



City Council Meeting Agenda

5:30 p.m.

September 27, 2018

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. Community Recognition**
- VI. Citizen Comment**
- VII. Public Safety Update**
 - A. Police
 - B. Fire
- VIII. Consent Agenda**
 - A. Consider a Resolution authorizing the City Manager or the City Manager's designee to enter into a maintenance agreement with Harris Computer Systems for utility billing software maintenance and support – Willie Marshall, Water Utilities Manager. [Pages 3-6](#)
 - B. Consider a Resolution authorizing and directing the City Manager or the City Managers designee to execute any necessary documents for the purchase of Traffic Signal Equipment via the city's purchasing agreement with the local government purchasing cooperative administered by the Texas Association of School Boards ("TASB Buyboard") – Rolin McPhee, Director of Public Works. [Pages 7-10](#)

- 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 ABS Utility Construction, LLC, of Shreveport, Louisiana, in the amount of \$716,617 for the construction of the Whatley Road Lift Station Force Main Improvements and Evergreen Street Sewer Line Replacement Project – Rolin McPhee, P.E., Director of Public Works. [Pages 11-14](#)
- D. Consider an Ordinance regarding Atmos Energy Corporation's proposal to increase natural gas rates pursuant to its Statement of Intent filed on or about June 1, 2018 – Jim Finley, City Attorney. [Pages 15-22](#)
- E. Consider a Resolution approving a decrease in rates related to the application of the Southwestern Electric Power Company ("SWEPCO") for authority to decrease rates submitted on or about April 4, 2018 – Jim Finley, City Attorney. [Pages 23-27](#)
- F. Consider a Resolution authorizing and directing the disbursement of grants of Hotel/Motel Occupancy Tax monies – Dietrich R. Johnson, Assistant Director of Community Services. [Pages 28-31](#)
- G. 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 Clean Cut General Contractors, LLC of White Oak, Texas for Community Development Division Full Home Rehabilitation and Emergency Repair Program – Dakota Brown, Community Development Administrator. [Pages 32-36](#)
- H. Consider approval of the following minutes: July 12, 2018, July 26, 2018 and August 9, 2018 – Angie Shepard, City Secretary. [Page 37](#)

IX. Action Item

Consider a Resolution adopting a Five-year Capital Improvements Program (CIP) and allocating funds for the 2018-2019 Projects – Alton Bradley, P.E., City Engineer. [Pages 38-41](#)

X. Items of Community Interest

XI. 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.

UTILITY BILLING SOFTWARE MAINTENANCE

DESCRIPTION: Consider a resolution approving and authorizing the City Manager to continue the maintenance and support agreement with Harris Computer Systems for utility billing/customer information system software maintenance.

The City of Longview utility billing department currently uses Harris software for utility billing management and in order to keep the software current and working properly a maintenance agreement is necessary. In September 2002, in response to an RFP for a utilities billing management system, the Harris Computer Systems was selected and purchased. Harris Computer Systems is the only provider of the Harris utility billing system maintenance and support, therefore, is a sole source and is not subject to the competitive bidding procedures. From the initial year, the annual maintenance fees have increased in proportion to the value of the system. The current annual maintenance fee is \$98,487.00, which covers licensing of eight different software components.

RECOMMENDED ACTION: Approval of the Resolution

SOURCE OF FUNDS: Maintenance Contract, 010-070-000-5190

STAFF CONTACT: Willie Marshall, Water Utility Manager
903-237-1034
wmarhsall@longviewtexas.gov

COUNCIL DATE: September 27, 2018

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE AND EXECUTE MAINTENANCE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND HARRIS COMPUTER SYSTEMS OF OTTAWA, ONTARIO CANADA, FOR COMPUTER SOFTWARE MAINTENANCE FOR THE CITY OF LONGVIEW'S UTILITY BILLING SOFTWARE; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND HARRIS COMPUTER SYSTEMS FOR THE ABOVE REFERENCED SERVICES IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; AUTHORIZING THE RENEWAL OF SAID AGREEMENTS AT THE CITY MANAGER'S DISCRETION PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER SAID AGREEMENT FOR ANY RENEWAL TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID AGREEMENT IN THE CONCURRENT BUDGET YEAR; DETERMINING 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, the City of Longview (herein called the "City") operates a utility billing/customer information system; and,

WHEREAS, Harris Computer Systems of Ottawa, Ontario Canada is the current provider for computer software system utilized by the City; and,

WHEREAS, said system must be maintained to allow continuous functionality for the City of Longview; and,

WHEREAS, Harris Computer Systems of Ottawa Canada, is also the sole source of maintenance for their utility billing/customer information system; and,

WHEREAS, as a result of the foregoing, the acquisition of said services is

exempt from the bidding requirements of Chapter 252 of the Texas Local Government Code by Section 252.022 (a) (7); and,

WHEREAS, funding for these services is will not exceed budgeted funds in any corresponding year; 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 Manager, the City Manager's designee, or other official of the City as shall be required, is hereby authorized and directed to negotiate and execute any and all agreements and other documents, as approved by the City Attorney's Office, incident to the acceptance on behalf of the City of Longview of a maintenance agreement for Harris Computer Systems of Ottawa, Ontario Canada.

Section 3. That the City Manager, the City Manager's designee or other official of the City of Longview as shall be required, is hereby authorized to renew said contract at the City Manager's discretion provided that the total amount spent under said agreement for any one renewal term shall not exceed funds budgeted for said contract in the concurrent budget year and the acquisition of said services is exempt from the bidding requirements of Chapter 252 of the Texas Local Government Code as the sole source provider.

Section 4. That the meeting at which the aforesaid service agreements were accepted 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 become effective immediately from and after its passage.

PASSED AND APPROVED this 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R WATER HARRIS SOLE SOURCE MAINTENANCE 9-27-18

SIEMENS/ITERIS TRAFFIC SIGNAL EQUIPMENT

| | |
|----------------------------|---|
| DESCRIPTION: | <p>This item would allow for the purchase of Siemens/Iteris Traffic Signal Equipment for use with the City's Traffic Control System.</p> <p>The decision to switch to Siemens/Iteris traffic signal controller equipment was made during the 2007/2008 budget preparation. Since that time, a substantial investment has been made for this equipment and software. The Traffic Division expects to spend approximately \$85,000.00 in fy2018/2019 for this equipment. Siemens/Iteris traffic equipment is available for purchase through the Texas Association of School Boards (TASB) BuyBoard cooperative purchasing program.</p> <p>We recommend that the City purchase Siemens/Iteris Traffic control equipment from Iteris, Inc. using the TASB BuyBoard purchasing cooperative program. The equipment listed has been properly bid and by purchasing from the TASB BuyBoard purchasing cooperative agreement we fulfill bidding requirements under Chapter 252 of the Local Government Code.</p> <p>The total of all transactions will not exceed the City's budgeted funds.</p> |
| RECOMMENDED ACTION: | Approval of the purchase of Seimens/Iteris traffic control equipment from Iteris, Inc. using the the TASB BuyBord purchasing cooperative program. |
| SOURCE OF FUNDS: | Signal Systems;Traffic Signs 001-023-000-4420,001-023-000-4720. |
| STAFF CONTACT: | Jaye Latch, Purchasing Manager 903-237-1324 jlatch@longviewtexas.gov Rolin McPhee, P.E. Director of Public Works 903-237-1336 |
| COUNCIL DATE: | September 27, 2018 |

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE PURCHASE OF TRAFFIC CONTROL SIGNAL EQUIPMENT VIA THE CITY'S PURCHASING AGREEMENT WITH THE LOCAL GOVERNMENT PURCHASING COOPERATIVE ADMINISTERED BY THE TEXAS ASSOCIATION OF SCHOOL BOARDS ("TASB BUYBOARD"); AUTHORIZING AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE AND/OR OTHER OFFICIAL(S) OF THE CITY AS SHALL BE REQUIRED TO EXECUTE ANY DOCUMENTS NECESSARY FOR SAID PURCHASES; SETTING FORTH THE CONDITIONS OF SUCH AUTHORIZATION; DETERMINING THAT SAID PURCHASES ARE EXEMPT FROM STATE COMPETITIVE PURCHASING REQUIREMENTS; FINDING AND DETERMINING 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 of Longview (hereinafter called the "City") operates a traffic control system; and,

WHEREAS, this traffic control system must be managed and maintained to allow for the safe and orderly flow of vehicular traffic within the City; and,

WHEREAS, traffic control signal equipment are required components to provide for said traffic control system; and,

WHEREAS, the City is able to purchase such traffic control signal equipment through a cooperative purchasing agreement with the Texas Association of School Boards (TASB) BuyBoard; and,

WHEREAS, section 271.102 of the Texas Local Government Code authorizes the purchase of such equipment without the need for the City to engage in a

competitive purchasing process where the equipment is purchased through the City's participation in a cooperative purchasing program with another local government or a local cooperative organization; and,

WHEREAS, TASB is such a local cooperative organization and the TASB BuyBoard is such a cooperative purchasing program; and,

WHEREAS, the City of Longview has a such a contract with said local cooperative organization; and,

WHEREAS, funding for these purchases will be provided from budgeted funds for the corresponding fiscal year; 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, subject to the conditions set forth in this resolution, the City is hereby authorized to purchase traffic control signal equipment via the City's participation in TASB BuyBoard cooperative purchasing program.

Section 3. That the City Manager, the City Manager's designee and/or other official(s) of the City as shall be required, are hereby authorized to negotiate and execute any and all contracts and other documents on behalf of the City, as approved by the City Attorney's office, incident to the purchases authorized herein.

Section 4. That the authorization provided herein is contingent upon all of the following:

- a) The purchases authorized herein shall not require an amendment

of the City's budget; and,

b) The items purchased pursuant to this resolution are purchased through the cooperative purchasing program administered by the TASB BuyBoard.

Section 5. That the purchases described in this resolution are exempt from state bidding requirements pursuant to section 271.102 of the Texas Local Government Code.

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

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

PASSED AND APPROVED this 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R PW TRAFFIC CONTROL EQUIPMENT TSAB 9-27-18

WHATLEY ROAD LIFT STATION FORCE MAIN IMPROVEMENTS AND EVERGREEN STREET SEWER LINE REPLACEMENT PROJECT

DESCRIPTION: Consider a resolution awarding a contract in the amount of \$716,617 to ABS Utility Construction, LLC, of Shreveport, Louisiana, for the construction of the referenced project. The following bids were opened on September 6, 2018:

| Bidder | Amount |
|--|---------------|
| ASB Utility Construction, LLC. Shreveport, LA | \$ 716,617.00 |
| Wicker Construction, Inc. Shreveport, LA | \$ 840,279.75 |
| AAA Sanitation, Inc. Tyler, TX | \$ 868,594.50 |
| BELT Construcion, Inc. Texarkana, AR | \$ 999,574.30 |

The scope of work includes approximately 4,050 linear feet of twelve-inch force main at Whatley Road lift station (Whatley Road to Lafamo Road), work required to reclaim abandoned eight-inch force main (Lafamo Road to Silver Falls Road), approximately 1,550 linear feet of eight-inch sewer main at Evergreen Street (Gilmer Road to Gilmer Creek), and miscellaneous work as necessary to complete the installations.

KSA Engineers has examined the bids and the qualifications of the low bidder, and recommends that the City award the contract to ABS Utility Construction, LLC, in the amount of \$716,617. Staff concurs with their recommendation.

RECOMMENDED ACTION: Passage of the resolution.

SOURCE OF FUNDS: Funding is available from the Sewer Utility CIP Fund.

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

COUNCIL DATE: September 27, 2018

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF ABS UTILITY CONSTRUCTION, LLC., OF SHREVEPORT, LOUISIANA, FOR CONSTRUCTION OF THE PROJECT ENTITLED "WHATLEY ROAD LIFT STATION FORCE MAIN IMPROVEMENTS AND EVERGREEN STREET SEWER LINE REPLACEMENT"; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND ABS UTILITY CONSTRUCTION, LLC., 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 "Whatley Road Lift Station Force Main Improvements and Evergreen Street Sewer Line Replacement"; and,

WHEREAS, this project provides for the construction of approximately 4,050 linear feet of twelve-inch force main at Whatley Road lift station (Whatley Road to Lafamo Road), work required to reclaim abandoned eight-inch force main (Lafamo Road to Silver Falls Road), approximately 1,550 linear feet of eight-inch sewer main at Evergreen Street (Gilmer Road to Gilmer Creek), and miscellaneous work as necessary to complete the installations; and,

WHEREAS, funding for this project is provided from the from the Sewer Utility CIP 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 ABS Utility Construction, LLC., of Shreveport Louisiana for construction of the project known as "Whatley Road Lift Station Force Main Improvements and Evergreen Street Sewer Line Replacement" in the amount of \$716,617.00 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 ABS Utility Construction, LLC. of Shreveport Louisiana in the amount of \$716,617.00.

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 ABS Utility Construction, LLC., of Shreveport Louisiana for the project known as "Whatley Road Lift Station Force Main Improvements and Evergreen Street Sewer Line Replacement".

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 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R PW WHATLEY RD LIFT STATION & EVERGREEN ST SEWER LINE 9-27-18

DENIAL OF ATMOS ENERGY'S PROPOSED INCREASE IN RATES AND APPROVAL OF AN ALTERNATIVE INCREASE IN RATES

DESCRIPTION:

On or about June 1, 2018, Atmos Energy Corporation (“Atmos” or “Company”) filed a Statement of Intent with members of the coalition of cities known as the Atmos Texas Municipalities (“ATM”) comprised of about 50 cities, of which the City is a member, to increase rates by approximately \$4.5 million, which equates to an increase of about 8% in annual non-gas-cost revenue in the ATM cities. On a system-wide basis, Atmos’s proposed increase would be the equivalent of about \$46.0 million; this equates to an increase in annual revenue of about 7.3%.

ATM’s Special Counsel and rate experts recommend that the ATM cities approve an increase in Atmos Energy’s annual revenue of about \$12.81 million (on a system-wide basis), which equates to an increase of about \$1.3 million for the ATM cities and represents an increase of about 2% in annual revenue.

Additionally, Special Counsel and rate experts recommends that the ATM cities approve a surcharge to recover the ATM cities’ rate case expenses incurred through August 31, 2018, which total about \$116,000.00, as allowed under the Gas Utility Regulatory Act § 103.022. The monthly surcharges to recover the ATM cities’ rate-case expenses for an average Residential customer is approximately \$0.01 per month (based on a surcharge of \$0.00030/ccf).

