

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
February 27, 2019**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, February 27, 2019 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor:	Martin Heines
Mayor Pro Tem:	Linda Sellers
Councilmembers:	Don Warren
	Broderick McGee (absent)
	Ed Moore
	John Nix
	Bob Westbrook
City Manager:	Edward Broussard
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Sr. Assistant City Attorney:	Sharon Roberts
Airport Manager:	Davis Dickson
Managing Director of Administrative Services/HR:	ReNissa Wade
Chief Financial Officer:	Keidric Trimble
City Fire Chief:	David Coble
Director of Neighborhood Services:	Raynesha Hudnell
Police Chief:	Jimmy Toler
Managing Director of Culture, Recreation and Tourism Services:	Stephanie Franklin
Director of Solid Waste & Transit Services:	Russ Jackson
Vehicle/Equipment Services Manager:	Leroy Sparrow
Managing Director of Planning & Economic Development:	Heather Nick
City Engineer:	Lisa Crossman
Managing Director of Utilities and Public Works:	
Director of Utilities:	Jimmie Johnson
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Warren.

MINUTES

Request that the City Council consider approval of the Minutes of the Regular Called Meeting of the City Council of the City of Tyler, Texas on January 9, 2019.

Motion by Councilmember Warren to approve the January 9, 2019 minutes; seconded by Mayor Pro Tem Sellers; motion carried 6 - 0 & approved as presented.

AWARDS

- A-1** Request that the City Council recognize the following employees for their years of service and commitment to the City of Tyler. At this important milestone, we express our sincere appreciation for their dedication and for the special contribution they make to our organization. They represent 200 years of service with the City of Tyler

Date of Hire	First Name	Last Name	Title	Department	Years of Service
2/15/1999	Nathan	Elliott	Police Officer XI	Police	20
2/15/1999	Donald	Martin	Police Officer XI	Police	20
2/28/1994	Patrick	Mullican	Police Officer XII	Police	25
2/11/1994	Craig	Shine	Police Officer XII	Police	25
2/11/1994	David	Long	Assistant Police Chief I	Police	25
2/28/1994	David	Hall	Police Sergeant IV	Police	25
2/20/1989	Darin	Grissom	Police Sergeant IV	Police	30
2/6/1989	Jimmie	Frater	Building Maintenance Worker	Parks	30

PRESENTATIONS

TYLER I

- P-1** Request that the City Council consider receiving a presentation on the five-year update to the adopted comprehensive plan as a guide for making decisions for the future growth and development of the City.

Managing Director of Planning & Economic Development, Heather Nick- Stated that the Tyler City Council voted unanimously to adopt the Tyler 21 Comprehensive Plan at their meeting November 14, 2007. The 20-year plan creates a strategic framework for future actions for the City and acts as a roadmap as the City continues to grow. The plan addresses issues such as downtown revitalization, historic preservation, parks and recreation, transportation, and housing and neighborhoods. It defines a vision for the future linked to overall goals and policies and contains strategies and action items for achieving the goals.

- P-2** Request that the City Council receive a presentation on the draft plan for the regional pedestrian and bicycle master plan called Active Tyler.

MPO Manager, Michael Howell – Stated that on February 14, 2018, the City Council authorized the City Manager to enter into an agreement with Toole Design Group to develop an Active Transportation Plan for the Tyler Area Metropolitan Planning Organization (MPO). The purpose of the plan was to combine and update existing documents related to

sidewalks, trails and bicycle lanes and create a plan to connect all cities within the MPO boundary through a network of dedicated facilities for these alternate travel modes. The name developed for the plan was Active Tyler

ZONING



- Z-1 C19-001 MIRACLE CENTER CHURCH (UNIMPROVED RIGHT OF WAY) near Summerkamp Street. Request that the City Council consider approving the closure of an unimproved portion of two unnamed rights-of-way. (O-2019-17)**

Motion by Councilmember Warren; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.

- Z-2 PD19-001 HOLLY TREE PROPERTIES, LLC (440 SOUTH VINE AVENUE) Request that the City Council consider approving a zone change from "AR", Adaptive Reuse District to "PMXD-1", Planned Mixed Use District with final site plan. (O-2019-18)**

Motion by Councilmember Nix; seconded by Councilmember Moore; motion carried 6 - 0 & approved as presented.

- Z-3 PD19-002 LUSK CHARLES DON AND JUDY DELAINE (3809 AND 3821 WEST ELM STREET AND 220 SOUTH SOUTHWEST LOOP 323) Request that the City Council consider approving a zone change from "R-1A", Single-Family Residential District and "C-2", General Commercial District to "PCD", Planned Commercial District with final site plan. (O-2019-19)**

Glenda Stewart, 3803 W. Elm St. – Stated that her house would be next to the new Braums and her concerns with the new restaurant coming into the area would bring in more traffic, the smell of grease, and more noise. Mrs. Stewart asked City Council to deny the request.

Tranisha Miller, Licensed Realtor, 1906 Whitehouse, Texas – Stated that she was here on behalf of the citizens located off Elm St. Mrs. Miller stated that Westwood Hills Subdivision was established in 1963 as a residential neighborhood. The citizens within the 200 area buffer were never notified that their property had been changed and been rezoned from residential to C2. Mrs. Miller asked City Council to deny the request or table it until the neighbors can get some answers from Braums.

