

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
February 14, 2018**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, February 14, 2018 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:	Don Warren
Councilmembers:	Linda Sellers
	Darryl Bowdre
	Ed Moore
	John Nix
	Bob Westbrook
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City Manager:	Edward Broussard
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Sr. Assistant City Attorney:	Sharon Roberts
Airport Manager:	Davis Dickson
Chief Financial Officer:	Keidric Trimble
City Fire Chief:	David Coble
Operations Manager of Neighborhood Services:	Prentice Butler
Police Chief:	Jimmy Toler
Project Engineer:	Kyle Dykes
Managing Director of Culture, Recreation and Tourism Services:	Stephanie Rollings
Director of Solid Waste & Transit Services:	Russ Jackson
Managing Director of Planning & Economic Development:	Heather Nick
Managing Director of Utilities and Public Works:	Scott Taylor
Street Department Manager:	Robin Smart
Traffic Engineer:	Peter Eng
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Bowdre.

MINUTES

Motion by Councilmember Nix to approve the January 10, 2018 minutes; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

AWARDS


A-1 Request that the City Council consider accepting the “Anice B. Read Award of Excellence in Community Heritage Development” from the Texas Historical Commission.

PRESENTATIONS

- P-1** Request that the City Council consider recognizing Fire Marshal Paul L. Findley as a graduate of the U. S. Fire Administration's National Fire Academy Executive Fire Officer Program.
- P-2** Request that the City Council consider hearing a presentation on the status of parks capital improvement projects.

Russ Jackson Director of Parks & Recreation, Solid Waste, Transit and VES – Gave a brief presentation on the status of the parks capital improvement projects.

ZONING

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- Z-1** **ZA18-001 UNIFIED DEVELOPMENT CODE (BIANNUAL REVIEW)** Request that the City Council consider adopting an ordinance amending the Unified Development Code in Tyler City Code Chapter 10 by amending regulations related to zoning districts, use regulations, subdivision design and improvements, development standards, escrow policies and procedures, environmental regulations, the tree list, streets and development approval procedures. (O-2018-17)

Motion by Councilmember Nix to approve the ordinance with the modification that the PMXD2 zoning designation have a maximum density limit of 50 units; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as amended.

- Z-2** **PD18-001 TYLER OAK CREEK DEVELOPMENT (VARIOUS ADDRESSES IN OAK CREEK ADDITION UNIT 2 AND UNIT 3 AND A 70.50 ACRE TRACT OF LAND)** Request that the City Council consider approving a zone change from "R-1B", Single-Family Residential District to "PUR", Planned Unit Residential District with site narrative. (O-2018-18)

Motion by Councilmember Bowdre; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

MISCELLANEOUS

- M-1** Request that the City Council consider authorizing 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 in the amount of \$150,000.

Motion by Councilmember Bowdre; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

- M-2** Request that the City Council consider authorizing the City Manager to execute a contract with Halff Associates, Inc. in the amount of \$149,900 for the Blackfork Creek, Tributary D5 (BFC Trib D5) Drainage Study (Azalea District).

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

- M-3 Request that the City Council consider authorizing the City Manager to execute an Agreement for Professional Engineering Services with Halff Associates, Inc., with a not-to-exceed fee of \$75,000, for engineering plan review services.**

Motion by Councilmember Nix; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented

- M-4 Request that the City Council consider authorizing the City Manager to execute a new General Services Agreement for Engineering services with KSA Engineers for engineering, planning, environmental, and construction phase services on an "as needed" basis in connection with the development and improvement for Tyler Pounds Regional Airport.**

Motion by Councilmember Nix; seconded by Councilmember Sellers; motion carried 7 - 0 & approved as presented.

- M-5 Request that the City Council consider authorizing the City Manager to award Work Order No. 1 with KSA Engineers in an amount not to exceed \$354,150.00 to provide engineering services for the 2018 Taxiway Charlie/Foxtrot Rehabilitation Project at Tyler Pounds Regional Airport.**

Motion by Mayor Pro Tem Warren to award work order No. 1 contingent upon approval of the project by the Half-Cent Sales Tax Board; seconded by Councilmember Sellers; motion carried 7 - 0 & approved as presented.

RESOLUTION

- R-1 Request that the City Council consider approving a Resolution to purchase Self-Contained Breathing Apparatus (SCBA) to replace old and necessary equipment. (R-2018-2)**

Motion by Councilmember Bowdre; seconded by Councilmember Sellers; motion carried 7 - 0 & approved as presented.

- R-2 Request that the City Council consider adoption of a Resolution calling an Election for May 5, 2018 to fill the offices of Mayor and Tyler City Council Members for Single Member District Numbers 2, 4, and 6 on the Tyler City Council and calling for a joint election with Tyler Independent School District, Whitehouse Independent School District, and Tyler Junior College. (R-2018-3)**

Motion by Councilmember Westbrook; seconded by Councilmember Nix; motion carried 7 - 0 & approved as presented.