The rates approved by the City have an effective date Oct. 4, 2018, for service rendered on and after that date. Comparison of change in bills for residential customer:

| ATMOS: Change in Average Bill (excluding cost of gas) | ATM: Change in Average Bill (excluding cost of gas) |
|--|--|
| 11.15% increase | 1.47% increase |

RECOMMENDED ACTION: Passage of Resolution.

STAFF CONTACT: Jim Finley, City attorney
903-237-1091
jfinley@longviewtexas.gov

COUNCIL DATE: September 13, 2018

ORDINANCE NO.

AN ORDINANCE BY THE CITY OF LONGVIEW, TEXAS (“CITY”) DENYING A PROPOSED INCREASE SOUGHT BY ATMOS ENERGY-MIDTEX DIVISION IN CONNECTION WITH THE RATE INCREASE FILING IT MADE ON ABOUT JUNE 1, 2018; APPROVING AN ALTERNATIVE INCREASE IN RATES; DIRECTING ATMOS TO FILE CONFORMING TARIFFS AND TO REIMBURSE THE CITY’S RATE CASE EXPENSES; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE

WHEREAS, Atmos Energy (“Atmos Energy,” “Atmos,” or “Company”) filed a Statement of Intent with the City on or about June 1, 2018, to increase its annual revenue by approximately \$4.5 million in the cities known as Atmos Texas Municipalities (“ATM”), which equates to an increase in annual revenue of approximately 8.0 percent, and is the equivalent of an increase of about \$46.0 million on a system-wide basis; and,

WHEREAS, the City is a regulatory authority under the Gas Utility Regulatory Act (“GURA”) and under Chapter 104, §103.001 et seq. of GURA has exclusive original jurisdiction over Atmos’s rates, operations, and services within the municipality; and,

WHEREAS, in order to maximize the efficient use of resources and expertise in reviewing, analyzing and investigating Atmos’s rate request and its changes in tariffs it is prudent to coordinate the City’s efforts with a coalition of similarly situated municipalities; and,

WHEREAS, the City, in matters regarding applications by Atmos to change rates, has in the past joined with other local regulatory authorities to form an

alliance of cities known as Atmos Texas Municipalities (“ATM”), and hereby continues its participation in ATM; and,

WHEREAS, Atmos’s rate request consists of a voluminous amount of information including Atmos’s rate-filing package, exhibits, schedules, and workpapers; and,

WHEREAS, Atmos’s rate application is the Company’s first general rate case since about 2012, and follows annual increases approved under the now-expired tariff known as the “Rate Review Mechanism” (“RRM”); and,

WHEREAS, Atmos proposed July 6, 2018, as the effective date for its requested increase in rates; and,

WHEREAS, the City previously suspended Atmos’ proposed effective from July 6, 2018, to October 4, 2018; and,

WHEREAS, the City, exercising its duties as a local regulatory authority with regard to Atmos’ rates, services, and operations, through ATM engaged the law firm of Herrera Law & Associates as Special Counsel and rate experts from the consulting firms of the Garrett Group, LLC, GDS and Associates, Inc., and J. Randall Woolridge, Ph.D, to review Atmos’ rate filing package; and,

WHEREAS, Atmos failed to establish the need for an increase of about \$46 million and the specific rates Atmos proposed; and,

WHEREAS, merits at most an increase of about \$12.81 million, which is approximately an increase of \$1.25 million in the ATM cities, and the specific rates set forth in Exhibit A to this Ordinance, and made a part of this Ordinance as if fully set out

in its body; and,

WHEREAS, Atmos failed to establish the reasonableness of its proposed rate design; and,

WHEREAS, a reasonable rate design is as set forth in Exhibit A; and,

WHEREAS, Atmos failed to establish the reasonableness of its proposed cost of capital, including Atmos' proposed capital structure; and,

WHEREAS, a reasonable cost of capital and capital structure is as set forth in Exhibit A to this Ordinance; and,

WHEREAS, pursuant to Gas Utility Regulatory Act § 103.022, cities have a statutory right to recover their reasonable rate case expenses, NOW, THEREFORE,

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

Section 1. The findings set out in the preamble are in all things approved and incorporated herein as if fully set forth.

Section 2. Atmos failed to establish that its requested increase in revenue of about \$46 million, and its proposed changes in rates as set forth in its Statement of Intent submitted to the City on about June 1, 2018, result in just and reasonable rates, and are therefore, hereby DENIED.

