

**MINUTES OF THE REGULAR CALLED MEETING OF
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
September 14, 2022**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, September 14, 2022 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor:	Don Warren
Mayor Pro Tem:	James Wynne
Councilmembers:	Stuart Hene
	Shirley McKellar
	Broderick McGee
	Bob Westbrook
	Brad Curtis
City Manager:	Edward Broussard
Deputy City Manager:	Stephanie Franklin
City Attorney:	Deborah G. Pullum
Senior Asst. City Attorney:	Alesha Buckner
Director of Organizational Development:	Regina Y. Moss
Planning Director:	Kyle Kingma
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
City Fire Chief:	David Coble
City Librarian:	Ashley Taylor
City Engineer:	Darin Jennings
Director of Utilities:	Kate Dietz
Parks Director:	Leanne Robinette
Director of Solid Waste, Transit:	Leroy Sparrow
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Mark Donaldson, Lead Contemporary Pastor at Marvin Methodist Church.

MINUTES

Motion by Councilmember Curtis to approve the August 10, 2022 minutes; seconded by Councilmember McKellar; motion carried 7 - 0 & approved as presented.

ORDINANCE

- O-1 Request that the City Council consider conducting a public hearing, adopting the Fiscal Year 2022-2023 proposed budget ordinance and consider amending the Fiscal Year 2021-2022 budget by roll-call vote, and consider authorizing the City Manager to execute the outside agency contracts for Fiscal Year 2022-2023. (O-2022-85)**

Mayor Warren opened up the public hearing on the proposed budget at 9:09 am and no one came forward to speak so he closed the public hearing at 9:10 am.

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Motion by Councilmember McKellar to adopt the proposed Fiscal Year 2021-2022 Annual Budget. Adopt a Fiscal Year 2021-2022 Budget Amendments and authorize the City Manager to execute particular outside agency contracts budgeted for Fiscal Year 2022-2023; seconded by Councilmember Curtis; motion carried 7-0 after record vote.

District 1 Council Member, Stuart Hene - Aye
District 2 Council Member, Broderick McGee - Aye
District 3 Council Member, Shirley McKellar - Aye
District 4 Council Member, James Wynne - Aye
District 5 Council Member, Bob Westbrook - Aye
District 6 Council Member, Brad Curtis - Aye
Mayor Don Warren- Aye

Motion carries.

Motion by Councilmember McGee to ratify the property tax increase reflected in the Fiscal Year 2022-2023 budget; seconded by Councilmember Curtis; motion carried 7-0 & approved after record vote.

District 1 Council Member, Stuart Hene - Aye
District 2 Council Member, Broderick McGee - Aye
District 3 Council Member, Shirley McKellar - Aye
District 4 Council Member, James Wynne - Aye
District 5 Council Member, Bob Westbrook - Aye
District 6 Council Member, Brad Curtis - Aye
Mayor Don Warren- Aye

O-2 Request that the City Council consider adopting an ordinance setting the property tax rate for Fiscal Year 2022-2023 at \$.261850 per \$100 valuation. (O-2022-86)

Mayor Warren opened up the public hearing to adopt the proposed property tax rate at 9:13 am and no one came forward to speak so he closed the public hearing at 9:14 am

Motion by Councilmember Westbrook that the property tax rate be increased by the adoption of a tax rate of \$.261850, which is effectively a 6.96% percent increase in the tax rate; seconded by Councilmember McKellar; motion carried 7-0 & approved after record vote.

District 1 Council Member, Stuart Hene - Aye
District 2 Council Member, Broderick McGee - Aye
District 3 Council Member, Shirley McKellar - Aye
District 4 Council Member, James Wynne - Aye
District 5 Council Member, Bob Westbrook - Aye
District 6 Council Member, Brad Curtis - Aye
Mayor Don Warren- Aye

O-3 Request that the City Council consider adopting an Ordinance amending and updating fees and other applicable adjustments to Tyler City Code Chapter 6 relating to

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Buildings and Structures, Chapter 8 relating to Parks, Chapter 16 relating to Solid Waste Disposal Regulations, and Chapter 19 relating to Water and Sewer. (O-2022-87)

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

- O-4 Request that the City Council consider conducting the annual investment policy review and approval of an Ordinance amending Tyler City Code Chapter 2 adopting the investment policy. (O-2022-88)**

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

MISCELLANEOUS

- M-1 Request that the City Council consider authorizing the City Manager to execute a contract in the amount of \$472,500, with KSA Engineers, Inc., for the Golden Road Water Treatment Plant Filters 11 – 14 Rehabilitation Project.**

Motion by Councilmember Curtis; seconded by Councilmember McKellar; motion carried 7 - 0 & approved as presented.

- M-2 Request that the City Council consider authorizing the City Manager to execute a contract for the chemical root control service for the sanitary sewer collection system assets, TASB BuyBoard Contract #635-21, with Dukes Root Control, Inc. for \$123,135.98.**

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

- M-3 Request that the City Council consider authorizing the City Manager to enter into an agreement with MHS Planning & Design to prepare P.T. Cole Park design plans, in the amount of \$119,325**

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

- M-4 Request that the City Council consider authorizing the City Manager to award Bid No. 22-042 for Annual Price Agreements for City Parks for Specific Service and Repair to the primary, secondary and tertiary bidders in 13 categories.**

Motion by Mayor Pro Tem Wynne; seconded by Councilmember McKellar; 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.)

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- C-A-1 Request that the City Council consider authorizing the City Manager to purchase two (2) 6.5 cubic yard sand / salt spreaders and one (1) .7 cubic yard sand / salt spreader from Texas Municipal Equipment of Arlington for a total purchase price of \$58,628.26.
- C-A-2 Request that the City Council consider authorizing the City Manager to approve a reconciliation change order and the release of final retainage to W. M. Miller Construction Company, Inc. for the College Avenue Utility Improvements Project.
- C-A-3 Request that the City Council consider authorizing the City Manager to purchase two (2) 1.75 cubic yard cement mixers from Cart Away Concrete of McMinnville, Oregon for a total purchase price of \$95,400.00.
- C-A-4 Request that the City Council consider authorizing the City Manager to approve the purchase of a brush fire truck from Siddons Martin Buyboard quote # 651-21 for a purchase price of \$170,354.00.
- C-A-5 Request that the City Council consider authorizing the City Manager to approve the purchase of a mini excavator and trailer for the Streets Department from Holt Cat of Tyler Sourcewell contract # 298127-03 for a purchase price of \$70,000.00 for the mini excavator and \$13,125.00 for the trailer.
- C-A-6 Request that the City Council consider adopting a Resolution authorizing the filing of one (1) application with the East Texas Council of Governments (ETCOG) for a Regional Solid Waste Grant and authorizing the acceptance and use of any grant(s) if awarded, authorizing the acceptance of any increases in grant funding levels, and authorizing the Solid Waste Department to take all actions needed to receive and expend grant funds. (R-2022-27)
- C-A-7 Request that the City Council authorize the City Manager to purchase a trailer for the asphalt paver machine for the Street Department from Warren Truck and Trailer of Talco, Texas for \$35,575.00.
- C-A-8 Request that the City Council consider authorizing the City Manager to approve the agreements with various cooperative groups, whereby the City of Tyler can take full advantage of purchasing any and all items available through the cooperatives and to award the purchase of office supplies, furniture and copy paper, by utilizing multiple contracts, to Ables-Land Inc. through FirstChoice Coop, ODP Business Solutions through OMNIA, Staples through Sourcewell and purchase products from Amazon through the OMNIA coop for the fiscal year, October 1, 2022, thru September 30, 2023.
- C-A-9 Requested that the City Council consider approving the First Amendment to the Interlocal Agreement for Computer Support Services with the City of Whitehouse.
- C-A-10 Request that the City Council consider authorizing the City Manager to award an annual contract to Aqua Metric Sales Company for the purchase of water meters, transceiver units, and register units during Fiscal Year 2022-2023.

