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## City Council Meeting Agenda

5:30 p.m.

June 25, 2020

300 West Cotton Street

Jo Ann Metcalf Municipal Building

City Hall Council Chamber

- I. Call to Order**
- II. Invocation**
- III. Pledge of Allegiance**
- IV. Mayor Mack's Scholarship Recipients**
- V. Citizen Comment**
- VI. Consent Agenda**
  - A. Consider a Resolution accepting The Arboretum and Nature Center Project and authorizing final payment in the amount of \$240,364.24 to Ironhorse Unlimited, Inc., of Malakoff, Texas – Scott Caron, Director of Parks and Recreation. Pages 3-6
  - B. 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 Waste Connections of Kilgore, Texas for commercial dumpster service – Dwayne Archer, Assistant Director of Public Works. Pages 7-10
  - C. Consider a Resolution accepting the 2019 Water and Wastewater Improvements at Lockett & Gum Streets Project and authorizing final payment in the amount of \$37,418.11 to J 2 Construction Services, LLC., of Gilmer, Texas – Rolin McPhee, P.E., Director of Public Works. Pages 11-14
  - D. Consider a Resolution making appointments, reappointments, and chair designations to various city boards, commissions, and committees – Nona

Snoddy, Council Member District 2 and David Wright, Council Member District 5. Pages 15-16

- E. Consider approval of the following minutes: April 23, May 14 and May 28, 2020 – Angie Shepard, City Secretary. Page 17

**VII. Action Item**

**THIS ITEM REQUIRED A PUBLIC HEARING** Consider a Resolution to publish and post the availability of the draft of the FY2020 Annual Consolidated Action Plan and Five Year Consolidated Plan documents, and proposed Community Development Block Grant (CDBG) and HOME budgets and supporting policy documents to begin the HUD mandatory public comment period – Dakota Brown, Community Development Administrator. Pages 18-20

**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.

## THE LONGVIEW ARBORETUM AND NATURE CENTER

<b>DESCRIPTION:</b>	<p>Consider a resolution accepting the Longview Arboretum and Nature Center project and authorizing final payment in the amount of \$240,364.24 to Ironhorse Unlimited, Inc., of Malakoff, TX. Approval of final payment will begin the contractor's one-year warranty period.</p> <p>The City Council awarded a contract to Ironhorse Unlimited Inc., on April 26, 2018 in the amount of \$2,017,180.95. The final construction cost is \$2,521,476.18.</p> <p>The contract was revised for: Removing plantings for a decrease of \$484,717. Adding landscape boulders and rock for \$93,500. Adding original planting for a total of \$391,592.75. Additional plantings, trail lighting, landscape, stream improvements, fence installation and bathroom construction for a total of \$503,919.48.</p> <p>The scope of work included the construction of a city park with approximately 32,145 square feet of 5-in concrete trail and related work on 26 acres at 706 W. Cotton Street located between Grace Creek and Maude Cobb Convention &amp; Activity Complex.</p> <p>The project has been completed in accordance with the contract. MHS Planning &amp; Design, LLC., and the Public Works engineering staff recommends acceptance of the project and approval of the final payment.</p>
<b>RECOMMENDED ACTION:</b>	Passage of the resolution.
<b>SOURCE OF FUNDS:</b>	Funding is available from: Texas Parks and Wildlife Grant - \$200,000 LEDGO - \$100,000 City of Longview GO Park Bond - \$895,512.23 Gregg County Matching Funds - \$50,000 Sabine River Authority - \$20,000 Longview Arboretum - \$1,255,963.95
<b>STAFF CONTACT:</b>	Scott Caron, Director of Parks and Recreation 903-237-1231 <a href="mailto:scaron@longviewtexas.gov">scaron@longviewtexas.gov</a>
<b>COUNCIL DATE:</b>	June 25, 2020

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED “THE LONGVIEW ARBORETUM AND NATURE CENTER”; AUTHORIZING AND APPROVING FINAL PAYMENT TO IRONHORSE UNLIMITED, INC., OF MALAKOFF, TEXAS FOR THE COMPLETION 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 April 26, 2018, the City Council awarded a contract to Ironhorse Unlimited, Inc., of Malakoff, Texas in the amount of \$2,017,180.95 for the project known as “The Longview Arboretum and Nature Center”; and,

WHEREAS, this project included the construction of a city park with approximately 32,145 square feet of 5-in concrete trail and related work on 26 acres of city owned land located between Grace Creek and Maude Cobb Convention & Activity Complex; and,

WHEREAS, on April 26, 2018 the City Council approved change order No. 1 to Ironhorse Unlimited, Inc., in the amount of \$484,717.00 to reduce the scope of the construction to meet available funding limits of the project known as “The Longview Arboretum and Nature Center”, for a revised contract of \$1,532,463.95; and,

WHEREAS, on October 11, 2018 the City Council approved change order No. 5 to Ironhorse Unlimited, Inc., in the amount of \$93,500.00 to increase the work items of the project known as “The Longview Arboretum and Nature Center” for a revised contract of \$1,625,963.95; and,

WHEREAS, On March 28, 2019 the City Council approved change order No. 9 to Ironhorse Unlimited, Inc., in the amount of \$391,592.75 to increase the work items of the project known as “The Longview Arboretum and Nature Center” for a revised contract of \$2,017,556.70; and,

WHEREAS, on June 13, 2019 the City Council approved change order No. 10 to Ironhorse Unlimited, Inc., in the amount of \$503,919.48 to increase the work items of the project known as “the Longview Arboretum and Nature Center” for a revised contract of \$2,521,476.18; and,

WHEREAS, the final construction cost for said project was \$2,521,476.18; and,

WHEREAS, the project has been completed and the contractor, Ironhorse Unlimited, Inc., of Malakoff, Texas has requested final payment in the amount of \$240,364.24; and,

WHEREAS, the final amount of \$240,364.24 is due to the contractor as final payment; and,

WHEREAS, the acceptance of the work by Ironhorse Unlimited, Inc. on the aforementioned contract and the approval of final payment therefore will begin the one-year 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 work performed by Ironhorse Unlimited, Inc., of Malakoff, Texas on the project known as "The Longview Arboretum and Nature Center" is hereby accepted as complete and that final payment of \$240,364.24 for the completion of said project is hereby approved.

Section 3. That the meeting at which the aforesaid 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 June 25, 2020.

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Dr. Andy Mack  
Mayor

ATTEST:

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Angie Shepard  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW FINAL PAY ARBORETUM 6-25-20

## COMMERCIAL DUMPSTER SERVICES

<b>DESCRIPTION:</b>	<p>This item is for commercial dumpster service for city facilities. Services include dumpster rental, collection and disposal of solid waste from the following locations: Compost Site, Sanitation Department, Animal Shelter, Parks &amp; Recreation Department (various parks), Longview Convention Complex, Fire Training Center, City Hall/Police Department, Library and Development Services.</p> <p>This bid was advertised in the local newspaper as required by law. On June 10, 2020 three bids were received.</p> <p>The bids received are for the annual cost of the commercial dumpster service and are as follows:</p> <p>Waste Connections of Kilgore, TX - \$37,486.32 Republic Services of Kilgore, TX - \$58,973.64 C&amp;C Logging &amp; Tree Service of Longview, TX - \$171,504.00</p>
<b>RECOMMENDED ACTION:</b>	<p>Approval of the Resolution awarding Waste Connections of Kilgore, TX Bid # 1920-38 Commercial Dumpster Services.</p>
<b>SOURCE OF FUNDS:</b>	<p>Departmental Budgets</p>
<b>STAFF CONTACTS:</b>	<p>Jaye Latch, Purchasing Manager 903-237-1324 <a href="mailto:jlatch@longviewtexas.gov">jlatch@longviewtexas.gov</a></p> <p>Dwayne Archer, Assistant Director of Public Works 903-237-1287 <a href="mailto:darcher@longviewtexas.gov">darcher@longviewtexas.gov</a></p>
<b>COUNCIL DATE:</b>	<p>June 25, 2020</p>

