



**MINUTES**

**Of A**

**REGULAR COUNCIL MEETING**

**August 11, 2016**

The City Council of the City of Longview, Texas, met in a Regular Session, August 11, 2016, 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  
Kasha Williams  
Kristen Ishihara  
David Wright  
Steve Pirtle

Staff members present were:

David Willard, City Manager  
Keith Bonds, Assistant City Manager  
Shelly Ballenger, 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** – Reverend Lewis Thompson, longtime Partners in Prevention volunteer with Co-Pilots Mentor Program for boys and Pastor of Antioch Baptist Church, gave the invocation.

**III. Pledge of Allegiance** – Reverend Lewis Thompson, longtime Partners in Prevention volunteer with Co-Pilots Mentor Program for boys and Pastor of Antioch Baptist Church, led the pledge of allegiance.

#### **IV. Employee Recognition**

Officer Kendrick Montgomery joined the Longview Police Department on January 23, 2012, and patrolled the streets of Longview before being selected as a Police Area Representative for Beat 60 in July, of 2015. As a PAR officer, Officer Montgomery is the department's liaison with the citizens in his beat to implement neighborhood improvement projects, reduce crime and solve problems.

Kendrick was recently certified as a Crime Prevention Specialist, is a certified Bike Patrol Officer, Tactical Officer, and a Field Training Officer. In July, 2015, Kendrick took up the process of researching and filing a Nuisance Abatement case on a location within his beat that was causing the businesses and lives in the surrounding area to suffer. Although this property had illegal activities, continuous calls to police, gang activity, and arrests made, the legal complexity of enforcing a Nuisance Abatement case on the location called for reaching out to the Texas Attorney General's Office.

Officer Montgomery worked until he got Kent Richardson from the Attorney General's Office to respond and determine the location needed investigated. During the investigation, Kendrick made many calls, held meetings with the owners with no success and continued to obtain more documentation while the illegal activity didn't stop. When a homicide occurred at this location, the owners were handed a Nuisance Abatement lawsuit prepared by the Attorney General's Office. Months after the lawsuit was filed, the owners finally agreed to close the premises for one year, place no

trespassing signage, post orders of the court prominently, and allow spot compliance inspections by the City of Longview.

Due to Officer Montgomery's dedicated tenacity to enforce a legally complex Nuisance Abatement case, there has been no recorded activity at this location since January, 2016, when the lawsuit was filed.

## **V. Citizen Comment**

There were no citizens available for comment.

## **VI. Public Safety Update**

### **A. Police**

Chief Mike Bishop presented a Crime Analysis for the week of July 1 – 31, 2016.

<u>TOTAL CALLS:</u>	<u>9,967</u>
Dispatched:	5,897
Officer Initiated:	4,070

<u>PERSONS ARRESTED</u>	<u>186</u>
Felony Arrests:	18
Total Charges:	18
Misdemeanor Arrests:	178
Total Charges:	365

If you would like to learn more about the Longview Police Department you can sign up for free to attend the Citizens Police Academy, we have a few additional seats left, for the weeks of September 8 – October 20, 2016, on Tuesdays and Thursdays from 6:15 p.m. to 8:15 p.m. for more information 903-237-1199 or [www.LongviewTexas.gov/CPA](http://www.LongviewTexas.gov/CPA).

There was heavy vandalism that took place last weekend on several vehicles throughout the city in every Police Beat. If you have any information regarding these incidents or see anything suspicious please contact the police department.

National Night Out Kick Off Party, 6:00 p.m. to 8:00 p.m., Tuesday, September 6, 2016, at Maude Cobb Convention and Activity Complex, 100 Grand Boulevard. Contact [www.longviewTexas.gov/NNO](http://www.longviewTexas.gov/NNO), #LongviewNNO

Longview Police Explorers participated in the State Completion July 28 – 31, 2016, Arlington, Texas. They brought in 2<sup>nd</sup> Place – Robbery, 3<sup>rd</sup> Place – Active Shooter. Participants were Noah Hood, Miguel Acuna, Madeline Boche and Mason Jones.

Retirement reception that will be honoring: Sergeants David Hazel, 32 years and Gary Shirley, 27 years, will be held on Tuesday, August 30, 2016, at 2:00 p.m. in the Roy Stone Training Room. They will be going to work for Upshur County's newly elected Sheriff Larry Webb, who also came from our department.

We celebrated Miss Daisy Carey's 100<sup>th</sup> birthday. She is a proud supporter of National Night Out and the Police Department surprised her at the Green Street Recreation Center. We wanted to take time to let her know how much we appreciate her support over the years and what she does for her community.

Police Reminder: Keep our Children safe. Watch out and slowdown in school zones.

