

**MINUTES OF THE REGULAR CALLED MEETING OF  
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
August 9, 2023**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 9, 2023 at 9:00 a.m. in the City Council Chambers, 2<sup>nd</sup> floor of City Hall, Tyler, Texas, with the following present:

Mayor:	Don Warren
Mayor Pro Tem:	Brad Curtis
Councilmembers:	Stuart Hene
	Shirley McKellar
	Broderick McGee
	James Wynne (absent)
	Lloyd Nichols

City Manager:	Edward Broussard
Deputy City Manager:	Stephanie Franklin
Asst. City Manager:	Heather Nick
City Attorney:	Deborah G. Pullum
Senior Asst. City Attorney:	April Earley
Senior Asst. City Attorney:	Alesha Buckner
Director of Organizational Development:	Regina Y. Moss
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
City Fire Chief:	David Coble
City Librarian:	Ashley Taylor

Police Chief:	Jimmy Toler
Traffic Engineer:	Cameron Williams
Director of Utilities:	Kate Dietz
Parks Director:	Leanne Robinette
City Clerk:	Cassandra Brager

**INVOCATION**

The Invocation was given by Councilmember McKellar.

**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 July 12, 2023.**

Motion by Mayor Pro Tem Curtis approved the July 12, 2023 minutes; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

**PRESENTATION**

**P-1 Request that City Council:**

**1) Consider receiving a presentation of the Fiscal Year 2023-2024 Proposed Budget.**

August 9, 2023

2) Consider voting to schedule public hearings on the proposed property tax rate and the proposed budget on the agendas for the City Council meetings on August 23, 2023, and September 13, 2023.

3) Consider voting to place proposals to adopt an ad valorem property tax rate and adopt the final Fiscal Year 2023-2024 budget as action items for the September 13, 2023, City Council meeting.

**City Manager, Edward Broussard** – Gave a detail presentation of the Fiscal Year 2023-2024 proposed budget.

Motion by Councilmember McGee made the motion to accept the presentation of the fiscal year 2023-2024 proposed budget; seconded by Councilmember McKellar; motion carried 6 - 0 & approved as presented.

Motion by Mayor Pro Tem Curtis to schedule public hearings on the proposed property tax rate of 24.792 cents per \$100 of assessed value and the proposed budget on the August 23 and September 13, 2023, council agenda; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

Motion by Mayor Pro Tem Curtis to adopt an Ad Valorem Tax Rate of 24.792 Cents per \$100 of assessed value and the fiscal year 2023-2024 budget; seconded by Councilmember McKellar; motion carried 6 - 0 & approved as presented.

## **RESOLUTION**

**R-1 Request that the City Council consider adoption of a Resolution calling a public hearing of the Reinvestment Zone Number Three to amend the term of the Reinvestment Zone Number Three. (R-2023-37)**

Motion by Mayor Pro Tem Curtis; seconded by Councilmember McKellar; motion carried 6 - 0 & approved as presented.

**R-2 Request that the City Council consider adoption of a Resolution calling a public hearing of the Reinvestment Zone Number Four to amend the term of the Reinvestment Zone Number Four. (R-2023-38)**

Motion by Mayor Pro Tem Curtis; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

## **ORDINANCE**

**O-1 Request that the City Council consider adopting an ordinance amending Tyler City Code Chapters 18 and 19 by clarifying enforcement authority and by updating regulations related to Liquid Waste and Grease. (O-2023-72)**

Motion by Mayor Pro Tem Curtis; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

August 9, 2023

## **MISCELLANEOUS**

- M-1 Request that the City Council consider authorizing a Lease Amendment for the East Texas State Fair.**

**Stephanie Franklin, Deputy City Manager** – Stated that with all the changes and updates that have been made at the Rose Complex, the City of Tyler and East Texas State Fair desire to amend the 1976 Lease Contract and Agreement. The amending terms would include a settlement payment. It would also include that 2023 would be the last fair at this location and they would use those funds, or we would suggest that they use those funds for relocation and infrastructure to their new site that was purchased several years ago. In addition, they would have 60 days to vacate the property. Lastly, they would lease back from the City of Tyler according to the Lease Rate that we have in the agreement for a six-month period, building C would be that lease agreement as well as the warehouse that's located on the property.

Motion by Councilmember Hene; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

## **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 City Manager to sign a “Letter of Engagement for Professional Audit Services” with Gollob Morgan Peddy, CPA to perform the Fiscal Year 2022-2023 Annual Audit for a total combined maximum fee including all out-of-pocket expenses not to exceed \$117,750.**
- C-A-2 Request that the City Council consider authorizing the City Manager to award a contract, in the amount of \$111,357.25 to Braswell Paint Company, for prep and repainting of Tyler Development Center interior.**
- C-A-3 Request that the City Council consider authorizing the City Manager to enter into a contract with Texas Filter Service LLC to provide City Wide HVAC Filter Service and Replacement for all City of Tyler facilities in the amount of \$45,954.00 per year; \$229,770.00 over the next five (5) years fixed.**
- C-A-4 Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will increase the contract amount by \$278,581.50 and the release of final retainage payment in the amount of \$147,285.22 to C&A Construction, LLC for Consent Decree Capacity Work Group 1 Implementation Sewer Sites 8b1 Improvements, Bid Number 22-012.**

August 9, 2023

- C-A-5 Request that the City Council consider authorizing the City Manager to declare certain City of Tyler vehicles as surplus and ready to be auctioned.**
- C-A-6 Request that the City Council consider ratifying the payment to The Management Connection in the amount of \$64,100 for a facilitated training for High Achieving Leaders (HAL) Program Development in calendar year 2023.**
- C-A-7 Request that the City Council consider approval of Pollard Park construction Change Order #2 in the amount totaling \$78,700.**

Motion by Mayor Pro Tem Curtis to approve the consent items as presented; seconded by Councilmember McKellar; motion carried 6 - 0 & approved as presented.

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

1. Volunteer Tyler celebrated a group of volunteers at a recent luncheon. Anita Strong, volunteer with Tyler Police Department, was recognized for her "generosity and exceptional volunteer service to the City of Tyler." Since 2019, Anita has been assisting TPD with a massive scanning project of investigator files. She also worked with the municipal court in 2012. A few months ago, Volunteer Tyler was presented with a complex assignment for sign digitalization with the GIS department. Not only was Anita willing to organize the workflow, but she also wrote the SOP and trained 2 other volunteers with previous IT experience to take over. She has since returned to her assignment.

In 2022, Anita had a whopping 533 hours of service and has served 372 hours for 2023, so far. She is always willing to help with special events such as the COVID shot clinics, health fairs, and employee holiday celebrations.

We thank you, Anita, for your servant heart. You truly epitomize the "Called to Serve" spirit!


2. Main Street is happy to announce that 2023 Art Alley Artists have completed their murals! Artists have worked long hours to work on their murals, and many early mornings to beat the intense heat! Final coats of weather protectant/anti-graffiti sealant were added last week. This will protect the paint from rain, weather, and provide an easy cleanup with no damage if any graffiti should occur. Art Alley is located behind Moocho Burrito connecting College and Bois D Arc. Staff is working on completing Art Alley Photobook to be printed and ready for sale. These books will be available to purchase in the Visit Tyler store and at the Tyler Arts Festival. We hope you'll attend the Grand Opening of Art Alley, which will be Saturday, September 9th during the Tyler Arts Festival. Artists will be present to meet and sign books! QR codes will also be posted on each mural that links to artists' social media pages.
3. The 10th annual School is Cool event was a big success. We had about 4,000 people in attendance to receive backpacks, haircuts, vision screenings, immunizations and visit all the vendors on site. The remaining backpacks were donated to the Glass Recreation Center for the kids who attended the summer camps and Tyler ISD picked up the rest to be

August 9, 2023

distributed to students in need, many of whom would arrive to school the first day with nothing.

**ADJOURNMENT**

Motion by Councilmember McKellar to adjourn the meeting at 9:45 am; seconded by Councilmember McGee; motion carried 6 – 0 & meeting adjourned.

  
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DONALD P WARREN, MAYOR OF  
THE CITY OF TYLER, TEXAS

ATTEST:

  
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CASSANDRA BRAGER, CITY CLERK

