



MINUTES

Of A

REGULAR COUNCIL MEETING

August 11, 2022

The City Council of the City of Longview, Texas, met in a Regular Session, August 11, 2022, at 5:30 p.m. in the Council Chambers of the Jo Ann Metcalf Municipal Building. Mayor Andy Mack presided.

Members present were:

Members absent were:

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

Staff members present were:

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

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

II. **Invocation** - The Prayer and Pledge was led by participants in the Boys and Girls Club of the Big Pines.

The prayer was led by Vivienne Nustad is a 1st grader. She is 6 years old, and she enjoyed her first summer program this year.

III. **Pledge of Allegiance**- The Pledge was led by Eliza, 11 years old, & Julian Williams, 9 years old. They have enjoyed the after-school program in Pine Tree ISD

IV. **Community Recognition** - Tonight we are recognizing Abby Short who recently received the Gold Award from the Girl Scouts.

For her award project, Abby developed a Glass Recycling distribution point for the City of Longview at the Longview Mall.

V. **Citizen Comment** – Steve Crain 3805 Treetop Lane Longview spoke against the comprehensive plan being update. Requested the we take this back to the advisory board and let them make recommendations.

VI. **Public Safety Update**

A. **Police** - Chief Anthony Boone gave the July Customer Service Stats, the average response time for calls for service was 4 minutes 25 seconds. There were 5,762 calls for service, 1,832 traffic stops and 30 DWI cases. We had a great response to our Women’s Safety Course last week and we look forward to the next one. National Night Out kick-off will be held at the Longview Exhibit Center on Tuesday, August 30th at 6pm. Citizen Police Academy will start September 8 and there are still a few more spots and you can sign up at Longviewtexas.gov/CPA. Congratulations to Detective Chris Bethard who retired July 29th with over 21 years of service

B. **Fire** - Chief JP Steelman – Personnel from the Longview Fire Department have been deployed to help with the Texas wildfires in the Big Spring area. We are in continuous training in the department, our B-shift crews conducting firefighter rescue scenarios. Our Stop-the-Bleed training also continues, this is a crew from Truck 8-C working with staff from Longview ISD earlier this week on potentially lifesaving bleeding control and emergency tourniquet application. If your company or school would like some free training, contact the department at 903-239-5531. I want to say a special thank you for those who helped during our

downburst of wind in the East Longview area on August 5th. This was real teamwork: Public Works, Code Enforcement, Longview PD, Longview FD, Emergency Management, AEP, Red Cross, Mobberly Baptist Church, First Baptist Church, New Beginnings Baptist Church and Grace Creek Church. Welcome aboard to Kathryn "Kat" Smith, she is our new care coordinator for GLOW.

VII. Consent Agenda

- A. Consider a Resolution authorizing and directing the City of Longview Partners in Prevention, by and through the Program Manager, or other official of the City as shall be required, to execute any necessary documents for the application, receipt, and expenditure of the Fiscal Year 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) from the U.S. Department of Justice in the amount of \$25,344 to be used for youth crime prevention initiatives –**

Holly Fuller, Partners in Prevention Manager was present and requested the Council to consider the approval of a Resolution to apply, receive and execute the FY22 Edward Byrne Memorial Justice Assistance Grant. The Bureau of Justice Assistance through the U.S. Department of Justice is soliciting program applications from local government agencies for the FY 22 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - Local Solicitation to develop and enhance crime prevention, conduct prevention and education programs, personnel to implement the programs, and to purchase supplies. Partners in Prevention will utilize these funds for the established Aspire Mentoring Program, Coalition for Drug-Free Youth, a substance abuse prevention initiative, to reduce youth crime and violence, and the annual crime prevention awareness event, National Night Out.

The City of Longview is eligible to receive funding in the amount of \$25,344. Matching funds are not required.