## **B. Fire**

Chief J.P. Steelman spoke of how proud he was of the students that participated from the Boys and Girls Club with the painting of the Fire Hydrant Maintenance and the completion of 24 Fire Hydrants in the area of Twelfth Street and Hutchings Street.

Chief Steelman wants everyone to be aware of the symptoms of Heat Exhaustion or Stroke; some of the signs are:

### **Heat Exhaustion**

Faint or Dizzy  
Excessive Sweating  
Cool, Pale, Clammy Skin  
Nausea or Vomiting  
Rapid, Weak Pulse  
Muscle Cramps

### **Heat Stroke**

Throbbing Headache  
No Sweating  
Body Temp above 103 F, and red, hot, dry skin  
Nausea or vomiting  
Rapid and strong pulse  
May lose consciousness

Fire Reminder – Turn in an arsonist and receive a reward. Please contact 903-237-1119.

## **VII. Consent Agenda**

- A. Consider a Resolution awarding a contract to and authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with McDonald Transit Associates, Inc. of Fort Worth, Texas for transit management services –**

Keith Bonds, Assistant City Manager requested the Council to consider the approval of a Resolution adopting the services for the management of the City of Longview Public Transit System. The contractor provides a qualified General Manager to oversee all operations of the Public Transit System. In addition, the contractor provides consulting and planning services specific to federal and state grant funding and accountability. The contract term is for 5 years.

On May 12, 2016, City of Longview issued a Request for Proposals (RFP) for Transit Management Services. The RFP was advertised in the local newspaper as required by law and published on City of Longview website. The proposal document was sent out via email to 15 Transit Management Firms.

On June 15, 2015, two proposals were received. They were from First Transit, Inc. of Cincinnati, Ohio and McDonald Transit Associates, Inc. of Fort Worth, Texas.

A review committee was comprised of Assistant City Manager, Finance Manager, Assistant Public Works Director and Metropolitan Planning Organization Manager.

The following criteria was used in determining the recommended proposal: Organizational Capabilities/Resident General Manager - 25%; Prior Performance Projects / Experience / References - 20%; Technical Capacity/Project Approach - 30%; Management Plan - 10%; Cost Proposal - 15%.

Based on a review of the listed criteria it is recommended that the contract be awarded to McDonald Transit Associates, Inc. of Fort Worth, Texas. The pricing structure is as follows: Year 1 - \$149,506.25; Year 2 - \$152,940.08; Year 3 - \$156,268.10; Year 4 - \$160,134.57; Year 5 - \$164,426.46.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROPOSAL OF McDONALD TRANSIT ASSOCIATES, INC. OF FORT WORTH, TEXAS FOR TRANSIT MANAGEMENT**

**SERVICES FOR LONGVIEW TRANSIT, INC.; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE A CONTRACT WITH McDONALD TRANSIT ASSOCIATES, INC. OF FORT WORTH, TEXAS TO PROVIDE MANAGEMENT SERVICES FOR LONGVIEW TRANSIT, INC.; AUTHORIZING THE RENEWAL OF SAID CONTRACT AT THE CITY MANAGER'S DISCRETION FOR AN ADDITIONAL FIVE YEAR TERM PROVIDED THAT FUNDS ARE BUDGETED FOR SAID CONTRACT IN THE CONCURRENT BUDGET YEAR; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE COMPETITIVE PURCHASING REQUIREMENTS IN SOLICITING AND ACCEPTING SAID PROPOSAL; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIRMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

Such Resolution No. 5092 appears in the Resolution and Ordinance records of the City of Longview.

- B. Consider a Resolution authorizing the application for, acceptance of, and expenditure of a Regional Solid Waste Program grant in an amount of up to \$9,649.00 from the East Texas Council of Governments (ETCOG) for Adopt-A-Street and litter abatement activities for Fiscal Year 2017 –**

Laura Hill, Director of Community Services was present and requested the Council to consider the approval of a Resolution accepting Regional Solid Waste Grant Funding from the East Texas Council of Government, the Texas Commission on Environmental Quality and the State of Texas.

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 THE AMOUNT OF \$9649.00 FROM THE EAST TEXAS COUNCIL OF GOVERNMENTS (ETCOG) FOR A REGIONAL SOLID WASTE PROGRAM CONCERNING ADOPT-A-STREET LITTER ABATEMENT ACTIVITIES; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH REGIONAL PLANS AND PROGRAM RULES OF THE EAST TEXAS COUNCIL OF GOVERNMENTS, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND THE STATE OF TEXAS; PROVIDING FOR FUNDING; 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. 5093 appears in the Resolution and Ordinance records of the City of Longview.

- C. 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 Trendsetter Construction, Inc. of White Oak, Texas for building demolition services –**

Michael Shirley, Director of Development Services was present and requested the Council to consider the approval of a Resolution adopting the annual agreement for building demolition services for the City of Longview Development Services Division. In this agreement substandard structures are demolished and cleared once a citation has been written and the property owners have had adequate time to take care of the lot and substandard structure.

The Building Inspections Department had budgeted spending approximately \$150,000.00 in Fiscal Year 2016 - 2017 for substandard structures, which is about 30 structures/lots. This contract is for one year with four - one year renewal options

available. Future demolition and lot clearing will be determined based on available budgeted funds.

Building Demolition Services bids were advertised in the local newspaper as required by law and posted on City of Longview website. A mandatory pre-bid meeting was held for all potential bidders to ask questions. On July 20, 2016, four bids were received and opened.

The bids were from: Presser Construction, Inc. of Hallsville, Texas; Coleman Trucking of Longview, Texas; Trendsetter Construction, Inc. of White Oak, Texas; Goss Construction of Marshall, Texas.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF TRENDSETTER CONSTRUCTION, INC. OF WHITE OAK, TEXAS, FOR BUILDING DEMOLITION SERVICES; AUTHORIZING AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND TRENDSETTER CONSTRUCTION, INC. OF WHITE OAK, TEXAS, FOR SAID SERVICES; AUTHORIZING THE RENEWAL OF SAID CONTRACT AT THE CITY MANAGER'S DISCRETION FOR UP TO FOUR ADDITIONAL ONE-YEAR TERMS PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER SAID CONTRACT FOR ANY ONE RENEWAL TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID CONTRACT IN THE CONCURRENT BUDGET YEAR; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

Such Resolution No. 5094 appears in the Resolution and Ordinance records of the City of Longview.

**D. Consider a Resolution accepting the East Texas Regional Airport Supply Line Project and authorizing final payment in the amount of \$82,762.20 to Excel Utility Construction Company of Longview, Texas –**

Rolin McPhee, P.E., Director of Public Works requested the Council to consider the approval of a Resolution adopting the final payment in the amount of \$82,762.20 to Excel Utility Construction, Inc., of Longview, Texas. Approval of the final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to Excel Utility Construction, Inc. on June 12, 2014, in the amount of \$1,587,868.00. The final cost is \$1,463,724.00 and is shown as final payment.

The project provided for the construction of a 12-inch water transmission line along Highway 149 and Highway 322 between the East Texas Regional Airport and the Cherokee Water Treatment Plant. This work provides redundancy of water service to the airport.

The project has been completed in accordance with the contract. KSA recommends acceptance of the project and approval of 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 PROJECT ENTITLED "EAST TEXAS REGIONAL AIRPORT SUPPLY LINE PROJECT"; AUTHORIZING AND APPROVING FINAL PAYMENT TO EXCEL UTILITY CONSTRUCTION, INC., OF LONGVIEW, TEXAS, FOR COMPLETION OF SAID PROJECT; 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. 5095 appears in the Resolution and Ordinance records of the City of Longview.

- E. Consider an Ordinance amending the budget for the City of Longview, Texas, for fiscal year 2015 - 2016 by allocating fund balance from 014-301-000-5050 for health claims expenses and allocating fund balance from 001-500-000-5464 to increase cash reserves in the health fund –**

Mary Ann Miller, Director of Administration: The City's self-funded health insurance plan has seen a more than anticipated increase in health claims costs during this fiscal year. Since those costs are more than were originally budgeted for, a budget amendment is necessary to use Health Fund balance to cover them. We are also asking the Council to transfer \$500,000 from the OPEB reserve money to the Health Fund balance. This will not decrease the fund balance in the General Fund, as this money is already reserved out of the General Fund.

The following Ordinance was 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 2015-2016 BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$1,000,000.00 TO ACCOUNT 014-301-000-5050 FOR HEALTH CLAIM EXPENSES; AND BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$500,000.00 TO ACCOUNT 001-500-000-5464 TO INCREASE CASH RESERVES IN 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.**

Such Ordinance No. 4065 appears in the Resolution and Ordinance records of the City of Longview.

- F. 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 C&C Logging & Tree Service of Longview, Texas and RDA Vegetation Management of Gilmer, Texas for mowing and refuse removal services for City of Longview Code Compliance Department –**

Michael Shirley, Director of Development Services was present and requested the Council to consider the approval of a Resolution adopting the annual agreement for mowing and refuse removal services for Development Services Code Compliance Department of the City of Longview Services are divided into four categories. Category I - one half acre lots or less, Category II - greater than one half acre, but not to exceed one acre, Category III - greater than one acre, Category IV - cleaning, clearing, mowing and rubbish removal of lots or right-of-ways. In this agreement services are on an as needed basis. Contract is awarded by category.

Bids were advertised twice in the local newspaper as required by law and also published on the City of Longview website on July 20, 2016. Ten bids were received and opened.

