

# CITY COUNCIL AGENDA



**Wednesday, February 26, 2025  
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

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Wednesday, February 26, 2025 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.

## **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 January 8, 2025

## **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 235 years of service with the City of Tyler.

Patrick Mayo, Fire Senior Captain II, 20 Years of Service  
Christopher Potts, Fire Driver Engineer III, 20 Years of Service  
Michael Woelfel, Firefighter XII, 25 Years of Service  
Aaron Lowry, Fire Senior Captain II, 25 Years of Service  
J. Craig Williams, Police Officer XIV, 25 Years of Service  
Clint Gardner, Police Officer XIV, 30 Years of Service  
James McCraw, Police Officer XIV, 30 Years of Service  
D Mike Saxion, Police Sergeant IV, 30 Years of Service  
A Brad Langford, Police Officer XIV, 30 Years of Service

## **ZONING**

**Z-1** Z24-044 AMY L BASS (3393 WEST GRANDE BOULEVARD)  
Request that the City Council consider adoption of an Ordinance approving a zone change from 'AG', Agricultural District to 'C-2', General Commercial District.

**Z-2** C24-009 DAVID ZAVALA (A PORTION OF PEGUES AVENUE)  
Request that the City Council consider adoption of an Ordinance approving the closure of an unimproved street right-of-way for Pegues Avenue, adjacent to 1522 North Bois D'Arc Avenue.

## **RESOLUTION**

**R-1** Request that the City Council consider adoption of a Resolution authorizing the City Manager to approve an Interlocal Agreement Regarding Utility Services between the City of Tyler and East Texas Municipal Utility District of Smith County defining water service areas and an agreement to negotiate consent to annexations.

## **ORDINANCE**

**O-1** Request that the City Council consider adopting an Ordinance canceling the election for Tyler City Councilmember for District Five scheduled for May 3, 2025, and declaring the unopposed candidate for Tyler City Councilmember for District Five elected to office.

## **MISCELLANEOUS**

**M-1** Request that the City Council consider authorizing the City Manager to execute a

professional services contract in the amount of \$240,000.00 with HDR Engineering, Inc., for the Lake Palestine Water Treatment Plant Variable Frequency Drive (VFD) Replacement Project and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt.

**M-2** Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the period ending December 31, 2024.

**M-3** Request that the City Council consider approving the appointment of two Alternate Tyler Municipal Court Judges by the Presiding Judge.

### **BOARD APPOINTMENTS**

**B-1** Request that the City Council consider appointing Max Slicker as the Chair of the Construction Board of Adjustments and Appeals.

### **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, 2024.

**C-A-2** Request that the City Council consider adoption of a Resolution authorizing and amending the application for and acceptance of Federal Transit Administration Section 5339 FY23 and FY24 Bus and Bus Facilities Grant in the amount of \$412,019.00 along with the acceptance of \$65,484 in Transportation Development Credits (TDC).

**C-A-3** Request that the City Council consider authorizing the City Manager to execute a second contract amendment in the amount of \$5,717.09, with KSA Engineers, Inc., for additional services related to the Earl Campbell Gravity Sewer Main project.

**C-A-4** Request that the City Council consider adopting a Resolution authorizing the City Manager to execute the application for and acceptance of Federal Transit Administration (FTA) Grant Funds under the Section 5307 Fiscal Year 2023 in the amount of \$2,616,893 and Fiscal Year 2024 in the amount of \$2,523,956, for a total amount of \$5,140,893, to assist with the Transit Department's operating cost. This Resolution also accepts any grant amendments and funds to increase the grant funding levels and reduce the local match requirements.

**C-A-5** Request that the City Council consider authorizing the City Manager to purchase two (2) BraunAbility ProMaster van bodies for the Transit Department from Model 1 Commercial Vehicles, for \$338,685.70 through the State of Oklahoma contract SW0797C FY25.

**C-A-6** Request that the City Council consider authorizing the City Manager to execute the Interlocal Agreement with Smith County related to Smith County's Stormwater Management Plan (SWMP).

**C-A-7** Request that the City Council consider authorizing the City Manager to execute the

Reconciliation Change Order with Reynolds & Kay, LTD. for the Storm Main Replacement project, Bid No. 24-041, increasing the approved contract amount by \$75,580.20 (20.7%), from \$ 364,781.00 to \$440,361.20, and approve the release of retainage, pending approval by the Half Cent Sales Tax Board.

- C-A-8** Request that the City Council consider authorizing the City Manager to ratify staff's action in the approval of KSA Engineers providing services to update the Risk and Resiliency and Emergency Response Plan as required by the Environmental Protection Agency (EPA) to comply with the American Water Infrastructure Act in the amount of \$107,500.
- C-A-9** Request that the City Council consider authorizing the City Manager to approve a Reconciliation Change order in the amount of \$29,998.80 under budget and approve the release of retainage in the amount of \$25,937.68 to Striping Technology, LP. for the Traffic Signal Installations - Various Locations Project.
- C-A-10** Request that the City Council consider authorizing the City Manager to approve the purchase of one excavator from ASCO Supply Company through Sourcewell contract #011723-HTI for a purchase price of \$145,407.52.
- C-A-11** Request the City Council consider authorizing the City Manager to approve the purchase of one RTV from Lowe Tractor for Lake Palestine water plant for a total purchase price of \$10,538.76 through Sourcewell Contract #031121.
- C-A-12** Request that the City Council consider adoption of a Resolution to authorize continued participation by the City of Tyler with the Steering Committee of Cities served by Atmos, and authorize the annual assessment payment of \$0.05 cents per capita to the Steering Committee.

## **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:

Under Tex. Gov't Code section 551.074 "Personnel Matters" deliberation regarding the following:

The employment, duties, and evaluation of the City Manager. Any final action to be taken by the City Council will be taken in open session.

### **ADJOURNMENT**