City of Longview will accept and utilize the grant funds to support youth mentoring, prevent youth substance use, support National Night Out, and for contractual staff.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$25,344 FROM THE 2022 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM OF THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, FOR USE BY CITY

OF LONGVIEW PARTNERS IN PREVENTION; ACCEPTING ALL SPECIAL CONDITIONS IMPOSED IN CONNECTION WITH SAID GRANT; AUTHORIZING AND DIRECTING THE CITY OF LONGVIEW PARTNERS IN PREVENTION, BY AND THROUGH THE PROGRAM MANAGER, OR OTHER OFFICIAL OF THE CITY AS SHALL BE REQUIRED, TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR AND ACCEPTING SAID GRANT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5981 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager’s designee to execute any necessary documents with Tanner Industries, Inc., for anhydrous ammonia for use at the City of Longview’s water treatment plants –**

Dwayne Archer, Public Works Director was present and requested the Council to consider the approval of a Resolution awarding a contract to Tanner Industries, Inc., for anhydrous ammonia. This item is for an annual requirements style agreement for anhydrous ammonia for the City of Longview Water Purification Plants. In this agreement, anhydrous ammonia is provided on an as needed basis. This product is utilized in the water treatment process.

Bid documents were emailed to anhydrous ammonia vendors and posted on the City of Longview website. Bids were advertised in the local newspaper as required by law. On July 14, 2022 three bids were received. The bids were as follows:

Tanner Industries, Inc., Southampton, PA	-\$1.24 per lb
Univar Solutions Dover, FL	-No Bid
Airgas Specialty Products, Inc., Lawrenceville, GA	-\$1.40 per lb

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF TANNER INDUSTRIES, INC., OF SOUTHAMPTON, PENNSYLVANIA, FOR ANHYDROUS AMMONIA; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND TANNER INDUSTRIES, INC., OF SOUTHAMPTON, PENNSYLVANIA, FOR SAID PURCHASE; AUTHORIZING THE RENEWAL OF SAID CONTRACT AT THE CITY MANAGER'S DISCRETION FOR UP TO FOUR ADDITIONAL ONE-YEAR TERMS, PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER SAID CONTRACT FOR ANY ONE RENEWAL TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID CONTRACT IN THE CONCURRENT BUDGET YEAR; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS 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. 5982 appears in the Resolution and Ordinance records of the City of Longview.

- C. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to lease three Bibliotheca SelfCheck Kiosks for \$51,160 (\$8527 per year) for the Longview Public Library –**

Jennifer Eldridge, Library Director was present and requested the Council to consider the approval of a Resolution to lease three selfcheck kiosks for the public library. The library owns 3 Bibliotheca kiosks that are not working as a result of needing to be upgraded to Windows 10 and the latest version of Polaris. Costs to upgrade the system was quoted at \$5,517 but support for it will only be in existence for two more years and will then need full kiosk replacements. The cost to do the temporary upgrade and purchase 3 new kiosks in 2 years is \$62,183.00.

Instead, Bibliotheca recommends the upgrade to new kiosks. To lease the 3 new kiosks, would only cost \$51,160 (\$8,527 per year). The library believes leasing the new machines would be the most cost effective way to replace the outdated kiosks.

The library currently pays Bibliotheca an annual service charge for the 3 current kiosks in order to service and troubleshoot them with our IT department. A cost that comes to \$6,294 annually and is currently in the library's budget. To lease the new kiosks, Bibliotheca would waive the service fee and only charge the annual cost of the leases. This would only increase the library's budget annually by \$2,233, but in return provide the library with 3 new self-service kiosks.

The lease is a sole source through Bibliotheca as they have specifically designed the kiosks to fully integrate with the Library's Polaris operating system. The cost will be \$51,160 or \$8,527 per year.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE AND EXECUTE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND BIBLIOTHECA FOR THREE SELF-CHECK KIOSKS FOR THE CITY OF LONGVIEW'S PUBLIC LIBRARY; 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. 5983 appears in the Resolution and Ordinance records of the City of Longview.