The bids were from:

Danny Fulton Bushhog Services of Longview, Texas  
Pro Mowers of Daingerfield, Texas  
CKS Management, Inc. of Jacksonville, Texas  
Trendsetter Construction, Inc. of White Oak, Texas  
C&C Logging & Tree Service of Longview, Texas  
HX Farms of Hallsville, Texas  
H&S Lawn & Landscape, LLC of Gladewater, Texas  
RDA Vegetation Management of Gilmer, Texas  
DNC Cleaning, Inc. of Carthage, Texas  
Campos Lawn Care of Gilmer, Texas

C&C Logging and Trees Service of Longview, Texas submitted the lowest and best bid for Category I - \$38.00 per Lot and Category II - \$58.00 per lot.

RDA Vegetation Management of Gilmer, Texas submitted the lowest and best bid for Category III - \$44.98 per acre and Category IV - \$94.98 per hour.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF LONGVIEW, TEXAS, ACCEPTING THE BIDS OF C&C**

**LOGGING & TREE SERVICE OF LONGVIEW, TEXAS AND RDA VEGETATION MANAGEMENT OF GILMER, TEXAS FOR MOWING AND REFUSE REMOVAL; 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 C&C LOGGING & TREE SERVICE AND RDA VEGETATION MANAGEMENT FOR SAID MOWING AND REFUSE REMOVAL SERVICES; AUTHORIZING THE RENEWAL OF SAID CONTRACTS 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 COMPETITIVE PURCHASING 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.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BIDS OF C&C LOGGING & TREE SERVICE OF LONGVIEW, TEXAS AND RDA VEGETATION MANAGEMENT OF GILMER, TEXAS FOR MOWING AND REFUSE REMOVAL; 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 C&C LOGGING & TREE SERVICE AND RDA VEGETATION MANAGEMENT FOR SAID MOWING AND REFUSE REMOVAL SERVICES; AUTHORIZING THE RENEWAL OF SAID CONTRACTS 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 COMPETITIVE PURCHASING**

**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. 5096 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 Williams seconded the motion.

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

**VIII. Budget Items**

**A. Discussion of the proposed 2016 - 2017 budget for the City of Longview –**

David Willard, City Manager was present and verified everything from previous budget presentation has remained the same and Council's consent was needed.

Mr. Willard opened the floor for questions from Council.

Council Member Moore: Will this be the last purchased sanitation truck for the new system?

Rolin McPhee, Director of Public Works: No, this will give us all the frontline equipment we will need to implement the new system beginning October 1, 2016.

Council Member Moore inquired about a \$200,000 line item under Economic Development contractual services.

David Willard, City Manager, explained the line item is called a 380 agreement, where the City uses it towards developer participation. An example of that would be the Green Street Development. They widen streets from three to four lanes. In previous history it came from cash reserves.

Council Member Moore spoke of concerns with the Fire Department's retirement fund. He was aware of the budget being tight nationwide, but if and when there are extra funds could we have them restored eventually to the officers that chose to reduce their benefits, possibly at a later date?

**B. Discussion of the proposed Fee Resolution –**

David Willard, City Manager, presented a Fee Resolution chart and asked Council if they had any questions, if so the directors of each department would reply accordingly.

DEPARTMENT	RESOLUTION SECTION	FEE NAME	F Y 14 - 15	F Y 15 – 16	REASONS
BUILDING INSPECTION	SEC 17	TANK REMOVAL FEE	\$25	\$200	TANK REMOVAL REQUIRES STAFF TO BE ON SITE WATCHING THE WORK THE ENTIRE DAY. INCREASED TO BETTER CAPTURE STAFF TIME.
BUILDING INSPECTION MOVED WAS UNDER ENVIRONMENTAL HEALTH	SECTION 30 WAS SECTION 39.	MULTI-FAMILY DWELLING COMPLEX FEES	<10 UNITS \$75.00 10-50 UNITS \$150.00 51 – 100 UNITS \$250.00 >100 UNITS \$350.00	NO CHANGE	MOVED FEES UNDER ANOTHER DEPARTMENT DUE TO REORG THIS YEAR.
BUILDING INSPECTION MOVED WAS UNDER ENVIRONMENTAL HEALTH	SECTION 31 WAS SECTION 40.	ON-SITE SEWERAGE FACILITIES FEES	APPLICATION FEE FOR SINGLE FAMILY DWELLING \$210.00. APPLICATION FEE FOR ALL OTHER TYPES OF ON-SITE SEWERAGE FACILITIES \$410.00. REAL ESTATE INSPECTIONS OF ON-SITE SEWERAGE FACILITY \$100.00	NO CHANGE	MOVED FEES UNDER ANOTHER DEPARTMENT DUE TO REORG THIS YEAR.

