

CITY COUNCIL AGENDA

Wednesday, May 11, 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



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/>
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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 April 13, 2022.

ELECTION

- E-1** Request that a Certificate of Election and the Oath of Office be administered to the re-elected Mayor at Large and the City Councilmembers for Districts 2,4 and 6, Tyler City Council.
- E-2** Request that the City Council consider electing a Mayor Pro Tem.

ORDINANCE

- O-1** Request that the City Council consider adoption of an ordinance amending and updating City Code Chapter 12 for adjustments to land rental rates for areas surrounding the North Terminal Site at Tyler Pounds Regional Airport.
- O-2** Request that the City Council consider adoption of an ordinance amending and updating City Code Chapter 12 by revising and updating regulations prohibiting hunting on and over airport property at Tyler Pounds Regional Airport.

MISCELLANEOUS

- M-1** Request that the City Council consider authorizing the City Manager to award NDMJ Management LLC. RFP 22-009 for Management of the Tyler Transit System in the amount of \$253,600 per year with an initial startup cost of \$7,700.
- M-2** The City of Tyler Engineering Department requests that the City Council consider authorizing the City Manager to execute a Professional Services Consulting contract with the C.T. Brannon Corporation for the design, bidding, and construction phases, as they relate to the South Thompson Avenue and Barger Street Paving and Drainage Improvements project, for a cost, not to exceed \$80,200.
- M-3** Request that the City Council consider authorizing the City Manager to award Bid No. 22-010 for Noble E. Young Park renovations to Civil Crown Construction to furnish all necessary materials, equipment, superintendence, and labor in an amount not to exceed \$539,010.00.
- M-4** Request that the City Council consider authorizing the City Manager to execute a contract with Reynolds and Kay, LTD., for the construction of the 2022 Asphalt Enhancement Project in the amount of \$3,301,084.71.
- M-5** Request that the City Council consider authorizing the City Manager to execute a preliminary engineering contract with Halff Associates, Inc. in the amount of \$397,796.00 for the Shiloh Road Improvements and Widening preliminary engineering report.

- M-6** Request that the City Council consider authorizing the City Manager to execute a contract with C & A Construction, LLC in the amount of \$4,796,350.95 for the Consent Decree Group 4 Traditional Mainline Bid 22-015.
- M-7** Request that the City Council consider authorizing the City Manager to execute a contract with Lopez Utilities Contractor, LLC in the amount of \$469,815.00 for the Consent Decree Group 4 Traditional Manhole Bid 22-017.
- M-8** Request that the City Council consider authorizing the City Manager to execute a contract with Fire Training Structures, LLC in the amount of \$64,971.00 for the purchase of a Fire Class A Portable Burn Structure pursuant to RFQ 22-029.

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 approving the acceptance of funds totaling \$16,345 from the Texas Parks and Wildlife Department (TPWD) for a Community Outdoor Outreach Program (CO-OP) Grant and authorizing the City Manager or designee to take all actions needed to receive and expend grant funds.
- C-A-2** Request that the City Council consider adopting a Resolution to authorize the application for and acceptance of Federal Transit Administration (FTA) 5339 Bus and Bus Facilities Grant in the amount of \$218,445 along with the acceptance of \$43,689 in Transportation Development Credits (TDC). This Resolution also accepts any grant amendments and additional TDCs to increase the grant funding levels and reduce the local match requirements.
- C-A-3** Request that the City Council consider approving final payment and releasing retainage in the amount of \$16,713.49 to Reynolds and Kay, LTD, for the 2021 Asphalt Enhancement Project.
- C-A-4** Request that the City Council consider approving final payment and retainage to National Industrial Maintenance, for the 2022 Asphalt Crack Seal Project.
- C-A-5** Request that the City Council consider authorizing the City Manager to extend the first of three (3) one-year extensions of the annual price agreements to D.E.A.A. Corporation and Cactus Abatement & Demolition for substandard structures demolition program through Community Development Block Grant Funds.
- C-A-6** Request that the City Council consider authorizing the City Manager to execute a new Airport Food Concessions Lease with Brandon Jeffery, Mile High Eatery and approve the sale of beer and wine in the Commercial Terminal Building at Tyler Pounds Regional Airport.

CITY MANAGER'S REPORT

EXECUTIVE SESSION

EXECUTIVE SESSION

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 provision of the Government Code:

Executive Item:

Under Texas Government Code Section 551.071 "Litigation" deliberation regarding the following:

1. Pending or contemplated litigation or settlement offer involving Liberty Utilities (Tall Timbers) and Liberty Utilities (Woodmark) Sewer Corp vs. City of Tyler, Texas and Rose City Municipal Utility District
2. Pending or contemplated litigation or settlement offer involving Lesley Renee Ortiz v. City of Tyler and Farmers Texas County Mutual Insurance Company.

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

ADJOURNMENT