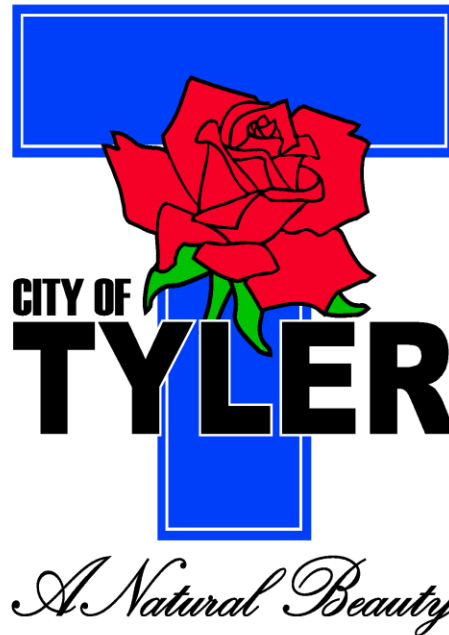


CITY COUNCIL AGENDA



**Wednesday, May 22, 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, May 22, 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

ELECTIONS

- E-1** Request that a certificate of election and the Oath of Office be administered to the re-elected Mayor at Large, and City Councilmembers for Districts 4 and 6.
- E-2** Request that the City Council consider electing a Mayor Pro Tem.

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 April 24, 2024.

PRESENTATION

- P-1** Request that the City Council consider accepting the 2023 Tree City USA designation and Growth Award from the Arbor Day Foundation.

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 55 years of service with the City of Tyler.
- Jennifer Palmer, Animal Shelter Adoption Counselor, 25 years of service
Kevin Mobley, Police SGT III, 30 years of service

ZONING

- Z-1** Z24-001 GENECOV WEST MUD CREEK LLC, AH COMMERCIAL ENTERPRISES LLC, MINDA PROPERTIES LLC, MM CAPITAL INVESTMENTS LLC, DT COMMERCIAL PROPERTIES LLC, PAL SOUTH INVESTMENT PROPERTIES LLC, SOUTH PALUXY HOLDINGS LLC, PUX INVESTMENTS LLC, TYLER LUX REAL ESTATE HOLDINGS LLC, TYLER PALUXY PAD LLC AND GENECOV INVESTMENTS LTD (8521, 8609, 8751 PALUXY DRIVE AND 1712 CUMBERLAND ROAD AND 1303 JEFF DAVIS DRIVE)
- Request that the City Council consider adoption of an Ordinance approving a zone change from “AG”, Agricultural District to “PMXD-1”, Planned Mixed-Use District, “PCD”, Planned Commercial District, “PMF”, Planned Multi-Family Residential District, “PUR”, Planned Unit Residential District, “C-1”, Light Commercial District, “RPO”, Restricted Professional Office District, “R-MF”, Multi-Family Residential District, “R-2”, Two-Family Residential District, and “R-1A”, Single-Family Residential District.

- Z-2** PD23-029 C AND M MEATS INC (2205 JONES STREET)
Request that the City Council consider adoption of an Ordinance approving a “PMF”, Planned Multi-Family District final site plan amendment.
- Z-3** PD24-007 TYLER BROADWAY/CENTENNIAL PADS LP (8910 SOUTH BROADWAY AVENUE)
Request that the City Council consider adoption of an Ordinance approving a “PCD”, Planned Commercial District final site plan.
- Z-4** PD24-006 ARCH FUNDING LLC, IRP REO II LP AND AMBERWOOD DUPLEXES LLC (1303-1372 FREEDOM TRAIL)
Request that the City Council consider adoption of an Ordinance approving a zone change from “PXR”, Planned Mixed Residential District to “PMF”, Planned Multi-Family District with final site plan.
- Z-5** C24-003 MEZAYEK BUILDING LTD (MERCEDDES DRIVE AND BENDALE DRIVE)
Request that the City Council consider adoption of an Ordinance approving the closure of Mercedes Drive and Bendale Drive.
- Z-6** C24-002 MARION WARE (UNIMPROVED ALLEY)
Request that the City Council consider adoption of an Ordinance approving the closure of an unimproved alley adjacent to 698 West Line Street.
- Z-7** Z24-011 MARION WARE (698 WEST LINE STREET)
Request that the City Council consider adoption of an Ordinance approving a zone change from “M-1”, Light Industrial District to “R-1D”, Single-Family Detached and Attached Residential District.
- Z-8** C24-004 FRANCISCO HERNANDEZ (UNIMPROVED ALLEY)
Request that the City Council consider adoption of an Ordinance approving the closure of an unimproved alley adjacent to 1706 North Carlyle Avenue.
- Z-9** C24-005 SMITH COUNTY (SPRING AVENUE AND ALLEYS)
Request that the City Council consider adoption of an Ordinance approving the closure of a portion of Spring Avenue and alley rights-of-way.

ORDINANCE

- O-1** Request that the City Council consider adoption of an Ordinance amending Ordinance O-2008-142 concerning Tax Increment Reinvestment Zone No. 3 by amending the composition of the Board of Directors and the Tyler Redevelopment Authority.
- O-2** Request that the City Council consider adoption of an Ordinance amending Ordinance O-2016-90 concerning Tax Increment Reinvestment Zone No. 4 by amending the composition of the Board of Directors.
- O-3** Request that the City Council consider adoption of an Ordinance approving appointments to the Boards of Directors of the Tax Increment Reinvestment Zone No. 3 (TIRZ No. 3) and Tyler Redevelopment Authority.

- O-4** Request that the City Council consider adoption of an Ordinance approving appointments to the Board of Directors of the Tax Increment Reinvestment Zone No. 4 (TIRZ No. 4).

MISCELLANEOUS

- M-1** Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the period ending March 31, 2024.
- M-2** Request that the City Council consider authorizing the City Manager to award Bid No. 24-012 for the W.E. Winters Park Renovation to Paragon Construction & Associates to furnish all necessary materials, equipment, superintendence, and labor in an amount not to exceed \$240,846.
- M-3** Request that the City Council consider authorizing the City Manager to enter into an agreement with Shackleford Creek Land Company, LLC, for participation in the funding of the extension and oversizing of Marsh Farm Rd and the Shackleford Creek Bridge pursuant to Texas Local Government Code Sections 212.071 and 212.072(a)(b)(1) and (c) in an amount not to exceed 27 percent of the final project costs.

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 March 31, 2024.
- C-A-2** Request that the City Council consider authorizing the City Manager to approve the purchase price increase of \$91,743 for (3) three new Mack Trucks with McNeilus frontload bodies increasing the total purchase cost from \$494,808 to \$586,551.
- C-A-3** Request that the City Council consider authorizing the City Manager to enter into a Memorandum of Understanding between City of Tyler's Liberty Hall and the East Texas Symphony Orchestra in order to establish a general working relationship between Liberty Hall and East Texas Symphony Orchestra.
- C-A-4** Request that the City Council consider authorizing the City Manager to enter into a Memorandum of Understanding between City of Tyler's Liberty Hall and the University of Texas at Tyler in order to establish a general working relationship to rent the Liberty Hall facilities.
- C-A-5** Request that the City Council consider authorizing the City Manager to declare two (2) Dodge Chargers surplus property and approve the inter-local agreement authorizing the sale of the two (2) Dodge Chargers to West Sabine Independent School District (ISD) for \$23,000.00.
- C-A-6** Request that the City Council consider adopting a Resolution authorizing the City Manager, on behalf of the Police Department, to apply for and accept, if awarded, a FY25 COPS

Hiring Grant that will fund two (2) new officer positions up to \$125,000 per officer over the three (3) year grant period, with there being a 25% minimum cost share requirement for the City.

- C-A-7** Request that the City Council consider authorizing the City Manager to execute a new Personal Services Contract with Davis Dickson for project management and engineering services for the Half Cent Sales Tax program and other services as needed for the City of Tyler in the amount of \$50,000.
- C-A-8** Request that the City Council consider authorizing the City Manager to purchase (1) one 6" brush mower from Lowe Tractor through Buyboard contract 706-23, for Lake Palestine Water Plant for \$2,775.75.
- C-A-9** Request that the City Council consider authorizing the City Manager to execute the Reconciliation Change Order with Fritcher Construction Services for the South Thompson Ave Drainage Improvements project, Bid No. 22-050, decreasing the approved contract amount by \$93,313.00, from \$1,318,390.00 to \$1,225,077.00.
- C-A-10** Request that the City Council consider authorizing the City Manager to execute a Capital Improvement Project (CIP) construction contract with Hartbeat Construction for the Repair of Stormwater Inlet Boxes - 2024 project, for \$282,886.00, Bid No. 24-016.
- C-A-11** Request that the City Council consider authorizing the City Manager to sign a "Letter of Engagement for Professional Audit Services" with Gollob Morgan Peddy, PC to perform the Fiscal Year 2023-2024 Annual Audit for a total combined maximum fee including all out of pocket expenses not to exceed \$117,750.

CITY MANAGER'S REPORT

ADJOURNMENT