Raul Gonzalez requesting a Specific Use Permit (SUP) to allow for a One-Family Dwelling in a Heavy Commercial (C) Zoning District for Lot 10 Block 3 (NCB 713) View Crest Addition located at 2304 East Street –

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

APPLICATION #S23-05

STAFF REPORT

July 13, 2023

APPLICANT: Raul Gonzalez
LOCATION: Lot 10 Block 3 (NCB 713) View Crest Addition located at 2304 East Street.
REQUEST: Specific Use Permit for a One-Family Dwelling in a Heavy Commercial (C) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	C	Vacant
NORTH	C	One-Family Dwelling
SOUTH	C	One-Family Dwelling
WEST	C	Vacant
EAST	C	Vacant

COUNCIL DISTRICT:

District 2 – Council Member Nona Snoddy

FUTURE LAND USE:

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

STAFF COMMENTS:

The applicant is requesting a Specific Use Permit (SUP) to allow for the construction of a One-Family Dwelling in a Heavy Commercial (C) Zoning District.

A Specific Use Permit is required for One-Family Dwellings in Heavy Commercial (C) zoning districts to ensure no negative impact on surrounding properties. There are two One-Family Dwelling units located to the north of this property and another located to the south. The applicant would like to build a One-Family Dwelling on this site. The property at 2302 East Street, directly north of this request, received a SUP for a one-family dwelling in August 2021 (S21-06). The property at 2306 East Street, directly south of this request, received a SUP for a one-family dwelling in July last year (S22-07). The minimum setbacks shall be 30' front, 6' side and 10' rear.

East Street is a local roadway and maintained by the City of Longview. This type of development is appropriate along this roadway, as long as access management is followed.

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

STAFF RECOMMENDATION:

The Planning and Zoning Commission (9-0) and Staff recommend approval of this request.

The public hearing was declared open.

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

The public hearing was declared closed.

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

AN ORDINANCE GRANTING A SPECIFIC USE PERMIT (SUP) IN ACCORDANCE WITH THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, TO ALLOW FOR A ONE-FAMILY DWELLING IN A HEAVY COMMERCIAL (C) ZONING DISTRICT FOR LOT 10 BLOCK 3 (NCB 713) VIEW CREST ADDITION LOCATED AT 2304 EAST STREET; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH

THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Gamboa seconded the motion.

VOTE: The motion carried unanimously (6, 0).

Such Ordinance is No. 4446 and appears in the Resolution and Ordinance records of the City of Longview.

- B. A PUBLIC HEARING will be held to consider application #Z23-16 filed by Boxwood Group LLC and RBR Interests requesting a rezone from Office (O) to Single Family (SF-4) Zoning District for approximately 3.986 acres of Lot 3 and part of Lot 4, Lost Creek Business Park Unit 3 located on the west side of Technology Center, west of Roberts Circle –**

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

APPLICATION #Z23-16

STAFF REPORT

July 13, 2023

APPLICANT: Boxwood Group, LLC and RBR Interests
LOCATION: Approximately 3.986 acres of Lot 3 and part of Lot 4, Lost Creek Business Park Unit 3 located on the west side of Technology Center, west of Roberts Circle.
REQUEST: Rezone from Office (O) to Single Family (SF-4) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	O	Vacant
NORTH	O	Vacant

SOUTH	O	Office & Vacant
WEST	O & SF-4	Single Family Homes
EAST	SF-4	Single Family Homes & Oilfield Equipment

COUNCIL DISTRICT:

District 5 – Council Member Michelle Gamboa

FUTURE LAND USE:

The Comprehensive Plan designates this area for Office (OFF).

STAFF COMMENTS:

The applicant is requesting to rezone property located on the west side of Technology Center, west of Roberts Circle from Office (O) to Single Family (SF-4) Zoning District.

The applicant would like to develop a single-family home subdivision on this property.

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

STAFF RECOMMENDATION:

The Planning and Zoning Commission along with Staff recommends approval of this request (8-0-1). Heath Hamberlin recused himself.

The public hearing was declared open.

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

The public hearing was declared closed.

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

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE (UDC) OF THE CITY OF LONGVIEW, TEXAS, AS AMENDED (WHICH SAID ORDINANCE ADOPTS THE ZONING REGULATIONS, USE DISTRICTS, AND A ZONING MAP IN ACCORDANCE WITH

A COMPREHENSIVE PLAN) BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY AS FOLLOWS, TO-WIT: THAT APPROXIMATELY 3.986 ACRES OF LOT 3 AND PART OF LOT 4, LOST CREEK BUSINESS PARK UNIT 3 LOCATED ON THE WEST SIDE OF TECHNOLOGY CENTER, WEST OF ROBERTS CIRCLE BE REZONED FROM OFFICE (O) TO SINGLE FAMILY (SF-4) ZONING DISTRICT; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING PROVISIONS OF THE UDC, INCLUDING WITHOUT LIMITATION A FINE OF UP TO \$2,000.00 PER VIOLATION; REPEALING OTHER PROVISIONS IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY OF THE PROVISIONS HEREOF; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND ESTABLISHING AN EFFECTIVE DATE.

SECOND: Council Member Pirtle seconded the motion.

VOTE: The motion carried unanimously (6, 0).

Such Ordinance is No. 4447 and appears in the Resolution and Ordinance records of the City of Longview.

- C. A PUBLIC HEARING will be held to consider application #Z23-17 filed by Katherine Brockles & Charissa Henry requesting a rezone from Single Family (SF-4) to General Retail (GR) Zoning District for approximately 3.81 acres of Abstract 4 I C Skillern Survey Tract 30 Section 4 located on the west side of Gilmer Road, north of W. Fairmont Street –**

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

APPLICATION #Z23-17

STAFF REPORT
July 13, 2023

APPLICANT: Katherine Brockles and Charissa Henry
LOCATION: Approximately 3.81 acres of Abstract 4 I C Skillern Survey Tract 30 Section 4 located on the west side of Gilmer Road, north of W. Fairmont Street.
REQUEST: Rezone from Single Family (SF-4) to General Retail (GR) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	SF-4 & GR	Oilfield Equipment
NORTH	TF-2 & GR	Two-Family Dwellings & Office
SOUTH	MF-2 & GR	Two-Family Dwellings, Day Care, & Restaurant with a drive-thru window
WEST	SF-4	Oilfield Equipment
EAST	GR & PD-2	Office & Retail

COUNCIL DISTRICT:

District 6 – Council Member Steve Pirtle

FUTURE LAND USE:

The Comprehensive Plan designates this area for Low Density Residential (LDR) and Retail (RET).

STAFF COMMENTS:

The applicant is requesting to rezone approximately 3.81 acres of Abstract 4 I C Skillern Survey Tract 30 Section 4 located on the west side of Gilmer Road, north of W. Fairmont Street from Single Family (SF-4) to General Retail (GR) Zoning District.

The applicant would like to rezone the property for future retail development.

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 and surrounding uses; therefore, it does not constitute spot zoning.

STAFF RECOMMENDATION:

The Planning and Zoning Commission along with Staff recommends approval of this request (8-0-1). Pat Noon recused himself.

The public hearing was declared open.

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

The public hearing was declared closed.

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

AN ORDINANCE 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 3.81 ACRES OF ABSTRACT 4 I C SKILLERN SURVEY TRACT 30 SECTION 4 LOCATED ON THE WEST SIDE OF GILMER ROAD, NORTH OF W. FAIRMONT STREET 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 Wade seconded the motion.

VOTE: The motion carried unanimously (6, 0).

Such Ordinance is No. 4448 and appears in the Resolution and Ordinance records of the City of Longview.

- D. A PUBLIC HEARING will be held to consider application #Z23-18 filed by Brannon Corporation requesting a rezone from Planned Development (PD06-05) to Light Commercial (C-1) Zoning District for a portion of Lots 15 and 18, and all of Lots 19, 20 & 21 (NCB 223) of the Longview Mc Nutt Acreage located at the northwest corner of Pearl Street and Julia Street –**

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

APPLICATION #Z23-18

STAFF REPORT

July 13, 2023

APPLICANT: Brannon Corporation
LOCATION: A portion of Lots 15 and 18, and all of Lots 19, 20 & 21 (NCB 223) of the Longview Mc Nutt Acreage located at the northwest corner of Pearl Street and Julia Street.
REQUEST: Rezone from Planned Development (PD06-05) to Light Commercial (C-1) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	PD06-05	Vacant
NORTH	C	Vacant
SOUTH	C & MF-3	Vacant
WEST	PD06-05 & C	Vacant
EAST	PD06-05	Vacant

COUNCIL DISTRICT:

District 2 – Council Member Nona Snoddy

FUTURE LAND USE:

The Comprehensive Plan designates this area for Mixed Use (MUN).

STAFF COMMENTS:

The applicant is requesting to rezone a portion of Lots 15 and 18, and all of Lots 19, 20 & 21 (NCB 223) of the Longview Mc Nutt Acreage located at the northwest corner of Pearl Street and Julia Street from Planned Development (PD06-05) to Light Commercial (C-1) Zoning District.

The applicant would like to rezone the property for future commercial development.

Pearl Street and Julia 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; therefore, it does not constitute spot zoning.

STAFF RECOMMENDATION:

The Planning and Zoning Commission (9-0) and Staff recommend approval of this request.

The public hearing was declared open.

