



City Council Meeting Agenda

5:30 p.m.

January 24, 2019

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 an enterprise license agreement with Azteca Systems, Inc. in the amount of \$66,000 for enterprise asset management and permitting software maintenance – Justin Cure, Information Services Manager. [Pages 3-6](#)
 - B. Consider an Ordinance authorizing the sale of real property described as 0.056 acres located in the Jacob LaGrone Survey, A-124, City of Longview, Gregg County, Texas, (Account # R21486) for the cash sum of \$1,000 for FM 2206 (Harrison Road) Widening Project by TXDOT - Rolin McPhee, P.E. 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 Donau Carbon US LLC for powdered activated carbon for the Water Treatment Plant – Rolin McPhee P.E., Director of Public Works. [Pages 11-15](#)
- D. Consider a Resolution awarding a contract in the amount of \$670,217.00 to JDR Contracting Inc., of Van, Texas, for the construction of the Water System Improvements Project on Jarvis St., Wood Pl., Le Duke Blvd., Camellia Ln., and Diane Dr - Rolin McPhee, P.E., Director of Public Works. [Pages 16-19](#)
- E. Consider a Resolution accepting the 2018 Street Overlay and authorizing final payment of \$148,537.10 to Reynolds and Kay, of Tyler Texas - Rolin McPhee, P.E., Director of Public Works. [Pages 20-22](#)

IX. Action Items

- A. Consider all matters incident and related to the issuance and sale of the City of Longview, Texas General Obligation Improvement Bonds, Series 2019, including the adoption of an ordinance authorizing the issuance of such bonds, approving an Official Statement, a Bond Purchase Agreement, a Paying Agent/Registrar Agreement and an engagement letter of Bond Counsel – John Martin, Managing Director of Hilltop Securities Inc.
- B. Consider a Resolution consenting to the inclusion of certain territory in Gregg County Emergency Services District No. 3 to the extent said territory lies outside the corporate limits of the City of Longview and within the extraterritorial jurisdiction of the City of Longview and expressly denying and withholding consent to the inclusion of any territory in Gregg County Emergency Services District No. 3 to the extent said territory lies within the corporate limits of the City of Longview as said corporate limits exist on the date of passage of this resolution - Keith Bonds, City Manager. [Pages 23-26](#)

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.

CITYWORKS SOFTWARE MAINTENANCE

DESCRIPTION:	<p>Consider a resolution approving and authorizing the City Manager to enter into an enterprise license agreement with Azteca Systems, Inc. in the amount of \$66,000 for enterprise asset management and permitting software maintenance.</p> <p>The City of Longview has an Enterprise License Agreement (ELA) with Azteca Systems, Inc. for asset management and permitting software. The ELA allows for unlimited use of all Cityworks software. It also reduces administrative costs, provides architectural flexibility, and includes maintenance updates.</p> <p>Cityworks is utilized in almost all departments of the City. It helps organize and prioritize the day to day operations for departments that complete work orders, inspections, and permitting.</p>
RECOMMENDED ACTION:	Approval of the Resolution
SOURCE OF FUNDS:	FY 18-19 GIS Budget
STAFF CONTACT:	Justin Cure, Information Services Manager 903-237-1048 jcure@longviewtexas.gov
COUNCIL DATE:	January 24, 2019

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO NEGOTIATE AND EXECUTE ONE OR MORE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND AZTECA SYSTEMS, INC., FOR COMPUTER SOFTWARE MAINTENANCE OF THE CITY OF LONGVIEW CITYWORKS APPLICATION; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND AZTECA SYSTEMS, INC., IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; AUTHORIZING THE RENEWAL OF SAID AGREEMENT(S) AT THE CITY MANAGER'S DISCRETION, PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER ANY SUCH RENEWAL AGREEMENT(S) SHALL NOT EXCEED FUNDS BUDGETED FOR SAME IN THE CORRESPONDING FISCAL YEAR; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; DETERMINING THAT THE PROCUREMENT AUTHORIZED HEREIN IS EXEMPT FROM THE COMPETITIVE PURCHASING REQUIREMENTS OF CHAPTER 252 OF THE TEXAS LOCAL GOVERNMENT CODE; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Longview operates a multi-department work order management system, permitting system, and mobile applications (collectively called "Cityworks"); and,

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

WHEREAS, Azteca Systems, Inc., as the sole vendor for Cityworks, is also the sole source of maintenance for the Cityworks software; and,

WHEREAS, as a result of the foregoing, the acquisition of maintenance

services for Cityworks is exempt from the competitive purchasing requirements of Chapter 252 of the Texas Local Government Code pursuant to Section 252.022 (a) (7) of said chapter; and,

WHEREAS, funding for these services in the current fiscal year is available in account 042-012-000-5190 (GIS); and,

WHEREAS, funding for these services in any future fiscal year will not exceed funds budgeted for same in said 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 the City Manager, the City Manager's designee or other official of the City as shall be required, is hereby authorized to negotiate and execute any and all agreements and other documents, as approved by the City Attorney's Office, by and between the City and Azteca Systems, Inc., for computer software maintenance of Cityworks.

Section 3. That the City Manager, the City Manager's designee or other official of the City as shall be required, is hereby authorized to renew said agreement(s) at the City Manager's discretion, provided that the total amount spent under said agreement(s) for any one renewal term shall not exceed funds budgeted for said services in any corresponding budget year(s).

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 the procurement authorized herein is exempt from the requirements of Chapter 252 of the Texas Local Government Code.

Section 6. That this resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED this 24th day of January, 2019.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R IT CITYWORKS SOFTWARE MAINTENANCE FY18-19 1-24-19

SALE OF PROPERTY

DESCRIPTION: Consider an ordinance authorizing the sale of real property described as 0.056 acres located in the Jacob LaGrone Survey, A-124, City of Longview, Gregg County, Texas, (Account #R21486) for the cash sum of \$1,000 for the FM 2206 (Harrison Road) Widening Project by TXDOT

RECOMMENDED ACTION: Passage of Ordinance

SOURCE OF FUNDS:

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

COUNCIL DATE: January 24, 2019

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE CONVEYANCE TO THE TEXAS DEPARTMENT OF TRANSPORTATION OF REAL PROPERTY KNOWN AS 0.056 ACRES, JACOB LAGRONE SURVEY, A-124, CITY OF LONGVIEW, GREGG COUNTY, TEXAS, BEING THAT PROPERTY MORE PARTICULARLY DESCRIBED IN THE ATTACHED EXHIBIT "A", FOR THE CASH SUM OF \$1,000; FINDING THAT THE MEETING AT WHICH THIS ORDINANCE WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Longview ("the City") owns a certain tract of real property described in the attached Exhibit "A" (said tract hereinafter called "Parcel 34"); and,

WHEREAS, the Texas Department of Transportation (hereinafter called "TxDOT") has requested to purchase Parcel 34 from the City for use as part of the FM 2206 (Harrison Road) Widening Project; and,

WHEREAS, the City Council finds and determines that the FM 2206 (Harrison Road) Widening Project will benefit both citizens of and visitors to the City and its surrounding area; and,

WHEREAS, as an agency of the State of Texas, TxDOT is a governmental entity that has the power of eminent domain; and,

WHEREAS, Section 272.001 (b) (5) of the Texas Local Government Code authorizes the City to sell real property interests to another governmental entity that has the power of eminent domain without the requirement to engage in a competitive

process conducted under Section 272.001 (a) of the Texas Local Government Code, provided that the City receives at least fair market value as consideration for the property interest; and,

WHEREAS, TxDOT has offered to the City the sum of \$1,000.00 as consideration for Parcel 34; and,

WHEREAS, said sum exceeds the appraised value of Parcel 34 as shown in the professional appraisal provided by TxDOT; and,

WHEREAS, the City Council hereby finds and determines that the fair market value for Parcel 34 is equal to or less than \$1,000.00; and,

WHEREAS, as a result of the foregoing, the City Council hereby finds and determines that the sale of Parcel 34 to TxDOT for the sum of \$1,000.00 serves a municipal public purpose and will benefit the health, safety, and welfare of the citizens of the City and of the public generally; NOW, THEREFORE,

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

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

Section 2. That the attached Exhibit "A" is made a part of this ordinance for all purposes.

Section 3. That the City Manager is hereby authorized and directed to execute the deed and any and all documents necessary to convey Parcel 34 to TxDOT for and in consideration of the cash sum of \$1,000.00, provided that said deed and all

such documents are in a form acceptable to the City Attorney or the City Attorney's designee.

Section 4. That 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 5. That this ordinance shall become effective immediately from and after its passage.

PASSED AND APPROVED this 24th day of January, 2019.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

O PW LAND SALE TO TXDOT FOR FM 2206 1-24-19

POWDERED ACTIVATED CARBON

DESCRIPTION:	<p>This item is for an annual requirements style agreement for powdered activated carbon for use at the City of Longview Water Treatment Plants. Carbon is added to the water supply to improve taste and odor. Vendors were asked to submit samples of their carbon to an independent lab for testing with the City of Longview water samples from both Lake Cherokee and Sabine River. Published bid specifications stated that the vendor whose product showed the greatest efficiency and with the lowest price that met all published specifications will be awarded the contract. In this agreement carbon is provided on an as needed basis. The Water Treatment Plant estimates spending approximately \$255,260.00 annually on powdered activated carbon.</p> <p>This bid was advertised in the local newspaper as required by law. On December 21, 2018 six bids were on file.</p> <p>Donau Carbon US LLC submitted the bid with the greatest amount of efficiency.</p>
RECOMMENDED ACTION:	<p>Approval of the Resolution awarding Donau Carbon US LLC of Dunnellon, Florida the Powdered Activated Carbon Bid # 1819-03.</p>
SOURCE OF FUNDS:	<p>010-074-000-2390</p>
STAFF CONTACTS:	<p>Jaye Latch, Purchasing Manager 903-237-1324 jlatch@longviewtexas.gov</p> <p>Rolin McPhee, Director of Public Works 903-237-1336 rmcphee@longviewtexas.gov</p>
COUNCIL DATE:	<p>January 24, 2019</p>

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF DONAU CARBON US LLC OF DUNNELLON, FLORIDA, FOR POWDERED ACTIVATED CARBON; AUTHORIZING AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND DONAU CARBON US LLC OF DUNNELLON, FLORIDA, FOR SAID PURCHASE; AUTHORIZING THE RENEWAL OF SAID CONTRACT AT THE CITY MANAGER'S DISCRETION FOR UP TO FOUR ADDITIONAL ONE-YEAR TERMS, PROVIDED THAT THE TOTAL AMOUNT SPENT UNDER SAID CONTRACT FOR ANY ONE TERM SHALL NOT EXCEED FUNDS BUDGETED FOR SAID CONTRACT IN THE CONCURRENT BUDGET YEAR(S); DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE 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 (the "City") issued and advertised an invitation to bid ("ITB") for powdered activated carbon for use at the City's water treatment plant; and,

WHEREAS, the aforesaid ITB requested that each bidder submit samples of the bidder's product to an independent lab for efficiency testing to determine the amount of product needed to obtain optimal taste and odor removal; and,

WHEREAS, the ITB indicated that the bid price of each bid would be determined on the basis of the unit price of the product in combination with the amount of product needed to obtain optimal taste and odor removal; and,

WHEREAS, said ITB 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, Donau Carbon US LLC of Dunnellon, Florida, submitted the best bid with the greatest amount of product efficiency and the lowest bid price as determined in accordance with the aforesaid specifications set forth in the ITB; 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 ITB, the bid submitted by Donau Carbon US LLC of Dunnellon, Florida, provides powdered activated carbon at the best value for the City of Longview; and,

WHEREAS, funding for the procurements authorized herein will be provided from budgeted funds for the corresponding budget 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 bid submitted by Donau Carbon US LLC of Dunnellon, Florida, for powdered activated carbon is the lowest bid submitted based on the unit price of the product in combination with the amount of product needed to obtain optimal taste and odor removal.

Section 3. That the City of Longview hereby accepts the aforementioned bid of Donau Carbon US LLC of Dunnellon, Florida.

Section 4. That the City Manager, the City Manager's designee or other official of the City of Longview as shall be required is 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 Donau Carbon US LLC of Dunnellon, Florida.

Section 5. 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.

Section 6. That the total expenditure during any term of the contract authorized herein shall not exceed funds budgeted for same in any corresponding budget year(s).

Section 7. 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 8. 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 9. That this resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED this 24th day of January, 2019.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R BID POWDERED ACTIVATED CARBON WTP 1-24-19

**WATER SYSTEM IMPROVEMENTS
AT JARVIS STRET, WOOD PLACE, LEDUKE BOULEVARD, CAMELLIA LANE , AND
DIANE DRIVE,**

DESCRIPTION: Consider a resolution awarding a contract in the amount of \$670,217.00 to JDR Contracting Inc. of Van, Texas, for the construction of the referenced project. The following bids were opened on January 7, 2019:

Bidder	Amount
JDR Contracting Inc. Van, TX	\$ 670,217.00
Excel Utilities Construction LLC Longview, TX	\$ 782,230.90
RBIS LLC Texarkana, TX	\$ 835,861.20
CD Thomas Utility Longview, TX	\$ 845,753.00
Wicker Construction Inc. Tyler, TX	\$ 892,757.95
7-H Construction Company Inc. Tyler, TX	\$ 961,594.50
Canary Construciton Lewisville, TX	\$ 1,416,222.00

The scope of work includes the construction of 7,750 linear feet of six-inch and eight-inch water main and related work at Jarvis Street, Wood Place, Le Duke Boulevard, Camellia Lane, and Diane Drive, and miscellaneous work as necessary to complete the installations.