ORDINANCE

- O-1** Request that the City Council consider adopting an Ordinance amending the FY 2017-2018 Budget to provide funding to complete various construction projects, motor vehicle purchases and other purchases not completed by September 30, 2017, as anticipated. (O-2018-19)

Motion by Councilmember Moore; seconded by Councilmember Bowdre; 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 execute an Interlocal Election Contract with Smith County to perform certain joint election services for the City Council Election to be held May 5, 2018, as part of the joint election with Tyler Independent School District, Tyler Junior College, and Whitehouse Independent School District.
- C-A-2** Request that the City Council consider adopting a Resolution authorizing the City Manager on behalf of the Police Department to apply for and accept grant funding from the Office of the Governor Criminal Justice Division in the amount of \$60,000.00 to fund one-hundred and fifty (150) officer body worn cameras and utilize existing asset forfeiture funds for the match funding request. (R-2018-4)
- C-A-3** Request that the City Council consider adopting a Resolution authorizing the City Manager on behalf of the Tyler Police Department to apply for and accept Justice Assistance Grant funding from the East Texas Council of Governments to fund equipment purchase. (R-2018-5)
- C-A-4** Request that the City Council consider authorizing the City Manager to execute a contract extension for a one year period to provide professional sales and use tax auditing services, not to exceed a date of August 2, 2018. Also, authorize the City Manager to remit payments to MuniServices that are in accordance with all contract terms.
- C-A-5** Request that the City Council consider authorizing the City Manager to approve purchasing goods through BuyBoard Purchasing Cooperative (BuyBoard), the Houston Galveston Area Cooperative (HGAC), Texas Multiple Awards Schedule (TXMAS), Texas SmartBuy (SmartBuy), The Cooperative Purchasing Network (TCPN), The Interlocal Purchasing System (TIPS), and First Choice Cooperative (1st Choice) whereby the City of Tyler can take full advantage of purchasing any and all items available through the cooperatives. Also, request that the City

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Council consider authorizing the City Manager to utilize various Purchasing Cooperatives and various vendors as sole source for parts and service from February 2018 to February 2019.

- C-A-6** Request that the City Council consider authorizing the City Manager to approve payment in the amount of \$101,192.35 to the Texas Commission on Environmental Quality for the Tyler Water Utilities annual water system fee.
- C-A-7** Request that the City Council consider ratifying staff action to amend a contract with The C.T. Brannon Corporation for engineering services related to Brynmar Court Drainage Improvements.
-  **C-A-8** Request that the City Council consider approving a Reconciliation Change Order and release of final payment in the amount of \$106,849.00 and release of retainage in the amount of \$148,553.45 for construction of the Animal Care Facility at 4218 Chandler Highway.
- C-A-9** Request that the City Council consider approving an Ordinance amending fees with Tyler City Code Chapter 17 that governs application and permitting of: Temporary Street and Lane Closures, Parades, Block Parties, Right-of-Way (ROW), Temporary Use, Transient Vendor, Tent or Canopy, and Special Events. (O-2018-20)
- C-A-10** Request that the City Council consider authorizing the purchase of the FY 2017/2018 Annual Firefighter Uniform Shirt and Pant order from Galls, through Texas BuyBoard #507-16, in the amount of \$53,812.50.
- C-A-11** Request that the City Council consider authorizing the City Manager to approve a Reconciliation Change Order and the release of final payment in the amount of \$34,118.51 to Reid Construction for the Cumberland Park Retention Pond project.

Motion by Councilmember Bowdre; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

BOARD APPOINTMENTS

- B-1** Request that the City Council consider appointments to the Parks Board and Disability Issues Review Board.

Motion by Councilmember Nix to appoint Jim Cousineau to the Parks Board; seconded by Mayor Pro Tem Warren; motion carried 7 - 0 & approved as presented.

Motion by Councilmember Westbrook to appoint Amy Anderson to the Disability Issues Review Board; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented

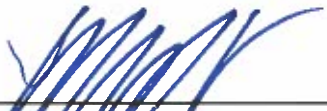
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CITY MANAGER'S REPORT

Grand opening for new runway at the Airport
4000 seedlings given away by Parks Department last Saturday
Annual Black History celebration held at Liberty Hall last Saturday
Recent adoption of the City's Building Codes resulted in maintenance of ISO rating

ADJOURNMENT

Motion by Mayor Pro Tem Warren to adjourn the meeting; seconded by Councilmember Westbrook;
motion carried 7 - 0 & meeting adjourned.



MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

