

January 28, 2026

**MINUTES OF THE REGULAR CALLED MEETING OF
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
January 28, 2026**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, January 28, 2026 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor: Don Warren
Mayor Pro Tem: Lloyd Nichols
Councilmembers: Stuart Hene
Petra Hawkins
Shonda Marsh
James Wynne
Brad Curtis

City Manager: Edward Broussard
Deputy City Manager: Stephanie Franklin
Asst. City Manager: Heather Nick
City Attorney: Deborah G. Pullum
Deputy City Attorney: Steve Kean
Planning Director: Kyle Kingma
City Fire Chief: David Coble
Police Chief: Jimmy Toler
City Engineer: Darin Jennings
Engineering Services Director: Cameron Williams
Project Engineer: Jacob Yanker
Director of Utilities: Kate Dietz
Director of Parks & Recreation: Leanne Robinette
Senior Management Analyst: Blake Cathey
City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Curtis.

MINUTES

Motion by Councilmember Wynne to approve the November 12, 2025 minutes; seconded by Councilmember Curtis; motion carried 7 - 0 & approved as presented.

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 230 years of service with the City of Tyler.

Ralph Buckingham, Police Officer XIV, Police, 30 years of service
Mark Lee, Police Officer XIV, Police, 30 years of service
Michael Frost, Assistant Fire Chief III, Fire, 30 years of service
Casey Cabaniss, Fire Battalion Chief III, Fire, 25 years of service
Brandon Davis, Fire Captain IV, Fire, 25 years of service
Steven Hickey, Fire Battalion Chief III, Fire, 25 years of service
Howell Walker, Fire Captain III, Fire, 25 years of service

Kenneth Johnson, Treatment Plant Operator II, Water Production, 20 years of service
Pamela Lee. Administrative Support Specialist, Water Production, 20 years of service

- A-2** Request that the City Council consider accepting the "ElectriCity" designation award from the Independent Alliance of the Electrical Industry (IAEI).

Amanda Wozniak, Independent Alliance of the Electrical Industry presented the City with the award.

ZONING

- Z-1** ZA25-001 UNIFIED DEVELOPMENT CODE (20 YEAR CITY LIMITS)
Request that the City Council consider adoption of an Ordinance making an uncontestable finding that all territory included within the City of Tyler since December 31, 2005, is part of the City. (O-2026-1)

Motion by Councilmember Curtis; seconded by Councilmember Wynne; motion carried 7 - 0 & approved as presented.

- Z-2** Z25-036 FRANCISCO OLIVARES (625 EAST ROSEDALE STREET)
Request that the City Council consider adoption of an Ordinance approving a zone change from R-1B, Single-Family Residential District to RPO, Restricted Professional Office District. (O-2026-2)

Motion by Councilmember Wynne; seconded by Mayor Pro Tem Nichols; motion carried 7 - 0 & approved as presented.

- Z-3** C25-005 BILLY WAYNE JOHNSON (AN UNIMPROVED RIGHT-OF-WAY AVALON AVENUE)
Request that the City Council consider adoption of an Ordinance approving the closure of an unimproved right-of-way for Avalon Avenue adjacent to Rosemont Street. (O-2026-3)

Motion by Councilmember Marsh; seconded by Mayor Pro Tem Nichols; motion carried 7 - 0 & approved as presented.

RESOLUTION

- R-1** Request that the City Council consider adoption of a Resolution affirming the City's application to the Texas Parks and Wildlife Department (TPWD) Boating Access grant program for construction of a public boat ramp and related boating facilities at Lake Tyler; authorizing the City Manager to act on behalf of the City in dealings with TPWD; and committing a 25% local match in the amount of \$83,300 through the Water Utilities Capital Projects Fund. (R-2026-2)

Motion by Councilmember Curtis; seconded by Councilmember Marsh; motion carried 7 - 0 & approved as presented.

ORDINANCE

- O-1** Request that the City Council consider the adoption of an Ordinance approving a Settlement Agreement and Water Utility Tariff proposed by Southern Utilities Company for its customers in the corporate limits of the City of Tyler. **(O-2026-4)**

Motion by Mayor Pro Tem Nichols; seconded by Councilmember Wynne; motion carried 7 - 0 & approved as presented.

MISCELLANEOUS

- M-1** Request that the City Council consider authorizing the City Manager to enter into a Memorandum of Understanding between City of Tyler and the University of Texas at Tyler - Department of Civil & Construction Engineering and Management to establish a collaborative framework to enhance Infrastructure and Civil Engineering initiatives.

Motion by Mayor Pro Tem Nichols; seconded by Councilmember Hawkins; motion carried 7 - 0 & approved as presented.

- M-2** Request that the City Council consider authorizing the City Manager to execute a construction contract for the Downing Street and Kidd Drive Drainage Improvements project to W.M. Miller Construction Company, Inc., in the amount of \$587,169.20, Bid #26-004.

Motion by Councilmember Curtis; seconded by Mayor Pro Tem Nichols; motion carried 7 - 0 & approved as presented.

- M-3** Request that the City Council consider accepting the donation of \$325,800.00 from the Bronze Rose Council to erect a new decorative bronze rose sculpture for the Tyler Rose Complex.

Motion by Councilmember Wynne; seconded by Mayor Pro Tem Nichols; motion carried 7 - 0 & approved as presented.

- M-4** Request that the City Council consider authorizing the City Manager to pay an invoice in the amount of \$325,800.00 to Randolph Rose Collection for a Bronze Rose Sculpture for the Tyler Rose Complex.

Motion by Mayor Pro Tem Nichols; seconded by Councilmember Hawkins; motion carried 7 - 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 ratify a payment of \$254,016.00 to Hartbeat Construction for the emergency repair of the Elm Street Culvert.

- C-A-2 Request that the City Council consider authorizing the City Manager to ratify staff action adding addendum 2 to the City-Wide HVAC Filter Service Contract.
- C-A-3 Request that the City Council consider declaring Lot 23 Block: 1 surplus property and authorize the City Manager to dispose of this property.

Motion by Councilmember Wynne to approve the entire consent agenda; seconded by Mayor Pro Tem Nichols; motion carried 7 - 0 & approved as presented.

CITY MANAGER'S REPORT

1. Mayor and council, I just want to brag about as far as the City and the operations going through this recent winter weather event. Chief David Coble was able to lead as far as the charge and kind of the organization of this winter weather event. We began, thankfully, early last week in order to start putting it all together. And the work that all the different departments did was amazing, both as far as preparation for this and getting the word out, and then during the event itself. And so, with Communications, we started pushing out information on how to take care of everything from your pipes to your pets to your plants and everything in between. And then podcasts generated that type of information in to make sure that essentially our public knew what they needed to have available and be able to get through as far as what would be three or four days of frozen weather. And then with that, just our Streets Department. I can't brag about our Streets Department enough. With the work that they did and being able to get out the De-Icer, and then as far as the mix that we have to put on our roads in order to keep those main highways open. Working with our hospitals, with our EMTs, ambulance services, we were able to understand which ones were the areas especially that were needed and keep those areas open. Police and Fire did an incredible job of being out there on the streets, making sure people were safe, and responding to calls, getting information out. Andy Erbaugh with our Police Department did several great videos that we posted on Facebook in order to kind of give people warnings about staying inside, as well as if you have to come out, here's the ways to be able to handle the icy weather and the icy streets. And Animal Services was out helping with our animal shelter, keeping that open. A lot of people forget about the fact that we've got to make sure water and food is there for all the dogs and cats that we are taking care of at the animal shelter, as well as any kind of pets or concerns that have been popped up along the way. So, it was an amazing, just as far as coordinated effort on behalf of the City employees, and I just want to kind of extend to you as far as just how proud we are of the work that they did, in fact up to even the sanding that we put around City Hall to make sure the public, as they came, didn't experience any as far as slips or falls coming to be able to attend this meeting. And so, they did an incredible work, and I'm so proud of them. I'm going to pass that on Mayor.

EXECUTIVE SESSION- City Council convened into executive session at 9:46 am

The City Council may go into Executive Session regarding any item posted on the Agenda as authorized by Title 5, Chapter 551 of the Texas Government Code.

Notice is hereby given that the City Council may go into Executive Session in accordance with the following provisions of the Government Code: Under Tex. Gov't Code section 551.071 "Litigation," deliberation regarding the following:

Pending or contemplated litigation or settlement offer involving. Kerry Max Cook v. City of Tyler, et al., Case No. 6:17-cv-333-JDK. Litigation is, by its nature, an ongoing 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 and or settlement offers related to the litigation matters listed above.

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

City Council reconvened from executive session at 10:25 am with the following action Councilmember Hene made a motion based on the recommendation of the Chief of Police and our Legal Department to adopt the attached resolution to ES1 expressing the City Council's continued commitment to provide support, defense, and indemnification to former employees who are currently living and who are defendants in a lawsuit brought against them in their capacities as city employees; seconded by Councilmember Curtis; motion carried 7-0 and approved as presented.

ADJOURNMENT

Motion by Mayor Pro Tem Nichols to adjourn the meeting at 10:26 am; motion carried 7 - 0 & meeting adjourned.

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

ATTEST:

CASSANDRA BRAGER, CITY CLERK