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PARKS and RECREATION	SEC 87	FACILITY FEES: GREEN STREET RECREATION CENTER KITCHEN	N/A	GREEN STREET RECREATION CENTER KITCHEN \$40/EVENT (WHEN GSRC IS RENTED)	TO ADD THE KITCHEN AS A RESERVABLE SPACE AT GREEN STREET RECREATION CENTER.
PARKS and RECREATION	SEC 87	FACILITY FEES: PAVILLIONS	CLASS B PAVILLIONS RENTAL RATES: RESIDENTIAL NO FEE NON-RESIDENTIAL \$15/HOUR \$75 DAILY MAX	CLASS B PAVILLIONS RENTAL RATES: RESIDENTIAL \$10/HOUR \$40 DAILY MAX NON-RESIDENTIAL \$15/HOUR \$75 DAILY MAX	RECOVER PORTION OF DIRECT COSTS.
PARKS and RECREATION	SEC 87	FACILITY FEES: PAVILLIONS	CLASS C PAVILLIONS RENTAL RATES: RESIDENTIAL NO FEE NON-RESIDENTIAL \$10/HOUR \$50 DAILY MAX	CLASS C PAVILLIONS RENTAL RATES: RESIDENTIAL \$5/HOUR \$20 DAILY MAX NON-RESIDENTIAL \$10/HOUR \$50 DAILY MAX	RECOVER PORTION OF DIRECT COSTS.
PARKS and RECREATION	SEC 87	FACILITY FEES: FACILITY TOWABLE LIGHTS	N/A	\$100/DAY + REFILL FUEL NON-CITY SPONSORED EVENT WITHIN CITY LIMITS.	TO ESTABLISH THE FEE FOR THE PLACEMENT OF TOWABLE LIGHTS AT ATHLETIC FACILITIES OR PARKS THAT DOES NOT HAVE PERMANENT LIGHTING.
PARKS and RECREATION	SEC 87	FACILITY FEES: PAVILLIONS	CLASS A PAVILLIONS RATES: RESIDENTIAL \$10/HOUR \$50 DAILY MAX NON-RESIDENTIAL \$20/HOUR \$100 DAILY MAX	CLASS A PAVILLIONS RATES: RESIDENTIAL \$15/HOUR \$60 DAILY MAX NON-RESIDENTIAL \$22/HOUR \$120 DAILY MAX	RECOVER PORTION OF DIRECT COSTS.
PARKS and RECREATION	SEC 90	VENDOR PERMIT FEE	ORGANIZATIONS PROVIDING LEGAL PROOF OF NON-PROFIT STATUS MUST REQUEST THE APPROPRIATE PERMITS BUT FEES WILL BE WAIVED	ORGANIZATIONS PROVIDING LEGAL PROOF OF NON-PROFIT STATUS MUST REQUEST THE APPROPRIATE PERMITS BUT FEES MAY BE WAIVED.	CHANGE "FEES WILL BE WAIVED" TO "FEES MAY BE WAIVED" TO ALLOW FEE WAIVER ON A CASE BY CASE BASIS.
PARKS and RECREATION	SEC 94	ATHLETICS - OUTFIELD SIGN SPONSORSHIP	MAXIMUM \$200 PER SIGN	MAXIMUM \$500 PER SIGN	INCREASING THE AMOUNT ALLOWABLE

PARKS and RECREATION	SEC 87	FACILITY FEES: PAVILIONS	CLASS A PAVILIONS RATES: RESIDENTIAL \$10/HOUR \$50 DAILY MAX NON-RESIDENTIAL \$20/HOUR \$100 DAILY MAX	CLASS A PAVILIONS RATES: RESIDENTIAL \$15/HOUR \$60 DAILY MAX NON-RESIDENTIAL \$22/HOUR \$120 DAILY MAX	RECOVER PORTION OF DIRECT COSTS.
PARKS and RECREATION	SEC 90	VENDOR PERMIT FEE	ORGANIZATIONS PROVIDING LEGAL PROOF OF NON-PROFIT STATUS MUST REQUEST THE APPROPRIATE PERMITS BUT FEES WILL BE WAIVED	ORGANIZATIONS PROVIDING LEGAL PROOF OF NON-PROFIT STATUS MUST REQUEST THE APPROPRIATE PERMITS BUT FEES MAY BE WAIVED.	CHANGE "FEES WILL BE WAIVED" TO "FEES MAY BE WAIVED" TO ALLOW FEE WAIVER ON A CASE BY CASE BASIS.
PARKS and RECREATION	SEC 94	ATHLETICS - OUTFIELD SIGN SPONSORSHIP	MAXIMUM \$200 PER SIGN	MAXIMUM \$500 PER SIGN	INCREASING THE AMOUNT ALLOWABLE
PUBLIC WORKS (COMPOST)	SEC 127	COMPOST FEES	\$7.50 PER CUBIC YARD	\$5.00 PER CUBIC YARD	TO ALLOW COMPOST SITE TO COMPETE WITH LOCAL ALTERNATIVES.
PUBLIC WORKS (COMPOST)	SEC 127	SCREENED COMPOST FEE	\$0.00	\$15.00 PER CUBIC YARD	TO ALLOW FOR THE SALE OF COMPOST PRODUCT TO COMMERCIAL CUSTOMERS.
PUBLIC WORKS (COMPOST)	SEC 127	UNSCREENED COMPOST FEE	\$0.00	\$5.00 PER CUBIC YARD	TO ALLOW FOR THE SALE OF COMPOST PRODUCT TO COMMERCIAL CUSTOMERS.
PUBLIC WORKS (COMPOST)	SEC 127	MULCH FEE	\$0.00	\$10.00 PER CUBIC YARD	TO ALLOW FOR THE SALE OF COMPOST PRODUCT TO COMMERCIAL CUSTOMERS.
PUBLIC WORKS (WATER QUALITY)	SEC 148	TRANSPORTED WASTE FEES	\$0.00	\$0.20/GAL.	COMPLETING GREASE RECEIVING STATION CIP PROJECT IN AUGUST

**C. Consider a Resolution proposing a tax rate for 2016 and scheduling two public hearings on the proposed tax rate –**

Angela Coen, Director of Finance: Section 140.010 (d) of the Texas Local Government Code, requires the City to provide notice of the property tax rate proposed by the City Council. The attached Resolution proposes a tax rate of 50.99 cents per \$100 of valuation. That tax rate does not exceed either the rollback rate or the effective rate.

In addition, the proposed resolution establishes September 8, 2016, as the date on which the City Council will adopt the tax rate. The resolution also establishes Thursday, August 25, and Thursday, September 1, 2016, as the dates for two public hearings on the tax rate.

The proposed tax rate and dates of the public hearings on the proposed rate will be published in the Longview News Journal.

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, PROPOSING A TAX RATE FOR 2016; ESTABLISHING A DATE FOR THE CONSIDERATION OF THE ORDINANCE ADOPTING A TAX RATE; SCHEDULING TWO PUBLIC HEARINGS ON THE PROPOSED 2016 TAX RATE; AUTHORIZING AND DIRECTING THE POSTING AND PUBLICATION OF SAID TAX RATE AND HEARINGS; 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.**

SECOND: Council Member Williams seconded the motion.

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

Such Resolution No. 5097 and appears in the Resolution and Ordinance records of the City of Longview.

## **IX. Zoning – Public Hearing Items**

- A. A PUBLIC HEARING will be held to consider application #S16-02 filed by Kelly Sims requesting a Specific Use Permit (SUP) to allow for a Barber or Beauty shop in Office (O) Zoning District for Lot 7 NCB 29 Longview McNutt Acreage located at 913 Judson Road –**

Angela Choy, AICP, City Planner was present and requested the Council to consider the approval of an Ordinance adopting the:

APPLICATION #S16-02  
STAFF REPORT  
AUGUST 11, 2016

**APPLICANT:** Kelly Sims  
**LOCATION:** Lot 7, NCB 29 Longview McNutt Acreage, located at 913 Judson Road.  
**REQUEST:** Specific Use Permit (SUP) to allow for a Barber or Beauty Shop in Office (O) zoning district.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	Office (O)	Office Space
NORTH	Office (O)	Office Space
SOUTH	Office (O)	Office Space
WEST	SF-5	Residential
EAST	GR	Office Space

**COUNCIL DISTRICT:**  
District 3 – Council Member Kasha Williams

**FUTURE LAND USE:**  
The Comprehensive Plan designates this area for Office (O).

**STAFF COMMENTS:**  
The applicant is requesting a Specific Use Permit (SUP) for a Barber or Beauty Shop in Office (O) zoning district. A Specific Use Permit is required for Barber or Beauty Shop uses within Office zoning district to ensure no negative impact on surrounding properties.

Judson Road is a principal arterial, which is appropriate for these types of uses.

Planning and Zoning Commission stipulated that the applicant post a no parking sign on the subject property so that their tenants would not park on the adjacent neighbors' property to the north.

**STAFF RECOMMENDATION:**

Planning and Zoning Commission (8-0) and Staff recommend approval of this request with the condition that the sign be posted.

The public hearing was declared open.

Kelly Sims, 1516 Wellington Lane, 1800 Centenary Drive was available for any questions regarding this matter.

The public hearing was declared closed.