Mark Priestner, 3815 Old Bullard Rd. – Stated that this project has some buried zoning in the neighborhood and the two properties on the east line are zoned C-2, the three houses on the South side of West Elm going east are zoned C-2. The property where Braums will be located is the one the zoning will change to C-2. They are doing a PCD on the entire lot so that a footprint can be set in place to put the walls and the buffers in. They are allowed by rank to have C-2 on the property. In order to protect the neighborhood, the developer wanted to go to a PCD where they could place a buffer and a wall on the property.

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Councilmember Moore stated that he had attended a meeting with the citizens in the area to address the concerns. The concerns the citizens had were traffic, noise, crime and the size of the building. Before Councilmember Moore approves a project he looks at three things and they are: is the project immoral, is it unsafe, and is it detrimental to the community. Looking at this project none of the three things were evident to preclude this project from being approved.

Motion by Councilmember Moore; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.



**Z-4 Z19-001 KEYLAND INVESTMENT LP (310 AND 312 SOUTH VINE AVENUE)
Request that the City Council consider approving a zone change from “R-MF”, Multi-Family Residential District to “AR”, Adaptive Reuse District. (O-2019-20)**

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

ORDINANCE



O-1 Request that the City Council approve an ordinance to amend Chapter 19 “Utilities”, Article V. “Liquid Waste and Grease”, Division 1. “Liquid Waste Transportation and Disposal”, intended to compliment the new “Grease and Grid Reduction Devices” ordinance, relating to Fats, Oils, and Greases (FOG) as required by the Consent Decree. (O-2019- 21)

Motion by Councilmember Westbrook; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.

RESOLUTIONS

R-1 Request the City Council consider adopting a Resolution authorizing the Tyler City Manager on behalf of the Police Department to apply for and accept Justice Assistance Grant (JAG) funding from the East Texas Council of Governments to fund equipment purchase for one year. (R-2019-10)

Motion by Councilmember Nix; seconded by Councilmember Westbrook; motion carried 6 - 0 & approved as presented.

MISCELLANEOUS



M-1 Request that the City Council consider authorizing the City Manager to execute an engineering contract in the amount of \$500,000 with KSA Engineers, Inc. for the 2018/2019 Southside Outfall Sewer Line Routing and Concept Design (Phase 2) project and to approve a resolution reserving the right to reimburse expenditures with proceeds of future debt. (R-2019-11)

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Motion by Councilmember Warren; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.



- M-2 Request that the City Council consider authorizing the City Manager to award a construction contract in the amount of \$339,612 to A.E. Shull & Company for the Various Sewer Creek Crossing Replacement project.**

Motion by Councilmember Nix; seconded by Councilmember Westbrook; motion carried 6 - 0 & approved as presented.

- M-3 Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the quarter ending December 31, 2018.**

Motion by Councilmember Moore; seconded by Councilmember Warren; motion carried 6 - 0 & approved as presented.

- M-4 Request that the City Council consider authorizing the City Manager to execute a contract and all documents necessary to conduct a Classification and Compensation Study by Springsted for selected positions.**

Motion by Councilmember Westbrook; seconded by Councilmember Nix; 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 reviewing and accepting the Investment Report for the quarter ending December 31, 2018.**

- C-A-2 Request that the City Council consider awarding a new agricultural lease with Janet Blevins at Tyler Pounds Regional Airport.**

- C-A-3 Request that the City Council consider authorizing the City Manager to award Tyler Bid No. 19-004 to Cutting Edge Irrigation & Lawn, LLC at Tyler Pounds Regional Airport in an amount not to exceed \$29,960.**

- C-A-4 Request that the City Council consider authorizing the City Manager to award multiple vendors for the annual price agreement for various parks, recreation facilities and median right-of-ways per City of Tyler Bid No. 19-020.**

- C-A-5 Request that the City Council consider declaring certain City of Tyler vehicles, equipment, and miscellaneous items as surplus and authorize for auction, and authorize the City Manager to sign any necessary paperwork pertaining thereto.**

- C-A-6 Request that the City Council consider authorizing the City Manager to purchase**

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a Pursuit Patrol SUV through BuyBoard to replace a wrecked Patrol SUV.

- C-A-7 Request that the City Council consider adopting a Resolution to approve a Municipal Maintenance Agreement with the Texas Department of Transportation and to authorize the City Manager to execute said Agreement.**

Motion by Councilmember Westbrook; seconded by Councilmember Moore; motion carried 6 - 0 & approved as presented.

CITY MANAGER'S REPORT

1. Communications released the latest installment of the Called to SERVE video series this week. The video features Tyler Police Officer Kerri Long talking about her job at Tyler PD and her lifelong ambition to be an officer. As of Friday, the Facebook post of the video had reached over 10,000 people and the video had been watched over 4,700 times. The video can also be found on YouTube.
2. Two new episodes of the Roses and Weeds podcast. The first podcast was the Tyler Innovation Pipeline and all the different services that they provide. The City Librarian, Ashley Taylor also talked about the Library and all the different services offered. Another podcast was Black History Month including all the different programs and the history.
3. Annual Black History Month Celebration, Thursday night at 7:00 pm at Liberty Hall.
4. Tyler Corporate Challenge is back. This event started in 1990 and took a hiatus from 2016-2018 due to frozen positions in the Parks department. On average this event has had 26 local business to participate creating over 270 teams and 1200 participants. Registration and sponsorship packages are available online www.TylerCorporateChallenge.com and we encourage City of Tyler departments to join in on the fun as well.

ADJOURNMENT

Motion by Councilmember Warren to adjourn the meeting at 10:36 am; seconded by Mayor Pro Tem Sellers; motion carried 6 - 0 & meeting adjourned.


MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK

