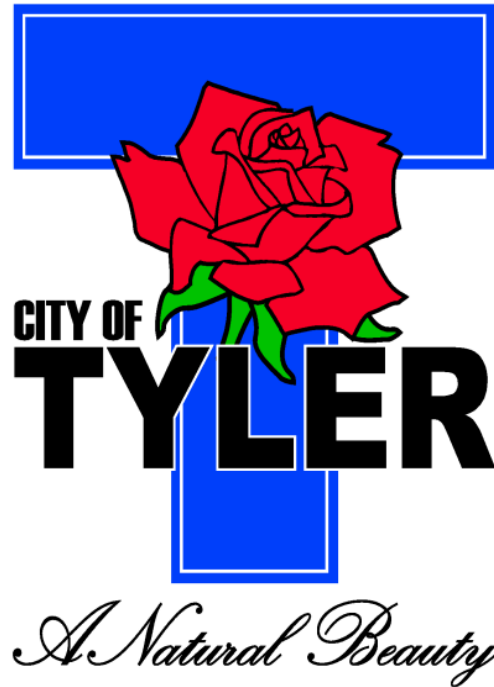


# CITY COUNCIL AGENDA



**Wednesday, September 25, 2024**  
**9:00 am**



## CITY COUNCIL

**Donald P. Warren, Mayor**  
**Stuart Hene, District 1**  
**Petra Hawkins, 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, September 25, 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 called meeting of the City Council of the City of Tyler, Texas held on August 14, 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 125 years of service with the City of Tyler.

Cassandra Brager, City Clerk, 25 years of service  
George Bostock, Firefighter XIII, 25 years of service  
Ronald Bogenschutz, Fire Captain IV, 25 years of service  
Gregory Allen, Fire Driver Engineer IV, 25 years of service  
Keith Tate, Firefighter XIII, 25 years of service

## **ZONING**

- Z-1** PD24-017 BELLWOOD 323 2019, LP (800 BELLWOOD GOLF CLUB ROAD, 4698, 4799, AND 5202 BELLWOOD ROAD, 1471, 1531, 1555, 1565, 1575, 1669, 1699, 1753, 1757, 1781, 1801, 1839, 1847, AND 1873 SOUTH SOUTHWEST LOOP 323, AND 3752 AND 3753 EARL CAMPBELL PARKWAY)  
Request that the City Council consider adoption of an Ordinance approving a 'PCD', Planned Commercial District final site plan amendment.
- Z-2** PD24-018 BELLWOOD 323 2019, LP (800 BELLWOOD GOLF CLUB ROAD, 4698, 4799, AND 5202 BELLWOOD ROAD, 1471, 1531, 1555, 1565, 1575, 1669, 1699, 1753, 1757, 1781, 1801, 1839, 1847, AND 1873 SOUTH SOUTHWEST LOOP 323, AND 3752 AND 3753 EARL CAMPBELL PARKWAY)  
Request that the City Council consider adoption of an Ordinance approving a 'PCD', Planned Commercial District final site plan amendment.
- Z-3** PD24-019 BELLWOOD 323 2019, LP (1471, 1555, 1565, 1575, 1669, 1699, 1753, 1781, 1801, 1839, AND 1873 SOUTH SOUTHWEST LOOP 323 AND 3753 EARL CAMPBELL PARKWAY)  
Request that the City Council consider adoption of an Ordinance approving a 'PCD', Planned Commercial District final site plan amendment.
- Z-4** Z24-028 GENECOV WEST MUD CREEK LLC (1227 WILDER WAY AND 8702, 8703, 8708, 8709, 8714, 8810, 8811, 8815, AND 8817 WILDER TRAIL)  
Request that the City Council consider adoption of an Ordinance approving a zone change from 'AG', Agricultural District to 'R-1A', Single-Family Residential District.

## **ORDINANCE**

- O-1** Request that the City Council consider adoption of an Ordinance amending the Fiscal

Year 2023-2024 Budget for various grants that were awarded during the fiscal year, purchases of vehicles and other services that were not completed in prior fiscal years, and to transfer operational savings to fund capital projects.

