

CITY COUNCIL AGENDA

Wednesday, April 12, 2023
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/>
Wednesday, April 12, 2023
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 March 8, 2023.

ORDINANCE

- O-1** Request that the City Council consider approving an amendment to update the City Code Chapter 12 for adjustments to land rental rates for areas surrounding the North Terminal Building and Fuel Farm at Tyler Pounds Regional Airport.
- O-2** Request that the City Council consider the adoption of an Ordinance approving interim retail water utility rates to be charged for service to John Soules Foods, Inc., at a location outside of the Tyler city limits.

MISCELLANEOUS

- M-1** Request that the City Council consider authorizing the City Manager to execute a utility services agreement with John Soules Foods, Inc., to allow the City of Tyler to begin providing retail water utility service to John Soules Foods, Inc., and also consider authorizing the City Manager to execute a wholesale water contract with Southern Utilities Company to provide an interim source of water to provide to John Soules Foods, Inc., until the City of Tyler completes construction of a water main extension to serve John Soules Foods, Inc.
- M-2** Request that the City Council consider authorizing the City Manager to award Bid No. 23-022 for the Lindsey Park Governor's Community Achievement Award (GCAA) funded improvements to Paragon Construction & Associates to furnish all necessary materials, equipment, superintendence, and labor in an amount not to exceed \$356,549.00.
- M-3** 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 \$121,085 for the Intelligent Transportation System Master Plan Year 3 – Traffic Signal Retiming Improvements.
- M-4** Request that the City Council consider authorizing the City Manager to execute a Professional Services Consulting contract with Elledge Engineering Corp. for the design, bidding, and construction phases, for the Off-System (Non-TxDOT) Bridge Maintenance project, for a cost, not to exceed \$136,500.00.
- M-5** Request that the City Council consider authorizing the City Manager to execute a Professional Services Consulting contract with Halff Associates for the design, bidding, and construction phases, for the West Mud Creek, Tributary A (Glenwood Church of Christ) Erosion Control project, for a cost not to exceed \$618,500.00.

- M-6** Request that the City Council consider authorizing the City Manager to execute a contract with L&L Asphalt Corporation for the construction of the Vehicle Services Parking Lot Reconstruction Project Phase II in the amount of \$435,331.05.
- M-7** Request that the City Council consider authorizing the City Manager to execute a contract with Harris Craig Architects, Inc., for the design, construction administration, and observation of the new City of Tyler Information Technology building remodel.
- M-8** Request that the City Council consider authorizing the City Manager to execute a construction contract with NG Painting, LP. for the tank rehabilitation of the Shiloh Elevated Storage Tank in the amount of \$588,150.00.
- M-9** Request that the City Council consider authorizing the City Manager to execute a contract in the amount of \$250,000, with KSA Engineers, Inc., for the Charleston Lift Station Rehabilitation project and consider adoption of a Resolution reserving the right to reimburse expenditures with proceeds of future debt.
- M-10** Request that the City Council consider authorizing the City Manager to execute a contract in the amount of \$202,700, with KSA Engineers, Inc., for the Earl Campbell Gravity Sewer Main project and consider adoption of a Resolution reserving the right to reimburse expenditures with proceeds of future debt.
- M-11** Request that the City Council consider authorizing the City Manager to execute a contract in the amount of \$75,000, with KSA Engineers, Inc., for the Bellwood, Shackelford, and Brooks Lift Station and Force Main Evaluation project and consider adoption of a Resolution reserving the right to reimburse expenditures with proceeds of future debt.

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 purchase of Storm Mara Cleanup Assistance from DRC Emergency Services in the amount of \$114,885.
- C-A-2** Request that the City Council consider authorizing the City Manager to execute a Capital Improvement Project (CIP) construction contract with Heartbeat Construction for the Repair of Inlet Boxes - 2023 project, for \$183,821.78, Bid No. 23-025.
- C-A-3** Request that the City Council consider authorizing the City Manager to execute a contract with Innovative Roadway Solutions, LLC, for construction of the 2023 ONYX Seal Project in the amount of \$685,432.47.
- C-A-4** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at W. Line Street within the Tyler city limits and owned by taxing entities including the City of Tyler.
- C-A-5** Request that the City Council consider authorizing payments to the Texas Department of Transportation, for a total amount of \$10,400, for the Grande Boulevard LED (light-emitting diode) Chevron 2024 Highway Safety Improvement Program (HSIP) Project.

- C-A-6** Request that the City Council consider authorizing the application for and acceptance of Federal Transit Administration (FTA) Grant Funds passed through to the Texas Department of Transportation (TxDOT) under the Section 5310 Mobility of Seniors and Individuals with Disabilities Grant in the amount of \$248,621 along with the acceptance of \$49,724 in Transportation Development Credits (TDC).
- C-A-7** Request that the City Council consider authorizing the City Manager to award Bid No. 23-021 and execute the contract to Cutting Edge Irrigation & Lawns, LLC for general maintenance services at Tyler Pounds Regional Airport in the amount not to exceed \$56,160.00 annually.
- C-A-8** Request that the City Council consider authorizing the City Manager to declare and approve Tyler Police Department WatchGuard body camera equipment, valued at approximately \$2,750, as surplus and authorize the donation of same to the Whitehouse (TX) Police Department to use for law enforcement purposes.
- C-A-9** Request that the City Council consider authorizing the ratification of an expenditure in the amount of \$53,758.91 to Alfa Laval Inc. for the repairs to the Westside Wastewater Treatment Plant sludge/biosolids dewatering presses.
- C-A-10** Request that the City Council consider authorizing the City Manager to approve a reconciliation change order and release of retainage in the amount of \$65,889.88 to Garrett & Associates General Contractors, for the renovation of the Fire Department Headquarters project located at 1520 West Front Street Tyler, TX 75702.
- C-A-11** Request that the City Council consider authorizing the City Manager to approve upgrading/purchasing Tyler Technologies Brazos ticket books and printers.

CITY MANAGER'S REPORT

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:

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

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

ADJOURNMENT