Wood Engineering has examined the bids and the qualifications of the low bidder, and recommends that the City award the contract to JDR Contracting Inc., in the amount of \$670,217.00 Staff concurs with their recommendation.

RECOMMENDED ACTION: Passage of the resolution.

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

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

COUNCIL DATE: January 24, 2019

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF JDR CONTRACTING, INC., OF VAN, TEXAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED "WATER SYSTEM IMPROVEMENTS PROJECT AT JARVIS, WOOD, LE DUKE, CAMELLIA, AND DIANE STREETS"; AUTHORIZING AND DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND JDR CONTRACTING, INC., FOR THE ABOVE REFERENCED PROJECT; DETERMINING THAT THE CITY COMPLIED WITH ALL APPLICABLE PURCHASING REQUIREMENTS IN SOLICITING, RECEIVING AND ACCEPTING SAID BID; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Longview desires to begin construction of the project known as "Water System Improvements at Jarvis, Wood, Le Duke, Camellia, and Diane Streets"; and,

WHEREAS, this project provides for the construction of approximately 7,750 linear feet of six-inch and eight-inch water main and related work at Jarvis Street, Wood Place, Le Duke Boulevard, Camellia Lane, and Diane Drive, and miscellaneous work as necessary to complete the installations; and,

WHEREAS, funding for this project is provided from the Water 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 JDR Contracting, Inc., for construction of the project known as “Water System Improvements at Jarvis, Wood, Le Duke, Camellia, and Diane Streets” in the amount of \$670,217.00 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 JDR Contracting, Inc., in the amount of \$670,217.00.

Section 4. 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 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 JDR Contracting, Inc., for the project known as “Water System Improvements at Jarvis, Wood, Le Duke, Camellia, and Diane Streets”.

Section 5. That the process by which the aforementioned bid was 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 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 immediately from and after its passage.

PASSED AND APPROVED this 24th day of January, 2019.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R PW 2017 WATER SYSTEM IMPROVE PROJECT 1-24-19

2018 SREET OVERLAY PROJECT

DESCRIPTION:	<p>Consider a resolution accepting the 2018 Street Overlay Project and authorizing final payment in the amount of \$148,537.10 to Reynolds and Kay, of Tyler, Texas. Approval of final payment will begin the contractor's one-year warranty period.</p> <p>The City Council awarded a contract to Reynolds and Kay on August 23, 2018 in the amount of \$179,427.30. The final construction cost is \$148,537.10.</p> <p>The scope of work consisted of the asphalt overlaying of approximately 9,620 square yards of streets. The streets include Birdsong Street from School Driveway to Eastman Road and Young Street from Mobblerly Avenue to Aden Drive.</p> <p>The project has been completed in accordance with the contract. Public Works Engineering staff recommends acceptance of the project and approval of the final payment.</p>
RECOMMENDED ACTION:	Passage of the resolution.
SOURCE OF FUNDS:	Funding is available from the Street Operations Fund.
STAFF CONTACT:	Rolin McPhee, P.E., Director of Public Works 903-237-1336 rmcphee@longviewtexas.gov .
COUNCIL DATE:	January 24, 2019

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT KNOWN AS “2018 STREET OVERLAY”; AUTHORIZING AND APPROVING FINAL PAYMENT TO REYNOLDS & KAY, LTD., OF TYLER, TEXAS, FOR CONSTRUCTION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, on August 23, 2018, the City Council awarded a construction contract to Reynolds & Kay, Ltd, in the amount of \$179,427.30 for the project known as "2018 Street Overlay"; and,

WHEREAS, this project provided for the asphalt overlay of approximately 9,620 square yards at Birdsong and Young Streets; and,

WHEREAS, the final construction cost for said project was \$148,537.10; and,

WHEREAS, the project appears to have been completed in accordance with the plans and specifications and the contractor, Reynolds & Kay, has requested final payment in the amount of \$148,537.10; and,

WHEREAS, the final amount of \$148,537.10 is due to the contractor as final payment; and,

WHEREAS, the acceptance of the work by Reynolds & Kay on the aforementioned contract and the approval of final payment therefor will begin the one-year maintenance warranty period for said work; 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 construction work performed by Reynolds & Kay, Ltd., on the project known as "2018 Street Overlay" is hereby accepted as complete and that final payment in the amount of \$148,537.10 for the construction of said project is hereby approved.