### **MISCELLANEOUS**

- M-1** Request that the City Council consider authorizing the City Manager to enter into an agreement with Northchase Development LLC to reimburse costs (not to exceed \$900,000) associated with East Maple Estates Unit 1 infrastructure improvements in conjunction with the adopted TIRZ #3 Project and Financing Plan.
- M-2** Request that the City Council consider authorizing the City Manager to execute a construction contract in the amount of \$497,233.68 with Superior Equipment Solutions, LLC, for the Decommissioning of Wells 2, 4, and 5 Project and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt.
- M-3** Request that the City Council consider authorizing the City Manager to execute a professional services contract in the amount of \$1,750,000.00, with HDR, Inc., for the Lake Palestine Water Treatment Plant Taste and Odor Study Phase 2 project and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt.
- M-4** Request that the City Council consider authorizing the City Manager to execute an Engineering Services Contract, in an amount not to exceed \$903,000, with Langan Engineering and Environmental Services, Inc. for the Consent Decree Group 7 Remedial Measures Implementation.
- M-5** Request that the City Council consider authorizing the City Manager to enter into a contract with McGriff Insurance Services (McGriff) for Property and Casualty Insurance in the amount of \$1,408,848, Hibbs Hallmark and Company for Cyber Insurance for \$35,864, Innovative Risk Management for Third Party Claim Administration for \$43,410 and Bosworth and Associates for the purchase of Special Events Liability Insurance with a deposit premium of \$2,000 for Fiscal Year 2024-2025 as the second of two (2) one-year renewal options authorized September 28, 2022.
- M-6** Request that the City Council consider authorizing the City Manager to enter into a contract with Hibbs Hallmark and Company for Excess Workers' Compensation Insurance in the amount of \$143,926 and Claims Administrative Services for Third Party Claim Administration in the amount of \$53,160 for Fiscal Year 2024-2025 as the second of two (2) one-year renewal options authorized September 28, 2022.

### **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 application for and the acceptance of a Texas Department of Transportation (TxDOT) Grant for Urban State Funds to use for Tyler Transit in the amount of \$405,774.

- C-A-2** Request that the City Council consider renewing the Annual Price Agreement for Fuel per Bid 21-027 to Mansfield Service Partners of Tyler, Texas (previously known as O'Rourke Petroleum) from October 1, 2024, through September 30, 2025.
- C-A-3** Request that the City Council consider authorizing the City Manager to execute the Reconciliation Change Order with Capps-Capco Construction, Inc., for the Cascades Unit 4 & 703 Loftin St Drainage project, Bid No. 24-005, increasing the approved contract amount by \$8,671.00 (5.2%), from \$168,193.00 to \$176,864.00.
- C-A-4** Request that the City Council consider authorizing the City Manager to approve the final release of retainage in the amount of \$23,136.31 to Donelson Construction Company, LLC, for the construction of the 2024 Tyler Pressure Pave Project.
- C-A-5** Request that the City Council consider authorizing the City Manager to execute the Reconciliation Change Order with Platinum Paving, LLC for the Off-System (Non-TxDOT) Crossings 01 project, Bid No. 23-046, decreasing the approved contract amount by \$2,236.58 (-0.22%), from \$1,234,542.48 to \$1,232,305.90.
- C-A-6** Request that the City Council consider authorizing the City Manager to execute and add Work Order #01 to the Master Services Agreement with Elledge Engineering Corp. for the design and construction phase services, as they relate to the Stormwater Repair Projects 2025 for \$112,000.00.
- C-A-7** Request that the City Council consider authorizing the City Manager to approve the reconciliation change order and release the retainage in the amount of \$41,652.74 to True Roads Construction, LLC, for the construction of the Numerous Drainage Improvements Project.
- C-A-8** 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 #230802 from Doggett Truck Centers for \$489,052.50.
- C-A-9** Request that the City Council consider authorizing the City Manager to purchase one (1) Elgin Crosswind Street Sweeper from Kinloch Equipment through Sourcewell Contract 093021-ELG as part of the Fleet Replacement Program for FY2025 in the amount of \$451,002.00 per unit.
- C-A-10** Request that the City Council consider authorizing the City Manager to approve the agreements with various cooperative groups, whereby the City of Tyler can take full advantage of purchasing any and all items available through the cooperatives and to award the purchase of office supplies, furniture and copy paper, by utilizing multiple contracts, to Ables-Land Inc. through FirstChoice Coop, ODP Business Solutions through OMNIA, Staples through Sourcewell and purchase products from Amazon through the OMNIA coop for the fiscal year, October 1, 2024, thru September 30, 2025.
- C-A-11** Request that the City Council consider authorizing the City Manager to award the various annual price agreements to the vendors listed for DI Fittings, DI Pipe, Water Meter Boxes / Lids, and Water and Sewer New Install and Repair Products for the fiscal year beginning October 1, 2024.

- C-A-12** Request that the City Council consider authorizing the City Manager to award an annual contract to Core & Main LP for the purchase of Neptune water meters, register units, and accessories during Fiscal Year 2024-2025 as needed.
- C-A-13** Request that the City Council consider authorizing the City Manager to extend the annual price agreement to Unifirst Corporation for uniform / floor mat rental for one year beginning October 1, 2024.
- C-A-14** Request that the City Council consider authorizing the City Manager to award the purchase of Conbraco/Apollo Double Check Detector Assemblies to MacArthur Gauge, Incorporated during the Fiscal Year 2024-2025.
- C-A-15** Request that the City Council consider adopting an updated Resolution approving the continued participation in the Texas State Department of Information Resources (DIR) Program and General Services Commission Local Government Purchasing Program. Also, request that the City Council consider authorizing the City Manager to renew several annual leases and to utilize various vendors as sole source for parts and service for technology equipment including computers, software, and telephones for FY 2024-2025.
- C-A-16** Request that the City Council consider authorizing the City Manager to purchase one slope mower from Kinloch Equipment through Buyboard contract #706-23 for a total cost of \$101,707.50 and one (1) A-60 autonomous mower for \$71,829.30 for Parks Dept.
- C-A-17** Request that the City Council consider authorizing the City Manager to declare Tyler Water Utilities and Traffic Sign Shop scrap brass, copper, water meters, ductile iron, cast iron and miscellaneous metals as surplus and award Bid Number 24-032, to Tyler Iron & Metal Co. Inc. of Tyler, Texas for the fiscal year beginning October 1, 2024.
- C-A-18** Request that the City Council authorize the City Manager to award Triple J as successful bidders for bid 24-037 to provide emergency external fueling for the City of Tyler fleet (non-credit card) during the fuel storage tank replacement project at the City of Tyler Oakwood Complex.
- C-A-19** Request that the City Council consider reviewing and accepting the City of Tyler's workers' compensation, property and casualty claim and lawsuit report for 2021-2022, 2022-2023, and 2023-2024 through June 30, 2024, and ratify all claim payments and settlements within the City's retention during that time frame in the amount of \$1,623,754. This includes 14 claim payments of \$25,000 or more and 11 litigated claims.
- C-A-20** Request that the City Council ratify a Skybridge Reciprocal Easement and Maintenance Agreement Approval between the City of Tyler and The University of Texas System and Tyler Regional Hospital, LLC for an aerial walkway across Hospital Drive.
- C-A-21** Request that the City Council consider cancelling the regularly scheduled City Council meeting for October 9, 2024. Due to the second regular meeting date in October falling on the date for the City Council to attend the Texas Municipal

League (TML) meeting in Houston.

- C-A-22** Request that the City Council consider authorizing the City Manager to award sole source procurement to Martin Marietta, for ready-mix concrete during Fiscal Year 2024-2025.
- C-A-23** Request that the City Council consider authorizing the City Manager to award the various annual price agreements for Asphalt, Sak-Crete & Portland, Utility Cut Base Repair Material, Herbicide Treatment for Drainage and Roadsides, Red Select, and Brick Sand for one year beginning October 1, 2024.
- C-A-24** Request that the City Council consider authorizing the City Manager to award the Request for Proposal for Disaster Debris Monitoring and Management Services to Thompson Consulting Services LLC as the primary and Debris Tech LLC as a secondary vendor.
- C-A-25** Request that the City Council consider authorizing the City Manager to execute an amended professional services contract in the amount of \$786,565 with Freese and Nichols, Inc. to provide a new Comprehensive Master Plan for the City of Tyler.
- C-A-26** Request that the City Council consider authorizing the City Manager, on behalf of the Tyler Police Department, to sign an Interlocal Agreement with Smith County so the sheriff's department can make application for and accept Edward Byrne Memorial Justice Assistance Grant (JAG) funding for FY 2024.
- C-A-27** Request that the City Council consider authorizing the City Manager to approve the use of Analytical Environmental Lab, of Tyler, TX, SPL, Inc. of Dallas, TX and Lower Colorado River Authority Environmental Laboratory Services of Austin, TX as sole sources for certain testing services during Fiscal Year 2024-2025.
- C-A-28** Request that the City Council consider awarding sealed bids opened August 7, 2024, to the referenced bidders for the annual price agreements and for the purchase of various water and wastewater treatment chemicals for the fiscal year October 1, 2024, through September 30, 2025.

#### **CITY MANAGER'S REPORT**

#### **ADJOURNMENT**