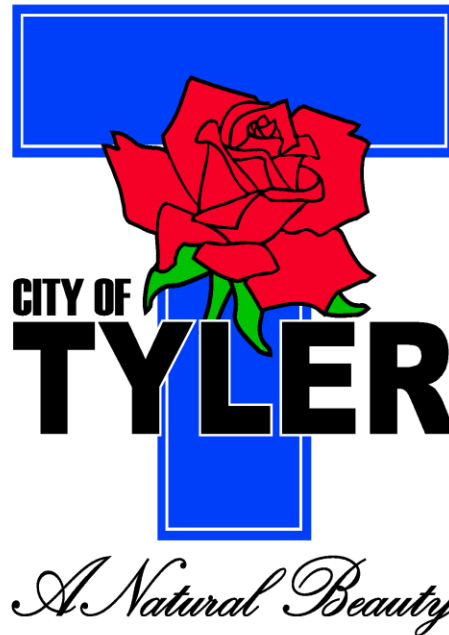


# CITY COUNCIL AGENDA



**Wednesday, August 23, 2023  
9:00 am**



## CITY COUNCIL

**Donald P. Warren, Mayor  
Stuart Hene, District 1  
Broderick McGee, District 2  
Dr. Shirley McKellar, District 3  
James Wynne, District 4  
Lloyd Nichols, District 5  
Brad Curtis, District 6**



## CITY COUNCIL MEETING AGENDA

### CITY COUNCIL CHAMBERS - CITY HALL

City Hall, City Council Chambers  
212 N. Bonner Avenue, 2nd Floor  
Tyler, Texas

Follow us on Facebook Live at: <https://www.facebook.com/CityofTylerTexas/>  
Wednesday, August 23, 2023  
9:00 am

Internet website <http://www.cityoftyler.org> and Cable Access Channel 3

Please call (903) 531-1250 if you need assistance with interpretation or translation for this City meeting.

*Si usted necesita ayuda con la interpretación o traducción de cualquier material en este sitio o en una reunión pública de la Ciudad de Tyler por favor llame al (903) 531-1250.*

#### AMERICANS WITH DISABILITIES ACT NOTICE

The City of Tyler wants to ensure that City Council Meetings are accessible to persons with disabilities. If any individual needs special assistance or accommodations in order to attend a City Council meeting, please contact the City Manager's Office at 903.531.1250, in advance so accommodations can be made.

#### COURTESY RULES

Thank you for your presence. The City Council appreciates your interest in Tyler City Government. To ensure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, Administrative Staff, News Media, Citizens and Visitors. If you wish to address the Council, obtain a speaker card from the receptionist's desk outside the Council Chambers, complete the information requested on the card, and deliver to the City Clerk before the meeting or as soon as you can. Speakers will be heard as the individual item(s) in which they have registered an interest come before the Council. Your remarks will be limited in duration depending on the number of people wanting to speak on a particular item. Comments to the City Council should only be made from the podium. This will ensure that the comments are picked up by the microphones and are made a part of the official record. Delay or interruption of the proceedings will not be tolerated.

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **MINUTES**

Request that the City Council consider approving the minutes of the regular meeting of the City Council of the City of Tyler, Texas held on July 26, 2023.

## **AWARDS**

Request that the City Council consider recognizing the following employees for their years of service and commitment to the City of Tyler. They represent 120 years of service with the City of Tyler.

Kenneth Caudle, Police Officer XIII, 25 years of service

John Bausell, Police Sergeant IV, 30 years of service

Terry Hawkins, Fire/Driver/Engineer, 30 years of service

David Espinoza, Crew Leader, 35 years of service

## **HEARING**

- H-1** Request that the City Council consider conducting a public hearing on the proposed Fiscal Year 2023-2024 Annual Budget and on the proposed property tax rate of \$0.247920 per \$100 of taxable property value.
- H-2** Request that the City Council to hold a public hearing to consider the adoption of an Ordinance amending Reinvestment Zone Number Four.
- H-3** Request that the City Council hold a public hearing to consider the adoption of an Ordinance amending Reinvestment Zone Number Three.

## **ZONING**

- Z-1** Z23-026 MOLINA APOLONIO (310 AND 324 NORTH BEVERLY AVENUE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “R-1B”, Single-Family Residential District to “R-1D”, Single-Family Detached and Attached Residential District.
- Z-2** C23-003 UNIVERSITY OF TEXAS SYSTEM (IMPROVED RIGHT-OF-WAY OF PICKENS DRIVE)  
Request that the City Council consider an Ordinance approving the closure of Pickens Drive.
- Z-3** Z23-025 S & D TRAVELS LLC (518 SOUTH SPRING AVENUE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “RPO”, Restricted Professional Office District to “AR”, Adaptive Reuse District.
- Z-4** C23-005 DAWSON ABBEY LLC (PORTIONS OF CRESTWAY DRIVE, TRAVIS STREET AND WOODLEY STREET)  
Request that the City Council consider adoption of an Ordinance approving the closure of unimproved portions of right-of-way of Crestway Drive, Travis Street, and Woodley Street.

## **ORDINANCE**

- O-1** Request that the City Council consider adoption of an Ordinance amending Tyler City Code Chapter 4 by repealing juvenile curfew regulations to comply with recent changes in State law.
- O-2** Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapter 8 by authorizing "Class one: Maximum assist 20 miles an hour with 250-Watt maximum continuous output, pedal assist no throttle" e-bikes upon the grounds of any public park or recreation area or trail.
- O-3** Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapter 8 by changing the required size of a memorial or monument, at City of Tyler cemeteries.

## **MISCELLANEOUS**

- M-1** Request that the City Council consider authorizing the City Manager execute a Capital Improvement Project (CIP) drainage construction contract with Platinum Paving, LLC for the Off-System (Non-TxDOT) Crossing 01 project, Bid No. 23-046, for \$1,007,004.19 Bid No. 23-046, with \$708,995.88 from Half-Cent Sales Tax funds, and \$298,008.31 from Stormwater Budget funds.
- M-2** Request that the City Council consider authorizing the City Manager execute a change order to the 2023 Asphalt Enhancement Project for the reconstruction of Mirabeau Street in the amount of \$196,899.43.
- M-3** Request that the City Council consider authorizing the City Manager to execute a Professional Services Consulting contract with HDR, Inc., for the analysis and study of Douglas Blvd for a cost not to exceed \$104,757.98.
- M-4** Request that the City Council consider authorizing the City Manager to execute an engineering services contract, in the amount of \$1,335,300 with KSA Engineers Inc. for the Lake Tyler Raw Water Pump Station Improvements project and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt.
- M-5** Request that the City Council consider authorizing the City Manager to execute an Engineering Services Contract, in an amount not to exceed \$1,758,000, with Langan Engineering and Environmental Services, Inc. for the Consent Decree Group 6 Remedial Measures Implementation.
- M-6** Request that the City Council consider authorizing the City Manager to execute a Professional Services Consulting contract with H.W. Lochner, Inc., for the design, bidding, construction phase and construction observation services, related to the Settlers Landing and Centennial Blvd Extensions project, for a cost not to exceed \$189,490.00.

## **CONSENT**

(These items are considered to be routine or have been previously discussed, and can be approved in one motion, unless a Council Member asks for separate consideration of an item.)

- C-A-1** Request that the City Council consider ratifying staff action and authorizing future staff action for payments to property owners, either via consultants or directly to landowners, for easements and right-of-way for the Legacy Trail – Phase 2 project in the amount not to exceed \$55,000.00.
- C-A-2** Request that the City Council consider authorizing the City Manager to purchase two (2) Sunset Promaster 3500 Conversion Low Floor Vans for the Transit Department from ABC Bus, Inc., through the State of Georgia Contract for \$345,255.72.
- C-A-3** Request that the City Council consider authorizing the City Manager to purchase one (1) Elgin Street Sweeper from Kinloch Equipment through Sourcewell as part of the Fleet Replacement Program for FY2024 in the amount of \$365,194 per unit.
- C-A-4** Request that the City Council consider authorizing the City Manager to purchase one (1) new International chassis with a Vactor sewer body through Buyboard contract HT-06-20 from Kyrish Truck Centers for \$428,621.00.
- C-A-5** Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending June 30, 2023.
- C-A-6** Request that the City Council consider authorizing the City Manager to purchase one (1) new Freightliner chassis with a Vactor sewer body through Tips contract #200208 from Doggett Truck Centers for \$442,16700.
- C-A-7** Request that the City Council consider authorizing the City Manager to sign an indefinite right-of-way use agreement and consider waiving all permit fees with Tyler Junior College for the purpose of installing and maintaining Flock security camera in the City of Tyler right-of-way.
- C-A-8** Request that the City Council review and consider accepting the Revenue and Expenditure Report for the period ending June 30, 2023.
- C-A-9** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will decrease the contract amount by \$190,536.55 for Cleaning and Closed-Circuit Television (CCTV) Recording of Wastewater (Sanitary Sewer) Lines, Groups 6-8, TASB BuyBoard Contract #635-21.

## **CITY MANAGER'S REPORT**

## **ADJOURNMENT**