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## City Council Meeting Agenda

5:30 p.m.  
September 25, 2014  
300 West Cotton Street  
Jo Ann Metcalf Municipal Building  
City Hall Council Chamber

- I. **Call to Order**
- II. **Invocation**
- III. **Pledge of Allegiance**
- IV. **Citizen Comment**
- V. **Presentation Items**
  - A. Presentation of a Proclamation commemorating National Night Out to the National Association of Town Watch (NATW) – Mayor Jay Dean.
  - B. Presentation of a 30 year pin to Sgt. David Hazel – Don Dingler, Chief of Police.
- VI. **Consent Agenda**
  - A. Consider a Resolution approving and authorizing the City Manager or the City Manager's designee to execute service agreements with Motorola Inc. for the purpose of providing system maintenance and management for the City of Longview's 800 MHz radio system – Don Dingler, Police Chief. [Pages 4 - 7](#)
  - B. Consider a Resolution authorizing the City Manager or the City Manager's designee to execute service agreements with Tiburon Inc. for the purpose of providing system maintenance and management for the City of Longview's CommandCAD Computer aided Dispatch System, Police Records Management System, and Longview Municipal Court Warrant Officer Mobile Dispatch System and all associated interfaces – Don Dingler, Police Chief. [Pages 8 - 11](#)

- C. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents for the application, receipt and expenditure of grant funding from the East Texas Council of Governments (ETCOG) for Regional Solid Waste Program grants in the amount of \$1,000.00 for the purchase of event recycling containers – David Simmons, Recycling Coordinator. [Pages 12 - 15](#)
- D. Consider a Resolution accepting the Teague Park Pond Improvements Project and authorizing final payment in the amount of \$27,646.00 to Pierce Construction of Beckville, Texas – Rolin McPhee, P.E., Director of Public Works. [Pages 16 - 19](#)
- E. Consider a Resolution accepting the 2014 Chip Seal Project and authorizing final payment in the amount of \$22,940.08 to NE-TEX Construction of New Boston, Texas – Rolin McPhee, P.E., Director of Public Works. [Pages 20 - 23](#)
- F. Consider a Resolution authorizing and directing the City Manager or the City Manager's designee to execute any necessary documents with to Reynolds and Kay, Ltd, of Tyler, Texas, in the amount of \$198,106.00 for the construction of the Hailey and Lake Drive Drainage Improvements Project – Rolin McPhee, P. E., Director of Public Works. [Pages 24 - 27](#)
- G. Consider a Resolution approving the Longview Convention and Visitor's Bureau 2014 - 2015 budget – Kelly Hall, President, Longview Chamber of Commerce. [Pages 28 - 30](#)
- H. Consider a Resolution approving and authorizing the City Manager or the City Manager's designee to renew a contract for animal shelter services from the Humane Society of Northeast Texas in exchange for monthly payments totaling \$376,884.00 annually plus water, sewer, and sanitation services from the City of Longview – Michael Shirley, Director of Development Services. [Pages 31 - 34](#)
- I. Consider approval of the following minutes: September 4, 2014 and September 11, 2014 – Shelly Ballenger, City Secretary. [Page 35](#)

## **VII. Action Items**

- A. Consider a Resolution adopting a five-year Capital Improvements Program (CIP) and allocating funds for the 2014 - 2015 projects – Rolin McPhee, P. E., Director of Public Works. [Pages 36 - 39](#)

- B. Consider a Resolution approving the Longview Economic Development Corporation 2014 - 2015 budget – Susan Gill, LEDCO Executive Director.  
[Pages 40 - 41](#)

## **VIII. Items of Community Interest**

## **IX. 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.

## RADIO SYSTEM SERVICE AGREEMENT

|                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>DESCRIPTION:</b>        | <p>Consider a Resolution approving and authorizing the City Manager or the City Manager's designee to execute service agreements with Motorola Inc for the purpose of providing system maintenance and system management for the City of Longview's 800 MHz radio system.</p> <p>System maintenance and management is required to allow continuous radio communications for public safety and general government radio communication needs.</p> <p>The maintenance service agreement covers maintenance of the radio system infrastructure components for 12 months at \$163,134.12. The system management agreement is for 12 months at \$42,741.00.</p> |
| <b>RECOMMENDED ACTION:</b> | Approval of Resolution                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>SOURCE OF FUNDS:</b>    | Funding is through the General Fund Account #001-018-000-5190                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>STAFF CONTACT:</b>      | Matt Ainsworth, Public Safety Communications Manager<br>903-237-1166<br><a href="mailto:mainsworth@longviewtexas.gov">mainsworth@longviewtexas.gov</a>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <b>COUNCIL DATE:</b>       | September 25, 2014                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |

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 SERVICE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND MOTOROLA, INC., FOR RADIO SYSTEM MAINTENANCE AND RADIO SYSTEM MANAGEMENT OF THE CITY OF LONGVIEW 800 MHZ RADIO SYSTEM; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND MOTOROLA FOR THE ABOVE REFERENCED SERVICES IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; 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, the City of Longview operates a citywide 800 MHz radio system; and,

WHEREAS, said radio system must be managed and maintained to allow continuous radio communication for the Police Department, Fire Department and all general government departments within the city; and,

WHEREAS, system maintenance and management services are required components to provide continuous radio service to meet the needs of the City of Longview; and,

WHEREAS, said radio system and the management and maintenance thereof are necessary to preserve and protect the public health and safety of residents of the City of Longview; and,

WHEREAS, Motorola provides radio systems maintenance and system management for the 800 MHz radio system as a sole source vendor; and,

WHEREAS, these system maintenance and management services are a single source professional service for the City's public safety communications staff; 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; and,

WHEREAS, funding for these services is provided in the 2014-2015 fiscal year from account 001-018-000-5190; 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 service agreement for the citywide 800 MHz radio system infrastructure for \$163,134.12 for 12 months and a service agreement for the system management of the citywide 800 MHz radio system for \$42,741.00 for 12 months.

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

PASSED AND APPROVED this 25th day of September, 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelley Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PSC MOTOROLA RADIO SYSTEM 9-25-14

## TIBURON SYSTEM SERVICE AGREEMENT

|                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|----------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>DESCRIPTION:</b>        | <p>Consider a Resolution approving and authorizing the City Manager or the City Manager's designee to execute service agreements with Tiburon Inc for the purpose of providing system maintenance and system management for the City of Longview's CommandCAD 2.8 computer-aided dispatching system and associated Police and Fire Interfaces</p> <p>System maintenance and management is required to allow continuous dispatching services for public safety and records keeping operations for the Longview Police Department.</p> <p>The maintenance service agreement covers maintenance of the computer-aided dispatch system and associated interfaces for 12 months at \$82,422.00, the Police Records Management System and associated interfaces for 12 months at \$82,485.00, the Fire Department Mobile Dispatching Software for 12 months at \$11,348.00 and the Longview Municipal Court Warrant Officer Mobile Dispatching Software for 12 months at \$803.00.</p> |
| <b>RECOMMENDED ACTION:</b> | Approval of Resolution                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>SOURCE OF FUNDS:</b>    | Funding is through the General Fund Account #001-018-000-5190, 001-017-000-5190, 001-024-000-5190 and 001-005-000-5190                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>STAFF CONTACT:</b>      | Matt Ainsworth, Public Safety Communications Manager<br>903-237-1166<br><a href="mailto:mainsworth@longviewtexas.gov">mainsworth@longviewtexas.gov</a>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>COUNCIL DATE:</b>       | September 25, 2014                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |



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 SERVICE AGREEMENTS BY AND BETWEEN THE CITY OF LONGVIEW, TEXAS, AND TIBURON INC, FOR COMPUTER SOFTWARE MAINTENANCE OF THE CITY OF LONGVIEW COMMAND CAD 2.8 COMPUTER AIDED DISPATCHING SYSTEM AND ASSOCIATED POLICE, FIRE, AND MUNICIPAL COURT INTERFACES; CONDITIONING SAID AUTHORIZATION ON THE RECEIPT OF ALL DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND TIBURON INC FOR THE ABOVE REFERENCED SERVICES IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; 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, the City of Longview operates a citywide Computer Aided Dispatch (CAD) system, associated Police Records system (RMS), and Fire Department and Municipal Courts Mobile CAD; and,

WHEREAS, said CAD, RMS, and Mobile Dispatch systems must be managed and maintained to allow continuous functionality for the Police Department, Fire Department, Municipal Courts, and Public Safety Communications Division; and,

WHEREAS, system maintenance and management services are required components to provide continuous dispatch services to meet the needs of the City of Longview; and,

WHEREAS, said CAD, RMS, and Mobile Dispatch systems and the management and maintenance thereof are necessary to preserve and protect the public health and safety of residents of the City of Longview; and,

WHEREAS, Tiburon Inc. provides CAD, RMS, and Mobile Dispatch system management for the CommandCAD 2.8 Computer-aided dispatch system, RMS 7.9 Records Management system, and Mobile Dispatch system as a sole source vendor; and,

WHEREAS, these system maintenance and management services are a single source professional service for the City's staff; 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; and,

WHEREAS, funding for these services is provided in the 2014-2015 fiscal year from account 001-018-000-5190 (PSC), 001-017-000-5190 (PD), 001-024-000-5190 (FD), and 001-005-000-5190 (Courts); 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

service agreement for the Tiburon CommandCAD Software and associated interfaces for \$82,422.00 for 12 months, a service agreement for the system management of the Tiburon Police Records Management System and associated interfaces for \$82,485.00 for 12 months, a service agreement for the Tiburon MobileCOM/Firehouse interface for \$11,348.00 for 12 months, and a service agreement for Tiburon MobileCOM (Courts) for \$803.00 for 12 months.

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

PASSED AND APPROVED this 25th day of September, 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelley Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PS TIBURON MAINTENANCE 9-25-14

## RESOLUTION AUTHORIZING SOLID WASTE GRANT APPLICATION

**DESCRIPTION:** Consider a Resolution to apply for a Solid Waste Program grant from East Texas Council of Government (ETCOG) to assist in the funding of a new event greening initiative.

This will allow the Sanitation Division to purchase fifteen (15) ErgoCan Single Stream Recycling Containers for indoor and outdoor event greening and recycling.

By passage of this Resolution the City Council will allow the Sanitation Division to apply for an ETCOG Solid Waste Program grant in the amount of \$1,000 to help cover the purchase cost of new event greening recycling containers.

**RECOMMENDED ACTION:** Approval of the Resolution

**SOURCE OF FUNDS:** Sanitation Fund

**STAFF CONTACTS:** David Simmons, Recycling Coordinator  
903-237-1331  
[dsimmons@longviewtexas.gov](mailto:dsimmons@longviewtexas.gov)

Dwayne Archer, Sanitation Manager  
903-237-1287  
[darcher@longviewtexas.gov](mailto:darcher@longviewtexas.gov)

**COUNCIL DATE:** September 25, 2014

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE EAST TEXAS COUNCIL OF GOVERNMENTS (ETCOG) FOR A REGIONAL SOLID WASTE PROGRAM GRANT IN THE AMOUNT OF \$1,000.00; AUTHORIZING THE TIMELY SUBMITTAL OF SAID APPLICATION; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS INCIDENT TO APPLYING FOR AND SECURING AND EXPENDING SAID GRANT; PROVIDING FOR COMPLIANCE WITH REGIONAL PLANS AND PROGRAM RULES; PROVIDING FOR FUNDING; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

WHEREAS, the East Texas Council of Governments, (ETCOG), is directed by the Texas Commission on Environmental Quality (TCEQ) to administer solid waste grant funds for implementations of ETCOG's adopted regional solid waste management plan; and,

WHEREAS, the City of Longview is qualified to apply for various grants that would benefit numerous city departments in their efforts to abate litter and reduce the use of our natural resources; and,

WHEREAS, this grant will allow the Sanitation Division to purchase receptacles for "greening" local events; 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 is hereby authorized to file an application and all attendant documents necessary to qualify for a grant in an amount up to \$1,000 from the East Texas Council of Government's Regional Solid Waste Grants Program for the purchase cost of new event greening recycling containers.