- D. Consider a Resolution approving and adopting the Consolidated Action Plan and CDBG funds budget for the City of Longview for the fiscal year 2022-2023 –**

Dakota Brown, Community Development Administrator was present and requested the Council to consider the approval of a Resolution approving the consolidated action plan and CDBG funds budget for the City of Longview for the fiscal year 2022-2023. The annual action plan is attached.

The Community Development Block Grant (CDBG) Entitlement Program provides annual grants on a formula basis to entitled cities and counties to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low and moderate-income persons. The program is authorized under Title one of the Housing and Community Development Act of 1974, Public Law 93-383, as amended; 42 U.S.C.-5301 et seq.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING AND ADOPTING THE CONSOLIDATED ACTION PLAN AND CDBG FUNDS BUDGET FOR THE CITY OF LONGVIEW FOR FISCAL YEAR 2022-2023; PROVIDING THAT SAID PLAN SHALL SUPERSEDE ALL PREVIOUS SUCH PLANS; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5984 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider a Resolution authorizing and ratifying an emergency purchase in the amount of \$142,000 for repairs to a 335 hp domestic lift station pump at Grace Creek Wastewater Treatment Plant –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution authorizing the repair of the Grace Creek Wastewater Treatment Plant pump. Grace Creek Wastewater Treatment Plant has four 335 hp domestic lift station pumps. Currently, one of these pumps has failed and has been removed for repair. The WWTP required three fulfilling operating pumps to meet the demand during heavy rain events.

Having a pump down places the WWTP in a situation where if another pump fails during a heavy rain event, they will exceed their permitted processing rate leading to a health concern and a permit violation from the TCEQ.

For this reason, we ask your approval to process the repair of the pump as an emergency. Red River Pump Specialties of Shreveport, LA has quoted this repair as approximately \$142,000.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND RATIFYING THE EMERGENCY PURCHASE OF REPAIRS TO A 335 HP DOMESTIC LIFT STATION PUMP AT GRACE CREEK WASTEWATER TREATMENT PLANT; AUTHORIZING AND RATIFYING THE EXECUTION OF ALL DOCUMENTS INCIDENT TO SAID EMERGENCY PURCHASE; 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. 5985 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 to enter into a cooperative purchasing agreement with National Purchasing Partners (NPPGOV) for the purchase of various goods and services –**

Amanda Phillips, Purchasing Agent was present and requested the Council to consider the approval of a Resolution to allow the City of Longview to enter into a cooperative purchasing agreement with the National Purchasing Partners (NPPGOV) which provides cooperative purchasing services for various goods and services. Purchases made through this program have been properly bid and satisfy State of Texas competitive purchasing laws. Some of the goods and services available through this program include Public Safety items such as bunker gear, and various other goods and services.

The following Resolution was approved:

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

PURCHASING PARTNERS (NPPGOV); CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL RELEVANT DOCUMENTS IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5986 appears in the Resolution and Ordinance records of the City of Longview.

- G. Consider a Resolution authorizing staff to purchase fifty-four (54) sets of firefighter personal protective equipment using the NPPGov cooperative purchasing contract from NAFECO of Decatur, Alabama, in an amount not to exceed \$175,900.00 –**

JP Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution authorizing the purchase of fifty-four sets of firefighter personal protective equipment (aka: PPE, Bunker Gear, Turnout Gear). The cost of the firefighter PPE will not exceed \$175,900.00 and will be paid for with Fire Department 2021-2022 budget funds.

This purchase constitutes Phase-1 of 3 (to be completed in FY 2023-2024) to equip all operational firefighters with 2-sets of PPE as part of the department's firefighter cancer prevention/reduction program. The concept of equipping each firefighter with a 2nd set of PPE will allow for the timely and necessary decontamination and cleaning of the PPE following carcinogenic exposure events such as structure fires, vehicle fires, and any other type of fire when the firefighter is exposed in a job-related manner to the potential cancer causing by-products of combustion that currently attribute to firefighters having an increased risk for developing various types of cancers (see included report).

