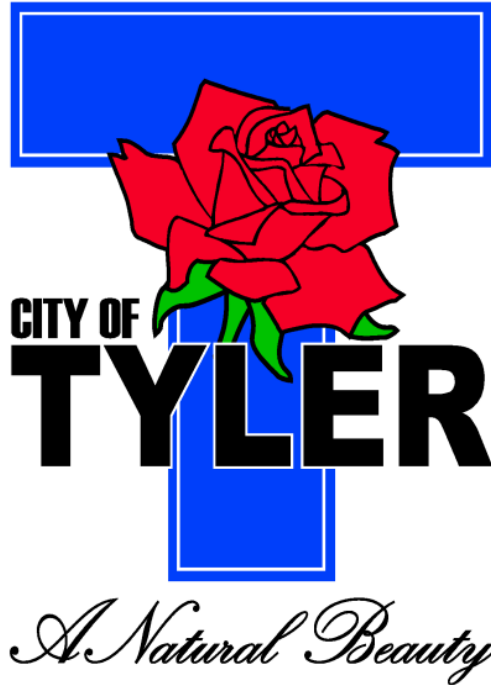


CITY COUNCIL AGENDA



**Wednesday, June 26, 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, June 26, 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 special called meeting of the City Council of the City of Tyler, Texas held on May 15, 2024.

ELECTIONS

E-1 Request that the City Council consider canvassing the returns of the Tyler City Council Runoff Election held June 15, 2024, for District No. 2, Runoff Election set for that day and adopting an Ordinance declaring the results.

AWARDS

A-1 Request that the City Council consider recognizing the following employee for his years of service and commitment to the City of Tyler. He represents 30 years of service with the City of Tyler.

Edgar Sheffield Jr., Assistant Police Chief I, 30 Years of Service

RESOLUTION

R-1 Request that the City Council consider adopting a Resolution authorizing the filing of an application with the Texas Parks and Wildlife Department (TPWD) for a Local Parks Grant for Stewart Park and authorizing the City Manager to take all actions needed to receive and expend grant funds.

ORDINANCE

O-1 Request that the City Council consider adoption of an Ordinance amending the Fiscal Year 2023-2024 Transit Budget by accepting a Federal Transit Administration (FTA) FY22 5307 Grant totaling \$2,479,924.

MISCELLANEOUS

M-1 Request that the City Council consider authorizing the City Manager to execute a professional services contract in the amount of \$1,804,750.00 with KSA Engineers, Inc. for the Bellwood Lift Station Abandonment and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt and funded with Consent Decree bond funds.

M-2 Request that the City Council consider authorizing the City Manager to execute a Capitol Improvements Project contract in the amount of \$1,392,181.00 with Capps-Capco Construction, Inc. for the Shackleford Creek Lift Station Improvements and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt and funded with Consent Decree bond funds.

M-3 Request that the City Council consider authorizing the City Manager to purchase playground equipment for W.E. Winters Park through the Buy Board Purchasing

Cooperative from Kraftsman Commercial Playgrounds & Water Parks in the amount of \$69,995.89.

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 approving the final payment and retainage to Morton Enterprise in the amount of \$13,787.78, for the 2024 Asphalt Crack Seal Project.
- C-A-2** Request that the City Council consider authorizing the City Manager to declare the designated vehicles as surplus and ready to be auctioned.
- C-A-3** Request that the City Council consider adoption of a Resolution authorizing the City Manager, or the City Manager's Designee, to execute any necessary documents for the application, receipt, and expenditure of grant funds from the United States Department of Energy's Energy Efficiency and Conservation Block Grant (EECBG) Program in the amount not to exceed \$162,770.00.
- C-A-4** Request that the City Council consider authorizing the City Manager to ratify the purchase of a 20ft dump trailer from Kearney Trailers in the amount of \$24,789.75 and Super Star Storage for \$25,494.72.
- C-A-5** Request that the City Council consider authorizing the City Manager to execute a contract amendment in the amount of \$30,000 with KSA Engineers, Inc., for additional services related to the Southside Wastewater Treatment Plant Aeration Basin and Final Clarifier Improvements project.
- C-A-6** Request that the City Council consider authorizing the City Manager to approve adding Holt Truck Sourcewell contract # 060920-NVS , Heil of Texas Sourcewell contract #110223-THC, and Mcneilus Company Sourcewell contract #110223-MCN to the Co-op and Sole Source Purchasing agreement whereby the City of Tyler can take full advantage of purchasing any and all items available through the cooperative.
- C-A-7** Request that the City Council consider authorizing the City Manager to enter into a contract with Terminix Pest Control to provide City wide pest control services for all City of Tyler facilities in the amount of \$73,800.00 over the next five (5) years and also add addendum 2 to the City-wide pest control contract.
- C-A-8** Request that the City Council consider authorizing the City Manager to approve the partial release of water and sanitary sewer easement across Old Jacksonville Highway on Lot 32-C, NCB 1570-Q that has been verified as no longer needed.

CITY MANAGER'S REPORT

EXECUTIVE SESSION

As allowed by the Texas Open Meetings Law, Chapter 551 of the Government Code, the City Council may go into executive session to consider the following:

Tex. Gov't Code Section 551.071, "Litigation", to deliberate pending or contemplated litigation or

settlement offer involving:

- 1) Leondra Leach v. City of Tyler lawsuit, Cause No. 20-2049-A, and
- 2) Abdias Rosales v. City of Tyler lawsuit, Civil Action No. 6:23-cv-00245

As allowed by the Texas Gov't Code Section 551.072 "Real Estate," the City Council will discuss the purchase, exchange, sale, lease, or value of real properties, the public discussion of which would have a detrimental effect on the negotiating position of the City.

Litigation is, by its nature, an on-going process, and questions may arise as to trial tactics, or settlement offers which need to be explained to the City Council. Upon occasion, the City Council may need information from the City Attorney as to the status of the pending or contemplated litigation subjects listed above.

Any final action to be taken by the City Council will be taken in open session.

ADJOURNMENT