Section 3. That the City of Longview is hereby authorized to submit said application to East Texas Council of Government in a timely manner.

Section 4. That the City Manager through the City Manager's designee, is hereby authorized to execute all necessary documents, as approved by the City Attorney's Office, incident to applying for, securing and expending said grant funds from the East Texas Council of Government's Regional Solid Waste Grants Program for promoting event greening and recycling in our area.

Section 5. That, if funded, the City of Longview will comply with the grant requirements of the East Texas Council of Governments, Texas Commission on Environmental Quality and the State of Texas.

Section 6. The grant funds will be used only for the purposes for which they are intended under the grant.

Section 7. That activities funded by the grant, will comply with and support the adopted regional and local solid waste management plans adopted for the geographical area in which the activities are performed.

Section 8. All matching grant funds and/or in kind services required for any grant application will come from authorized budget expenditures for the 2014-15 fiscal year.

Section 9. That the meeting at which the aforesaid resolution passed was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code Chapter 551.

Section 10. That this resolution shall be effective from and after its date of passage.

PASSED AND APPROVED this 25th day of September, 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW GRANT ETCOG RECYCLE EVENT CONTAINERS 09-25-14

## TEAGUE PARK POND IMPROVEMENTS

- DESCRIPTION:** Consider a Resolution accepting the Teague Park Pond Improvements Project and authorizing final payment in the amount of \$27,646.00 to Pierce Construction, Inc., of Beckville, Texas. Approval of final payment will begin the contractor's one-year warranty period.
- The City Council awarded a contract to Pierce Construction on July 17, 2014 in the amount of \$145,900.00. The final construction cost is \$124,900.00.
- The scope of work include the removal of silt and debris from the pond located at Teague Park; and miscellaneous work as necessary to complete the installation.
- 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.
- RECOMMENDED ACTION:** Passage of the Resolution.
- SOURCE OF FUNDS:** Funding is available from the General Maintenance Fund and the Drainage Operations and Maintenance Fund.
- STAFF CONTACT:** Rolin McPhee, P.E., Director of Public Works  
903-237-1336  
[rmcphee@longviewtexas.gov](mailto:rmcphee@longviewtexas.gov).
- COUNCIL DATE:** September 25, 2014



RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT KNOWN AS "TEAGUE PARK POND IMPROVEMENTS"; AUTHORIZING AND APPROVING FINAL PAYMENT TO PIERCE CONSTRUCTION, INC., OF BECKVILLE, TEXAS, FOR CONSTRUCTION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

WHEREAS, on July 17, 2014, the City Council awarded a construction contract to Pierce Construction, Inc., of Beckville, Texas, in the amount of \$145,900.00 for the project known as "Teague Park Pond Improvements"; and,

WHEREAS, the scope of work included the removal of silt and debris, and miscellaneous work as necessary to complete the improvements; and,

WHEREAS, the final construction cost for said project was \$124,900.00; and,

WHEREAS, the project has been completed in accordance with the plans and specifications and the contractor, Pierce Construction, Inc., has requested final payment in the amount of \$27,646.00; and,

WHEREAS, the final amount of \$27,646.00 is due to the contractor as final payment; and,

WHEREAS, the acceptance of the work by Pierce Construction, Inc., of Beckville, Texas, on the aforementioned contract and the approval of final payment

therefore 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 Pierce Construction,  
Inc., of Beckville, Texas, on the project known as "Teague Park Pond Improvements" is  
hereby accepted as complete and that final payment in the amount of \$27,646.00 for  
the construction of said project is hereby approved.

Section 3. That the meeting at which this resolution was passed 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 from and after its  
passage.

PASSED AND APPROVED this 25th day of September 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW FINAL PAY TEAGUE PARK BOND 9-25-14

## 2014 CHIP SEAL

**DESCRIPTION:** Consider a Resolution accepting the 2014 Chip Seal and authorizing final payment in the amount of \$22,940.08 to NE-TEX Construction of New Boston, Texas. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to NE-TEX Construction on May 8, 2014 in the amount of \$517,400.00. The final construction cost is \$458,801.57.

The scope of work provides for the seal coat of approximately 207,000 square yards of street citywide.

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.

**RECOMMENDED ACTION:** Passage of the 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](mailto:rmcphee@LongviewTexas.gov)

**COUNCIL DATE:** September 25, 2014

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT KNOWN AS “2014 CHIP SEAL”; AUTHORIZING AND APPROVING FINAL PAYMENT TO NE-TEX CONSTRUCTION, LLC, OF NEW BOSTON, TEXAS, FOR CONSTRUCTION OF SAID PROJECT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

WHEREAS, on May 8, 2014, the City Council awarded a construction contract to NE-TEX Construction, LLC, of New Boston, Texas, in the amount of \$517,400.00 for the project known as “2014 Chip Seal”; and,

WHEREAS, this project provides for the seal coat of approximately 207,000 square yards of street citywide; and,

WHEREAS, the final construction cost for said project was \$458,801.57; and,

WHEREAS, the project has been completed in accordance with the plans and specifications and the contractor, NE-TEX Construction, LLC, has requested final payment in the amount of \$22,940.08; and,

WHEREAS, the final amount of \$22,940.08 is due to the contractor as final payment; and,

WHEREAS, the acceptance of the work by NE-TEX Construction, LLC, of New Boston, Texas, on the aforementioned contract and the approval of final payment

therefore 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 NE-TEX  
Construction, LLC, of New Boston, Texas, on the project known as "2014 Chip Seal" is  
hereby accepted as complete and that final payment in the amount of \$22,940.08 for  
the construction of said project is hereby approved.

Section 3. That the meeting at which this resolution was passed 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 from and after its  
passage.

PASSED AND APPROVED this 25th day of September 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW FINAL PAY 2014 CHIP SEAL 9-25-14

## HAILEY AND LAKE DRIVE DRAINAGE IMPROVEMENTS

**DESCRIPTION:** Consider a Resolution awarding a contract in the amount of \$198,106 and authorizing the City Manager or his designee to execute any necessary documents with Reynolds and Kay of Tyler, TX, for the construction of the referenced project. The following bids were opened on September 11, 2014:

| <u>Bidders</u>                           | <u>Proposed Amount</u> |
|------------------------------------------|------------------------|
| Reynolds & Kay<br>Tyler, TX              | \$ 198,106.00          |
| East Texas Bridge<br>Longview, TX        | \$ 224,440.00          |
| Longview Bridge and Road<br>Longview, TX | \$ 250,316.00          |
| Duplicchain Contractors<br>Alto, TX      | \$ 254,845.00          |

The scope of work includes the construction of 880 linear feet of storm drain pipe, box culvert, inlets, and related work at Hailey and Lake Drive and miscellaneous work as necessary to complete the installation.

Hayes Engineering has examined the proposals and the qualifications of the low bidder, and recommends that the City award the contract to Reynolds and Kay of Tyler, TX in the amount of \$198,106.

**RECOMMENDED ACTION:** Passage of Resolution.

**SOURCE OF FUNDS:** Funding is available from Drainage Funds.

**STAFF CONTACT:** Rolin McPhee, P.E., Director of Public Works  
903-237-1336  
[rmcphee@longviewtexas.gov](mailto:rmcphee@longviewtexas.gov)

**COUNCIL DATE:** September 25, 2014



RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF REYNOLDS AND KAY, LTD., OF TYLER, TEXAS, FOR CONSTRUCTION OF THE PROJECT ENTITLED “HAILEY AND LAKE DRIVE DRAINAGE IMPROVEMENTS PROJECT”; AUTHORIZING AND DIRECTING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND REYNOLDS AND KAY, LTD., 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 “Hailey and Lake Drive Drainage Improvements Project”; and,

WHEREAS, said project will primarily involve, among other things, the construction of 880 linear feet of storm drain pipe, box culvert, inlet at 203 Hailey and 1305 Lake Drive and miscellaneous work as necessary to complete the installation; and,

WHEREAS, funding for this project is provided from the City’s Drainage 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 Reynolds and Kay, Ltd., of Tyler, Texas, for construction of the project known as "Hailey and Lake Drive Drainage Improvements Project" in the amount of \$198,106.00 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 Reynolds and Kay, Ltd., of Tyler, Texas, in the amount of \$198,106.00.

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 Reynolds and Kay, Ltd., of Tyler, Texas, for the project known as "Hailey and Lake Drive Drainage Improvements Project".

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 25<sup>th</sup> day of September 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW BID HAILEY & LAKE DRIVE DRAINAGE IMPROV 9-25-14

## CONVENTION AND VISITORS BUREAU ANNUAL BUDGUET FY 2014-2015

**DESCRIPTION:** On an annual basis, the City Council must review and approve the proposed budget for the Longview Convention and Visitors Bureau (CVB). By contract, the CVB is operated by the Longview Chamber of Commerce. The current 5-year contract was approved by Council in August 2010 and is effective through the end of the 2014 - 2015 Fiscal Year. The contract establishes that expenditures not exceed 31% of the City's projected revenues from the Hotel Occupancy Tax for the upcoming fiscal year. Accordingly, the CVB Budget for Fiscal Year 2014 - 2015 totals \$576,944.00 and was presented to council on September 4, 2014.

**RECOMMENDED ACTION:** Approval

**SOURCE OF FUNDS:** Hotel Occupancy Tax Revenue Fund

**STAFF CONTACTS:** Shawn Hara, Assistant to the City Manager  
903-237-2733

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Kelly Hall, Longview Chamber of Commerce President  
903-237-4000

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**COUNCIL DATE:** September 25, 2014

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING THE BUDGET OF THE LONGVIEW CONVENTION AND VISITORS BUREAU FOR FISCAL YEAR 2014-2015; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION 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 (the "City") and the Longview Chamber of Commerce (the "Chamber") have entered into an agreement pursuant to which the Chamber administers certain City funds for the purpose of funding the activities of the Longview Convention and Visitors Bureau (the "CVB"); and,

WHEREAS, said agreement requires that the annual budget prepared by the Chamber for the expenditure of the aforesaid funds be approved by the City Council; and,

WHEREAS, the CVB has presented a proposed budget for the expenditure of the aforesaid funds for fiscal year 2014-2015; 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 proposed budget for the Longview Convention and Visitors Bureau for fiscal year 2014-2015, a copy of which is attached hereto and for all purposes incorporated herein, is hereby in all things approved.

Section 3. 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 4. That this resolution shall be effective immediately from and after its date of passage.

PASSED AND APPROVED this 25<sup>th</sup> day of September, 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R CVB BUDGET 9-25-14

## **CONTRACT AGREEMENT WITH HUMANE SOCIETY OF NORTHEAST TEXAS TO PROVIDE ANIMAL SHELTER SERVICES**

**DESCRIPTION:** Consider a Resolution approving renewal of the contract with the Humane Society of Northeast Texas in the total amount of \$376,884.00 per year plus water, sewer and sanitation services, for animal shelter services.

**RECOMMENDED ACTION:** Passage of Resolution

**SOURCE OF FUNDS:** Funding is available within the proposed 2014 - 2015 Environmental Health operating budget within the General Fund.

