



## **MINUTES**

**Of A**

### **REGULAR COUNCIL MEETING**

**May 11, 2023**

The City Council of the City of Longview, Texas, met in a Regular Session, May 11, 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  
Nona Snoddy

Kristen Ishihara  
Michelle Gamboa  
Steven Pirtle

Members absent were:

Wray Wade

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  
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

- I. **Call to Order** – Mayor Pro Tem Kristen Ishihara called the meeting to order.
- II. **Invocation** – Ms. Mary Ann with Newgate Mission gave the invocation.
- III. **Pledge of Allegiance** – Pledge was led by NaTusha Howard, the Executive Director of Newgate Mission.

**IV. Presentation**

- A. **Presentation of a Proclamation designating May 14<sup>th</sup> - May 20<sup>th</sup> as National Police Week** – Dr. Andy Mack, Mayor.

Mayor Pro Tem Ishihara presented the proclamation to members of the Police Department

- B. **Presentation of a Proclamation designating May 21<sup>st</sup> – May 27<sup>th</sup> 2023 as National Emergency Medical Service Week** – Dr. Andy Mack, Mayor.

Mayor Pro Tem Ishihara presented the proclamation to member of the Fire EMS Department.

**V. Employee Recognition** - Longview Police Lt. Rockett.

On January 19, 2023, officers were assisting a citizen in the parking lot of the Police Department when a vehicle quickly pulled into the parking lot. The driver jumped out and quickly approached the officers stating her two-week-old grandchild was unresponsive.

Officers immediately requested EMS respond to the location, and Lt. Rockett heard the radio transmission from inside the police building and rushed to the parking lot. Lt. Rockett determined the child was not breathing and removed the child from the vehicle. Lt. Rockett then began administering CPR to the child. After a short time, the child gasped and began breathing again. Approximately 3 minutes elapsed between officers calling for EMS and the child beginning to breathe again.

EMS arrived shortly after the baby was resuscitated and was transported to a local hospital. The child was later released from the hospital and is healthy. Lt. Rockett's swift and decisive actions helped save the child.

**VI. Citizen Comment** – There were no citizens requesting to comment.

**VII. Public Safety Update**

**A. Police** - Chief Boone give the Aprils PD stats: Calls for Service – 5,407, Traffic stoppe – 2,507, DWI cases – 28, and Crashes – 222.

We were glad to participate in the Super Hero Day at Elmira Chapel Discovery School and appreciate them having us out.

May 2<sup>nd</sup> we had SWAT and Crisis Negotiation training. A special thank you to LeTourneau University for allowing us to us the Belcher Center.

We just recently had the Advanced Law Enforcement Rapid Response Training (ALERRT) and Longview PD hosted an Active Shooter Training in East Texas. Goals in this training are to stop the killing, provide emergency medical aid and evacuation of those wounded.

National Police Week is May 14-20 and we will our Giants of Law Enforcement Banquet May 16<sup>th</sup> at Maude Cobb Activity Center.

**B. Fire** - Chief Steelman, Longview Fire Departments EMS Section was recently recognized by CHRISTUS-GSMC upon their designation by the American Heart Association as a “Stroke Gold Plus” facility for advanced medical care and treatment.

May 1<sup>st</sup> we had the Grand Opening of Fire Station #5. Thanks to all who attended our official grand opening.

Our appreciation goes out to Hospitality Health ER and Heartis of Longview for each sponsoring an amazing breakfast for our crews in celebration of National Firefighter Day.

We also welcome three new apprentice firefighters, Noah Smith, Braylan Aguilar and Adrian Perez.

## **VIII. Consent Agenda**

- A. Consider a Resolution authorizing the City of Longview to apply for, accept and expend grant funds in an amount not to exceed \$675.00 from the Texas Commission on the Arts grant for FY 2022-2023 that would provide funding for a TCA approved performer to come to the Longview Public Library's Summer Reading Club –**

Jennifer Eldridge, Library Manager was present and requested the Council to consider the approval of a Resolution allowing the Library to apply for and accept, if awarded, the Texas Commission on the Arts Performance Support grant for \$675.00 for FY22-23.

This grant would provide funds from the Texas Commission on the Arts (or TCA) to provide Performance Support for half the cost of a TCA approved Performer. The performance would take place during the Longview Public Library's 2023 Summer Reading Club.

These funds would cover half of the performance costs with the other half being sponsored by Friends of the Longview Public Library.

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 \$675.00 FROM THE TEXAS COMMISSION ON THE ARTS GRANT FY 2022-2023 THAT PROVIDES FUNDING FOR PERFORMANCE SUPPORT; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL DOCUMENTS INCIDENT TO APPLYING FOR, SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH APPLICABLE PROGRAM RULES OF THE GRANTING AGENCY; 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.6149 appears in the Resolution and Ordinance records of the City of Longview.

- B. **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 Anchor Safety, Inc., of Longview, Texas, and Summit Fire & Security of Tyler, Texas, for Fire Suppression Services: Fire Suppression, Prevention, Detection Service & Inspection –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of a Resolution allowing for qualified contractors to provide annual fire suppression services for sprinkler systems, hood systems, alarm systems, and fire extinguishers for City wide facilities. Services are required in order to maintain full fire code compliance for City facilities.

This is an annual requirement style agreement. Services will be based on a predetermined inspection schedule. City spent approx. \$75,000 in FY21-22 for these services.

The solicitation was divided into 4 groups: Group 1: Sprinkler Systems, Group 2: Hood Systems, Group 3: Alarm Systems, and Group 4: Fire Extinguishers. Bids were advertised twice in the local newspaper as required by law and published on the City of Longview website. On April 14, 2023, two bids were on file as follows:

Group 1-Sprinkler Systems: Anchor Safety-No Bid, Summit Fire & Security-\$21,419.00

Group 2-Hood Systems: Anchor Safety-\$4,500.00, Summit Fire & Security-\$12,420.00

Group 3-Alarm Systems: Anchor Safety-No Bid, Summit Fire & Security \$13,842.00

Group 4-Fire Extinguishers: Anchor Safety-\$32,297.90, Summit Fire & Security-\$37,854.00

Anchor Safety submitted the lowest and best bid for Groups 2 and 4. Summit Fire & Security submitted the lowest and best bid for Groups 1 and 3. The City recommends award to Anchor Safety for Groups 2 & 4, and award to Summit Fire & Security for Groups 1 & 3.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BIDS OF ANCHOR SAFETY, INC., OF LONGVIEW, TEXAS, AND SUMMIT FIRE & SECURITY OF TYLER, TEXAS, FOR FIRE SUPPRESSION SERVICES: FIRE SUPPRESSION, PREVENTION, DETECTION SERVICE, & INSPECTION; 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 ANCHOR SAFETY, INC., OF LONGVIEW, TEXAS, AND SUMMIT FIRE & SECURITY OF TYLER, TEXAS, FOR SAID**

**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 CONTRACTS FOR ANY ONE RENEWAL TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID CONTRACTS IN THE CONCURRENT BUDGET YEAR; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE COMPETITIVE PURCHASING REQUIREMENTS IN SOLICITING, RECEIVING AND ACCEPTING SAID BIDS; 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. 6150 appears in the Resolution and Ordinance records of the City of Longview.

- C. **Consider an Ordinance authorizing City staff to acquire a certain parcel of land located at 304-306 Reel Road, described as a portion of Lots 1 & 6, Blocks 9 & 10 (NCB 3712), Clearmont Acres Addition #1, City of Longview, Gregg County, Texas, designated as parcel 2020-H-018 in fee simple in the amount of \$12,500.00 –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of an Ordinance authorizing City staff to acquire a certain parcel of land located at 304-306 Reel Road, described as a portion of Lots 1 and 6, Blocks 9 & 10 (NCB 3712), Clearmont Acres Addition #1, City of Longview, Gregg County, Texas, (GCAD Parcels #38619 & 38625) and designated as parcel 2020-H-018 in fee simple in the amount of \$12,500.00 as is required to complete the widening of Reel Road.

The following Ordinance was approved:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND APPROVING THE ACQUISITION OF REAL PROPERTY LOCATED AT 304-306 REEL ROAD, ALSO KNOWN AS A PORTION OF LOTS 1 AND 6, BLKS 9 & 10 (NCB 3712), CLEARMONT ACRES ADDITION #1, CITY OF LONGVIEW, GREGG COUNTY, TEXAS (GCAD ACCOUNT**

**#38619 & 38625), AND DESIGNATED WITH THE UNIQUE PARCEL NUMBER 2020-H-018 ACCORDING TO THE CITY'S UNIQUE NUMBERING SYSTEM; AUTHORIZING THE CITY MANAGER OR CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE, EXECUTE, AND ACCEPT FORMAL DEEDS, AGREEMENTS, AND OTHER DOCUMENTS INCIDENT TO SAID ACQUISITION; PROVIDING FOR CONSIDERATION; PROVIDING FOR FILING; PROVIDING FOR PAYMENT OF CLOSING AND OTHER INCIDENTAL COSTS; FINDING THAT SAID PROPERTY IS TO BE PURCHASED, ACCEPTED AND USED FOR A PUBLIC PURPOSE; CONDITIONING THE AUTHORIZATION PROVIDED HEREIN ON THE APPROVAL OF ALL DOCUMENTS BY THE CITY ATTORNEY'S OFFICE; FINDING 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.**

Such Ordinance No. 4436 appears in the Resolution and Ordinance records of the City of Longview

- D. **Consider an Ordinance authorizing City staff to acquire a certain parcel of land located at 308 Reel Road, described as a portion of Lot 5, Blocks 9 & 10 (NCB 3712), Clearmont Acres Addition #1, City of Longview, Gregg County, Texas, designated as parcel 2020-H-021 in fee simple in the amount of \$12,500.00 –**

Dwayne Archer, Director of Public Works was present and requested the Council to consider the approval of an Ordinance authorizing City staff to acquire a certain parcel of land located at 308 Reel Road, described as a portion of Lot 5, Blocks 9 & 10 (NCB 3712), Clearmont Acres Addition #1, City of Longview, Gregg County, Texas, (GCAD Parcel #38624) and designated as parcel 2020-H-021 in fee simple in the amount of \$12,500.00 as is required to complete the widening of Reel Road.

The following Ordinance was approved:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND APPROVING THE ACQUISITION OF REAL PROPERTY LOCATED AT 308 REEL ROAD, ALSO KNOWN AS A**

**PORTION OF LOT 5, BLKS 9 & 10 (NCB 3712), CLEARMONT ACRES ADDITION #1, CITY OF LONGVIEW, GREGG COUNTY, TEXAS (GCAD ACCOUNT #38624), AND DESIGNATED WITH THE UNIQUE PARCEL NUMBER 2020-H-021 ACCORDING TO THE CITY'S UNIQUE NUMBERING SYSTEM; AUTHORIZING THE CITY MANAGER OR CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE, EXECUTE, AND ACCEPT FORMAL DEEDS, AGREEMENTS, AND OTHER DOCUMENTS INCIDENT TO SAID ACQUISITION; PROVIDING FOR CONSIDERATION; PROVIDING FOR FILING; PROVIDING FOR PAYMENT OF CLOSING AND OTHER INCIDENTAL COSTS; FINDING THAT SAID PROPERTY IS TO BE PURCHASED, ACCEPTED AND USED FOR A PUBLIC PURPOSE; CONDITIONING THE AUTHORIZATION PROVIDED HEREIN ON THE APPROVAL OF ALL DOCUMENTS BY THE CITY ATTORNEY'S OFFICE; FINDING 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.**

Such Ordinance No. 4437 appears in the Resolution and Ordinance records of the City of Longview

- E. **Consider a Resolution making appointments, reappointments and chair designations to various city boards, commissions, and committees –**

Kristen Ishihara, Council Member District 4 and Michelle Gamboa, Council Member District 5 were present and requested the Council to consider the approval of a Resolution adopting the recommendations of the committee to appoint the following:

**Animal Shelter Advisory Committee**

Appointments

Kelly Belt

Natalie Gandy

Dr. Dona Christine Prior - Veterinarian

Reappointments

Christie Jennings

Dinah Rushing – Chair



**Construction Advisory and Appeals Board**

Reappointment  
Steve Capps

**Cultural Activities Advisory Commission**

Appointment  
Joni Cobb

Reappointments  
Greg Adams  
Chanda Mitchell

**Emergency Services Advisory Board**

Appointment  
Beth Godsey

Reappointments  
Jessica Bright - Chair  
James Williams

**Historic Preservation Commission**

Appointments  
Al Pippins – Historian  
Chris Gonzalez - Realtor

Chair  
Debbie Hancock

**Housing and Community Development Advisory Commission**

Reappointments  
Cody Campbell  
Chelsey Knowles

**Parks and Recreation Advisory Board**

Appointments  
Cullen Elrod  
Shawn Ingram  
Kirt Villyard

Reappointment  
Dustin Eberhart

**Partners in Prevention Steering Committee**

Appointments  
Krupal Patel

Mitchell Randall

Reappointment

Marsha Jackson – Chair

**Planning and Zoning Commission**

Appointments

Brian Daugbjerg

Marlena Cooper

Reappointment

Jason Jones

**Public Transportation Advisory Committee**

Appointments

Dana Dessesauere

Samantha Henson

Reappointments

Ralph Jenkins

Karen Maines

Chair

James Cogar

**Senior Advisory Board**

Appointments

Jodi Gidley

Deidra Keels

Diane Murphy

Karen Stern

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, PROVIDING FOR APPOINTMENTS, REAPPOINTMENTS AND CHAIR DESIGNATIONS TO VARIOUS BOARDS AND COMMISSIONS; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; AND ESTABLISHING AN EFFECTIVE DATE.**

Such Resolution No. 6151 appears in the Resolution and Ordinance records of the City of Longview.

**F. Consider a Resolution authorizing and directing payment to the Longview Arboretum and Nature Center, Inc., of all remaining Fiscal Year 2022 - 2023 funds budgeted for such payment –**

Seth Pyle, Parks and Recreation Manager was present and requested the Council to consider the approval of a Resolution accepting the "Arboretum Water Service" and authorizing final payment of \$7,730.00 to John Wright Construction, Inc. of Henderson, Texas. Approval of the final payment will begin the contractor's one-year warranty period.

Council awarded a contract to John Wright Construction, Inc. on November 10, 2022, in the amount of \$122,460.00. Council also approved a deductive Change Order Number 1 in the amount of \$35,160.00 on November 10, 2022. The final construction cost is \$77,300.00.

The project included installing a new water service at the Longview Arboretum and Nature Center consisting of 105 linear feet of 8-inch water main, 80 linear feet of boring with 14 inch casing and necessary appurtenances for completing the project.

The project has been completed in accordance with the contract. Hayes Engineering, Inc. recommends acceptance of the project and approval of the final payment. Public Works Engineering staff concurs with their recommendation.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING PAYMENT TO THE LONGVIEW ARBORETUM AND NATURE CENTER, INC., ("LANC") OF ALL REMAINING FISCAL YEAR 2022-2023 FUNDS BUDGETED FOR SUCH PAYMENT; CLARIFYING THE CITY MANAGER'S AUTHORITY TO MAKE FUTURE PAYMENTS TO LANC PURSUANT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF LONGVIEW AND LANC; 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. 6152 appears in the Resolution and Ordinance records of the City of Longview.

**G. Consider a Resolution accepting the "Arboretum Water Service" Project and authorizing final payment of \$7,730.00 to John Wright Construction, 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 "Arboretum Water Service" and authorizing final payment of \$7,730.00 to John Wright Construction, Inc. of Henderson, Texas. Approval of the final payment will begin the contractor's one-year warranty period.

Council awarded a contract to John Wright Construction, Inc. on November 10, 2022, in the amount of \$122,460.00. Council also approved a deductive Change Order Number 1 in the amount of \$35,160.00 on November 10, 2022. The final construction cost is \$77,300.00.

The project included installing a new water service at the Longview Arboretum and Nature Center consisting of 105 linear feet of 8 inch water main, 80 linear feet of boring with 14 inch casing and necessary appurtenances for completing the project.

The project has been completed in accordance with the contract. Hayes Engineering, Inc. recommends acceptance of the project and approval of the final payment. Public Works Engineering staff concurs with their recommendation.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED "ARBORETUM WATER SERVICE"; AUTHORIZING AND APPROVING FINAL PAYMENT TO JOHN WRIGHT CONSTRUCTION, INC., FOR THE COMPLETION OF SAID PROJECT; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE, FINALIZE AND EXECUTE ANY CHANGE ORDERS AND OTHER DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND JOHN WRIGHT CONSTRUCTION, INC., INCIDENT TO THE ACCEPTANCE AND FINALIZATION OF THE ABOVE-**

**REFERENCED 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. 6153 appears in the Resolution and Ordinance records of the City of Longview.

**H. Consider a Resolution adopting the updated 2018 Gregg County Hazard Mitigation Plan –**

J.P. Steelman, Fire Chief was present and requested the Council to consider the approval of a Resolution allowing the Fire Department to Adopt Gregg County's recently updated 2018 Hazard Mitigation Plan of which the City of Longview shares. This plan is required for most all levels of grant eligibility for State and Federal funding. The primary reason for the updated language was to conform to new eligibility requirements set by the State pursuant to an extensive grant for emergency generators that both entities are currently pursuing. The adoption of this updated Hazard Mitigation Plan will ensure our compliance with the requirements of the current grant process and allow our request to be evaluated for further consideration of award.

The following Resolution was approved:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ADOPTING THE UPDATED 2018 GREGG COUNTY HAZARD MITIGATION ACTION PLAN; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED 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. 6154 appears in the Resolution and Ordinance records of the City of Longview.

**I. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents**

**for the purchase of software, subscription services, professional services and warranties to upgrade the Open Enterprise SCADA Software that supports the water purification and wastewater collection system from Emerson Automation Solutions as sole source for an amount not to exceed \$80,000 –**

Joshua Gamble, Director of Information Services was present and requested the Council to consider the approval of a Resolution allowing for the execution of any necessary documents for the purchase of software, subscription services, professional services and warranties to upgrade the Open Enterprise SCADA Software that supports the water purification and wastewater collection system from Emerson Automation Solutions for an amount not to exceed \$80,000.

The software for the water and wastewater system utilizes a legacy application to analyze, process, and store water and wastewater data for public health. This purchase will be an upgrade to the existing legacy software. This updated software will provide opportunity for further system improvements and server workload balancing for our continually expanding SCADA information system.

Emerson Automation Solutions is the sole authorized entity for sales of this product to all Water Purification and Wastewater customers.

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 SOFTWARE, SUBSCRIPTION SERVICES, PROFESSIONAL SERVICES AND WARRANTIES TO UPGRADE THE OPEN ENTERPRISE SCADA SOFTWARE THAT SUPPORTS THE WATER PURIFICATION AND WASTEWATER COLLECTION SYSTEM FROM EMERSON AUTOMATION SOLUTIONS AS SOLE SOURCE FOR AN AMOUNT NOT TO EXCEED \$80,000; SETTING FORTH THE CONDITIONS OF SUCH AUTHORIZATION; DETERMINING THAT SAID PURCHASE IS EXEMPT FROM STATE COMPETITIVE PURCHASING REQUIREMENTS; 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. 6155 appears in the Resolution and Ordinance records of the City of Longview.

- J. **Consider an Ordinance dismissing and waiving all liens, penalties, and interest against certain real property with a street address of 1310 Colgate and authorizing and directing the City Manager or the City Manager's designee to execute and deliver any and all documents necessary to evidence said dismissal and waiver**

Michael Shirley, AICP, Director of Development Services was present and requested the Council to consider the approval of an Ordinance allowing the City Manager or the City Manager's designee to execute and deliver, any and all documents necessary to evidence for the dismissing and waiving of all liens, penalties, and interest against certain real property with a street address of 1310 Colgate.

The following Ordinance was approved:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, DISMISSING AND WAIVING ALL LIENS, PENALTIES, AND INTEREST AGAINST CERTAIN REAL PROPERTY WITH A STREET ADDRESS OF 1310 COLGATE; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE AND DELIVER ANY DOCUMENTS NECESSARY TO EVIDENCE SAID DISMISSAL AND WAIVER; FINDING 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.**

Such Ordinance No. 4438 appears in the Resolution and Ordinance records of the City of Longview.

- K. **Consider approval of the April 13 and April 27, 2023, minutes –**

Angie Shepard, City Secretary was present and requested the Council to consider the approval of the April 13<sup>th</sup> and 27<sup>th</sup> minutes.

