

# CITY COUNCIL AGENDA



**Wednesday, January 10, 2024**  
**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, January 10, 2024  
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.

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### 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, please fill out the information on the IPAD located outside the Council Chambers. 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 November 8, 2023 and a Special Called meeting held on November 30, 2023.

## **AWARDS**

**A-1** Request that the City Council consider accepting the “Distinguished Budget Presentation Award” for its Fiscal Year 2022-2023 Budget document from the Government Finance Officers Association of the United States and Canada.

## **ZONING**

**Z-1** Z23-038 NEDWOL PROPERTIES LLC (2441, 2443, 2445, AND 2447 MOSAIC WAY)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “M-1”, Light Industrial District to “C-1”, Light Commercial District.

**Z-2** PD23-023 JLLB HOLDINGS LLC (5038 PALUXY DRIVE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “C-1”, Light Commercial District to “PUR”, Planned Unit Residential District with Final Site Plan.

**Z-3** C23-008 PSS JOINT VENTURE (AN UNIMPROVED PORTION OF RIECK ROAD)  
Request that the City Council consider adoption of an Ordinance approving the closure of a portion of Rieck Road.

**Z-4** C23-009 ROUSE JESSE ROBERT JR (AN UNIMPROVED PORTION OF EDNA STREET AND REEDER LANE)  
Request that the City Council consider adoption of an Ordinance approving the closure of a portion of Edna Street and Reeder Lane.

**Z-5** Z23-036 DENNIS JOSEPH A & ELIZABETH ANNE (512 SOUTH FLEISHEL AVENUE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “RPO”, Restricted Professional Office District to “R-2”, Two-Family Residential District.

**Z-6** Z23-037 ROBLES JOSE EMILIANO & ANA BERTHA (1709 OLD OMEN ROAD)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “POD”, Planned Office District to “R-1B”, Single-Family Residential District.

**Z-7** PD23-024 SHACKELFORD CREEK LAND COMPANY LLC (9506, 9507, 9512, 9513, 9519, 9520, 9525, 9530, 9531, 9537, 9538, 9543, 9546, 9549, 9554, 9555, 9560, 9561, 9566, 9567, 9570, 9573, 9574, 9578, 9581, 9582, 9586, 9590, 9594, 9602, AND 9606 FRIEDLANDER WAY AND 2000, 2001, 2005, 2006, 2010, 2011, 2014, 2017, 2020, 2023,

2026, 2029, 2030, 2032, 2035, 2041, 2044, 2047, 2050, 2053, 2056, 2059, 2062, 2065, 2068, 2069, 2072, 2075, 2078, 2079, 2082, 2083, 2086, 2087, 2090, 2091, 2095, AND 2099 LOCKLEAR LN, AND 8.40 ACRE PORTION OF 1067 MARSH FARM ROAD)

Request that the City Council consider adoption of an Ordinance approving a zone change from "R-1D", Single-Family Detached and Attached Residential District to "PUR", Planned Unit Residential District with a final site narrative.

**Z-8** PD23-025 C&O ACQUISITIONS LLC AND BEXAR TRIPLE JEOPARDY LLC (220 AND 240 SOUTH SOUTHWEST LOOP 323)

Request that the City Council consider adoption of an Ordinance approving a "PCD", Planned Commercial District final site plan amendment.

**Z-9** Z23-043 C&O ACQUISITIONS LLC (3809 WEST ELM STREET)

Request that the City Council consider adoption of an Ordinance approving a zone change from "PCD", Planned Commercial District to "R-1A". Single-Family Residential District.

**Z-10** Z23-039 RENTAL CONNECTIONS LLC (1100, 1120, AND 1122 WEST FIFTH STREET)

Request that the City Council consider adoption of an Ordinance approving a zone change from "C-1", Light Commercial District to "C-2", General Commercial District.

## **PRESENTATION**

**P-1** Request that the City Council consider receiving a presentation on the 2023-2024 Annual Work Plan.

## **ORDINANCE**

**O-1** Request that the City Council consider adoption of an ordinance updating and amending Tyler City Code Chapter 1 related to policies and procedures governing the Disability Issues Review Board.

## **MISCELLANEOUS**

**M-1** Request that the City Council consider authorizing the City Manager to execute part 2 of the professional services contract, in the amount of \$2,379,480 with Fitzpatrick Architects and Halff for the Downtown Improvement project.

**M-2** Request that the City Council consider authorizing the City Manager to execute an engineering services contract, in the amount of \$247,320.00 with Shermco Industries Inc for the Golden Road Water Treatment Plant Electrical Assessment.

## **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 authorizing the City Manager to execute a Personal Services Contract with Mr. Robin Smart for construction inspection services for City of Tyler streets and capital improvement projects in the amount of \$50,000.

**C-A-2** Request that the City Council ratify the expenditure of \$ 90,743.10, for the mandated public water system fee to the Texas Commission on Environmental Quality.

**C-A-3** Request that the City Council consider authorizing the City Manager to execute an additional services agreement with Halff Associates, Inc. in the amount of \$23,000 for the Shiloh Road Improvements and Widening preliminary engineering report.

**C-A-4** Request that the City Council consider amending and adopting a Resolution authorizing the application for and acceptance of Federal Transit Administration (FTA) Grant Funds passed through the Texas Department of Transportation (TxDOT) under the Section FY21-5339 Bus and Bus facilities Grant in the amount of \$201,174 along with the acceptance of \$40,235 in Transportation Development Credits (TDC).

**C-A-5** Request that the City Council consider amending and adopting a Resolution authorizing the application for and acceptance of Federal Transit Administration (FTA) Grant Funds passed through the Texas Department of Transportation (TxDOT) under the Section FY21-5339 Bus and Bus facilities Grant in the amount of \$186,507 along with the acceptance of \$37,302 in Transportation Development Credits (TDC).

**C-A-6** Request that the City Council consider authorizing the City Manager to add Addendum 1 to Downtown Janitorial contract with Office Pride Janitorial to provide janitorial services to six City of Tyler downtown facilities in the amount of \$447,216.00 over the next five (5) years. Addenda 1 would add Transit Building at \$65,265.00 over the next four (4) years remaining of the contract for a total of \$512,481.00.

**C-A-7** Request that the City Council consider authorizing the City Manager to execute a new Master Services Agreement for professional services with MHS Planning & Design, LLC.

**C-A-8** Request that the City Council consider authorizing the City Manager to execute a new Master Services Agreement for professional services with H.W. Lochner, Inc.

**C-A-9** Request that the City Council consider authorizing the City Manager to execute a new Master Services Agreement for professional services with HDR Engineering, Inc.

**C-A-10** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will reduce the contract amount by \$63,159.52 and the release of final retainage payment in the amount of \$244,955.54 to A.E. Shull and Company for Consent Decree Capacity Work Group 1 Implementation Standard Bid, 22-033.

**C-A-11** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will reduce the contract amount by \$69,380.40 and the release of final retainage payment in the amount of \$145,824.48 to Southern Trenchless Solutions for Consent Decree Group 5 Manhole Rehabilitation, Bid 23-007.

**C-A-12** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will reduce the contract amount by \$490,672.14 and the release of final retainage payment in the amount of \$101,908.84 to T Gray Utility AIMS, LLC for Consent Decree Group 4 Manhole Specialty Bid 22-016.

**C-A-13** Request that the City Council consider authorizing the City Manager to execute a contract amendment with Elledge Engineering in the amount of \$61,000 for additional services related to the FM 756 Utility Relocate Project.

**CITY MANAGER'S REPORT**

**ADJOURNMENT**