

**MINUTES OF THE  
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
October 12, 2011**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, September 28, 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 (**absent**)

City Manager: Mark McDaniel  
City Attorney: Gary C. Landers  
Deputy City Attorney: Steve Kean  
Human Resources Director: ReNissa Wade  
Development Services Engineer: Michael Wilson  
Neighborhood Services Manager: Brenda Johnson  
Chief Financial Officer: Daniel Crawford  
City Fire Chief: Tim Johnson  
City Police Chief: Gary Swindle  
Director of External Relations & Organizational Development: Susan Guthrie  
Director of Parks and Recreation: Stephanie Rollings  
Director of Planning and Zoning: Barbara Holly  
Director of Solid Waste: Dan Brotton  
Director of Vehicle Services: Russ Jackson  
Housing Service Manager: Andy Davis  
Budget/Internal Auditor: Keidric Trimble  
Transit Manager: Heather Nick  
Water Quality and Production Manager: Jimmie Johnson  
Director of Utilities & Public Works: Greg Morgan  
Traffic Engineer: Peter Eng  
City Clerk: Cassandra Brager

## **INVOCATION**

The Invocation was given by Councilmember Caraway.

## **MINUTES**

Motion by Councilmember Caraway to approve the September 28, 2011 minutes; seconded by Mayor Pro Tem Mezayek; motion carried 6 - 0 & approved as presented

## **EMPLOYEE AWARDS – RECOGNITIONS, SERVICE**

### **A-1 Service Awards**

We would like to recognize the following employees for their years of service and commitment to the City of Tyler. At this important milestone, we express our sincere appreciation for your dedication and for the special contribution they make to our organization. These employees represent over **46-years** of service with the City of Tyler.

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Retirees - Service Awards

DATE OF HIRE:	FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:	YEARS OF SERVICE:
9/28/1990	Tony	Vickers	Equipment Operator II	Storm Water Management	21

Service Awards

DATE OF HIRE:	FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:	YEARS OF SERVICE:
10/01/1986	Steve	Sharron	Assistant Police Chief IV	Police	25

**A-2 New Hires Recognitions**

The following employee(s) were hired by the City of Tyler during the month of September 2011. We would like to take this opportunity to welcome these new employee(s).

New Employees

FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:
Lindsey	Nipp	Emergency Management Administrative Assistant	Fire
Yolanda	Nelson	Certified Housing Specialist	Neighborhood Services
LaNiya	Roberson	FSS Homeownership Coordinator	Neighborhood Services
Michelle	Foster	Public Service Telecommunicator I	Police
Johnathan	Herndon	Public Service Telecommunicator I	Police
Elois	Williams-Richard	Data Management Specialist I	Police
Michael	Fyffe	Plant Operator I	Wastewater Treatment

**A-3 Blue Print Award**

Request that the City Council consider recognizing a City employee as the Blueprint Blue Ribbon Award winner for October 2011, for placing the highest premium on responsiveness to citizens' needs.

Steve Kean was presented with the Blueprint Blue Ribbon Award for October 2011, for placing the highest premium on responsiveness to citizens' needs.

**ZONING**

**Z-1 APPLICATION Z08-11-046 DAVID AND ELIZAMA CARRAZCO (1320 & 1326 EAST HOUSTON STREET)**

Request that the City Council Consider changing the zoning from "R-1B", Single-Family Residential District to "R-1D", Single-Family-Detached and Attached District. (O-2011-81)

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Motion by Councilmember Heines; seconded by Mayor Pro Tem Mezayek; motion carried 4 - 2 & approved as presented.

## **RESOLUTION**

**R-1 Request that the City Council consider adopting a Resolution appointing a City of Tyler representative to the Smith County Appraisal District Board of Directors. (R-2011-30)**

Motion by Councilmember Whatley to appoint John Regan; seconded by Councilmember Heines motion carried 6 - 0 & approved as presented.

**R-2 Request that the City Council consider adopting a Resolution approving the issuance of Tyler Health Facilities Development Corporation Bonds to finance and refinance certain projects for Trinity Mother Frances Hospital Regional Health Care Center. (R-2011-31)**

Motion by Mayor Pro Tem Mezayek; seconded by Councilmember Heines motion carried 6 - 0 & approved as presented.

## **ORDINANCE**

**O-1 Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapters 1 and 7 to provide the Tyler Municipal Court with civil jurisdiction relating to enforcement procedures for substandard structures and demolition, and mandating a judicial finding that a substandard structure is a public nuisance before demolition can occur. (O-2011-82)**

Motion by Councilmember Heines; seconded by Councilmember Sanders; motion carried 6 - 0 & approved as presented.

## **MISCELLANEOUS**

**M-1 Request the City Council consider authorizing the City Manager to execute contract documents for primary bank depository services with Southside Bank for a two-year period beginning January 1, 2012, to include three one-year optional extension periods.**

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Motion by Councilmember Heines; seconded by Mayor Pro Tem Mezayek; motion carried 6 - 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 authorizing the City Manager to execute a new five-year lease agreement with the Tyler Ski Club on Lake Tyler East. ©**

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**C-A-2 Request that the City Council consider authorizing the City Manager to purchase various fleet replacement vehicles from Buy Board Cooperative.**

**C-A-3 Request that the City Council consider authorizing the City Manager to award the various annual price agreements to the listed vendors from October 1, 2011 thru September 30, 2012.**

Motion by Councilmember Caraway; seconded by Mayor Pro Tem Mezayek; motion carried 6 - 0 & approved as presented.

**CITY MANAGER'S REPORT**

- 1. Voluntary water conservation is voluntary**
- 2. Record number of volunteers against crime out last night**
- 3. Regular CIP report update;**
  - a. Fire station #5 contract signed**
  - b. Cumberland Road**
  - c. Downtown parking study**
  - d. Asphalt Enhancement**
  - e. Adaptive traffic controls; status on West; E. Erwin conversion to 2 way, ready 10-24**
  - f. Downtown signal project, 13 of 14 in operation**
  - g. Quite Zone, UPRR returned contract to TxDot, so should get funding soon.**

**RECESS FOR EXECUTIVE SESSION** - Not held

**As allowed by the Texas Open Meetings Law, Chapter 551 of the Government Code, the City Council may consider the following:**

-under section 551.071 "Litigation" deliberation regarding the following:

1. Possible contemplated litigation involving Guinn Farms subdivision street conditions

Litigation is, by its nature, an on-going process, and questions may arise as to trial tactics, which need to be explained to the City Council. Upon occasion, the City Council may need information from the City Attorney as to the status of the pending or contemplated litigation subjects listed above.

**ADJOURNMENT**

Motion by Councilmember Whatley to adjourn the meeting at 9:47 am; seconded by Councilmember Caraway; motion carried 6 - 0 & meeting adjourned.

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**BARBARA BASS, MAYOR OF  
THE CITY OF TYLER, TEXAS**

**ATTEST:**



**CASSANDRA BRAGER, CITY CLERK**

