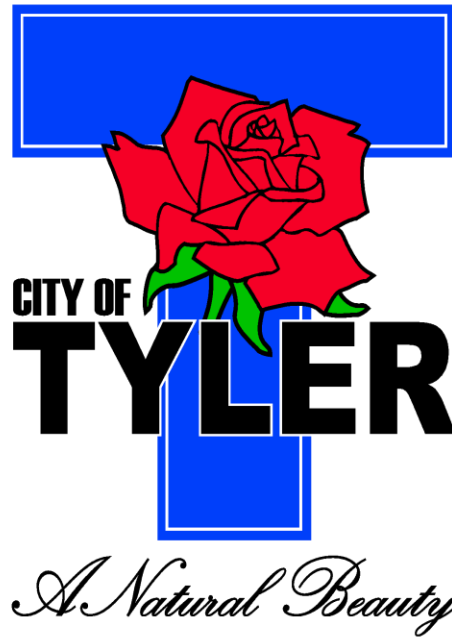


# CITY COUNCIL AGENDA



**Wednesday, February 28, 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, February 28, 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.

*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, 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 January 24, 2024.

## **AWARDS**

- A-1** Request that the City Council consider recognizing the following employees for their years of service and commitment to the City of Tyler. They represent 220 years of service with the City of Tyler.

Jon Wilbeck, Firefighter X, 20 years of service  
Daniel Smith, Fire Battalion Chief I, 20 years of service  
Thomas Malcom, Fire Driver Engineer III, 20 years of service  
Joey Hooton, Fire Marshal, 20 years of service  
Devin Grider, Fire Captain II, 20 years of service  
Nathan Elliott, Police Officer XIII, 25 years of service  
David Hall, Police Sgt IV, 30 years of service  
David Long, Assistant Police Chief III, 30 years of service  
Jimmie Frater, Building Maintenance Worker, 35 years of service

- A-2** Request that the City Council consider recognizing the following Infants at Work participants for their program participation. They represent 8 months of service with the City of Tyler.

Itzel Garcia, Infants at Work - Neighborhood Services, 4 months  
Kyler Johnson, Infants at Work - Parks, 4 months

## **ZONING**

- Z-1** C23-010 BRYAN ASHTON LLC (A PORTION OF AN UNIMPROVED ALLEY RIGHT-OF-WAY)  
Request that the City Council consider adoption of an Ordinance approving the closure of a portion of an unimproved alley right-of-way adjacent to 108 Adams Avenue.
- Z-2** Z23-050 BRYAN ASHTON LLC (108 ADAMS AVENUE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “M-1”, Light Industrial District to “DBAC”, Downtown Business, Arts and Culture District.
- Z-3** Z23-047 JOHNSON TIMOTHY W & DEBRA W (402 EAST 4TH STREET)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “R-1B”, Single-Family Residential District to “AR”, Adaptive Reuse District.

- Z-4** PD23-028 GLENWOOD CHURCH OF CHRIST (5216, 5300, 5324, 5358, 5378 AND 5410 HOLLYTREE DRIVE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “R-1A”, Single-Family Residential District and “R-MF”, Multi-Family Residential District to “PUR”, Planned Unit Residential District with Final Site Plan.
- Z-5** Z23-049 LOCKRIDGE ANDREW (1000, 1004, 1006 TREZEVAULT STREET AND 1414 NORTH GRAND AVENUE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “R-2”, Two-Family Residential District to “R-1D”, Single-Family Attached/Detached Residential District.
- Z-6** C23-007 GERARDO GONZALEZ AND ERNESTO (A PORTION OF AN UNIMPROVED ALLEY RIGHT-OF-WAY)  
Request that the City Council consider adoption of an Ordinance approving a closure of an unimproved alley right-of-way adjacent to 903 East Hillsboro Street.
- Z-7** PD23-030 DAVIS THORNTON LTD (A 1.14 ACRE PORTION OF 6549 OLD JACKSONVILLE HIGHWAY)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “C-1”, Light Commercial District to “PMF”, Planned Multi-Family Residential District with a Final Site Plan.
- Z-8** Z23-052 NATURON PROPERTIES LLC (2150, 2154, 2157, 2158, 2162, 2165, 2166, 2169, 2170, 2174, 2177, 2178, 2181, 2182, 2185, 2186, 2189, 2193, AND 2197 NATURON DRIVE AND 2306, 2307, 2310, 2311, 2314, 2315, 2318, 2319, 2322, 2323, 2326, 2327, 2330, 2331, 2334, 2335, 2338, 2339, 2342, AND 2343 NATURON COURT AND 0.48 ACRE PORTION OF THE ADDRESSES 2133, 2137, 2141, 2145, 2149, 2153, 2157, 2203, 2217, AND 2233 HAVERHILL DRIVE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “R-1D”, Single-Family Attached/Detached Residential District to “R-MF”, Multi-Family Residential District.
- Z-9** Z23-046 CALVILLO KRISTEPHER (1405 SOUTH TIPTON AVENUE)  
Request that the City Council consider on appeal adoption of an Ordinance approving a zone change from “R-1A”, Single-Family Residential District to “AR”, Adaptive Reuse District. The applicant is appealing the denial by the Planning and Zoning Commission.
- Z-10** Z23-051 CARLOS MAYA (827 WEST 5TH STREET)  
Request that the City Council consider on appeal adoption of an Ordinance approving a zone change from “R-1B”, Single-Family Residential District to “R-2”, Two-Family Residential District. The applicant is appealing the denial by the Planning and Zoning Commission.
- Z-11** PD24-001 POLLARD-HEINES BUILDINGS LLC (1318 SOUTH BECKHAM AVENUE)  
Request that the City Council consider adoption of an Ordinance approving a zone change from “C-1”, Light Commercial District to “PMXD-1”, Planned Mixed-Use District with site narrative.

## **RESOLUTION**

- R-1** Request that the City Council consider the adoption of a Resolution of Support for an affordable housing tax credit project proposal for revitalization of Moore Grocery Lofts (410 North Broadway Avenue) and the approval of the waiver of development/permit fees in the amount of \$500.

## **ORDINANCE**

- O-1** Request that the City Council consider the adoption of an Ordinance amending the Fiscal Year 2023-2024 Budget to provide funding to complete various Community Development Block Grant (CDBG), HOME and Housing Choice Voucher Program activities, Airport projects at Tyler Pounds Regional Airport, Transit, and Rose Complex for Mayfair Building.

## **MISCELLANEOUS**

- M-1** Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the period ending December 31, 2023.

## **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 reviewing and accepting the Investment Report for the quarter ending December 31, 2023.
- C-A-2** Request that the City Council consider authorizing the City Manager to execute the Reconciliation Change Order with Insituform Technologies, LLC for the CIPP Drainage Improvements project, increasing the approved contract amount by \$33,949.00, from \$1,046,175.00 to \$1,080,024.00.
- C-A-3** Request that the City Council consider authorizing the City Manager to amend the Professional Services Consulting contract with Elledge Engineering Corp. for the design and construction phase services, as they relate to the Off-System (Non-TxDOT) Bridge Maintenance project, by increasing the fee by \$21,000 from \$136,500.00 to \$157,500.00.
- C-A-4** Request that the City Council consider accepting a donation made to the Tyler Fire Department in the amount of \$50,000.00 from an anonymous donor.
- C-A-5** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order in the amount of \$149,291.75 and approve the release of final payment and retainage in the amount of \$174,189.52 to Reynolds & Kay, LTD, for the Cambridge Road Improvements Project.
- C-A-6** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order in the amount of \$3,772.00 and approve the release of final payment and retainage in the amount of \$14,839.10 to All Pro Services for the painting of City of Tyler Police Department Headquarters exterior.

- C-A-7** Request that the City Council consider approving the final payment and releasing retainage in the amount of \$8,244.07 to L.S. Equipment Co., for the 2022 Seal Coat Program Project.
- C-A-8** Request that the City Council consider authorizing the City Manager to declare a Mass Casualty Trailer Morgue Truck to be surplus property and approving the donation and transfer of said vehicle from the City of Tyler Emergency Operations Center (EOC) back to the Piney Woods Regional Advisory Council (TSA-G) for continued emergency operations.
- C-A-9** Request that the City Council consider authorizing the City Manager to execute a contract with Reynolds and Kay, LTD, for the construction of the 2024 Seal Coat Project in the amount of \$961,024.44.
- C-A-10** Request that City Council consider authorizing the City Manager to approve a reconciliation change order in the amount of \$5,747.00 and approve the release of final payment and retainage in the amount of \$13,733.40 to Cactus Abatement and Demolition, LLC for the demolition project located at 515 East Erwin Street.
- C-A-11** Request that the City Council consider authorizing the City Manager to execute a new Personal Services Contract with Parker Harrison for the development of the CDBG-HOME Consolidated and Annual Plans and for continued project management for current CDBG-HOME projects up to the amount of \$75,000.
- C-A-12** Request that the City Council consider authorizing the City Manager to execute a Capital Improvement Project construction contract with Capps-Capco Construction, Inc., for the drainage improvements at 4510 Cascades Shoreline Drive and 703 Loftin Street in the amount of \$168,193.00.
- C-A-13** Request that the City Council consider canceling the regularly scheduled City Council meeting of March 13, 2024.

## **CITY MANAGER'S REPORT**

### **ADJOURNMENT**