

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
July 27, 2011**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, July 27, 2011 at 9:00 a.m. in the Council Chamber, City Hall, Tyler, Texas, with the following present:

Mayor:	Barbara Bass
Mayor Pro Tem:	Sam Mezayek
Councilmembers:	Martin Heines
	Donald Sanders
	Mark Whatley
	Ralph Caraway
	Jason Wright
City Manager:	Mark McDaniel
City Attorney:	Gary C. Landers
Deputy City Attorney:	Steve Kean
Main Street Director:	Beverly Abell
Development Services Engineer:	Michael Wilson
Director of Neighborhood Services:	Brenda Johnson
Chief Financial Officer:	Daniel Crawford
Chief Information Officer:	Benny Yazdanpanahi
City Engineer:	Carter Delleney
City Fire Chief:	Tim Johnson
Director of Planning and Zoning:	Barbara Holly
Housing Service Manager:	Andy Davis
Budget/Internal Auditor:	Keidric Trimble
Director of Utilities & Public Works:	Greg Morgan
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Wright.

MINUTES

Motion by Councilmember Caraway to approve the July 13, 2011 minutes; seconded by Councilmember Sanders; motion carried 7 - 0 & approved as presented.

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 RECOGNITION AWARDS

Request that the City Council consider accepting the “Distinguished Budget Presentation Award” for its Fiscal Year 2010-2011 Budget document from the Government Finance Officers Association of the United States and Canada.

Mayor Bass presented the Budget Committee with the “Distinguished Budget Presentation Award” for its Fiscal Year 2010-2011 Budget.


ZONING

- Z-1 APPLICATION C07-11-004 CECIL & DOROTHY TAYLOR (UNIMPROVED ALLEY)
Request that the City Council consider closing a portion of an unimproved alley.
(O-2011-55)**


Motion by Councilmember Heines to approve in accordance to presentation given by Barbara Holly, Director of Planning & Zoning; seconded by Councilmember Whatley; motion carried 7 - 0 & approved as amended.

- Z-2 APPLICATION S07-11-009 ROTONGER BURNS (504 McCAIN DRIVE)
Request that the City Council consider a special use permit renewal for a one-chair beauty salon on property zoned "R-1B", Single-Family Residential District. (O-2011-56)**


Motion by Councilmember Sanders; seconded by Councilmember Heines motion carried 7 - 0 & approved as presented.

-  **Z-3 APPLICATION COA07-11-012; 218 South Beverly (Oliverio Popoca)
Request that the City Council consider approval of a Certificate of Appropriateness for the proposed Rehabilitation of a substandard structure located at 218 South Beverly, Tyler, Texas.**

Motion by Councilmember Heines; seconded by Councilmember Wright; motion carried 7 - 0 & approved as presented.

-  **Z-4 APPLICATION COA07-11-013; 1006 East Erwin (Rebecca Williams)
Request that the City Council consider approval of a Certificate of Appropriateness for the proposed Rehabilitation of a substandard structure located at 1006 East Erwin, Tyler, Texas.**

Motion by Councilmember Heines; seconded by Councilmember Wright; motion carried 7 - 0 & approved as presented.

-  **Z-5 APPLICATION COA07-11-014 & COA07-11-015; 423 & 427 EAST FERGUSON (Page Family Investments)
Request that the City Council consider approval of two Certificates of Appropriateness for the proposed Rehabilitation of substandard structures located at 423 and 427 East Ferguson, Tyler, Texas.**

Motion by Councilmember Heines; seconded by Councilmember Wright; motion carried 7 - 0 & approved as presented.

- Z-6 APPLICATION Z07-11-042 OAK TREE ACADEMY (1525 EAST GRANDE BOULEVARD)
Request that the City Council consider changing the zoning from "AG", Agricultural District to "C-1", Light Commercial District. (O-2011-57)**

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

**Z-7 APPLICATION Z07-11-044 REI PROPERTIES (301 SOUTH SOUTHWEST LOOP 323)
Request that the City Council consider changing the zoning from "R-1A", Single-Family Residential District to "C-1", Light Commercial District. (O-2011-58)**

Motion by Councilmember Caraway; seconded by Councilmember Wright; motion carried 7 - 0 & approved as presented.

**Z-8 APPLICATION Z07-11-045 AMERICAN STATE BANK (917 EAST SOUTHEAST LOOP 323)
Request that the City Council consider changing the zoning from "R-1A", Single-Family Residential District to "PCD", Planned Commercial Development District, with site development plan approval. (O-2011-59)**

Motion by Councilmember Wright; seconded by Councilmember Caraway; motion carried 6 - 0; Councilman Whatley abstain; & approved as presented.

PRESENTATIONS

P-1 Request that the City Council considering receiving a presentation from the Neighborhood Services Department regarding the City's Neighborhood Empowerment Works (NEW) 2011 Spring Program in District No. 2, which is represented by Councilman Sanders.

Brenda Johnson, Director of Neighborhood Services - Showed a presentation concerning the City's Neighborhood Empowerment Works (NEW) 2011 Spring Program that took place in District No. 2.

PUBLIC HEARINGS

H-1 Request that the City Council consider conducting a public hearing and provide direction on the Community Development Block Grant (CDBG) and HOME Programs FY 2011-2012 Annual Plan.

Debbie Davenport, Andrew Center - Thanked the City Councilmembers and the Neighborhood Services Department for the funds to help the citizens that come into the Andrew Center for help.

MISCELLANEOUS

M-1 Request that the City Council consider adopting the One-Half Cent Sales Tax Corporation 2011-2012 Annual Work Program for capital improvement projects.

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Motion by Councilmember Heines; seconded by Councilmember Caraway; motion carried 7 - 0 & approved as presented.



M-2 Request that the City Council consider adopting the One-Half Cent Sales Tax Corporation 2011-2012 Annual Corporate Budget in conjunction with the 2011-2012 Annual Work Program.

Motion by Councilmember Heines; seconded by Councilmember Caraway; motion carried 7 - 0 & approved as presented.



M-3 Request that the City Council consider authorizing the City Manager to award the construction contract for the Fire Station 5 project, in the amount of \$1,711,000, to Watson Commercial Contractors of Tyler, Texas. ©

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

M-4 Request that City Council consider reviewing and accepting the Revenue and Expenditure Report for the quarter ending June 30, 2011.

Motion by Councilmember Heines; seconded by Councilmember Wright; 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 reviewing and accepting the Investment Report for the quarter ending June 30, 2011

C-A-2 Request that the City Council consider approving the upgrade and purchase of Self-Contained Breathing Apparatus (SCBA) in the total amount of \$100,912.08 from MES-TEXAS, through the Cooperative Purchasing Agreement with the City of Fort Worth to utilize Grant Funds.

C-A-3 Request that the City Council consider authorizing the City Manager to execute a contract with Document Solutions to replace the current Xerox machine located in City Hall. ©

Motion by Councilman Sanders to approve the entire consent agenda; seconded by Mayor Pro Tem Mezayek; motion carried 7-0 & approved as presented.

CITY MANAGER'S REPORT – No report

July 27, 2011

RECESS FOR EXECUTIVE SESSION – City Council convened into Executive Session at 10:01 am


-under section 551.087 “Economic Development” deliberation regarding the following:

Possible offer of financial or other incentive to a prospect and to consider financial and other information about that prospect/project with which the City is conducting economic development negotiations that could lead to a partnership in Tyler

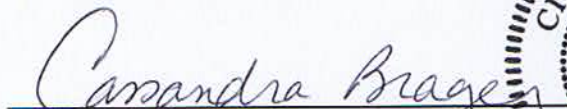
City Council reconvened from Executive Session at 10:06 am with no action taken.

ADJOURNMENT

City Council adjourned the meeting at 10:07 am.


BARBARA BASS, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK

