

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
February 12, 2014**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, February 12, 2014 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor: Barbara Bass
Mayor Pro Tem: Vacant
Councilmembers: Mark Whatley
Darryl Bowdre
Sam Mezayek
Edward Moore
John Nix

City Manager: Mark McDaniel
Asst. City Manager: Susan Guthrie
City Attorney: Deborah G. Pullum
Deputy City Attorney: Steve Kean
Airport Manager: Davis Dickson
Director for Innovation: Guillermo Garcia
Manager for Organizational Development: Kristi Boyett
Neighborhood Services Manager: Brenda Johnson
Chief Financial Officer: Keidric Trimble
Chief Information Officer: Benny Yazdanpanahi
City Engineer: Carter Delleney
City Fire Chief: Tim Johnson
Managing Director for Public Safety
& Police Chief: Gary Swindle
Director of Parks and Recreation: Stephanie Rollings
Director of Solid Waste: Russ Jackson
Vehicle/Equipment Services Manager: Leroy Sparrow
Senior Public Relations Specialist: Serena Butcher
Director of Planning: Heather Nick
Managing Director for Utilities/Public
Works and Utilities: Greg Morgan
City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Bowdre.

MINUTES

Motion by Councilmember Whatley to approve the January 22, 2014 minutes; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.

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ELECTIONS

Motion by Councilmember Mezayek to appoint Councilmember Darryl Bowdre; seconded by Councilmember Moore; motion carried 6 - 0 & approved as presented.

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 New Hires Recognitions

The following employees were hired by the City of Tyler during the month of January, 2014. We would like to take this opportunity to welcome these new employees.

New Employees

FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:
Lindsey	Jarrett	Grants Officer	Communications
Rachel	Parker	Accounting Technician	Finance
Laura	Hammers	Customer Service Representative	Water Business Office

PRESENTATIONS

P-1 Request that the City Council consider receiving a presentation from Fitzpatrick Architects regarding the design on the South Tyler Police Substation.

Brian Phillips, Fitzpatrick Architects – Gave a brief presentation on the design on the South Tyler Police Substation.

PUBLIC HEARINGS

H-1 Request that the City Council consider conducting a public hearing and adopting an Ordinance amending Tyler City Code Chapter 4 relating to a renewal of the Juvenile Curfew Ordinance. (O-2014-11)

Motion by Councilmember Whatley; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.

ORDINANCE

O-1 Request that the City Council consider adoption of an Ordinance approving appointments to the Boards of Directors of the Tax Increment Reinvestment Zone No. 2 (TIRZ No. 2), the Tax Increment Reinvestment Zone No. 3 (TIRZ No. 3), and the Tyler Redevelopment Authority. (O-2014-12)

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Motion by Mayor Pro Tem Bowdre to reappoint Councilmember Moore, Councilmember Mezayek, and Councilmember Whatley; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.

RECESS

CONVENE

**CITY OF TYLER JOINT MEETING OF THE BOARDS OF DIRECTORS
OF THE REINVESTMENT ZONE NUMBER TWO (#2),
REINVESTMENT ZONE NUMBER THREE (#3), and
TYLER REDEVELOPMENT AUTHORITY**

1. **Call to Order – Barbara Bass, Chair**
2. **Recognition of New and/or Re-appointed Board Members - Barbara Bass, Chair**
3. **Approve Board Minutes – Barbara Bass, Chair:**
 - a. **Approve TIRZ #2 Minutes for Jan. 23, 2013**
 - b. **Approve TIRZ #3 Minutes for Jan. 23, 2013**
 - c. **Approve TRA Minutes for Jan. 23, 2013**

Motion by Councilmember Whatley/ TIRZ,TRA board member; seconded by Councilmember Moore/TIRZ,TRA board member; motion carried 8 - 0 & approved as presented.

4. **Consider election of Vice Chair - Barbara Bass, Chair**
 - a. **Consider election of Vice Chair for TIRZ #2**
 - b. **Consider election of Vice Chair for TIRZ #3**
 - c. **Consider election of Vice Chair Tyler Redevelopment Authority**

Motion by Councilmember/TIRZ,TRA board member Whatley to reappoint Commissioner/TIRZ,TRA board member Hampton as Vice Chair; seconded by Mayor Pro Tem/ TIRZ,TRA board member Bowdre; motion carried 8 - 0 & approved as presented.

5. **Review and consider acceptance of TIRZ #2 and TIRZ #3 Annual Reports by the TIRZ 2, TIRZ 3 and Redevelopment Authority Boards, respectively and ratify submission to required entities – Staff Liaison Susan Guthrie, Assistant City Manager.**

Motion by Commissioner/TIRZ,TRA Board member Hampton; seconded by Councilmember/TIRZ,TRA board member Whatley; motion carried 8 - 0 & approved as presented.