Section 3. An increase of about \$12.81 million as shown in Exhibit A, and as detailed in Exhibit B to this Ordinance, each of which is hereby incorporated by reference, and the rates shown below, are hereby APPROVED, to wit:

| |
|--|
| Approved Increase in Annual Revenue (System Wide – MidTex Division) |
| \$12,807,858 |

| Customer Class/Rate | APPROVED RATE |
|--|----------------------|
| Rate R - Residential | |
| Customer Charge per month | \$17.89 |
| Consumption Charge (per CCF) | \$0.16052 |
| Rate C - Commercial | |
| Customer Charge per month | \$37.85 |
| Consumption Charge (per CCF) | \$0.10081 |
| Rate I & T – Indus. & Transp. | |
| Customer Charge per month | \$619.85 |
| Consumption Chrg - First 1,500 MMBTU | \$0.3655 |
| Consumption Chrg - Next 3,500 MMBTU | \$0.2908 |
| Consumption Chrg - Over 5,000 MMBTU | \$0.0761 |

Section 4. A rate-case-expense surcharge (“RCE Surcharge”) as shown below to allow Atmos to recover the City’s rate case expenses is hereby APPROVED, said surcharge per class to be in effect for a period of five (5) years:

| Rate Class | RCE Surcharge |
|-----------------------------|----------------------|
| Residential | \$0.00030 per ccf |
| Commercial | \$0.00011 per ccf |
| Industrial & Transportation | \$0.0001 per MMbtu |

Section 5. Atmos is hereby ordered to submit to the City a report detailing the rate-case expenses recovered through the RCE Surcharges, said report to be filed by October 1 of each year until full recovery of the rate case expenses and in no event is Atmos permitted to recover in excess of the rate case expenses approved by this Ordinance.

Section 6. Atmos' requested return on equity of 10.50% and its proposed capital structure of 60.18% equity and 39.82% long-term debt, are hereby DENIED.

Section 7. A return on equity of 9.80%; a cost of long-term debt of 5.45%; and a cost of short-term debt of 1.68%, are hereby APPROVED.

Section 8. A capital structure of 53.81% equity; 38.98% long-term debt; and 7.21% short-term debt, yielding a weighted cost of capital of 7.5189%, are hereby APPROVED.

Section 9. Atmos is hereby ordered to reimburse the City's rate case expenses incurred as a member of the Atmos Texas Municipalities ("ATM") through August 31, 2018, as set forth in Exhibit B, by no later than thirty (30) days from the effective date of this Ordinance.

Section 10. Atmos is hereby ordered to reimburse the City's rate case expenses incurred after August 31, 2018, for the City's reasonable costs associated with the City's continued activities related to this rate review or related to proceedings involving Atmos in proceedings before the City or any ATM city, the Railroad Commission of Texas, or any court of law, and that Atmos shall do so on a monthly basis and within 30 days after submission of the City's invoices to Atmos.

Section 11. Atmos is directed to submit to the City a set of tariffs modified to correspond to the rates approved by this Ordinance and that it do so by no later than fifteen (15) calendar days after the effective date of this Ordinance, said submittal to be accompanied by an affidavit from an officer of Atmos Energy attesting that the rates presented in the modified tariffs are in accordance with the rates approved by this Ordinance.

Section 12. The City shall continue its participation in a coalition of cities known as the Atmos Texas Municipalities (“ATM”), and authorizes intervention in proceedings related to Atmos’ Statement of Intent before the Railroad Commission of Texas and related proceedings in courts of law that may have an impact on rates within the City; and

Section 13. Subject to the right to terminate employment at any time, the City continues its engagement of and authorizes the law firm of Herrera Law & Associates, PLLC to act as Special Counsel with regard to rate proceedings involving Atmos before the City, the Railroad Commission of Texas, or any court of law, and to retain such experts as may be reasonably necessary for review of Atmos’s rate application in such proceedings and subject to approval by the steering committee of the ATM.

Section 14. Any relief not expressly granted or approved by this Ordinance is expressly denied.

Section 15. A copy of this Ordinance shall be sent to Mr. Alfred R. Herrera, Herrera Law & Associates, PLLC, 816 Congress Ave., Suite 950, Austin, Texas 78701, and a courtesy copy to Atmos’s local representative.

Section 16. Atmos shall implement the rates approved by this Ordinance beginning October 4, 2018, for service rendered on and after that date.

Section 17. To the extent of an inconsistency between this Ordinance and a prior ordinance or resolution related to Atmos' rates, this Ordinance governs and supersedes all prior ordinances or resolutions related to Atmos' rates.

Section 18. The meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

Section 19. This Ordinance shall become effective from and after its passage.

PASSED AND APPROVED this 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

O UTILITY ATMOS MIDTEX 2018 SOI RATES FINAL 9-27-18

APPLICATION FOR AUTHORITY TO DECREASE RATES SUBMITTED BY SOUTHWESTERN ELECTRIC POWER COMPANY

- DESCRIPTION:** On or about April 4, 2018, Southwestern Electric Power Company (“SWEPCO” or “Company”) filed a Statement of Intent to decrease its base revenues in compliance with the Public Utility Commission of Texas’s (“PUCT”) final order in SWEPCO’s recently completed base rate case, Docket No. 46449. At the end of Docket No. 46449, when approving the “final order” for new rates, the Commission required SWEPCO to adjust its rates in order to give effect to the change in federal tax law resulting from the passage of the *Tax Cuts and Jobs Act of 2017* (“TCJA”).
- Among other things, the TCJA lowers the corporate income tax rate from 35% to 21%. An average residential customer using 1,200 kWh per month, would see a reduction in their bill of about \$3.66 per month.
- RECOMMENDED ACTION:** Passage of Resolution.
- SOURCE OF FUNDS:** Cities by statute are entitled to recover their reasonable rate case expenses from the utility.
- STAFF CONTACT:** Jim Finley, City Attorney
903-237-1091
jfinley@longviewtexas.gov
- COUNCIL DATE:** September 27, 2018

RESOLUTION NO.

RESOLUTION BY THE CITY OF LONGVIEW (“CITY”) APPROVING A DECREASE IN RATES RELATED TO THE APPLICATION OF THE SOUTHWESTERN ELECTRIC POWER COMPANY’ (“SWEPCO”) FOR AUTHORITY TO DECREASE RATES SUBMITTED ON OR ABOUT APRIL 4, 2018; DIRECTING SWEPCO TO PROVIDE A REFUND; DIRECTING SWEPCO TO REIMBURSE THE CITY’S RATE CASE EXPENSES; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; AND MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, the United States Congress enacted the Tax Cuts and Jobs Act of 2017 (“TCJA”) with an effective date of January 1, 2018, which resulted in a major change in federal income-tax laws, including a reduction in the corporate, federal income-tax rate from 35% to 21%; and,

WHEREAS, the Public Utility Commission of Texas (“PUCT”) in Southwestern Electric Power Company’s (“SWEPCO” or the “Company”) recently completed rate case – Docket No. 46449 – ordered SWEPCO to reduce its rates to pass through to ratepayers the reduction in SWEPCO’s federal income-tax expense; and,

WHEREAS, SWEPCO’S cost of service in PUCT Docket No. 46449 was set assuming a federal income tax expense based on a tax rate of 35% and under the TCJA the new rate is 21%; and,

WHEREAS, to comply with the PUCT’s order in Docket No. 46449, SWEPCO filed a Statement of Intent with the City on or about April 4, 2018 to decrease its base revenues and implement a refund over-collected revenues; and,

WHEREAS, pursuant to § 33.001 of the Public Utility Regulatory Act, the

City has exclusive, original jurisdiction over the electric rates, operations and services provided within city limits by SWEPCO; and,

WHEREAS, SWEPCO requested authority to implement its proposed decrease in rates and refund on or about May 12, 2018, and also proposed to implement the rate decrease on an interim basis on May 14, 2018; and,

WHEREAS, the City has previously extended SWEPCO's proposed effective date by 90 days to August 8, 2018, and SWEPCO agreed to a further extension of the suspension period to September 30, 2018; and,

WHEREAS, the City has previously approved the implementation of SWEPCO's rate decrease on an interim basis with an effective date of May 14, 2018, or such other effective date as ordered by the Public Utility Commission of Texas, such interim rates to be charged during the suspension period and are subject to refund or surcharge as necessary to be consistent with the final approved rates; and,

WHEREAS, the Public Utility Commission of Texas approved implementation of SWEPCO's proposed rate decrease on an interim basis but only for the residential rate class to begin no later than the first billing cycle of July 2018; and,

WHEREAS, the participants in the proceedings at the PUCT, including CARD, of whom the City is a member, have reached agreement on the final rates to implement SWEPCO's proposed decrease in rates; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW THAT:

Section 1. The findings set out in the preamble are in all things approved and incorporated herein as if fully set forth.

Section 2. The City hereby:

A. APPROVES the rates shown in Attachment A to this Resolution;

B. APPROVES the decrease in revenue per customer class shown in Attachment B;

C. DIRECTS SWEPCO to issue a refund to all customers for the difference between rates SWEPCO charged from January 1, 2018, to the date prior to the effective date of rates approved by this Resolution.

D. DIRECTS SWEPCO to reimburse the City's rate case expenses incurred as part of CARD within 30 days from the date the accompanying Resolution is approved.

Section 3. The effective date for the rates approved by this Resolution shall be September 30, 2018, or such other effective date the PUCT finally approves.

Section 4. A copy of this resolution shall be sent to SWEPCO's local representative and to Mr. Alfred R. Herrera, Herrera Law & Associates, PLLC, 816 Congress Ave., Suite 950, Austin, Texas 78701.

Section 5. 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 6. This resolution shall become effective from and after its passage.

PASSED AND APPROVED this 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R UTILITY SWEPCO DECREASE RATES FED TAX 9-27-18

CULTURAL ACTIVITIES ADVISORY COMMISSION GRANT REQUEST

DESCRIPTION: The Cultural Activities Advisory Commission receives and reviews grant request for the arts and culture grant program. The CAAC received thirty-two projects from eight cultural organizations for a total request of \$472,321. After a discussion with applicants, reviewing applications and available funding, the Commission is recommending the award of \$275,000. The funding cycle will reflect a full funding year, October 2018 - September 2019

RECOMMENDED ACTION: Passage of resolution

SOURCE OF FUNDS: 15% of the Hotel Occupancy Tax Revenue

STAFF CONTACT: Dietrich Johnson, Assistant Director Community Services Administration.
903-237-1089
djohnson@longviewtexas.gov

COUNCIL DATE: September 27, 2018

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING AND APPROVING THE DISBURSEMENT OF GRANTS OF HOTEL OCCUPANCY TAX MONIES AS RECOMMENDED BY THE CULTURAL ACTIVITIES ADVISORY COMMISSION; AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE CONTRACTS WITH THE GRANTEEES AND ANY OTHER DOCUMENTS INCIDENT TO SAID DISBURSEMENT OF GRANTS; 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, City of Longview hotel tax revenue is used to fund arts and culture grants to local entities in accordance with the requirements of Chapter 351 of the Texas Tax Code; and,

WHEREAS, funding for the annual arts and culture grant cycle of 2018-2019 is scheduled to begin October 1, 2018; and,

WHEREAS, the Cultural Activities Advisory Commission of the City of Longview has as its primary purpose the charge of making recommendations to the City Council with regard to the expenditure of the aforementioned arts and culture grants; and,

WHEREAS, the Cultural Activities Advisory Commission held a public hearing on August 28 and August 30 of this year for annual grant requests; and,

WHEREAS, at the aforesaid hearing thirty-two- proposals were received from eight local cultural organizations; and,

WHEREAS, said organizations requested a total of \$472,321.00 in grants; and,

WHEREAS, monies available at the time of the public hearing for the annual funding cycle were \$275,000.00; and,

WHEREAS, because there were insufficient monies available to fully fund all grant requests, the Cultural Activities Advisory Commission elected to reduce all grants based on a scoring system; and,

WHEREAS, grantees must enter into contractual agreements with the City of Longview in order to receive the aforesaid grants; 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 disbursement of grants of hotel occupancy tax monies as recommended by the Cultural Activities Advisory Commission, as described in the attached Exhibit "A" (which exhibit is made a part hereof for all purposes), 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 contracts and other documents, as approved by the City Attorney's Office, incident to the disbursement of hotel tax monies in accordance with the aforementioned recommendation of the Cultural Activities Advisory Commission.

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 27th of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R ARTS & CULTURE AWARD GRANT 9-27-18

**BID # 1718-26 COMMUNITY DEVELOPMENT DIVISION-FULL HOME
REHABILITATION AND EMERGENCY REPAIR PROGRAM**

DESCRIPTION: This item is for an annual agreement CDBG Home Rehabilitation & Emergency Repair. This program provides housing rehabilitation assistance to low/moderate income individuals within the the city of Longview. Bid documents were mailed and emailed to vendors and posted on the City of Longview Website. Bids were advertised in the local newspaper as required by law. On August 8, 2018 three bids were on file.

The bids were as follows:

Clean Cut General Contractors, LLC -White Oak, TX-
\$127,167.00
First General Services, Longview, TX-\$166,839.30
Leland Bradlee Construction, Inc., Longview, TX-
\$330,425.00

RECOMMENDED ACTION: Approval of the Resolution awarding Clean Cut General Contractors, LLC. the Full-Home Rehabilitation Program Contract

SOURCE OF FUNDS: Federal Grant Funds/HUD HOME Rehabilitation Funds
300-522-224-5772, Community Development Division

STAFF CONTACTS: Dakota Brown, Community Development Administrator
903-237-1201
dbrown@longviewtexas.gov

Dietrich Johnson, Assistant Director of Community
Service
903-237-1089
djohnson@longviewtexas.gov

COUNCIL DATE: September 27, 2018

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF CLEAN CUT GENERAL CONTRACTORS, LLC, OF WHITE OAK, TEXAS, FOR THE COMMUNITY DEVELOPMENT DIVISION FULL HOME REHABILITATION AND EMERGENCY REPAIR PROGRAM; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND CLEAN CUT GENERAL CONTRACTORS, LLC, 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 COMPETITIVE PURCHASING REQUIREMENTS IN SOLICITING, RECEIVING, 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.

WHEREAS, the City of Longview received grant funds from the Community Development Block Grant federal grant program; and,

WHEREAS, said grant allows for home rehabilitation and emergency repairs for qualified homeowners; and,

WHEREAS, the City of Longview issued and advertised an invitation to bid for said home rehabilitation and emergency repair services; and,

WHEREAS, the published specifications for said invitation to bid listed

work items that are typical for home rehabilitation and emergency repairs; and,

WHEREAS, an estimated quantity was given and bidders were requested to bid a unit price and extend pricing out for an estimated quantity of work to be performed for each item; and,

WHEREAS, the unit prices stated in the bid submitted by Clean Cut General Contractors, LLC, of White Oak, Texas, will provide the goods and services described herein at the lowest total long-term cost to the City of Longview; and,

WHEREAS, the aforesaid invitation to bid for home rehabilitation and emergency repairs stated that the City would award the contract to the lowest responsible bidder or to the bidder who provides goods or services at the best value to the City; and,

WHEREAS, the City Council finds and determines that, based on the criteria set forth in Section 252.043(b) of the Texas Local Government Code and published in the aforesaid invitation to bid, the bid submitted by Clean Cut General Contractors, LLC, of White Oak, Texas, provides the goods and services requested in the aforesaid invitation to bid at the best value for the City of Longview; and,

WHEREAS, funding will be provided from the federal Community Development Block Grant Program; 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 Clean Cut General Contractors, LLC,

of White Oak, Texas, is the lowest and best bid submitted to the City of Longview for home rehabilitation and emergency repair services.

Section 3. That the unit prices stated in the bid submitted by Clean Cut General Contractors, LLC, of White Oak, Texas, will provide the goods and services described herein at the lowest total long-term cost to the City of Longview and will provide said goods and services at the best value for the City of Longview.

Section 4. That the City of Longview hereby accepts the aforementioned bid from Clean Cut General Contractors, LLC, of White Oak, Texas, for said services.

Section 5. That the City Manager, the City Manager's designee or other official of the City of Longview 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 the aforesaid bid from Clean Cut General Contractors, LLC, of White Oak, Texas, for said home rehabilitation and emergency repair services.

Section 6. That the total amount of the contract for home rehabilitation and emergency repair services to be provided by Clean Cut General Contractors, LLC, of White Oak, Texas, shall not exceed the funds budgeted for same for any corresponding fiscal year.

Section 7. That the City Manager, the City Manager's designee or other official of the City of Longview as shall be required, is hereby authorized to renew 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 grant funds budgeted for said contract in the concurrent budget year.

Section 8. That the process by which the aforementioned bids were solicited, 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 9. That the meeting at which this resolution was approved was in all things conducted in strict compliance with Texas Open Meetings Act, Texas Government Code Chapter 551.

Section 10. That this resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED this 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R BID CDBG HOME REHAB & EMERGENCY REPAIR 9-27-18

CONSIDER APPROVAL OF THE FOLLOWING MINUTES

July 12, 2018, July 26, 2018 and August 09, 2018

2018-2019 CAPITAL IMPROVEMENTS PROGRAM

DESCRIPTION: Consider a resolution adopting a five-year Capital Improvements Program (CIP) and allocating funds for the 2018-2019 Projects.

The 2019-2023 Capital Improvements Program (CIP) represents the fourteenth annual review of the Five-Year Capital Improvements Program. Projects were submitted for consideration only after they were scored using a factoring scale for urgency and priority as adopted by the City Council. The 2019-2023 CIP contains 85 projects totaling \$217.8 million. The 2019 CIP contains 14 projects totaling \$10.8 million. Funding for the these projects would come from the general and utility capital reserve funds.

RECOMMENDED ACTION: Passage of resolution

SOURCE OF FUNDS: Funding is available from the Hotel Occupancy Tax Fund, General Fund, Drainage CIP Fund, Operations and Maintenance Funds, and Utility Capital Reserve Funds

STAFF CONTACT: Alton Bradley, P.E., City Engineer
903-237-1067
abradley@longviewtexas.gov

COUNCIL DATE: September 27, 2018

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING AND ADOPTING A FIVE YEAR CAPITAL IMPROVEMENTS PLAN FOR THE CITY OF LONGVIEW FOR FISCAL YEARS 2019-2023 AND ALLOCATING FUNDS FOR THE 2018-2019 FISCAL YEAR PROJECTS; PROVIDING FOR ANNUAL REVIEW AND POSSIBLE REVISION AND UPDATE OF SAID PLAN; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Longview has considered the need for major capital improvements to enhance public services to the Longview community; and,

WHEREAS, the City Council of the City of Longview has extensively reviewed and studied the capital needs of the community to set priorities of specific improvements; and,

WHEREAS, the City Council finds and determines that adoption of a comprehensive five year Capital Improvements Plan coupled with annual review, revision and update of said Plan is necessary to efficiently and effectively address the capital needs of the Longview community; 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 a five year Capital Improvements Plan for the City of Longview, Texas, for fiscal years 2019-2023, including the allocation of funds for the 2018-2019 fiscal year projects, a copy of which is attached hereto and for all purposes incorporated herein, is hereby approved and adopted.

Section 3. That this resolution and the Capital Improvements Plan adopted herein shall be for the years 2019-2023 in all things supersede all Capital Improvements Plans previously adopted by prior City Council resolution.

Section 4. That said Capital Improvements Plan shall be annually reviewed by the City Council and, where appropriate, shall be revised and updated on an annual basis.

Section 5. 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 6. That this resolution shall be effective from and after its date of passage.

PASSED, APPROVED and ADOPTED this 27th day of September, 2018.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R PW 2019-2023 CIP 9-27-18