**STAFF CONTACT:** Michael Shirley, Director of Development Services  
903-237-1059  
[mshirley@longviewtexas.gov](mailto:mshirley@longviewtexas.gov)

**COUNCIL DATE:** September 25, 2014

**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 EXECUTE AND THE CITY SECRETARY TO ATTEST TO A CONTRACT BY AND BETWEEN THE CITY OF LONGVIEW AND THE HUMANE SOCIETY OF NORTHEAST TEXAS, INC., FOR ANIMAL SHELTER SERVICES; 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 Council finds and determines that the protection of the public health, safety, and welfare of the citizens of the City of Longview requires that provision be made to care for and house lost, stray, unwanted, sick, and injured animals turned in by citizens or impounded by the Animal Control section of the Environmental Health Division of the City of Longview; and,

WHEREAS, the Humane Society of Northeast Texas, Inc., (HSNT) is willing to provide the care and housing for the aforesaid animals in the form of animal shelter services; and,

WHEREAS, HSNT owns and operates an appropriate animal shelter facility, which facility is properly permitted as required by state law; 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 an Agreement for Private Animal Shelter Services by and between the City of Longview and the Humane Society of Northeast Texas, Inc., substantially in the form attached hereto and for all purposes incorporated herein as Exhibit A, is hereby ratified and approved, and the City Manager or the City Manager's designee is hereby authorized and directed to execute and the City Secretary to attest to said Agreement for Private Animal Shelter Services.

Section 3. That it is found and determined that the meeting at which this resolution was passed 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 be effective immediately from and after its date of passage.

PASSED AND APPROVED this 25<sup>th</sup> day of September, 2014.

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Jay Dean  
Mayor

ATTEST

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R EH HUMANE SOCIETY K 2014 9-25-14

**CONSIDER APPROVAL OF THE FOLLOWING MINUTES**

September 9, 2014 and September 11, 2014

## 2015 CAPITAL IMPROVEMENTS PROGRAM

|                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>DESCRIPTION:</b>        | <p>Consider a Resolution adopting a five-year Capital Improvements Program (CIP) and allocating funds for the 2014 - 2015 Projects.</p> <p>The 2015-2019 Capital Improvements Program (CIP) represents the seventh 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 2015- 2019 CIP contains 63 projects totaling \$117.6 million. The 2014 CIP contains 6 projects totaling \$9.2 million. Funding for these projects would come from the general and utility capital reserve funds.</p> |
| <b>RECOMMENDED ACTION:</b> | Passage of Resolution                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>SOURCE OF FUNDS:</b>    | Funding is available from the general and utility capital reserve funds.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>STAFF CONTACT:</b>      | Rolin McPhee, P.E., Director of Public Works<br>903-237-1336<br><a href="mailto:rmcphee@longviewtexas.gov">rmcphee@longviewtexas.gov</a>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>COUNCIL DATE:</b>       | September 25, 2014                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |

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 2015-2019 AND ALLOCATING FUNDS FOR THE 2014-2015 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 2015-2019, including the allocation of funds for the 2014-2015 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 2015-2019 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 25<sup>th</sup> day of September, 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW CIP 2014-2015 9-25-14

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, APPROVING THE BUDGET OF THE LONGVIEW ECONOMIC DEVELOPMENT CORPORATION FOR FISCAL YEAR 2014-2015; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION PASSED COMPLIED WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

WHEREAS, on an annual basis, the City Council must review and approve the proposed budget for the Longview Economic Development Corporation (LEDCO); and,

WHEREAS, LEDCO has presented a proposed budget for fiscal year 2014-2015; and,

WHEREAS, the City Council finds and determines that the expenditures proposed in the aforementioned budget promote the economic development of the City;  
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 proposed budget for the Longview Economic Development Corporation for fiscal year 2014-2015, a copy of which is attached hereto and for all purposes incorporated herein, is hereby in all things approved.



Section 3. 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 4. That this resolution shall be effective immediately from and after its date of passage.

PASSED AND APPROVED this 25<sup>th</sup> day of September, 2014.

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Jay Dean  
Mayor

ATTEST:

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Shelly Ballenger  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R LEDCO BUDGET 9-25-14