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

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, TEXAS, ORDINANCE NO. 96, 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 TO-WIT: THAT A SPECIFIC USE PERMIT (SUP) IS HEREBY GRANTED FOR A BARBER OR BEAUTY SHOP IN OFFICE (O) ZONING DISTRICT FOR LOT 7 NCB 29 LONGVIEW MCNUTT ACREAGE LOCATED AT 913 JUDSON;2 FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE PASSED COMPLIED WITH THE OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, 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 Williams seconded the motion.

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

Such Ordinance No. 4066 and appears in the Resolution and Ordinance records of the City of Longview.

- B. A PUBLIC HEARING will be held to consider application #PD16-08 filed by J Longview Hospitality LLC requesting to amend PD15-14 to revise the site plan to allow for additional building square footage, amend parking counts and number of driveways for a hotel located at 1125 E. Hawkins Parkway –**

Angela Choy, AICP, City Planner was present and requested the Council to consider the approval of an Ordinance adopting the:

APPLICATION #PD16-08  
STAFF REPORT  
AUGUST 11, 2016

**APPLICANT:** J Longview Hospitality LLC

**LOCATION:** Lot 1, Block 1, The Hamptons of Longview located at 1125 E. Hawkins Parkway.

**REQUEST:** To amend PD15-14 to revise the site plan to allow for additional building square footage, amend parking counts and number of driveways for a hotel located at 1125 E. Hawkins Parkway.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	PD15-14	Vacant
NORTH	MF-3	Vacant
SOUTH	PD12-16	Apartments
EAST	PD13-01	Independent Living and Assisted Living Complex
WEST	GR	Retail Strip Center

**COUNCIL DISTRICT:**

District 4 – Council Member Kristen Ishihara

**FUTURE LAND USE:**

The Comprehensive Plan designates this area for Retail.

**STAFF COMMENTS:**

The applicant is requesting to amend PD15-14 to revise the site plan to allow for additional building square footage, amend parking counts and number of driveways for a hotel located at 1125 E. Hawkins Parkway.

The planned development site plan proposes a four-story hotel that will be approximately 63,725 square feet which is approximately 5725 square feet larger than the previously approved PD site plan. There are 142 parking spaces (including handicap accessible spaces) which the previous site plan showed 157 parking spaces. Both plans show more parking than what is required by code. The applicant has added an additional driveway onto the shared access for fire department access. Signage, setbacks, and landscaping requirements will remain the same from the previously approved PD site plan. Through the development process, the applicant will meet all other City of Longview codes.

The applicant previously submitted a Planned Development zoning change with a site plan that was approved by City Council in November, 2015. The Planned Development site plan has changed therefore, the Planned Development site plan must be approved by Planning and Zoning Commission and City Council.

Hawkins Parkway is a minor arterial, which is appropriate for this type of development as long as access management is followed. Staff finds the proposed zoning change is consistent with the future land use map and surrounding uses.

**STAFF RECOMMENDATION:**

Planning and Zoning Commission (8-0) and Staff recommend approval of this request.

The public hearing was declared open.

Jason Jones, 1800 Centenary Drive was available for any questions regarding this matter.

The public hearing was declared closed.

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

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, TEXAS, ORDINANCE NO. 96, 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, TO-WIT: THAT LOT 1, BLOCK 1, THE HAMPTONS LOCATED AT 1125 E. HAWKINS PARKWAY BE REZONED FROM PD15-14 TO PLANNED DEVELOPMENT PD16-08 TO REVISE THE SITE PLAN TO ALLOW FOR ADDITIONAL BUILDING SQUARE FOOTAGE, AMEND PARKING COUNTS AND NUMBER OF DRIVEWAYS FOR A HOTEL AND AS SET FORTH IN EXHIBIT A BEING HERETO ATTACHED AND MADE A PART HEREOF FOR ALL PURPOSES; FINDING THAT THE PLANNING AND ZONING COMMISSION MEETING AND THE CITY COUNCIL MEETING AT WHICH THIS ORDINANCE PASSED COMPLIED WITH THE OPEN MEETINGS ACT; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE SHALL BE SUBJECT TO THE SAME PENALTIES AND ENFORCEMENT AS VIOLATIONS OF THE ZONING ORDINANCE OF THE CITY OF LONGVIEW, 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 Williams seconded the motion.

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

Such Ordinance is No. 4067 and appears in the Resolution and Ordinance records of the City of Longview.

**C. A PUBLIC HEARING will be held to consider M16-03 amending the City of Longview Future Land Use Map from Parks and Open Space (POS) to Retail (RET) located at the northwest corner of Hawkins Parkway and Eastman Road –**

Angela Choy, AICP, City Planner was present and requested the Council to consider the approval of an Ordinance adopting the:

APPLICATION #M16-03  
STAFF REPORT  
AUGUST 11, 2016

**REQUEST:** To amend the City of Longview Future Land Use Map from Parks and Open Space (POS) to Retail (Medium Intensity Business)  
**LOCATION:** Property located at the northwest intersection of Hawkins Parkway and Eastman Road (Hinsley Park).

**STAFF COMMENTS:**

The Future Land Use Map is intended to serve as a guide in establishing appropriate mixes and intensities of land use throughout the city. It is not the intent of the Future Land Use Map to identify exact use on a parcel-by-parcel basis. Furthermore, it is not a zoning map; however, it does have a close relationship with the zoning map, in that it is used in part to determine the appropriateness of zoning requests. The Future Land Use Map must remain flexible, being changed and updated to meet both new policies and changes in development trends and patterns.

The Planning Department is requesting to reclassify the area at the northwest corner of Hawkins Parkway and Eastman Road (Hinsley Park) from Parks and Open Space (POS) to Retail (Medium Intensity Business). In November, 2015, an election was held and citizens of Longview voted to remove the park designation at Hinsley Park. Due to the removal of this designation, staff is recommending an amendment to the Future Land Use Map to Retail (RET). As you can see on the Future Land Use Map, Retail surrounds this property and therefore, it is appropriate to amend the map.

Eastman Road is a principal arterial roadway and Hawkins Parkway is a minor arterial roadway as classified under the Highway Functional Classification System. Both roadways are appropriate for retail uses. Staff is recommending the future land use map be amended to provide more opportunity for retail development along these roadways.

**RECOMMENDATION:**

Planning and Zoning Commission (8-0) 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 Ishihara made a motion the following Ordinance be approved:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ADOPTING AN AMENDED FUTURE LAND USE MAP AS PART OF SAID CITY'S COMPREHENSIVE PLAN; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS CONDUCTED IN STRICT COMPLIANCE WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING A SAVINGS CLAUSE; FINDING THAT THIS ORDINANCE WAS ADOPTED IN ACCORDANCE WITH CHAPTERS 211 AND 213 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING FOR THE SEVERABILITY OF THE PROVISIONS HEREOF; AND ESTABLISHING AN EFFECTIVE DATE.**

SECOND: Council Member Williams seconded the motion.

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

Such Ordinance is No. 4068 and appears in the Resolution and Ordinance records of the City of Longview.

## **X. Items of Community Interest**

Council Member Moore: No comment

Council Member Snoddy: Acknowledged Tyrone Brown of Unity in the Community Kickball Tournament.

Council Member Williams: Congratulated Officer Kendrick Montgomery on his Employee Recognition and spoke of how proud she was that he was one of the PAR Officers in her district.

Ms. Williams sent appreciation to Rolin McPhee and the Public Works department for being so accessible and understanding over the last few months with the imminent domain properties.

Additionally, she thanked Johnny Zachery for the idea of painting the fire hydrants with the children and the community and really appreciated all the effort that has gone forth in bringing the community together.

Council Member Ishihara: No comment.

Council Member Wright: Thanked Chief Bishop for doing such a thorough job with finding the recent suspects involved in one of the unsolved murder cases in the area.

Council Member Pirtle: Thanked the Fire Marshall for taking time to explain some of the building codes and how the inspections work. With that he has been able to pass on a lot of knowledge to other fellow builders.

Mayor Mack: The city pools are closing for the summer this week, but there is one final event: the Dog Days of Summer will be held Saturday, August 13 from 10 a.m. – Noon at Longview Swim Center, 1111 West Fairmont Street for more information call 903.237.1270 or go to [LongviewTexas.gov/Parks](http://LongviewTexas.gov/Parks)

Downtown live is returning to Heritage Plaza this fall. After a very successful spring series, the One Hundred Acres of Heritage board is expanding the event to include 7 weeks in September and October. The free concert series kicks off on September 9, 2016, with musician Levi Kitchen.

[VisitLongviewTexas.com](http://VisitLongviewTexas.com) for upcoming August Events: Longview World of Wonders Grand Opening, 5th Annual Guthrie Creek Warm Up Disc Golf, Longview Jaycee Trade Days, East Texas Regional Artists exhibit at Longview Museum of Fine Arts, and 2016 Back to School Bike Rally.

## **XI. Mayor Mack's Book Club**

[The Shark and the Goldfish](#) by Jon Gordon

Mayor Mack: Discussed how difficult it was when all of his children left to go to college. Kelly and he have always been adaptable when changes come in their lives. Even though it was quite a wave he believes that they handled it well.

They are now in a place where all the children are coming back home and what seemed as a difficult time then came back around, which created a new wave.

Please purchase the book local if possible at Barron's, Books-a-Million or Hastings. Join him online every Monday night on Facebook for their live discussion.

### **Adjourn**

The meeting was adjourned at 6:15 p.m.

[seal]

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Shelly Ballenger  
City Secretary