6. **Adjourn. 9:21 am**

RECONVENE February 12, 2014 CITY COUNCIL MEETING

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MISCELLANEOUS

- M-1 Request that the City Council consider ratifying the submission of the Annual Reports for TIRZ No. 2 and TIRZ No. 3 to all other taxing entities and to the State of Texas Comptroller, as required by law.**

Motion by Councilmember Whatley; seconded by Councilmember Mezayek; motion carried 6 - 0 & approved as presented.

- M-2 Request that the City Council consider authorizing the City Manager to award the asbestos abatement bid and the demolition bid for the 815 W. Queen Street Demolition Project to the lowest bidders, Clean Air Remediation Services in the amount of \$27,250 and to Cactus in the amount of \$40,630 respectively.**

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

- M-3 Request that the City Council consider authorizing City staff to advertise for bids for the construction of the West Cumberland Road Extension construction project.**

Motion by Councilmember Mezayek; seconded by Councilmember Moore; motion carried 6 - 0 & approved as presented.

- M-4 Request that the City Council consider authorizing City staff to advertise for bids for the construction of the 2014 Asphalt Pavement Enhancement Program.**

Motion by Councilmember Whatley; seconded by Councilmember Moore; motion carried 6 - 0 & approved as presented.

- M-5 Request that the City Council consider authorizing City Staff to advertise for bids for the Lake Tyler Dam Repair project.**

Lynn Hitt – Gave a brief update on the Lake Tyler Dam repair project.

Motion by Councilmember Whatley; seconded by Councilmember Mezayek; motion carried 6 - 0 & approved as presented.

- M-6 Request that the City Council consider authorizing the City Manager to award Work Order #5 with Wisenbaker, Fix and Associates in an amount not to exceed \$1,613,500 for the Design Phase of the Runway 4-22 Reconstruction Project at Tyler Pounds Regional Airport, and recommending that the Half Cent Sales Tax Board authorize the ten percent local share in the amount of \$161,350.**

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

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M-7 Request that the City Council consider canceling the March 12, 2014 City Council meeting.

Motion by Councilmember Whatley; seconded by Councilmember 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 award a contract in the amount of \$529,000 to Hefner Roofing for the replacement of the old section roof on the Police Complex and the complete roof on the Rose Garden.

C-A-2 Request that the City Council consider authorizing the City Manager to execute a new airport food concessions lease with Gabi's Gourmet.

C-A-3 Request that the City Council consider awarding Bid No. 14-009 for a new Airport Grounds and Parks Maintenance Agreement to Integrity Tree Care and Landscaping and authorize the City Manager to execute the contract totaling \$151,583.17 annually, for a term of two (2) years.

C-A-4 Request that the City Council consider awarding Bid No. 13-047 for Grounds Maintenance Services to the low bidder Lawnmasters of Tyler, Texas, in the amount of \$30,900 annually and authorize the City Manager to execute the contract documents.

C-A-5 Request that the City Council consider authorizing the City Manager to sign and acknowledge a permanent right-of-way use agreement with Tyler Junior College for the placement of hot water and chill water lines across Magnolia Drive and Baxter Avenue in the City of Tyler right-of-way.

C-A-6 Request that the City Council consider ratifying staff action regarding a contract with Reliant Energy for the purchase of electricity beginning June 1, 2014 and extending through May 31, 2017.

C-A-7 Request that the City Council consider authorizing the City Manager to purchase vehicles, equipment, and parts from the various stated Purchasing Cooperative and sole source vendors from February, 2014 through February, 2015.

C-A-8 Request that the City Council consider authorizing the City Manager to award a construction contract for the Lake Tyler Retaining Wall Improvement project to Knight Erosion Control, in the amount of \$385,640.

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- C-A-9** Request that the City Council consider authorizing the City Manager to purchase various vehicles and equipment from Buy Board and lowest qualified bids received.
- C-A-10** Request that the City Council consider approving the 2013 Certified Property Tax Roll.
- C-A-11** Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the quarter ending December 31, 2013.
- C-A-12** Request that the City Council consider reviewing and accepting the Investment report for the quarter ending December 31, 2013.

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

CITY MANAGER'S REPORT

1. Update status on CIP report
2. Economic Development Building Committee – Welcome new committee member Councilmember Nix
3. Audit Committee –Welcome new committee member Mayor Pro Tem Bowdre
4. Thanked Stephanie and Davis on the good work and effort they did on the mowing contract.

RECESS FOR EXECUTIVE SESSION – City Council convened into executive session at 10:07 am

Executive Item No. 1:

Under Section 551.072 “Real Estate” deliberation regarding the following:

Discuss the purchase, exchange, sale, lease or value of real property, the public discussion of which would have a detrimental effect on the negotiating position of the City, related to the development of municipal facilities.

Executive Item No. 2:

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.

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

City Council reconvened from executive session at 10:30 am with no action taken.

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ADJOURNMENT

Motion by Councilmember Whatley to adjourn the meeting at 10:30 am; seconded by Councilmember Moore; motion carried 6 - 0 & meeting adjourned.

Barbara Bass

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

D. Paulson

ATTEST:

Cassandra Brager

CASSANDRA BRAGER, CITY CLERK