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

The public hearing was declared closed.

MOTION: Council Member 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 A PORTION OF LOTS 15 AND 18, AND ALL OF LOTS 19, 20 & 21 (NCB 223) OF THE LONGVIEW MC NUTT ACREAGE LOCATED AT THE NORTHWEST CORNER OF PEARL STREET AND JULIA STREET BE REZONED FROM PLANNED DEVELOPMENT (PD06-05) TO LIGHT COMMERCIAL (C-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 Nustad seconded the motion.

VOTE: The motion carried unanimously (6, 0).

Such Ordinance is No. 4449 and appears in the Resolution and Ordinance records of the City of Longview.

IX. Action Item

- A. Consider a Resolution awarding contracts to, and authorizing, and directing the City Manager or the City Manager's designee to execute any necessary documents with CentralSquare Technologies, LLC, for a Computer-Aided Dispatch/Mobile Computing Law Enforcement Records Management System & annual maintenance and support. The total amount for software, services, and hardware is \$1,635,632.55. The first year cost for maintenance and subscription is \$365,357.75. An additional Rehosting option is being included within the contract for a total of \$66,690.00. Recurring annual cost for maintenance and subscription for future budget years is \$374,415.24 (YEAR 2), \$383,925.60 (YEAR 3), \$393,925.60 (YEAR 4), \$404,396.65 (YEAR 5), and \$424,616.49 (YEAR 6) –**

Anthony Boone, Police Chief and Joshua Gamble, Director of Information Services were present and requested the Council to consider the approval of a Resolution adopting the purchase of a Computer Aided Dispatch/Mobile Computing Law Enforcement Records Management software system, along with annual maintenance and support.

The City has utilized the Tiburon Total Command product as the public safety software since December 2003. This line of products includes computer-aided dispatch (CAD) software, Mobile (in-car) dispatch/mapping software, and Police Records Management (RMS) software. The system has proven a resilient and reliable dispatch solution for

public safety, but as technology advanced, the software is no longer able to effectively meet the needs of LPD, LFD, or Public Safety Communications (PSC).

Accordingly, in December of 2020, a committee was formed consisting of staff from PSC, LPD, LFD, and City Information Services and tasked with developing a product review and needs assessment moving forward. The committee partnered with Deltawrx, a public safety consulting team based out of Woodland Hills, California. With their expertise, an RFP was published on January 25, 2022, which resulted in nine responses.

The following vendors submitted proposals:

Intergrated Computer Systems (ICS)

First Due

Hexagon

Image Trend, Inc.

CentralSquare Technologies, LLC

Mark 43, Inc.

ESO Solutions

Tyler Technologies

Motorola Solutions

Proposals were evaluated on weighted criteria:

*System Architecture-10%

*Application Software and Integration-45%

*System Testing and Acceptance-5%

*Implementation-10%

*Customer Support, Warranty, and Maintenance-10%

*Cost-10%

After careful review, evaluations, demonstrations, and site visits, it was determined that CentralSquare Technologies offers the best value.ions Department.

The cost breakdown is as follows:

\$1,635,632.55- includes software, services, and hardware

\$365,357.75- first year cost for maintenance and subscription

\$66,690.00 Rehosting option (to be included within the final contract, but wasn't apart of the original RFP)

The recurring cost breakdown for maintenance and subscription for appropriated, future budget years is:

\$374,415.24 (YEAR 2)

\$383,925.60 (YEAR 3)

\$393,925.60 (YEAR 4)

\$404,396.65 (YEAR 5)

\$424,616.49 (YEAR 6)

MOTION: Council Member Carpenter made a motion the following Resolution be 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 CENTRALSQUARE TECHNOLOGIES, LLC, FOR A COMPUTER-AIDED DISPATCH/MOBILE COMPUTING LAW ENFORCEMENT RECORDS MANAGEMENT SYSTEM FOR THE POLICE AND PUBLIC SAFETY COMMUNICATIONS DEPARTMENT; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE AND EXECUTE SERVICE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW AND CENTRALSQUARE TECHNOLOGIES, LLC, FOR MAINTENANCE, SUPPORT, AND OPTIONAL REHOSTING OF SAID SOFTWARE; 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.

SECOND: Council Member Gamboa seconded the motion.

VOTE: The motion carried unanimously (6, 0).

Such Resolution No. 6177 and appears in the Resolution and Ordinance records of the City of Longview.

X. Items of Community Interest

Mayor Mack asked for Council Member Snoddy's absence to be excused.

MOTION: Council Member Carpenter made a motion to excuse Council Member Snoddy.

SECOND: Council Member Gamboa seconded the motion.

VOTE: The motion carried unanimously (6, 0).

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XI. Adjourn

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

[seal]

Angie Shepard
City Secretary