Section 3. 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 4. That this resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED this 24th day of January, 2019.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R PW 2018 STREET OVERLAY FINAL 1-24-19

GREGG COUNTY EMERGENCY SERVICES DISTRICT No. 3

DESCRIPTION: The City has received a petition requesting that certain territory be included in an emergency services district (ESD) to be formed pursuant to Chapter 775 of the Texas Health and Safety Code. The proposed ESD would provide firefighting services to areas lying to the north and northeast of the city (the area served by the Judson Metro Volunteer Fire Department). In order for an election to be held on the issue of the formation of the proposed ESD, the City Council must first consent to the formation of the ESD.

Most of the proposed ESD lies outside the City, but a few small portions of the proposed ESD lie within the current City limits. The City already provides full emergency services to those areas lying within the City limits. Accordingly, the proposed resolution would consent to the creation of the proposed ESD outside the City limits but deny consent for those portions lying within the current City limits.

RECOMMENDED ACTION: Approval of the Resolution

SOURCE OF FUNDS: Not applicable

STAFF CONTACT: Keith Bonds, City Manager
903-237-1051
kbonds@longviewtexas.gov

COUNCIL DATE: January 24, 2019

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, CONSENTING TO THE INCLUSION OF CERTAIN TERRITORY IN GREGG COUNTY EMERGENCY SERVICES DISTRICT NO. 3 TO THE EXTENT SAID TERRITORY LIES OUTSIDE THE CORPORATE LIMITS OF THE CITY OF LONGVIEW AND WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF LONGVIEW AND EXPRESSLY DENYING AND WITHHOLDING CONSENT TO THE INCLUSION OF ANY TERRITORY IN GREGG COUNTY EMERGENCY SERVICES DISTRICT NO. 3 TO THE EXTENT SAID TERRITORY LIES WITHIN THE CORPORATE LIMITS OF THE CITY OF LONGVIEW AS SAID CORPORATE LIMITS EXIST ON THE DATE OF PASSAGE OF THIS RESOLUTION; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS APPROVED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 775.014 of the Texas Health and Safety Code, the City of Longview has received a petition requesting that certain territory lying within the extraterritorial jurisdiction of the City of Longview and certain territory lying within the corporate limits of the City of Longview be included in an emergency services district formed pursuant to Chapter 775 of the Texas Health and Safety Code, said emergency services district to be known as “Gregg County Emergency Services District No. 3”; and,

WHEREAS, the proposed boundaries of Gregg County Emergency Services District No. 3 are described in the attached Exhibit “A”; and,

WHEREAS, Section 775.014 of the Texas Health and Safety Code provides that territory lying within the extraterritorial jurisdiction of the City of Longview

or within the corporate limits of the City of Longview may not be included in Gregg County Emergency Services District No. 3 unless the City Council of the City of Longview (the "City Council") gives its written consent on or before the 60th day after the date on which the City of Longview received the aforesaid request; and,

WHEREAS, the City of Longview already provides full fire protection and emergency medical and ambulance services to all areas lying within the city's corporate limits, including without limitation those areas of the proposed Gregg County Emergency Services District No. 3 that lie within the corporate limits of the City of Longview; and,

WHEREAS, as a result of the foregoing, the City Council is not willing to consent to the inclusion within Gregg County Emergency Services District No. 3 of those areas that currently lie within the corporate limits of the City of Longview; and,

WHEREAS, the City Council is willing to consent to the inclusion within Gregg County Emergency Services District No. 3 of those areas that currently lie outside the corporate limits of the City of Longview but within the city's extraterritorial jurisdiction; NOW, THEREFORE,

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

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

Section 2. That the City Council hereby consents in writing to the inclusion of territory in Gregg County Emergency Services District No. 3 to the extent said territory lies outside the corporate limits of the City of Longview and within the

extraterritorial jurisdiction of the City of Longview as said corporate limits and extraterritorial jurisdiction exist on the date of passage of this resolution.

Section 3. That the City Council hereby expressly denies and withholds its consent to the inclusion of any territory in Gregg County Emergency Services District No. 3 to the extent said territory lies within the corporate limits of the City of Longview as said corporate limits exist on the date of passage of this resolution.

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 become effective immediately from and after its passage.

PASSED AND APPROVED this 24th day of January, 2019.

Dr. Andy Mack
Mayor

ATTEST:

Angie Shepard
City Secretary

APPROVED AS TO FORM:

Jim Finley
City Attorney

R CM APPROVE GREGG COUNTY ESD NO 3 1-24-19