The 2nd set of PPE allows the firefighter to effectively continue on in their emergency response function in service to the City while their initial set of PPE is being properly decontaminated with no lapse in emergency response coverage for the citizens. Phase-2 of this program has already been proposed for Council consideration and factored into the FY 2022-2023 operating budget for the fire department.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING

THE CITY MANAGER, THE CITY MANAGER'S DESIGNEE, AND/OR OTHER OFFICIAL(S) OF THE CITY AS SHALL BE REQUIRED, TO NEGOTIATE AND EXECUTE ANY DOCUMENTS NECESSARY FOR THE PURCHASE OF FIREFIGHTER PERSONAL PROTECTIVE EQUIPMENT FROM NAFECO THROUGH THE CITY'S PURCHASING AGREEMENT WITH THE NPPGOV PURCHASING COOPERATIVE IN AN AMOUNT NOT TO EXCEED \$175,900.00; SETTING FORTH THE CONDITIONS OF SUCH 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. 5987 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 negotiate and execute any necessary documents with MTK Resinous Flooring for flooring installation at Longview Transit for an amount not to exceed \$56,057.00 –**

Scott Lewis, Longview Transit General Manager was present and requested the Council to consider the approval of a Resolution authorizing a contract for installation of a resinous flooring system at our Longview Transit facility.

The City issued a bid on June 28, 2022. The Invitation to Bid was advertised in the Longview News Journal as required by law and posted on the city website. On July 21, 2022 three (3) bids were on file and opened.

The bids received were:

Casey Slone Construction, Marshall, TX--\$107,699.00
Martin Specialty Coatings, Shreveport, LA--\$91,912.00
MTK Resinous Flooring, Terrell, TX--\$56,057.00

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF MTK RESINOUS FLOORING OF TERRELL, TX, FOR FLOORING FOR LONGVIEW TRANSIT; AUTHORIZING

AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE, TO NEGOTIATE AND EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND MTK RESINOUS FLOORING FOR SAID FLOORING INSTALLATION; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN SOLICITING AND ACCEPTING SAID BID; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5988 appears in the Resolution and Ordinance records of the City of Longview

I. Consider a Resolution proposing a tax rate for 2022 and scheduling a public hearing on the proposed tax rate –

Angela Coen, Director of Finance was present and requested the Council to consider the approval of a Resolution proposing a tax rate and scheduling public hearings on the tax rate. In order to schedule a public hearing on the proposed tax rate of 57.89 cents per \$100 of valuation, a preliminary vote by the governing body must be taken. This vote is required by the Texas Tax Code if the City is proposing a rate that exceeds the lower of either the no-new-revenue or the voter approval tax rate as calculated by the Gregg County Tax Assessor-Collector.

No New Revenue Rate is 47.82 cents per \$100 of valuation.
Voter Approval Rate is 58.47 cents per \$100 of valuation.
Proposed tax rate is 57.89 cents per valuation.

The proposed tax rate and date of the public hearing on the proposed rate will be published in the Longview News-Journal, and on the City's local channel. The proposed resolution establishes a public hearing on the proposed tax rate to be scheduled for the Council meeting on August 25, 2022.

In addition, the proposed resolution establishes August 25, 2022, as the date on which the City Council will adopt the tax rate.

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, PROPOSING A TAX RATE FOR 2022; ESTABLISHING A DATE FOR THE CONSIDERATION OF THE ORDINANCE ADOPTING A TAX RATE; SCHEDULING A PUBLIC HEARING ON THE PROPOSED 2022 TAX RATE; AUTHORIZING AND DIRECTING THE POSTING AND PUBLICATION OF SAID TAX RATE AND HEARING AS REQUIRED BY LAW; DETERMINING 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. 5989 appears in the Resolution and Ordinance records of the City of Longview

- J. Consider a Resolution accepting the 2021 CDBG Water, Sewer, Drainage, & Street Improvements at Joaquin Court and authorizing final payment of \$43,357.50 to L.S. Equipment Co. Inc. of Henderson, Texas. –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution accepting the 2021 CDBG Water Improvements at Joaquin Court and authorizing final payment in the amount of \$43,357.50 to L.S. Equipment Co. Inc. of Henderson, Texas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to L.S. Equipment Co. Inc. on February 24, 2022 in the amount of \$284,580.00. City Council approved Change Order No. 1 reducing the contract scope and cost by \$82,500 to \$202,080.00. The final construction cost is \$183,779.79.

The scope of work provided the construction of approximately 182 feet of 8-inch sewer main, 190 feet of 8-inch water main, 1,045 square yards of paving, 54 feet of 24-inch storm drain pipe and related work at Joaquin Court and miscellaneous work as necessary to complete the installations.

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

The following Resolution was approved:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED “2021 CDBG WATER, SEWER, DRAINAGE, & STREET IMPROVEMENTS AT JOAQUIN COURT”; AUTHORIZING AND APPROVING FINAL PAYMENT TO L.S. EQUIPMENT CO., INC., FOR THE COMPLETION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Such Resolution No. 5990 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 Pirtle seconded the motion.

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

VIII. Zoning Items

- A. A PUBLIC HEARING will be held to consider application #Z22-18 filed by Arun Srinivasan requesting a rezone from Planned Development (PD15) to Townhome (TH) Zoning District for approximately 2.439 acres of AB 258 P.P. Rains Survey Tract 24 & 25-01 Section 7 situated east of Northwood Court, west of Patio and Greenleaf Street**

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

#Z22-18

STAFF REPORT August 11, 2022

APPLICANT: Arun Srinivasan
LOCATION: Approximately 2.439 acres of AB 258 P.P. Rains Survey Tract 24 & 25-01 Section 7 situated east of Northwood Court, west of Patio and Greenleaf Street

REQUEST: Rezone from Planned Development (PD15) to Townhome (TH) Zoning District

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	PD15	Vacant
NORTH	PD15	Single Family Homes
SOUTH	PD15	Oilfield Equipment & Private School
WEST	PD15	Single Family Homes
EAST	PD15	Single Family Homes

COUNCIL DISTRICT:
District 6 – Council Member Steve Pirtle

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

STAFF COMMENTS:
The applicant is requesting to rezone property situated east of Northwood Court, west of Patio and Greenleaf Street from Planned Development (PD15) to Townhome (TH) Zoning District. The applicant would like to develop a neighborhood of townhomes with approximately 9 lots. Greenleaf Street is classified as a local roadway and is maintained by the City of Longview. This type of development is appropriate along this roadway as long as access management is followed. Staff finds the proposed zoning change is consistent with the Comprehensive Plan and adjacent uses; therefore, does not constitute spot zoning.

RECOMMENDATION:
The Planning and Zoning Commission (7-0-1) and Staff recommend approval for this request. Heath Hamberlin abstained.

MOTION: Council Member Ishihara 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 2.439 ACRES OF AB 258 P.P. RAINS SURVEY TRACT 24 & 25-01 SECTION 7 (SITUATED EAST OF NORTHWOOD COURT, WEST OF PATIO AND

GREENLEAF STREET) BE REZONED FROM PLANNED DEVELOPMENT (PD15) 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 Snoddy seconded the motion.

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

Such Ordinance is No. 4382 and appears in the Resolution and Ordinance records of the City of Longview

- B. A PUBLIC HEARING will be held to consider a request filed by Komatsu Mining Company to abandon a portion of a 50-foot-wide street right-of-way known as Bradley Street consisting of a total of approximately 1.245 acres located south of Nimitz Street and west of Estes Parkway –**

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

#ABD22-03

STAFF REPORT
August 11, 2022

APPLICANT: Komatsu Mining Company
LOCATION: South of Nimitz Street and west of Estes Parkway

REQUEST: To abandon a portion of a 50 foot street right-of-way known as Bradley Street consisting of a total of approximately 1.245 acres.

COUNCIL DISTRICT:

District 2 – Council Member Nona Snoddy

ZONING DISTRICT:

Light Industrial (I-1)

STAFF COMMENTS:

The applicant is requesting to abandon a portion of a 50 foot street right-of-way known as Bradley Street in order to incorporate the street into the Komatsu campus.

City staff has reviewed and signed off on the proposed abandonment.

STAFF RECOMMENDATION:

Staff recommends approval of this request.

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, VACATING AND ABANDONING THE CITY'S INTEREST IN A 50-FOOT-WIDE STREET RIGHT-OF-WAY KNOWN AS BRADLEY STREET CONSISTING OF ONE PARCEL OF LAND IN THE CITY OF LONGVIEW, GREGG COUNTY, TEXAS, TOTALING 1.245 ACRES, MORE OR LESS, AS SAID PARCEL IS FURTHER SHOWN IN THE ATTACHED EXHIBIT A AND DESCRIBED IN THE ATTACHED EXHIBIT B; AUTHORIZING DEEDS TO EVIDENCE ABANDONMENT OF SAID RIGHT-OF-WAY AND ANY OTHER DOCUMENTS AS MAY BE NECESSARY FOR SAID ABANDONMENT; CONDITIONING SAID ABANDONMENT AND AUTHORIZATION UPON THE EXECUTION BY THE PROPERTY OWNERS OF APPROPRIATE DOCUMENTS RELEASING THE CITY AS A CONSEQUENCE OF SAID ABANDONMENT AND UPON THE EXECUTION OF PUBLIC UTILITY EASEMENTS FOR EXISTING WATER, SEWER, AND FRANCHISE UTILITIES LOCATED WITHIN SAID RIGHT-OF-WAY; ESTABLISHING OTHER CONDITIONS FOR SAID ABANDONMENT AND AUTHORIZATION; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS

APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

SECOND: Council Member Pirtle seconded the motion.

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

Such Ordinance is No. 4383 and appears in the Resolution and Ordinance records of the City of Longview

- C. A PUBLIC HEARING will be held to consider a request filed by Komatsu Mining Company to abandon a portion of a 50-foot-wide street right-of-way known as Arnold Street consisting of a total of approximately 0.358 acres located east of Bradley Street and west of McArthur Street –**

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

#ABD22-04

STAFF REPORT

August 11, 2022

APPLICANT: Komatsu Mining Company
LOCATION: East of Bradley Street and west of McArthur Street
REQUEST: To abandon a portion of a portion of a 50 foot street right-of-way known as Arnold Street consisting of a total of approximately 0.358 acres.

COUNCIL DISTRICT:
District 2 – Council Member Nona Snoddy

ZONING DISTRICT:
Light Industrial (I-1)

STAFF COMMENTS:
The applicant is requesting to abandon a portion of a 50-foot street right-of-way known as Arnold Street in order to incorporate the street into the Komatsu campus.
City staff has reviewed and signed off on the proposed abandonment.

STAFF RECOMMENDATION:

Staff recommends approval of this request.

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, VACATING AND ABANDONING THE CITY'S INTEREST IN A PORTION OF A 50-FOOT-WIDE STREET RIGHT-OF-WAY KNOWN AS ARNOLD STREET CONSISTING OF ONE PARCEL OF LAND IN THE CITY OF LONGVIEW, GREGG COUNTY, TEXAS, TOTALING 0.358 ACRES, MORE OR LESS, AS SAID PARCEL IS FURTHER SHOWN IN THE ATTACHED EXHIBIT A AND DESCRIBED IN THE ATTACHED EXHIBIT B; AUTHORIZING DEEDS TO EVIDENCE ABANDONMENT OF SAID RIGHT-OF-WAY AND ANY OTHER DOCUMENTS AS MAY BE NECESSARY FOR SAID ABANDONMENT; CONDITIONING SAID ABANDONMENT AND AUTHORIZATION UPON THE EXECUTION BY THE PROPERTY OWNERS OF APPROPRIATE DOCUMENTS RELEASING THE CITY AS A CONSEQUENCE OF SAID ABANDONMENT AND UPON THE EXECUTION OF PUBLIC UTILITY EASEMENTS FOR EXISTING WATER, SEWER, AND FRANCHISE UTILITIES LOCATED WITHIN SAID RIGHT-OF-WAY; ESTABLISHING OTHER CONDITIONS FOR SAID ABANDONMENT AND AUTHORIZATION; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

SECOND: Council Member Pirtle seconded the motion.

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

Such Ordinance is No. 4384 and appears in the Resolution and Ordinance records of the City of Longview

- D. A PUBLIC HEARING will be held to consider a request filed by Komatsu Mining Company to abandon a portion of a 50-foot-wide street right-of-way known as Nimitz Street consisting of a total of approximately 0.464 acres located west of McArthur Street –**

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

#ABD22-05

STAFF REPORT

August 11, 2022

APPLICANT: Komatsu Mining Company
LOCATION: West of McArthur Street
REQUEST: To abandon a portion of a portion of a portion of a 50 foot street right-of-way known as Nimitz Street consisting of a total of approximately 0.464 acres.

COUNCIL DISTRICT:

District 2 – Council Member Nona Snoddy

ZONING DISTRICT:

Light Industrial (I-1)

STAFF COMMENTS:

The applicant is requesting to abandon a portion of a 50 foot street right-of-way known as Nimitz Street in order to incorporate the street into the Komatsu campus.

Easements will be secured for the water line located within this abandonment.

City staff has reviewed and signed off on the proposed abandonment.

STAFF RECOMMENDATION:

Staff recommends approval of this request.

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, VACATING AND ABANDONING THE CITY'S INTEREST IN A 50-FOOT-WIDE STREET

RIGHT-OF-WAY KNOWN AS NIMITZ STREET CONSISTING OF ONE PARCEL OF LAND IN THE CITY OF LONGVIEW, GREGG COUNTY, TEXAS, TOTALING 0.464 ACRES, MORE OR LESS, AS SAID PARCEL IS FURTHER SHOWN IN THE ATTACHED EXHIBIT A AND DESCRIBED IN THE ATTACHED EXHIBIT B; AUTHORIZING DEEDS TO EVIDENCE ABANDONMENT OF SAID RIGHT-OF-WAY AND ANY OTHER DOCUMENTS AS MAY BE NECESSARY FOR SAID ABANDONMENT; CONDITIONING SAID ABANDONMENT AND AUTHORIZATION UPON THE EXECUTION BY THE PROPERTY OWNERS OF APPROPRIATE DOCUMENTS RELEASING THE CITY AS A CONSEQUENCE OF SAID ABANDONMENT AND UPON THE EXECUTION OF PUBLIC UTILITY EASEMENTS FOR EXISTING WATER, SEWER, AND FRANCHISE UTILITIES LOCATED WITHIN SAID RIGHT-OF-WAY; ESTABLISHING OTHER CONDITIONS FOR SAID ABANDONMENT AND AUTHORIZATION; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

SECOND: Council Member Pirtle seconded the motion.

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

Such Ordinance is No. 4385 and appears in the Resolution and Ordinance records of the City of Longview

IX. Action Item

- A. Consider an Ordinance amending the budget for the City of Longview, Texas, for Fiscal Year 2021-2022 by allocating fund balance in the amount of \$60,221 to account 202-19-704-000-55023 for the purchase of information services software applications and licensing; by allocating fund balance in the amount of \$365,000 to account 202-19-704-000-52200 for the purchase of Information Services Network Infrastructure and cybersecurity equipment; by allocating fund balance in the amount of \$108,087 to account 202-19-704-000-55005 for the purchase of service and support for the ERP and firewall management applications –**

Josh Gamble, Director of Information Services was present and requested the Council to consider the approval of an Ordinance amending the budget for Information Technology. Information Services needs to make several purchases of various computer products and services. One such purchase would be for service and support for the enterprise resource planning and firewall management applications. This allows the enterprise resource planning and firewall systems to be managed and maintained to allow continuous functionality for the Financial, Human Resources, Water Utilities and Cybersecurity Systems. A budget amendment is necessary to use funds from the Information Services Fund in the amount of \$108,087.

