

**MINUTES OF THE  
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
June 27, 2018**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, June 27, 2018 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:	Martin Heines
Mayor Pro Tem:	Linda Sellers
Councilmembers:	Don Warren Broderick McGee Ed Moore John Nix Bob Westbrook
City Manager:	Edward Broussard
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Assistant City Attorney:	Regina Moss
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
City Fire Chief:	David Coble
Police Chief:	Jimmy Toler
Managing Director of Culture, Recreation and Tourism Services:	Stephanie Rollings
Director of Solid Waste & Transit Services:	Russ Jackson
Vehicle/Equipment Services Manager:	Leroy Sparrow
Managing Director of Planning & Economic Development:	Heather Nick
Water Business Office Manager:	Jim Yanker
Director of Utilities:	Lisa Crossman
Managing Director of Utilities and Public Works:	Scott Taylor
	Cassandra Brager

**INVOCATION**

The Invocation was given by Councilmember Moore.

**MINUTES**

Motion by Councilmember Warren to approve the May 9, 2018 and May 16, 2018 minutes; seconded by Mayor Pro Tem Sellers; motion carried 7 - 0 & approved as presented.

**AWARDS**

**A-1** We would like to 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 your dedication and for the special contribution you make to our organization. They represent 115 years of service with the City of Tyler.

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**Service Awards**

Date of Hire	First Name	Last Name	Title	Department	Years of Service
6/22/1998	Hoang Thanh	Nguyen	Master Mechanic	Vehicle Services	20
6/22/1998	Steven	Whitehead	IT Specialist IV	Information Technology	20
6/8/1998	Kenneth	Wooten	Commercial Equipment Operator	Solid Waste	20
6/11/1993	Tracy	Cheatham	Fire Captain IV	Fire	25
6/11/1993	Jesse	Hicks	Fire Captain IV	Fire	25
6/23/1988	Emmitt	Hawkins	Laborer	Solid Waste	30

**PRESENTATIONS**

**P-1 Request that the City Council receive a presentation concerning a potential private-public partnership for a beneficial use of the City of Tyler's wastewater sludge.**

City Council gave Scott Taylor, Managing Director of Utilities and Public Works the direction to move forward with research and a feasibility study for the project.

**ZONING**

**Z-1 A18-002 SCOTT ZHORNE Request the City Council consider adopting an ordinance providing for the voluntary annexation of an 11.59 acre tract of land lying adjacent to the present boundary limits of the City of Tyler located at the southeast corner of the U.S. Highway 69 and Interstate 20. Also consider recommending:**

- A. The new boundary of the City Limits;**
- B. The new boundary of the City Council District #3;**
- C. Amendment of the Land Use Guide to reflect General Commercial;**
- D. Establishment of original zoning of 11.59 acres of "C-2", General Commercial District. (O-2018-47)**

Heather Nick, Managing Director of Planning and Economic Development – Stated that the State Annexation law in Texas Local Government Code Chapter 43 allows municipalities to annex a sparsely occupied area on the petition of the area landowners. The Texas Local Government Code Section 43.028(a) authorizes annexations if an area (1) is one-half mile or less in width; (2) is contiguous to the annexing municipality; and (3) is vacant and without residents or on which fewer than three qualified voters reside.

The property is contiguous to Tyler on its southern boundary, is narrower than one half-mile, and has fewer than three qualified voters. The applicant intends to develop the property with commercial uses and is requesting to zone the property "C-2", General Commercial District.

The City of Tyler currently has a water main along U.S. Highway 69 to serve the site with water. The City has the capacity to serve the property with sewer service, but a sewer line extension is required to serve the property. The City of Tyler will be the first responder for Fire and Police services; however, the City may exercise its mutual aid agreement with the Smith County Emergency Service District when responding to the property.

This annexation will extend the Tyler city limits to Interstate 20, which makes Tyler eligible to be designated a "Control City". This designation is required for the Texas Department of Transportation to make Tyler a noted destination on its wayfinding signs.

The Tyler 1st Future Land Use Guide (FLUG) does not identify a future land use designation for this property. The proposed original zoning would amend the FLUG to General Commercial.

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

**Z-2 N18-002 CITY OF TYLER (SKIDMORE LANE TO CENTENNIAL PARKWAY)** Request that the City Council consider approving a thoroughfare name change for a portion of Skidmore Lane to Centennial Parkway. (O-2018-48)

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

 **Z-3 Z18-022 JOSE SAUCEDO (804, 910 AND 917 NELL AVENUE)** Request that the City Council consider approving a zone change from "R-1B", Single-Family Residential District to "R-1D", Single-Family Detached and Attached Residential District. (O-2018-49)

Motion by Councilmember McGee; seconded by Councilmember Warren; motion carried 7 - 0 & approved as presented.

**Z-4 Z18-023 CALVARY ASSEMBLY OF GOD (1723 EAST FRONT STREET)** Request that the City Council consider approving a zone change from "R-1B", Single-Family Residential District to "C-1", Light Commercial District. (O-2018- 50)

Motion by Councilmember Warren; seconded by Councilmember Moore; motion carried 7 - 0 & approved as presented...

**Z-5 Z18-024 RUSSELL COOK (4705 OLD BULLARD ROAD)** Request that the City Council consider approving a zone change from "R-1A", Single-Family Residential

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**District to “RPO”, Restricted Professional Office District. (O-2018- 51)**

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

**RESOLUTION**

**R-1 Request that the City Council consider adopting a Resolution to authorize the City Manager to execute an Advanced Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for the construction of the Tyler Bike Stripes Project. (R-2018-13)**

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

**R-2 Request that the City Council consider adoption of a Resolution authorizing tax-exempt financing by the Milford Higher Education Facilities Corporation for the benefit of Cumberland Academy, with no financial obligation to the City of Tyler. (R-2018-14)**

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

**ORDINANCE**

**O-1 Request that the City Council consider authorizing an Ordinance to issue Water and Sewer System Series 2018A new bonds in the amount of \$9,115,000. (O-2018-52)**

Steven Adams, Specialized Public Finance – Gave an update on the 2018A new bonds.

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

**O-2 Request that the City Council consider the adoption of an order authorizing the sale of \$9,350,000\* City of Tyler, Water and Sewer System Revenue Refunding Bonds, New Series 2018B (the “2018B Bonds”) and allowing the City Manager award the Series 2018B Bonds to the winning bidder within certain parameters described below. The Series 2018B Bonds will be used to refund the callable \$9,350,000 of the Water and Sewer System, Series 2009 for savings. (O-2018-53)**

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

## **MISCELLANEOUS**

**M-1 Request that the City Council consider authorizing the City Manager to award a construction contract in the amount of \$251,515.00 to Reynolds & Kay, Ltd. for the Bascom Road 12-inch Water Line project.**

Motion by Councilmember Westbrook; seconded Councilmember McGee; 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 adoption of a revised Resolution with vendors list for participation in the Texas State Department of Information Resources (DIR) Program and General Services Commission Local Government Purchasing Program and authorizing the City Manager to renew several annual leases for technology equipment including computers, software, and telephones from approved vendors previously obtained through this program for FY 2017-2018. (R-2018-15)**

**C-A-2 Request that the City Council consider declaring certain City of Tyler vehicles, equipment, and miscellaneous items as surplus and authorize them for auction.**

**C-A-3 Request that the City Council consider authorizing the City Manager to award Bid 18-033 Annual Price Agreement for bulk lubricants, bulk coolant, bulk diesel exhaust fluid (DEF), waste oil/filter removal, oil and lubricant analysis, and a maintenance tracking software to Petro Choice Company from June 27, 2018 through June 27, 2019.**

**C-A-4 Request that the City Council consider ratifying expenditures in the amount of \$32,663.60 for all work performed for the emergency repair of a six-inch sanitary sewer main located at South Southwest Loop 323 and the main entrance to All Saints School.**

**C-A-5 Request that the City Council consider ratifying expenditures in the amount of \$88,067.48 for all work performed for the emergency repair of a 24-inch sanitary sewer main located inside the Delek Refinery facility.**

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

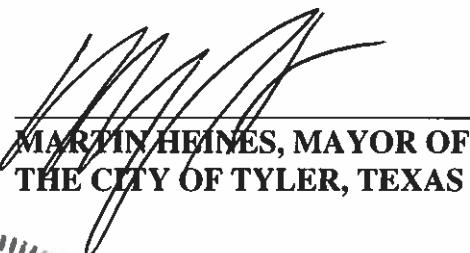
## **CITY MANAGER'S REPORT**

June 27, 2018

1. TPD Officers are at Texas Atty General's office providing a training on skimmer enforcement.
2. Community meeting scheduled for tonight on Gasaway Park to see how we can make the park a better place to come and enjoy;
3. Senate appropriation committee passed funding that will ensure funding for the FAA Traffic Control Tower at the Tyler airport.

## **ADJOURNMENT**

Motion by Councilmember Westbrook to adjourn the meeting at 9:53 am; seconded by Councilmember Nix; motion carried 7 - 0 & meeting adjourned.



MARTIN HEINES, MAYOR OF  
THE CITY OF TYLER, TEXAS

A T T E S T:



CASSANDRA BRAGER, CITY CLERK