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

SECOND: Council Member Gamboa seconded the motion.

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

**IX. Zoning Item**

**A PUBLIC HEARING will be held to consider application #S23-03 filed by Adrea Properties, LLC requesting a Specific Use Permit (SUP) to allow for a restaurant without a drive-thru window in Office (O) Zoning District for approximately 1.531 acres of Abstract 262 A Jordan Survey Tract 10 Section 4 located on the east side of Alpine Road, south of Page Road –**

Angela Choy, AICP, City Planner presented the staff report:

**APPLICATION #S23-03**

STAFF REPORT

**APPLICANT:** Adrea Properties, LLC  
**LOCATION:** Approximately 1.531 acres of Abstract 262 A Jordan Survey Tract 10 Section 4 located on the east side of Alpine Road, south of Page Road.  
**REQUEST:** Specific Use Permit (SUP) for a restaurant without a drive-thru window in Office (O) Zoning District.

	<u>ZONING</u>	<u>LAND USE</u>
SUBJECT PARCEL	O	Vacant
NORTH	O & C	Vacant & Single Family Residential
SOUTH	O	Church
WEST	GR	Office/Event Center
EAST	SF-4	Single Family Residential

**COUNCIL DISTRICT:**  
District 3 – Council Member Wray Wade

**FUTURE LAND USE:**  
The Future Land Use map designates this area for Office (OFF).



**STAFF COMMENTS:**

The applicant is requesting a Specific Use Permit (SUP) for a restaurant without a drive-thru window in Office (O) zoning district. A Specific Use Permit is required for a restaurant without a drive-thru window within Office (O) Zoning District to ensure no negative impact on surrounding properties.

The applicant is proposing to construct a building with office space and a commissary kitchen for Perfect Catering in order to cater at off-site venues.

Alpine Road is classified as a minor arterial roadway and is maintained by TxDOT. This type of development is appropriate along this roadway as long as access management is followed.

Staff finds the proposed zoning change is consistent with the Comprehensive Plan and surrounding uses; therefore, it does not constitute spot zoning.

**STAFF RECOMMENDATION:**

The Planning and Zoning Commission (6-0) and Staff recommend approval of this request.

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 RESTAURANT WITHOUT A DRIVE-THRU WINDOW IN OFFICE (O) ZONING DISTRICT FOR APPROXIMATELY 1.531 ACRES OF ABSTRACT 262 A JORDAN SURVEY TRACT 10 SECTION 4 LOCATED ON THE EAST SIDE OF ALPINE ROAD, SOUTH OF PAGE ROAD; 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. 4439 and appears in the Resolution and Ordinance records of the City of Longview.

**X. Action Item**

**Consider an Ordinance amending the budget for the City of Longview, Texas, for Fiscal Year 2022-2023 by allocating fund balance in the amount of \$300,000 to account 100-15-500-0000-57501 for the new 24 space parking lot for the Pickle ball Courts facility at Guthrie Park –**

Angela Coen, Director of Financial Services and Seth Pyle, Interim Director of Parks were present and requested Councils approval on a budget amendment of \$300,000 to construct a new parking lot with twenty four additional parking spaces for the Pickleball Courts at the Guthrie Park.

MOTION: Council Member Pirtle 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 2022-2023 BY ALLOCATING FUND BALANCE IN THE AMOUNT OF \$300,000 TO ACCOUNT 100-15-500-0000-57501 FOR CONSTRUCTION OF A NEW PARKING LOT AT THE GUTHRIE PICKLEBALL COURTS; 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; PROVIDING FOR FILING WITH THE COUNTY CLERKS OF GREGG AND HARRISON COUNTIES; AND PROVIDING AN EFFECTIVE DATE.**

SECOND: Council Member Carpenter seconded the motion.

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

Such Ordinance is No. 4440 and appears in the Resolution and Ordinance records of the City of Longview.

## **XI. Items of Community Interest**

Councilmember Gamboa made a motion to excuse Councilmember Wade.

Councilmember Carpenter seconded the motion.

Motions passed (6/0)

## **XII. Adjourn**

The meeting was adjourned at 5:56 p.m.

[seal]

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Angie Shepard  
City Secretary