A total of \$365,0000 is necessary to replace network infrastructure and cybersecurity equipment This project includes replacing core network switches, perimeter firewall, data center fiber channel switches, virtual desktop infrastructure servers and a cybersecurity appliance.

Another \$60,221 is needed for software applications and licensing. This allows the increase of license counts for the enterprise application volumes dynamic environment manager and purchasing a privilege access manager.

Following these purchases, at the end of FY21-22, the remaining money left in the Information Services Fund Balance will be transferred to the General Fund as the Information Services Fund will be closed out.

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 2021-2022 BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$60,221 TO ACCOUNT 202-19-704-000-55023 FOR THE PURCHASE OF INFORMATION SERVICES SOFTWARE APPLICATIONS AND LICENSING; BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$365,000 TO ACCOUNT 202-19-704-000-52200 FOR THE PURCHASE OF INFORMATION SERVICES NETWORK INFRASTRUCTURE AND CYBERSECURITY EQUIPMENT; BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$108,087 TO ACCOUNT 202-19-704-000-55005 FOR THE PURCHASE OF SERVICE AND SUPPORT FOR THE ENTERPRISE RESOURCE PLANNING AND FIREWALL MANAGEMENT APPLICATIONS; 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 Pirtle seconded the motion.

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

Such Ordinance is No. 4386 and appears in the Resolution and Ordinance records of the City of Longview

B. Consider a Resolution authorizing the City Manager or the City Manager's designee to negotiate and execute an agreement with Freese and Nichols, Inc., in an amount not to exceed \$94,200.00 for the update of the City of Longview Comprehensive Plan —

Michael Shirley, AICP Director of Development Services was present and requested the Council to consider the approval of a Resolution Consider a Resolution to negotiate and enter into an agreement with Freese and Nichols, Inc., in an amount not to exceed \$94,200.00 for the update of the City of Longview Comprehensive Plan.

In September 2021 the City of Longview Comprehensive Plan Advisory Committee met to review the status of the City of Longview Comprehensive plan that was adopted in 2015. It was determined that an update should be performed.

Freese and Nichols, Inc. prepared the original plan that was adopted in 2015 and has agreed to update said plan to include updates to the vision and goals, future land use plan, neighborhood and community livability, and implementation plan. Freese and Nichols, Inc. will be engaged to update the plan based on community input and direction.

Councilwoman Gamboa state this is not the right time to be asking for money for the plan to be update.

Councilwoman Gamboa made a motion for the item to be table indefinitely.

Councilwoman Snoddy seconded the motion.

VOTE:	Mayor Mack	Nay
	Council Member Carpenter	Aye
	Council Member Snoddy	Aye

Council Member Wade	Nay
Council Member Ishihara	Nay
Council Member Gamboa	Aye
Council Member Pirtle	Aye

The motion carried (4, 3). The compressive plan update will be tabled indefinitely.

X. Budget Items

A. Discussion of the proposed Fiscal Year 2022-2023 budget for the City of Longview – Rolin McPhee, City Manager.

B. Discussion of the proposed Fiscal Year 2022-2023 fee resolution – Rolin McPhee, City Manager.

XI. Items of Community Interest

XII. Executive Session

Consultation with Attorney — Under TEX. GOV'T CODE Section 551.071.

Receive advice from legal counsel about pending or contemplated litigation.

City Council did not reconvene in a public session for action on the above item discussed in the closed meeting or executive session.

XIII. Adjourn

The meeting was adjourned at 6:29 p.m.

[seal]

Angie Shepard
City Secretary

