



City Council Meeting Agenda

5:30 p.m.

March 9, 2017

300 West Cotton Street

Jo Ann Metcalf Municipal Building

City Hall Council Chamber

- I. Call to Order**
- II. Invocation**
- III. Pledge of Allegiance**
- IV. Employee Recognition**
- V. Citizen Comment**
- VI. Public Safety Update**
 - A. Police
 - B. Fire
- VII. Consent Agenda**
 - A. Consider a Resolution approving a Juvenile Justice and Delinquency Prevention Local Juvenile Service Project grant contract between the City of Longview and Longview Teen Court, Inc., in the amount of \$30,500.00 and authorizing the City Manager or the City Manager's designee to execute any necessary documents with Longview Teen Court, Inc., for the performance of said contract – NaTusha Howard, Executive Director Longview Teen Court. [Pages 3 - 6](#)
 - B. Consider a Resolution approving the City of Longview's Investment Policy - Angela Coen, Director of Finance. [Pages 7 - 23](#)
 - C. Acceptance of the December 31, 2016 Quarterly Investment Report - Angela Coen, Director of Finance. [Pages 24 - 25](#)
 - D. Consider a Resolution authorizing and directing the City Manager or the

City Manager's designee to execute any necessary documents with Cutler Repaving, Inc., of Lawrence, Kansas for the 2017 HMAc Hot In-Place Recycling project in the amount of \$522,707.50 to - Rolin McPhee, P.E., Director of Public Works. [Pages 26 - 29](#)

- E. Consider a Resolution authorizing and directing the City Manager to execute Change Order Number 1 with East Texas Bridge, Inc. of Longview, TX, regarding the Intersection Improvements - E. Hawkins Parkway East of N. Eastman for an amount of \$33,725.00 - Rolin McPhee, P.E., Director of Public Works. [Pages 30 - 33](#)

VIII. Action Items

- A. Consider an Ordinance canceling the General Election to fill the terms for City Council Districts 3 and 4 and declaring Council Members Kasha Williams and Kristen Ishihara elected to office - Shelly Ballenger, City Secretary. [Pages 34 - 39](#)
- B. Consider a Resolution accepting a donation of \$75,600.00 from Mr. Tom Chinn for one hundred and eight (108) ballistic vests for Longview Police Department officers – Mike Bishop, Police Chief. [Pages 40 - 42](#)

IX. Items of Community Interest

X. Mayor Mack's Scholarship

XI. Executive Session Item

Consultation with the City's Attorney(s) --- Under TEXAS GOVERNMENT CODE Section 551.071.

"Receive legal advice from the City's attorney(s) concerning legal issues regarding the registration and regulation of multi-person dwellings."

XII. Adjourn

Any final action, decision, or vote on a matter deliberated in a closed meeting will only be taken in an open meeting that is held in compliance with Texas Government Code, Chapter 551. The City Council reserves the right to adjourn into a closed meeting or executive session as authorized by Texas Government Code, Sections 551.001, et seq. (the Texas Open Meetings Act) on any item on its open meeting agenda in accordance with the Texas Open Meetings Act, including, without limitation Sections 551.071-551.088 of the Texas Open Meetings Act. In addition, the City Council may consider a vote to excuse the absence of any City Council Member for absence from this meeting or for absence from any previous City Council meeting.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact the City Secretary's Office at 903.237.1080 at least two days before this meeting so that appropriate arrangements can be made. Para ayuda en español, por favor llame al 903.237.1000.

LONGVIEW TEEN COURT GRANT

DESCRIPTION: Resolution approving the submission of a grant application to the Office of the Governor, Criminal Justice Division between Longview Teen Court, Inc. and the City of Longview in the amount of \$30,500.00 from the Juvenile Justice and Delinquency Prevention and local Juvenile Services Project Grant in order to provide services and supplies to allow juveniles who have committed Class C misdemeanors the opportunity to defer their offense by attending an education course and contributing to the community by performing community service.

RECOMMENDED ACTION: Approval of Resolution

SOURCE OF FUNDS: Juvenile Justice and Delinquency Prevention

STAFF CONTACT: NaTusha Howard, Executive Director of Longview Teen Court, Inc.
903-237-2736
nhoward@longviewtexas.gov

COUNCIL DATE: March 9, 2017

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION BETWEEN THE CITY OF LONGVIEW AND LONGVIEW TEEN COURT, INC. IN THE AMOUNT OF \$30,500.00; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO APPLY, ACCEPT, REJECT, ALTER OR TERMINATE ANY AGREEMENTS AND RELATED DOCUMENTS BETWEEN LONGVIEW TEEN COURT INC. AND THE CITY OF LONGVIEW INCIDENT TO SAID CONTRACT; FINDING THAT THE MEETING AT WHICH THE RESOLUTION WAS APPROVED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, City of Longview finds it in the best interest of the citizens of Longview, Gregg, Harrison and Rusk County, Texas, that the Longview Teen Court project, which provides an alternative system of justice for first time offenders of Class C misdemeanors ages 12 to 18, be operated for the 2017-2018 fiscal year; and,

WHEREAS, City of Longview and Longview Teen Court, Inc., has applied for a Juvenile Justice and Delinquency Prevention (JJDP) local Juvenile Service Project Grant to provide salary to one part time assistant, partial salary to Executive Director, travel, and office supplies; and,

WHEREAS, City of Longview agrees that in the event of loss or misuse of the Criminal Justice Division funds (\$30,500), the City of Longview and Longview Teen Court, Inc., assures that the funds will be returned to the Criminal Justice Division in full; and,

WHEREAS, City of Longview designates the City Manager or City Manager's designee as the grantee's authorized official and the authorized official is given the power to apply for, accept, reject, alter, or terminate the grant on behalf of the applicant agency; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS:

Section 1. That the findings set out in the preamble to this resolution are hereby in all things approved and adopted.

Section 2. That the City of Longview approves submission of the grant application for the Longview Teen Court project to the Office of the Governor, Criminal Justice Division.

Section 3. That the City Manager or their designee is hereby authorized to negotiate and execute any agreements or other documents involving the Office of the Governor, the City of Longview, and/or Longview Teen Court, Inc., incident to the administration of, application for, acceptance of, rejection of, alteration of, or termination of the grant described herein.

Section 4. That the meeting at which this resolution was approved was in all things conducted in strict compliance with the Teas Open Meetings Act, Texas Government Code Chapter 551.

Section 5. That this resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED this 9th day of March, 2017.

Dr. Andy Mack
Mayor

ATTEST:

Shelly Ballenger
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R TEEN COURT GRANT 2018 03-9-17

ANNUAL APPROVAL OF INVESTMENT POLICY

DESCRIPTION:	<p>The Public Funds Investment Act (PFIA), Chapter 2256 of the Texas Statutes provides for the investment of public funds. The City developed and adopted its Investment Policy in accordance with the PFIA in 1996. One requirement of the PFIA is that Cities review, and if needed, revise their policy on an annual basis. There are a few minor changes to the language in the Policy in the current year, which are intended to clarify the policy. These changes are blue-lined in the attached Policy for your convenience.</p> <p>The broker/dealer list for authorization is an appendix of the Policy. This complies with the PFIA requirements of an annual authorized list of broker/dealers.</p>
RECOMMENDED ACTION:	Consider Resolution approving the City of Longview's Investment Policy.
STAFF CONTACT:	Angela Coen, Director of Finance 903-239-5521 acoen@ci.longview.tx.us
COUNCIL DATE:	March 9, 2017

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING AND ADOPTING THE INVESTMENT POLICY FOR THE CITY OF LONGVIEW IN ACCORDANCE WITH THE PUBLIC FUNDS INVESTMENT ACT AND THE APPLICABLE PROVISIONS OF THE LONGVIEW CITY CHARTER; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Longview, Texas, has previously considered and approved a resolution adopting an investment policy for the City of Longview, including a separate written investment strategy for each of the funds or group of funds under the City Council's control; and,

WHEREAS, the aforesaid prior investment policy was approved and adopted in accordance with the provisions of the Public Funds Investment Act, Texas Government Code Chapter 2256, and with the provisions of Sections 9.13(d) and (e) and 10.03 of the Longview City Charter specifying responsibilities of the City Manager and the City Council with regard to the custody of, responsibility for, and investment of any and all City funds; and,

WHEREAS, the City Council has reviewed the City's investment policy and investment strategies as required by law and any changes to said policy and strategies adopted herein are shown in the attached Exhibit A; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS:

Section 1. That the findings and provisions set out in the preamble to this resolution are hereby in all things approved and adopted.

Section 2. That the City of Longview has complied with the requirements of the Public Funds Investment Act, Texas Government Code Chapter 2256 and with the requirements of Sections 9.13(d) and (e) and 10.03 of the Longview City Charter.

Section 3. That the City of Longview Investment Policy, as attached hereto as Exhibit A, is hereby approved and adopted as the Investment Policy of the City of Longview.

Section 4. That the meeting at which this resolution was passed was conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

Section 5. That this resolution shall be effective immediately from and after its date of passage.

PASSED AND APPROVED this 9th day of March, 2017.

Dr. Andy Mack
Mayor

ATTEST:

Shelly Ballenger
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R FINANCE INVEST POLICY 3-9-2017

EXHIBIT A

City of Longview, Texas

Investment Policy

Date of Original Adoption:
June 13, 1996

Date of Last Revision and Adoption
March 9, 2017

Prepared by the Finance Department

Approved by the City Manager's Office

Confirmed by the City Council with Resolution #

I. Policy Statement

The City of Longview, Texas (the City), has adopted this Investment Policy (the Policy) to ensure the prudent management of City funds. All such funds shall be invested in accordance with this Policy, and in compliance with the Texas Public Funds Investment Act and all other laws and regulations governing the investment of public funds. Chapter 2256 of the Texas Government Code (the Public Funds Investment Act) requires each investing entity to adopt a written investment policy regarding the investment of its funds and funds under its control.

II. Scope of Policy

A. Funds Included

This Policy covers all financial assets of the City accounted for in the Comprehensive Annual Financial Report, including, but not limited to: General Fund, Special Revenue Funds, Enterprise Funds, Trust and Agency Funds, Capital Project Funds, and any other funds created and not specifically exempted.

B. Funds Excluded

This Policy shall not govern funds which are managed under separate investment programs. Such funds currently include: funds established by the City for deferred employee compensation plans, the City's participation in the Texas Municipal Retirement System, Firemen's Pension Fund, and defeased bonds that are held in trust escrow accounts. The City will maintain responsibility for these funds as required by Federal and State Law and the City Charter and Code.

III. Objectives of Policy

The City's funds shall be invested in accordance with all applicable City policies and codes, Texas statutes, and Federal regulations, and then shall consider, in order of priority: the protection of principal, liquidity, diversification, and yield. Investments for the City will be made for the purpose of earning income and not speculation.

A. Safety

The primary objective of the City's investment program is preservation of capital and protection of investment principal.

B. Liquidity

Secondarily, the City's investment portfolio shall remain sufficiently liquid to enable the City to meet all reasonably anticipated operating requirements.

C. Public Trust

All participants in the City's investment process shall seek to act responsibly as custodians of the public trust. Investment Officers shall avoid any transaction which might impair public confidence in the City's ability to administer effectively.

D. Diversification

The City's investment portfolio shall be diversified to avoid incurring unreasonable market risks.

E. Yield

Investments shall be managed to attain a market rate of return consistent with the objectives of safety and liquidity.

IV. Investment Training

The City shall provide periodic training in investments for the investment personnel through courses and seminars offered by professional organizations and associations in order to insure the quality and capability of investment management. Independent training sources must be approved by the City Council and must cover investment controls, security types and risks, portfolio strategy and market risks, diversification of the investment portfolio, and compliance with the Public Funds Investment Act.

Each Investment Officer shall attend at least one training session accumulating at least 10 hours of instruction from an independent source relating to the Officer's responsibilities described herein within 12 months after assuming investment responsibilities. On a continuing basis each Investment Officer shall attend at least 8 hours of similar investment training sessions not less than once in a two-year period that begins on the first day of the City's fiscal year.

Authorized investment training sources are: Texas Municipal League (TML), Government Finance Officers Association of Texas (GFOAT), Government Treasurer's Association of Texas (GTOT), University of North Texas (UNT), Council of Governments (COG), American Institute of Certified Public Accountants (AICPA), and Government Finance Officers Association (GFOA).

V. Delegation of Authority

Management responsibility for the investment program is assigned to the City Manager with delegation by him to the Director of Financial Services, Finance Manager and Accountant (the "Investment Officers"), as provided for in the City's Home Rule Charter. The Director of Finance is designated as the primary Investment Officer and is responsible for establishing a system of controls to regulate the activities of designated subordinates.

VI. Internal Controls

The City shall develop written administrative procedures and internal controls consistent with this Policy for the operation of the City's investment program. Such procedures shall be designed to prevent losses of public funds arising from fraud, employee error, misrepresentation by third parties, or imprudent actions by employees of the City.

In conjunction with the annual audit, a compliance audit shall be conducted of management controls on investments and adherence to the City's established investment policies. Additionally, the quarterly reports shall be formally reviewed at least annually by the City's independent auditor, and the results of the review shall be included in the annual report to City Council by the auditor. If the investments have been limited to money market mutual funds, investment pools, or depository bank investments, such as certificates of deposit or money market accounts, the reports are not subject to this annual review.

VII. Prudence

The standard of prudence to be used by both internal and external investment officers of the City shall be the "Prudent Person Rule" as set forth in Section 2256.006 of the Texas Government Code. The Prudent Person Rule states that "Investments shall be made with judgment and care, under prevailing circumstances that a person of prudence, discretion and intelligence would exercise in the management of the person's own affairs, not for speculation, but for investment, considering the probable safety of capital as well as the probable income to be derived." This standard of prudence to be used by Investment Officers shall be applied in the context of managing an overall portfolio of funds, rather than a consideration as to the prudence of a single investment.

The City's investment program shall be designed and managed with a degree of professionalism that is worthy of the public trust. The City recognizes that no investment is totally without risk and that the investment activities of the City are a matter of public record. Accordingly, the City recognizes that occasional measured losses may occur in a diversified portfolio and shall be considered within the context of the overall portfolio's return, provided that adequate diversification has been implemented and that the sale of an investment is in the best long-term interest of the City.

Investment Officers acting in accordance with established procedures and exercising due diligence shall be relieved of personal responsibility for an individual issuer's credit risk or market price changes, provided deviations from expectations are reported in a timely fashion to the City Council and appropriate action is taken to control adverse developments.

VIII. Conflict of Interest

Investment Officers and employees involved in the investment process will refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair or create the impairment of their ability to make impartial investment decisions. Investment Officers and employees shall disclose to the City Manager any material financial interest in business organizations that conduct business with the City and shall further disclose any material, personal investment positions that could be related to the performance of the City's portfolio. Investment Officers and employees shall subordinate their personal investment transactions to those of the City, particularly with regard to the timing of purchases and sales.

An Investment Officer who is related within the second degree by affinity or consanguinity to individuals seeking to sell an investment to the City, or has a personal business relationship with a business organization offering to engage in an investment transaction with the City, shall file a statement disclosing that relationship with the Texas Ethics Commission and the City Council.

IX. Selection of Broker/Dealers

City Council shall annually review and adopt a list of qualified broker/dealers authorized to engage in investment transactions with the City (Appendix A). The Investment Officers shall maintain a list of broker/dealers approved for investment purposes, and it shall be the policy of the City to purchase securities only from those authorized firms.

To be eligible, a firm must meet at least one of the following criteria:

1. Be recognized as a Primary Dealer by the Federal Reserve Bank of New York or have a Primary Dealer within its holding company structure,
2. Report voluntarily to the Federal Reserve Bank of New York,
3. Qualify under Securities and Exchange Commission (SEC) Rule 15c3-1 (Uniform Net Capital Rule).

The Investment Officers will recommend broker/dealers on the basis of their expertise in public cash management and their ability to provide service to the City's account.

All investment providers, including broker/dealers, financial institutions, money market mutual funds, and local government investment pools, must sign a certification acknowledging that the organization has received and thoroughly reviewed the City's Investment Policy and have implemented reasonable procedures and controls in an effort to preclude all investment activities that are not authorized by the City's Investment Policy, except to the extent that this authorization is dependent on an analysis of the makeup of the City's entire portfolio or requires an interpretation of subjective investment standards. An Investment Officer of the City may not enter into a transaction with a firm that has not filed this instrument.

X. Safekeeping and Custody

The City shall select one or more financial institutions to provide safekeeping and custodial services for the City. A City approved Safekeeping Agreement shall be executed with each financial institution prior to utilizing that bank's safekeeping services. To be eligible for designation as the City's safekeeping or custodian bank, a financial institution shall be a member of the FDIC and shall qualify as a depository of public funds in the State of Texas as defined in Chapter 105 of the Texas Government Code.

The purchase and sale of securities and repurchase agreement transactions shall be settled on a delivery versus payment basis. Ownership of all securities shall be perfected in the account of the City, and sufficient evidence of title shall be consistent with modern investment, banking and commercial practices.

All fed wireable, book-entry securities owned by the City shall be evidenced by a safekeeping receipt or a customer confirmation issued to the City by the safekeeping bank stating that securities are held in the Federal Reserve System in a customer account for the safekeeping bank which will name the City as "customer".

All DTC eligible securities shall be held in the safekeeping bank's Depository Trust Company (DTC) participant account and the custodian bank shall issue a safekeeping receipt evidencing that the securities are held for the City as "customer".

All non-book entry securities (physical delivery) shall be held by the safekeeping bank or its correspondent bank, and the custodian shall issue a safekeeping receipt to the City evidencing that the securities are held by the correspondent bank for the City as "customer".

The City's safekeeping bank will be required to furnish the City with monthly reports of holdings and safekeeping activity.

XI. Competitive Transactions

It is the policy of the City to provide a competitive environment for all individual security purchases and sales, financial institution deposits, and money market mutual fund and local government investment pool selections. The Investment Officers shall develop and maintain procedures for ensuring competition in the investment of the City's funds.

XII. Authorized Investments

All investments of the City shall be in accordance with Chapter 2256 of the Texas Government Code. It is the intent of the City that the list of securities be strictly interpreted. Maturity limitations vary by fund type. Please see Section XV, Investment Strategy by Fund Type of this Investment Policy. The City has further restricted the investment of funds to the following types:

- A. U.S. Treasury Obligations: Treasury Bills, Treasury Notes, Treasury Bonds and Treasury Strips.
- B. Federal Agency and Instrumentality Obligations: Debentures, discount notes, callable, step-up bonds, and other obligations issued by the following only: Federal Home Loan Bank (FHLB), Federal National Mortgage Association (FNMA), Federal Farm Credit Bank (FFCB), Federal Home Loan Mortgage Corporation (FHLMC), Federal Agricultural Mortgage Corporation (FAMC), and Federal Deposit Insurance Corporation (FDIC).
- C. Direct obligations of the State of Texas or its agencies and instrumentalities.
- D. Other obligations, the principal and interest of which are unconditionally guaranteed or insured by the State of Texas or the United States or its agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States.
- E. Obligations of states, agencies, counties, cities, and other political subdivisions of any state, rated as to investment quality by nationally recognized statistical ratings organization (NRSRO) at least A or its equivalent.
- F. Financial Institution Deposits that are placed in compliance with Section 2256.010 and Chapter 2257 of the Texas Government Code.
- G. Repurchase Agreements placed in compliance with Section 2256.011. For the purpose of this section, the term collateral shall mean purchased securities under the terms of the City's approved repurchase agreement. The purchased securities shall have a minimum market value including accrued interest of 103% of the dollar value of the transaction. Collateral shall be held in the City's third-party custodian bank, and the market value of the collateral securities shall be marked-to-the-market daily.

Repurchase Agreements shall be entered into only with counterparties who have executed a City approved Repurchase Agreement with the City Business organizations approved as Repurchase Agreement counterparties shall have a short-term credit rating of A-1 or the equivalent and a long-term credit rating of at least A or the equivalent by each NRSRO that rates the firm. The City shall maintain copies of the executed Repurchase Agreements.

- H. Money Market Mutual Funds registered under the Investment Company Act of 1940 that are “no-load” (meaning no commission or fee shall be charged on purchases or sales of shares); have a stated objective to maintain a daily net asset value per share of \$1.00; limit assets of the fund to “government” obligations; have a maximum stated maturity and weighted average maturity in accordance with Federal Securities Regulation 2a-7; and have a rating of at least AAAm or the equivalent.
- I. Local Government Investment Pools authorized under Section 2256.016 of the Texas Government Code that are “no-load” (meaning no commission or fee shall be charged on purchases or sales of shares); have a stated objective to maintain a daily net asset value per share of \$1.00; limit assets of the fund to securities authorized by the Public Funds Investment Act; and have a rating of at least AAAm or the equivalent.

Furthermore, to be eligible as an authorized investment, the investment pool must comply with the disclosure and reporting requirements of Section 2256.016 of the Texas Government Code.

The following investment instruments are not authorized for purchase by the City:

1. Collateralized Mortgage Obligations with a stated final maturity greater than ten years.
2. Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal.
3. Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest.
4. Inverse floating rate collateralized mortgage obligations.

Any deviation from this list must be pre-approved by the City Council. Investments purchased prior to this Policy’s revision that do not meet the revised requirements of this Policy are not required to be liquidated. The Investment Officers shall monitor each investment’s status to determine whether it is in the best interest of the City to hold or liquidate the investment.

Any Authorized Investment that requires a minimum rating does not qualify during the period the investment does not have the minimum rating. The City shall monitor the rating of each issuer, as applicable, at least quarterly, and take all prudent measures that are consistent with this Policy to liquidate an investment that does not have the minimum rating.

XIII. Collateral Policy

The City has established a collateral policy in compliance with Government Code Chapter 2257, Collateral for Public Funds. The collateral policy requires that deposits be secured with pledged collateral with a market value equal to no less than 103 percent of the principal plus accrued interest of the deposit, less any amount insured by the FDIC. Security may be in the form of surety bonds, federal deposit insurance, letters of credit issued by a federal agency or instrumentality, or a pledge of marketable securities maintained by a third-party custodian in the City's account. At its discretion, the City may accept or reject any proposed collateral and/or require a higher level of pledge for any proposed collateral. Substitutions and release of pledged securities may be made after obtaining written authorization from an Investment Officer. Collateral pledge receipts and monthly collateral reports shall be provided by the custodian which includes an itemized listing of pledged securities and, may include, market value as of the statement date.

Financial institutions serving as City depositories will be required to sign a depository or collateral agreement with the City. The custodial portion of the agreement shall define the City's rights to the collateral in case of default, bankruptcy, or closing and shall establish a perfected security interest in compliance with Federal and State regulations, including:

- the agreement must be in writing;
- the agreement has to be executed by the depository and the City contemporaneously with the acquisition of the asset;
- the agreement must be approved by the board of directors or the designated committee of the depository and a copy of the meeting minutes must be delivered to the City; and
- the agreement must be part of the depository's "official record" continuously since its execution.

XIV. Diversification

It is the intent of the City to diversify investments within the portfolio to avoid incurring unreasonable risks inherent in over-investing in specific instruments, individual financial institutions, or maturities. The asset allocation in the portfolio should be flexible depending upon the outlook for the economy, market conditions, and the City's anticipated cash flow needs.

XV. Investment Strategy by Fund Type

Concentration Fund: The Concentration Fund consolidates the investment of the Operating Governmental, Operating Enterprise, and Operating Special Revenue. These funds shall have as their primary objectives: safety of principal and maturity liquidity sufficient to meet anticipated cash flow requirements.

1. **Suitability:** Any investment eligible in the Investment Policy is suitable.
2. **Safety:** All investments shall be of high quality with no perceived default risk. Market price fluctuations will occur. Managing the weighted average days to maturity for the Concentration Fund's portfolio to two years or less and restricting the maximum allowable maturity to five years will minimize the price volatility of the overall portfolio.
3. **Liquidity:** The Concentration Fund requires the greatest short-term liquidity. Short-term Financial Institution deposits, investment pools and money market mutual funds will provide daily liquidity and may be utilized as a competitive yield alternative to fixed maturity investments.
4. **Marketability:** Securities with active and efficient secondary markets are necessary in the event of an unanticipated cash flow requirement
5. **Diversification:** Investment maturities should be staggered throughout the cash flow cycle. Diversifying the appropriate maturity structure out through two years will reduce market cycle risk.
6. **Yield:** Attaining a competitive market yield for comparable security-types and portfolio restrictions is the desired objective. The yield of an equally weighted, rolling one year Treasury-Bill portfolio will be the minimum yield objective.

Debt Service Funds: The Debt Service Funds consist of General Obligation Debt Service, Revenue Debt Service, and Revenue Debt Reserve Funds. These funds shall have as their objective sufficient investment liquidity to timely meet debt service payment obligations in accordance with provisions in the bond documents.

1. **Suitability:** Any investment eligible in the Investment Policy is suitable.
2. **Safety:** All investments shall be of high quality with no perceived default risk. Market price fluctuations will occur. However, by managing Debt Service Funds to not exceed the debt service payment schedule the market risk of the overall portfolio will be minimized.
3. **Liquidity:** Debt Service Funds have predictable payment schedules with reduced liquidity requirements. Investment maturities should not exceed the anticipated cash flow requirements. Financial Institution deposits, investment pools and money market mutual funds may provide a competitive yield alternative for short term fixed maturity investments.
4. **Marketability:** Securities with active and efficient secondary markets are not necessary as the event of an unanticipated cash flow requirement is not probable.
5. **Diversification:** Market conditions influence the attractiveness of fully

extending maturity to the next “unfunded” payment date. At no time shall investment maturity exceed the debt service schedule in an attempt to bolster yield.

6. **Yield:** Attaining a competitive market yield for comparable security-types and portfolio restrictions is the desired objective. The yield of an equally weighted, rolling three-month Treasury-Bill portfolio will be the minimum yield objective.

Capital Projects Funds: Capital Project Funds may be consolidated in the Concentration Fund or separately invested. Investment strategies for separately invested Capital Project Funds shall have as their primary objective sufficient investment liquidity to timely meet capital project obligations. If the City has funds from bond proceeds, they shall also be invested in accordance with provisions in the bond documents.

1. **Suitability:** Any investment eligible in the Investment Policy is suitable.
2. **Safety:** All investments shall be of high quality with no perceived default risk. Market price fluctuations will occur. However, by managing Capital Project Funds to not exceed the anticipated expenditure schedule the market risk of the overall portfolio will be minimized.
3. **Liquidity:** Capital Project Funds programs usually have reasonably predictable draw schedules reducing liquidity requirements. Financial Institution deposits, investment pools and money market mutual funds will provide readily available funds or a competitive yield alternative for short term fixed maturity investments.
4. **Marketability:** Securities with active and efficient secondary markets are necessary in the event of an unanticipated cash flow requirement.
5. **Diversification:** Market conditions and arbitrage regulations influence the attractiveness of staggering the maturity of fixed rate investments for Capital Project Funds. Generally, when investment rates exceed the applicable cost of borrowing, the City is best served by locking in most investments. If the cost of borrowing cannot be exceeded, then concurrent market conditions will determine the attractiveness of diversifying maturities or investing in shorter and larger amounts. A “flexible repurchase agreement,” or similar option, may be appropriate. At no time shall the anticipated expenditure schedule be exceeded in an attempt to bolster yield.
6. **Yield:** Achieving a positive spread to the applicable borrowing cost is the desired objective. Capital Project Fund portfolio management shall at all times operate within the limits of the Investment Policy’s risk constraints.

XVI. Performance Benchmarks

The investment portfolio shall be designed to attain a market rate of return throughout budgetary and economic cycles, taking into account prevailing market conditions, risk constraints for eligible securities, and cash flow requirements. The performance measurement of the investment portfolio shall be weighted average yield to maturity.

When comparing the performance of the investment portfolio, all fees involved with managing it shall be included in the computation of its rate of return net of fees.

XVII. Investment Reports

The Investment Officers and other investment officials, under the direction of the Director of Financial Services shall submit an investment report quarterly to the City Manager and City Council. The report must contain the following information:

- A. Investment position of the City on the date of the report;
- B. A signature of each Investment Officer of the City;
- C. A summary statement of each pooled fund or individual portfolio, that states: the beginning market value for the reporting period, the ending market value for the period, and any fully accrued interest for the reporting period;
- D. The maturity date of each separately invested asset that has a maturity date;
- E. State the book value and market value of each separately invested asset at the beginning and end of the reporting period by the type of asset and fund type invested, the method to monitor the market price of investments acquired is to check valuations from sources independent to the transaction;
- F. State the average maturity of each portfolio;
- G. State the compliance of the investment portfolio as it relates to the investment strategy expressed in the City's Investment Policy and compliance with all laws governing the City's investments.

XVIII. Annual Review and Adoption of Investment Policy and Strategies

At least annually, the City Council shall adopt a written instrument by resolution stating that it has reviewed the City's Investment Policy and incorporated investment strategies. The written instrument so adopted shall record any changes made to either the Investment Policy or the investment strategies.

Appendix A
Authorized Broker/Dealers

Coastal Securities (FTN Financial Capital Markets)
Multi-Bank Securities
Mutual Securities
Oppenheimer
Raymond James
Rice Financial
Wells Fargo

INVESTMENT REPORT FOR QUARTER ENDING DECEMBER 3, 2016

DESCRIPTION: The Investment Report for the quarter ending December 31, 2016 is presented as required by the Public Funds Investment Act.

The City's investments for the quarter were in compliance with the City's investment Policy and the Public Funds Investment Act. The City had investments in Texpool, Cutwater Texas Class Investment Pool and Certificate of Deposits.

Quarter Ending Dec 31, 2016
 Texpool \$ 834,561
 Ending Yield 0.46%
 Weighted Average Maturity 1 Days
 Interest Earned \$869

Texas Class \$ 9,624,014
 Ending Yield 0.88%
 Weighted Average Maturity 1 Days
 Interest Earned \$22,109

Certificate of Deposits \$23,098,719
 Ending Yields
 12 Months 0.80%
 24 Months 0.90%
 24 Months 1.00%
 24 Months 1.12%
 24 Months 1.05%
 30 Months 0.85%
 36 Months 1.20%
 36 Months 1.41%
 36 Months 0.88%
 Interest Earned \$57,851

Texpool is a local government investment pool. The primary objectives of the pool are to preserve capital and protect principal, maintain sufficient liquidity, provide safety of funds and investments, diversify to avoid unreasonable or avoidable risks, and maximize the return on the pool. The pool seeks to maintain a \$1.00 value per share as required by the Texas Public Funds Investment Act. Texpool investments consist exclusively of U.S. Government securities, repurchase agreements

collateralized by U.S. Government securities, and AAA-rated no-load money market mutual funds. Texpool is rated AAAM by Standard & Poor's, the highest rating a local government investment pool can achieve. The weighted average maturity of the portfolio is limited to 60 days calculated using the reset date for variable rate notes ("VRNs") and 90 days or fewer using the final maturity date for VRNs, with the maximum maturity for any individual security in the portfolio not exceeding 397 days for fixed rate securities and 24 months for VRNs.

Through our depository bank, Southside Bank, City funds are in an interest bearing account, with pledged securities for collateral. Per the depository contract, interest is earned at the daily 30-Day T-Bill rate plus thirty five basis points.

RECOMMENDED ACTION: Receive written investment report. No formal action required.

STAFF CONTACT: Angela Coen, Director of Finance
903-239-5521
acoen@ci.longview.tx.us

COUNCIL DATE: March 9, 2017

2017 HMAC HOT IN-PLACE RECYCLING

DESCRIPTION: Consider a resolution awarding a contract in the amount of \$522,707.50 to Cutler Repaving, Inc., of Lawrence, Kansas for the construction of the referenced project. The following bid was opened on February 20, 2017:

Bidder	Amount
Cutler Repaving, Inc. Lawrence, Kansas	\$522,707.50

This is a part of our annual maintenance that consists of the asphalt recycle and overlay of approximately 41,300 square yards of streets citywide. The streets were selected using the Pavement Management Program, which selects the streets needing annual maintenance based upon actual field investigation, testing data and according to the Pavement Management Policy as adopted by City Council.

Streets to be overlaid include Bill Owens from Spring Hill Road to Hawkins Parkway, H.G. Mosley from McCann Road to Judson Road and 6th Street from Rose Street to Marshall Avenue.

Public Works Engineering has examined the bids and the qualifications of the low bidder, and recommends award of the contract to Cutler Repaving, Inc. of Lawrence, Kansas in the amount of \$522,707.50.

RECOMMENDED ACTION: Passage of Resolution.

SOURCE OF FUNDS: Funding is available from the General Fund.

STAFF CONTACT: Rolin McPhee, P.E., Director of Public Works,
903-237-1336
rmcphee@longviewtexas.gov

COUNCIL DATE: March 9, 2017

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF CUTLER REPAVING, INC., OF LAWRENCE, KANSAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "2017 HMAC HOT-IN-PLACE RECYCLING"; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND CUTLER REPAVING, INC. FOR THE ABOVE REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE BIDDING REQUIREMENTS IN ACCEPTING SAID BID; 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.

WHEREAS, the City of Longview desires to begin construction of the project known as "2017 HMAC Hot In-Place Recycling"; and,

WHEREAS, this project provides for the asphalt overlay of approximately 41,300 square yards of street citywide; and,

WHEREAS, funding for this project is provided from the General Fund;
NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS:

Section 1. That the findings set out in the preamble to this resolution are hereby in all things approved and adopted.

Section 2. That the bid submitted by Cutler Repaving, Inc. of Lawrence, Kansas, for construction of the project known as "2017 HMAC Hot In-Place Recycling"

in the amount of \$522,707.50 is the lowest bid submitted to the City of Longview for construction of said project.

Section 3. That the City of Longview hereby accepts the aforementioned bid by Cutler Repaving, Inc. in the amount of \$522,707.50.

Section 4. That the City Manager, his designee or other official of the City as shall be required, are hereby authorized and directed to execute any and all contracts and other documents, as approved by the City Attorney's Office, incident to the acceptance on behalf of the City of Longview of a bid by Cutler Repaving, Inc. of Lawrence, Kansas, for the project known as "2017 HMAC Hot In-Place Recycling".

Section 5. That the process by which the aforementioned bid was received and accepted in all things complied with the applicable purchasing requirements of state and federal law, including but not limited to the requirements of Chapter 252 of the Texas Local Government Code.

Section 6. That the meeting at which the aforesaid bid was accepted was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

Section 7. That this resolution shall become effective from and after its passage.

PASSED AND APPROVED this 9th day of March, 2017.

Dr. Andy Mack
Mayor

ATTEST:

Shelly Ballenger
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

RES PW BID 2017 HMAC HOT IN PLACE RECYCLING 3-9-17

**INTERSECTION IMPROVEMENTS
EAST HAWKINS PARKWAY EAST OF AND EASTMAN
CHANGE ORDER NUMBER 1**

DESCRIPTION: Consider a Resolution for authorizing and directing the City Manager to execute Change Order Number 1 with East Texas Bridge of Longview, TX. in the amount of \$33,725.00 regarding the Intersection Improvements - East Hawkins Parkway East of and Eastman Project.

The Change Order Number 1 is for additional concrete street pavement as recommended by the Texas Department of Transportation and to provide an allowance for necessary field changes.

Kimley-Horn and Associates, Inc. and Public Works have examined the scope change, and it is recommended that the City change the contract from \$584,784.40 to the amount of \$618,509.40.

RECOMMENDED ACTION: Passage of Resolution

SOURCE OF FUNDS: Funding is available from the Regional Authority Grant administered by Gregg County and CIP Street Bond.

STAFF CONTACT: Rolin McPhee, P.E., Director of Public Works
903-237-1336
rmcphee@longviewtexas.gov

COUNCIL DATE: March 9, 2017

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE CHANGE ORDER NUMBER 1 WITH EAST TEXAS BRIDGE, INC. OF LONGVIEW, TEXAS, REGARDING INTERSECTION IMPROVEMENTS- E. HAWKINS PARKWAY EAST OF N. EASTMAN PROJECT; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO SAID CHANGE ORDER; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO REMIT FUNDS TO EAST TEXAS BRIDGE, INC., FOR THE ABOVE REFERENCED CHANGE ORDER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, on November 10, 2016, the City Council awarded a construction contract to East Texas Bridge, Inc. in the amount of \$ 584,784.40 for the construction of the “Intersection Improvements - E. Hawkins Parkway East of Eastman Road” project; and,

WHEREAS, the City of Longview desires to change the contract for “Intersection Improvements - E. Hawkins Parkway East of Eastman Road” project to include additional concrete street pavement as required by the state to facilitate installing a turn lane from Eastman Road and project allowance to account for unforeseen work necessary to complete the project; and,

WHEREAS, Change Order Number 1 is necessary to accomplish the construction with a net increase to the original contract amount not to exceed

\$33,725.00; and,

WHEREAS, funding for Change Order Number 1 is provided from the Regional Authority Grant administered by Gregg County; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS:

Section 1. That the findings set out in the preamble to this resolution are hereby in all things approved and adopted.

Section 2. That Change Order Number 1 in the amount of \$33,725.00 for the project known as the "Intersection Improvements - E. Hawkins Parkway East of Eastman Road" is hereby approved.

Section 3. That the revised construction contract amount for the aforesaid project will be \$618,509.40.

Section 4. That the City Manager, his designee or other official of the City as shall be required, are hereby authorized and directed to execute Change Order Number 1 in the amount of \$33,725.00 for the project known as the "Intersection Improvements-E. Hawkins Parkway East of Eastman Road".

Section 5. That the City Manager, his designee or other official of the City as shall be required, are hereby authorized and directed to remit funds in an amount not to exceed \$33,725.00 to East Texas Bridge, Inc., for Change Order Number 1 for the project known as "Intersection Improvements- E. Hawkins Parkway East of Eastman Road".

Section 6. That the meeting at which the aforesaid resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings

Act, Texas Government Code Chapter 551.

Section 7. That this resolution shall become effective from and after its passage.

PASSED AND APPROVED this 9th day of March, 2017.

Dr. Andy Mack
Mayor

ATTEST:

Shelly Ballenger
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R PW CHANGE ORDER HAWKINS & EASTMAN INTERSECTION IMPROVE 3-9-17

CANCEL MAY 6, 2017 GENERAL ELECTION

DESCRIPTION:	<p>Section 2.051 of the Texas Election Code allows the governing body to cancel an election by ordinance when each candidate whose name is to appear on the ballot is unopposed, there are no propositions to appear on the ballot, and no candidate's name is to be placed on a list of write-in candidates.</p> <p>Consider an Ordinance canceling the May 6, 2017, General Election for Districts 3 and 4 and declaring Councilwoman Kasha Williams and Councilwoman Kristen Ishihara elected to office.</p> <p>The Oath of office for the unopposed candidates will be May 11, 2017, at the regular Council Meeting after election day.</p>
RECOMMENDED ACTION:	Approval of the Ordinance
SOURCE OF FUNDS:	Not applicable
STAFF CONTACT:	Shelly Ballenger, City Secretary 903-237-1081 sballenger@longviewtexas.gov
COUNCIL DATE:	March 9, 2017

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, CONFIRMING THE CERTIFICATIONS OF KASHA WILLIAMS AS AN UNOPPOSED CANDIDATE FOR ELECTION AS CITY COUNCIL MEMBER FOR CITY COUNCIL VOTING DISTRICT NO. 3 AND KRISTEN ISHIHARA AS AN UNOPPOSED CANDIDATE FOR ELECTION AS CITY COUNCIL MEMBER FOR CITY COUNCIL VOTING DISTRICT NO. 4 FOR THE MAY 6, 2017, GENERAL ELECTION; DECLARING KASHA WILLIAMS ELECTED AS CITY COUNCIL MEMBER FOR CITY COUNCIL VOTING DISTRICT NO. 3 AND DECLARING KRISTEN ISHIHARA ELECTED AS CITY COUNCIL MEMBER FOR CITY COUNCIL VOTING DISTRICT NO. 4; DECLARING THE MAY 6, 2017, GENERAL ELECTION CANCELED; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Longview, Texas, by Ordinance No. 4091, passed and approved January 12, 2017, did thereby in accordance with City Charter and state law call for an election to be held on the first Saturday in May, 2017, the same being May 6, 2017, for the purpose of electing members of the City Council for City Council Voting Districts Nos. 3 and 4 to three (3) year terms; and,

WHEREAS, as a consequence of said ordinance, the offices of the City Secretary were held open in accordance with state law to receive applications for those individuals filing for election to the City Council of the City of Longview for Voting Districts Nos. 3 and 4; and,

WHEREAS, Subchapter C of Chapter 2 of the Texas Election Code provides a process for election of unopposed candidates as officers of a political

subdivision other than a county in which write-in votes may be counted only for names appearing on a list of write-in candidates and in which each candidate whose name is to appear on the ballot is unopposed, and no proposition is to appear on the ballot; and,

WHEREAS, the City Secretary of the City of Longview, Texas, in conformance with Section 2.052 of the Texas Election Code, and as the authority responsible for having the official ballot prepared on behalf of the City of Longview, has certified in writing that only a single candidate's name is to be placed on each ballot for the positions of City Council Member from City Council Voting Districts Nos. 3 and 4, respectively, and hence each such candidate is running unopposed; and,

WHEREAS, in conformance of Section 2.052 of the Texas Election Code, the City Secretary, as the authority responsible for having the official ballot prepared, has further certified in writing that no candidate's name is to be placed on a list of write-in candidates for the position of City Council Member for either City Council Voting District No. 3 or No. 4; and,

WHEREAS, the aforesaid certification by the City Secretary of the City of Longview has been delivered to the City Council of the City of Longview after the filing deadlines for placement on the ballot and list of write-in candidates, in conformance with Section 2.052(b) of the Texas Election Code; and,

WHEREAS, by virtue of such certification, the City Secretary has certified to the City Council that Kasha Williams is eligible to be elected to the office of Council member for City Council District No. 3 and is unopposed; and,

WHEREAS, by virtue of such certification, the City Secretary has also certified to the City Council that Kristen Ishihara is eligible to be elected to the office of

Council member for City Council District No. 4 and is unopposed; and,

WHEREAS, pursuant to Chapter 2, Subchapter C, Section 2.051, *et seq.*, of the Texas Election Code, the City Council of the City of Longview, Texas, by ordinance, desires to declare each of the aforementioned unopposed candidates elected to office and to cancel the May 6, 2017, general election; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS:

Section 1. That the findings set out in the preamble to this ordinance are hereby in all things approved and adopted.

Section 2. That the certification of the City Secretary of the City of Longview, Texas, that the filing deadlines for placement on the ballot and list of write-in candidates for the May 6, 2017, general election have passed, and Kasha Williams is the only candidate to have placed her name on the ballot for election from Council Voting District No. 3 and is thereby an unopposed candidate for election as City Council Member for City Council Voting District No. 3, is hereby in all things confirmed.

Section 3. That the certification of the City Secretary of the City of Longview, Texas, that the filing deadlines for placement on the ballot and list of write-in candidates for the May 6, 2017, election have passed, and Kristen Ishihara is the only candidate to have placed her name on the ballot for election from Council Voting District No. 4 and is thereby an unopposed candidate for election as City Council Member for City Council Voting District No. 4, is hereby in all things confirmed.

Section 4. That Kasha Williams is hereby elected as Council Member for the City of Longview, City Council Voting District No. 3, for a three-year term and shall

be delivered a Certificate of Election by the City Secretary from and after the election day of May 6, 2017.

Section 5. That Kristen Ishihara is hereby elected as Council Member for the City of Longview, City Council Voting District No. 4, for a three-year term and shall be delivered a Certificate of Election by the City Secretary from and after the election day of May 6, 2017.

Section 6. That pursuant to Section 2.053(b) of the Texas Election Code, there being no further candidates for election on the ballot of May 6, 2017, and no propositions to appear thereon, in accordance with state law the general election previously ordered for May 6, 2017, shall not be held and shall be in all things canceled.

Section 7. That the City Secretary shall in accordance with state law post a copy of this ordinance on Election Day, May 6, 2017, at each polling place that would have been used in the general election previously called for May 6, 2017.

Section 8. That the meeting at which this ordinance was approved was conducted in strict compliance with the Texas Open Meetings Act (Texas Government Code Chapter 551).

Section 9. That this ordinance shall be effective immediately from and after its date of passage and publication as required by law.

PASSED AND APPROVED this 9th day of March, 2017

Dr. Andy Mack
Mayor

ATTEST:

Shelly Ballenger
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

O ELECTION CANCEL DIST 3&4 3-9-17

ACCEPTANCE OF DONATION

DESCRIPTION: Consider a Resolution accepting the cash donation of \$75,600.00 from Tom Chinn for the purchase of one hundred and eight (108) ballistic vests for Longview Police Department officers; authorizing the City Manager or City Manager's designee to execute all necessary documents incident to said donation.

RECOMMENDED ACTION: Resolution and Council approval

SOURCE OF FUNDS:

STAFF CONTACT: Mike Bishop , Chief of Police
903-237-1100
mbishop@longviewtexas.gov

COUNCIL DATE: March 9, 2017

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE DONATION OF \$75,600.00 FROM MR. TOM CHINN FOR THE PURCHASE OF ONE HUNDRED AND EIGHT (108) BALLISTIC VESTS FOR LONGVIEW POLICE DEPARTMENT OFFICERS; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO SAID DONATION; 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.

WHEREAS, the City of Longview Police Department is in current need of one hundred and eight (108) ballistic vests; and,

WHEREAS, Mr. Tom Chinn has offered to donate \$75,600.00 toward the purchase of one hundred and eight (108) ballistic vests; and,

WHEREAS, all monetary donations over ten thousand dollars (\$10,000) in value must be approved by the City Council before acceptance; and,

WHEREAS, this donation will provide all police officers with a ballistic vest to apply on top of their uniform; and

WHEREAS, the donation means the City of Longview does not have to make this capital expenditure; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS:

Section 1. That the findings set out in the preamble to this resolution are hereby in all things approved and adopted.

Section 2. That the acceptance of a \$75,600.00 donation from Mr. Tom Chinn to purchase one hundred and eight (108) ballistic vests is hereby approved.

Section 3. That the City Manager, the City Manager's designee, and/or other official of the City as shall be required, is/are hereby authorized to execute any and all documents, as approved by the City Attorney's Office, incident to the acceptance of the donation.

Section 4. That the meeting at which this resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

Section 5. That this resolution shall be effective immediately from and after its date of passage.

PASSED AND APPROVED this 9th day of March, 2017.

Dr. Andy Mack
Mayor

ATTEST:

Shelly Ballenger
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R POLICE BALLISTIC VESTS DONATION 3-9-17