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE BID OF WASTE CONNECTIONS OF KILGORE, TEXAS FOR COMMERCIAL DUMPSTER SERVICES; AUTHORIZING AND DIRECTING THE CITY MANAGER, OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY BETWEEN THE CITY OF LONGVIEW AND WASTE CONNECTIONS OF KILGORE, 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 BIDDING REQUIREMENTS IN ACCEPTING SAID BID; DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS IN ACCORDANCE WITH THE REQUIRMENTS 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 issued and advertised an invitation to bid for commercial dumpster services; and,

WHEREAS, Waste Connections of Kilgore, Texas submitted the lowest and best bid for said commercial dumpster services; and,

WHEREAS, funding will not exceed budgeted funds in any 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 Waste Connections of Kilgore, Texas is the lowest and best bid submitted to the City of Longview for commercial dumpster services.

Section 3. That the City of Longview hereby accepts the aforementioned bid from Waste Connections of Kilgore, Texas.

Section 4. That the total amount of the contract for commercial dumpster services to be provided by Waste Connections of Kilgore, Texas shall not exceed budgeted funds in any corresponding budget year.

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 aforesaid bid from Waste Connections of Kilgore, Texas for said commercial dumpster services.

Section 6. 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 funds budgeted for said contract in the concurrent budget year.

Section 7. 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 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 25<sup>th</sup> day of June 2020.

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Dr. Andy Mack  
Mayor

ATTEST:

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Angie Shepard  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R BID PW COMMERCIAL DUMPSTER SVCS 6-25-20

## **2019 WATER AND WASTEWATER IMPROVEMENTS AT LUCKETT & GUM STREETS**

**DESCRIPTION:** Consider a resolution accepting the 2019 Water and Wastewater Improvements at Lockett & Gum Streets project and authorizing final payment in the amount of \$37,418.11 to J 2 Construction Services, LLC., of Gilmer, TX. Approval of final payment will begin the contractor's one-year warranty period.

The City Council awarded a contract to J 2 Construction Services, LLC, on November 14, 2019 in the amount of \$358,021.00. The final construction cost is \$341,781.13.

This project provided for the construction of 1,130 linear feet of 8 inch wastewater main, 745 linear feet of water main, 1 fire hydrant, 341 linear feet of 36 inch storm drainage pipe, 180 feet of steel encasement and related work at Lockett St., Gum St., and South St., and miscellaneous work as necessary to complete the installations.

The project has been completed in accordance with the contract. KSA Engineers, Inc., and the 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 Water Utilities and Drainage CIP Funds

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

**COUNCIL DATE:** June 25, 2020

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, ACCEPTING THE PROJECT ENTITLED “2019 WATER AND WASTEWATER IMPROVEMENTS AT LUCKETT AND GUM STREETS”; AUTHORIZING AND APPROVING FINAL PAYMENT TO J 2 CONSTRUCTION SERVICES, LLC., OF GILMER, TEXAS FOR THE COMPLETION 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 November 14, 2019, the City Council awarded a contract to J 2 Construction Services, LLC, of Gilmer, Texas in the amount of \$358,021.00 for the project known as “2019 Water and Wastewater Improvements at Lockett and Gum Streets”; and,

WHEREAS, this project provides for the construction of 1,130 linear feet of 8 inch wastewater main, 745 linear feet of water main, 1 fire hydrant, 341 linear feet of 36 inch storm drainage pipe, 180 feet of steel encasement and miscellaneous work as necessary to complete the installations at Lockett Street, Gum Street and South Street; and,

WHEREAS, the final construction cost for said project was \$341,781.13; and,

WHEREAS, the project has been completed and the contractor, J 2 Construction Services, LLC., of Gilmer., Texas has requested final payment in the amount of \$37,418.11; and,

WHEREAS, the final amount of \$37,418.11 is due to the contractor as final payment; and,

WHEREAS, the acceptance of the work by J 2 Construction Services, LLC of Gilmer, Texas on the aforementioned contract and the approval of final payment therefore will begin the one-year 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 work performed by J 2 Construction Services, LLC, of Gilmer, Texas on the project known as “2019 Water and Wastewater Improvements at Luckett and Gum Streets” is hereby accepted as complete and that final payment of \$37,418.11 for the completion of said project is hereby approved.

Section 3. That the meeting at which the aforesaid 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 June 25, 2020.

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Dr. Andy Mack  
Mayor

ATTEST:

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Angie Shepard  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R PW FINAL PAY WATER & WASTEWATER IMPROVE GUM & LUCKETT STREETS 6-25-20

RESOLUTION NO.

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

WHEREAS, the City Council has established advisory boards and commissions to provide feedback and recommendations on specific issues; and,

WHEREAS, the City Council provides for appointments, reappointments and chair designations to the various boards and commissions; and,

WHEREAS, there are vacancies on several boards and commissions as well as reappointments that require City Council action; 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 Council of the City of Longview, Texas, does hereby submit the following persons whose names are attached hereto, marked as Exhibit "A", and for all purposes incorporated herein, as nominees and confirm their appointment, reappointment and/or chair designation, if applicable, for their respective boards, commissions, or committees, all as designated on the attached Exhibit "A".

Section 3. That these appointments, reappointments, and chair designations are to be effective immediately.

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

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

PASSED and APPROVED this 25<sup>rd</sup> day of June, 2020.

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Dr. Andy Mack  
Mayor

ATTEST:

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Angie Shepard  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R APPOINT B&C 6-25-20

**CONSIDER APPROVAL OF THE FOLLOWING MINUTES**  
April 23, May 14 and May 28, 2020.

**PUBLISH/POST DRAFT OF PROPOSED FY20 ANNUAL  
CONSOLIDATED ACTION PLAN AND DOCUMENTS TO BEGIN HUD  
MANDATORY CITIZEN COMMENT PERIOD**

**DESCRIPTION:** Consider a Resolution to publish and post the availability of the draft of the FY20 Annual Consolidated Action Plan, Five Year Consolidated Plan documents, and proposed Community Development Block Grant (CDBG) and HOME budgets with supporting documents to begin the HUD mandatory public comment period

**RECOMMENDED ACTION:** Passage of resolution.

**SOURCE OF FUNDS:** Funding is through the following Federal Grants: Community Development Block Grant (CDBG) and HOME Investment Program.

**STAFF CONTACT:** Dakota Brown  
Community Development Administrator  
903-237-1201  
drbrown@longviewtexas.gov

**COUNCIL DATE:** June 25, 2020

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONGVIEW, TEXAS, AUTHORIZING THE POSTING AND PUBLISHING OF THE FY2020 CONSOLIDATED ACTION PLAN, FIVE YEAR CONSOLIDATED PLAN AND BUDGETS INCLUDING SUPPORTING DOCUMENTS, AND TO BEGIN THE CITIZEN COMMENT PERIOD AS REQUIRED; 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 U.S. Department of Housing and Urban Development (HUD) provides Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) program funds to the City for the benefit of low-moderate income persons and,

WHEREAS, the City's Grant Review Committee (GRC) is responsible for making recommendations to the City Council concerning the Annual Action Plan and Five Year Consolidated Plan; and,

WHEREAS, the FY2020 Consolidated Action Plan documents must be posted/published for a federally mandated citizen comment period; 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.

Section 2. That staff is authorized to publish and post the FY2020 Annual Action Plan including documents and budgets for review in the Housing and Community Development Administrative office.

Section 3. That the citizen comment period as required by law is officially open for the FY2020 Consolidated Action Plan, as described in the attached Exhibit "A" (which exhibit is made part hereof for all purposes), copies of which are available for review in the City Manager's office.

Section 4. 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 5. That this resolution shall be effective from and after its date of passage.

PASSED, APPROVED and ADOPTED this 25<sup>th</sup> day of June 2020

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Dr. Andy Mack  
Mayor

ATTEST:

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Angie Shepard  
City Secretary

APPROVED AS TO FORM:

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Jim Finley  
City Attorney

R HOUSING PUBLISH POST FY20 PLAN 6-25-20