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- C-A-11** Request that the City Council consider authorizing the City Manager to award the purchase of Conbraco/Apollo Double Check Detector Assemblies for the water system to MacArthur Gauge, Incorporated during the Fiscal Year 2022-2023.
- C-A-12** Request that the City Council consider authorizing the City Manager to award the various annual price agreements to the vendors listed for DI Fittings, DI Pipe, Water Meter Boxes / Lids, and Water and Sewer New Install and Repair Products for the fiscal year beginning October 1, 2022.
- C-A-13** Request that the City Council consider authorizing the City Manager to declare Tyler Water Utilities and Traffic Sign Shop scrap brass, copper, water meters, ductile iron, cast iron and miscellaneous metals as surplus and extend Bid Number 20-067, to Tyler Iron & Metal Co. Inc. of Tyler, Texas for the fiscal year beginning October 1, 2022.
- C-A-14** Request that the City Council consider adoption of a Resolution for the acceptance of funding to complete the Entrance Revitalization Project at Lindsey Park as part of the 2020 Keep Texas Beautiful Governor's Community Achievement Award to be filed with the Texas Department of Transportation. **(R-2022-28)**
- C-A-15** Request that the City Council consider authorizing the City Manager to approve purchasing goods through Buy Board Cooperative, whereby the City of Tyler can take full advantage of purchasing any and all items available through these cooperatives. Also, request that the City Council consider authorizing the City Manager to purchase solid waste trucks from the purchasing cooperatives as selected.
- C-A-16** Request that the City Council consider authorizing the City Manager to purchase one (1) current year model International CV515 truck with a Curbtender 6yd refuse body from Price International for a purchase cost of \$132,512.00 for Solid Waste Residential.
- C-A-17** Request that the City Council consider reviewing and approving the Smith County 911 District Budget for the Fiscal Year beginning October 1, 2022, and ending September 30, 2023.

Motion by Councilmember Westbrook to approve the entire consent agenda; seconded by Councilmember McGee; motion carried 7 - 0 & items approved as presented.

CITY MANAGER'S REPORT

1. Sales Tax figures available from the Texas Comptrollers' website indicate our Sales Tax revenues to be deposited Monday, September 12, 2022, are \$4,716,198.62. This compares to revenues of \$4,485,365.38 for the same period last year. The actual increase for the month compared to same month last year was 5.15%. This compares to a statewide monthly average 11.75% increase in sales tax revenue collections for cities.
2. The Police Department was excited to have the opportunity to promote two officers on Friday. Congratulations to Assistant Chief Eddie Sheffield and Sergeant Lydia Thedford as they start the next chapter in their careers. We are looking forward to seeing the amazing things that they will accomplish.
3. Tyler Fire Department did participate in one of the recent Combat Challenge. And so, they put together a team this past weekend and brought home 11 medals. The members included Terry Hawkins, Patrick Mayo, Scott Dodgin, Jordan Richardson, and Joseph

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Mojica. Third place team individuals were Jordan, Scott, and Joseph, running for the first time. And so, Patrick made the lion's den. I don't know if he wanted to tell this here, but it was listed here. A 43-year-old with the time of 1.59. And so, Terry placed second over 50 in that category for tandem and veteran's relay, placing third. And so, we're proud of these guys representing Tyler Fire Department. They did an outstanding job out there for us.

City Council and staff sang "Happy Birthday" to Fire Chief David Coble.

ADJOURNMENT

Motion by Councilmember McGee to adjourn the meeting at 9:32 am; seconded by Councilmember McKellar; motion carried 7 – 0 & meeting adjourned.



DONALD P WARREN, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK

