

# CITY COUNCIL AGENDA

Wednesday, February 9, 2022  
9:00 am



## CITY COUNCIL

Donald P. Warren, Mayor  
Stuart Hene, District 1  
Broderick McGee, District 2  
Dr. Shirley McKellar, District 3  
James Wynne, District 4  
Bob Westbrook, District 5  
Brad Curtis, District 6  
Edward Broussard, City Manager



## CITY COUNCIL MEETING AGENDA

### CITY COUNCIL CHAMBERS - CITY HALL

City Hall, City Council Chambers  
212 N. Bonner Avenue, 2nd Floor  
Tyler, Texas

Follow us on Facebook Live at: <https://www.facebook.com/CityofTylerTexas/>  
Wednesday, February 09, 2022  
9:00 am

Internet website <http://www.cityoftyler.org> and Cable Access Channel 3

Please call (903) 531-1250 if you need assistance with interpretation or translation for this City meeting.

*Si usted necesita ayuda con la interpretación o traducción de cualquier material en este sitio o en una reunión pública de la Ciudad de Tyler por favor llame al (903) 531-1250.*

#### AMERICANS WITH DISABILITIES ACT NOTICE

The City of Tyler wants to ensure that City Council Meetings are accessible to persons with disabilities. If any individual needs special assistance or accommodations in order to attend a City Council meeting, please contact the City Manager's Office at 903.531.1250, in advance so accommodations can be made.

#### COURTESY RULES

Thank you for your presence. The City Council appreciates your interest in Tyler City Government. To ensure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, Administrative Staff, News Media, Citizens and Visitors. If you wish to address the Council, obtain a speaker card from the receptionist's desk outside the Council Chambers, complete the information requested on the card, and deliver to the City Clerk before the meeting or as soon as you can. Speakers will be heard as the individual item(s) in which they have registered an interest come before the Council. Your remarks will be limited in duration depending on the number of people wanting to speak on a particular item. Comments to the City Council should only be made from the podium. This will ensure that the comments are picked up by the microphones and are made a part of the official record. Delay or interruption of the proceedings will not be tolerated.

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **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 December 8, 2021.

## **RESOLUTION**

- R-1** Request that the City Council consider adoption of a Resolution authorizing the City Manager on behalf of the Police Department to seek the Justice Assistance Grant (JAG) funding in the amount of \$55,000 from the East Texas Council of Governments State JAG Grant to fund the purchase of ten (10) Getac A140 tablets with accessories.
- R-2** Request that the City Council consider adoption of a Resolution authorizing submission of an application by the Tyler Fire Department for, and acceptance of, grant funding through the Office of the Texas Governor's (OOG) Homeland Security Grant Division (HSGD) and for grant funding through the State Homeland Security Program (SHSP), as managed by the East Texas Council of Governments, to be used to support programs and projects aimed at maintaining and/or enhancing the City of Tyler's emergency preparedness and response capabilities.

## **ORDINANCE**

- O-1** Request that the City Council consider adoption of an Ordinance amending Tyler City Code Chapter 4, by adding new sex offender residency regulations.

## **MISCELLANEOUS**

- M-1** Request that the City Council consider authorizing the City Manager to execute an engineering contract with Kimley-Horn and Associates, Inc. in the amount of \$114,085 for the Intelligent Transportation System Master Plan Year 2 – Traffic Signal Retiming Improvements.
- M-2** Request that the City Council consider authorizing the City Manager to execute a contract with KSA Engineers, Inc. for the design, construction management, and construction inspection of the West 2nd Street Elevated Storage Tank Rehabilitation project in the amount of \$292,000.00.
- M-3** Request that the City Council consider authorizing the City Manager to execute an Engineering Services Contract, in an amount not to exceed \$100,750.00 with Half Associates, Inc for Consent Decree Creek Crossing Replacement Design.

## **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 purchase three (3) Holt Cat Backhoes for the Water Utilities and Street departments for \$136,455.00 each for a total of \$409,356.00 from Holt Cat Sourcewell Contract #032119-CAT. Sourcewell Quote # 294527-04.
- C-A-2** Request that the City Council consider authorizing the City Manager to execute an Easement and Right-of-Way agreement with Oncor Electric Delivery Company, LLC for overhead and/or underground electric supply and communications facilities to be located at 12558 Spur 364.
- C-A-3** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order and the release of final retainage payment in the amount of \$36,121.00 to South Texas Illumination, LLC for the Martin Luther King Jr. Improvements Project.
- C-A-4** Request that the City Council consider authorizing the City Manager to ratify the purchase of (13) thirteen 2022 Ford Interceptor Utility Vehicles fully equipped with decals, lights, sirens, and equipment for police patrol units for the City of Tyler Police Department from Holiday Auto Group through the Tarrant County Sheriff Purchasing Agreement from a total purchase cost of \$637,006.50 to a total cost of \$668,757.00.
- C-A-5** Request that the City Council consider declaring a list of items from the Tyler Police Department as surplus and ready to be auctioned.
- C-A-6** Request that the City Council consider authorizing the City Manager to execute Work Order No. 5 Amendment #2 to KSA Engineers, Inc. to provide additional engineering services for the modifications of the hold short position signage and pavement markings associated with Runway 22/Taxiway Foxtrot intersection included in the Airport Fencing and Security Improvements project for an additional cost of \$28,470.00.
- C-A-7** Request that the City Council consider adoption of a Resolution calling an election for May 7, 2022, to fill the offices of the Mayor, at Large and the 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 Smith County.
- C-A-8** Request that the City Council consider authorizing the City Manager to execute the Interlocal Elections Contract for the May 7, 2022 election with Smith County.
- C-A-9** Request that the City Council consider adoption of a Resolution authorizing execution of a contract for legal services with the firms of McKool Smith, P.C., Ashcroft Sutton Reyes LLC, and Korein Tillery LLC to pursue claims for monetary damages, declaratory relief, and other legal remedies (“Damages”) against Netflix, Inc., Hulu LLC, Disney DTC LLC, and other video service providers (“VSPs”) as determined for non-payment of franchise fees as set forth under the Texas Video Services Providers Act, Tex. Util. Code Chapter 66 (the “Litigation”).

**CITY MANAGER'S REPORT**

**ADJOURNMENT**