

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
August 27, 2014**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 27, 2014 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor:	Martin Heines
Mayor Pro Tem:	Darryl Bowdre
Councilmembers:	Mark Whatley Sam Mezayek Edward Moore John Nix Don Warren
Interim City Manager:	Susan Guthrie
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Airport Manager:	Davis Dickson
Director for Innovation:	Guillermo Garcia
Managing Director for Administration:	ReNissa Wade
Chief Financial Officer:	Keidric Trimble
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
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Rev. Ted Henson of Marvin United Methodist Church.

MINUTES

Motion by Councilmember Mezayek to approve the August 13, 2014 minutes; seconded by Mayor Pro Tem Bowdre; motion carried 7 - 0 & approved as presented.

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 Request that the City Council consider accepting the “Distinguished Budget Presentation Award” for its Fiscal Year 2013-2014 Budget document from the Government Finance Officers Association of the United States and Canada.

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Keidric Trimble presented the City Council with the Distinguished Budget Presentation Award for the Fiscal Year 2013-2014 Budget.

ZONING

- Z-1 Z08-14-054 RM TROWBRIDGE JR (1904 SUNNYBROOK DRIVE)**
Request that the City Council consider approving a zone change from "RPO", Restricted Professional Office District, to "AR", Adaptive Reuse District. (O-2014-66)

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

- Z-2 Z08-14-055 AGUSTIN CORNELIO (1108 NORTH ENGLEWOOD AVENUE)**
Request that the City Council consider approving a zone change from "C-2", General Commercial District, to "R-1B", Single-Family Residential District. (O-2014-67)

Motion by Councilmember Whatley; seconded by Councilmember Warren; motion carried 7 - 0 & approved as presented.

- Z-3 Z08-14-056 JK GOODMAN PROPERTIES (518 WEST CHARNWOOD STREET)**
Request that the City Council consider approving a zone change from "R-MF", Multi-Family Residential District, to "R-1D", Single-Family Detached and Attached Residential District. (O-2014-68)

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

- Z-4 Z08-14-057 REED PROPERTY MANAGEMENT (1709, 2804 AND 2824 PINE CREST DRIVE) (O-2014-69)**
Request that the City Council consider approving a zone change from "R-1A", Single-Family Residential District, to "R-1D", Single-Family Detached and Attached Residential District.

Motion by Councilmember Warren; seconded by Councilmember Whatley; motion carried 7 - 0 & approved as presented.

- Z-5 Z08-14-058 ROGERS VENTURE ENTERPRISES (3006, 3012, 3018 AND 3024 SANTA ELENA DRIVE AND 3021 ALTA MIRA DRIVE)**
Request that the City Council consider approving a zone change from "R-1A", Single-Family Residential District, to "RPO", Restricted Professional Office District. (O-2014-70)

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

- Z-6 S08-14-014 LIVE AND KICKING WINNERS CIRCLE (1505 TEXAS COLLEGE ROAD)** Request that the City Council consider approving a Special Use Permit to allow



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for the use of a temporary structure as a meeting place for support groups for a one-year period of time. (O-2014-71)

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

**Z-7 Z08-14-061 PAUL HILDRETH (1136 EAST GRANDE BOULEVARD)
Request that the City Council consider approving a zone change from "AG", Agricultural District, to "C-1", Light Commercial District. (O-2014-72)**

Motion by Councilmember Nix; seconded by Councilmember Mezayek; motion carried 7 - 0 & approved as presented.

**Z-8 Z08-14-060 KPE TOWN OAKS TOWN HOMES (4001 OLD BULLARD ROAD)
Request that the City Council consider approving a zone change from "R-MF", Multi-Family Residential District, to "C-1", Light Commercial District. (O-2014-73)
*Councilmember Whatley abstained from voting and exited the Council chambers prior to discussion on item, and reentered following the vote.***

Motion by Councilmember Mezayek; seconded by Councilmember Nix; motion carried 6 - 0-1 & approved as presented.

**Z-9 F08-14-101 S.C. MAXWELL ADDITION, FINAL PLAT
Request that the City Council consider approving a plat for a three lot subdivision containing approximately 13.41 acres of land located west of the intersection of Old Noonday Road and State Highway 155 South, and a waiver of escrow for street improvements to County Road 1114.**

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

**Z-10 F08-14-102 LAKE PARK DUPLEXES, FINAL PLAT
Request that the City Council consider approving a plat for a 33 lot subdivision containing approximately 7.41 acres of land located at the northeast intersection of County Road 427 (Lake Park Drive) and State Highway 110, and a waiver of escrow for street improvements to County Road 427.**

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

PUBLIC HEARINGS

H-1 Request that the City Council consider conducting a public hearing for August 27 and September 10, 2014 on the proposed Fiscal Year 2014-2015 Annual Budget and on the proposed property tax rate of \$0.220000 per \$100 of taxable property value and consider taking action to adopt the proposed tax rate and Fiscal Year 2014-2015

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Annual Budget on September 24, 2014.

City Council received a presentation from Keidric Trimble, then went into a public hearing and received comments from citizens.

Larry Meckley, 401 Sutherland – Stated that he was against spending money on the downtown project and City Council should form a Tyler 21 Committee.

MISCELLANEOUS

M-1 Request that the City Council consider authorizing the Interim City Manager to approve a design contract in the amount of \$204,800.75 with Adams Engineering to provide design and construction phase services for TxDOT Transportation Enhancement Grant Sidewalk Project.

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

M-2 Request that the City Council review and consider approving the attached Smith County 9-1-1 District Budget for the Fiscal Year beginning October 1, 2014 and ending September 30, 2015.

Motion by Councilmember Whatley; seconded by Councilmember Nix; motion carried 7 - 0 & approved as presented.

M-3 Request that the City Council consider selecting an executive search firm and authorizing staff to negotiate a professional services contract with the selected firm and the Interim City Manager to execute said contract.

Motion by Councilmember Moore to approve SGR Search Firm as the executive search firm; seconded by Councilmember Whatley; 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.) *Councilmember Whatley abstained from voting and exited the Council chambers prior to the vote, and reentered following the vote.*

C-A-1 Request that the City Council consider authorizing the Interim City Manager to award a contract in the amount of \$25,500 to Davis Construction of Tyler, Texas for the construction of a 30' X 100' concrete slab.

C-A-2 Request that the City Council consider authorizing the Interim City Manager to purchase various vehicles and equipment from Buy Board, HGAC, TX SmartBuy, and lowest qualified bids received.

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C-A-3 Request that the City Council consider adopting a Resolution ratifying submission of an application for and accepting Federal Aviation Administration (FAA) Grant Funds totaling \$9,611,517 for Runway 4/22 Rehabilitation Construction and Engineering Design at Tyler Pounds Regional Airport. This resolution also accepts any grant amendments to increase the grant funding levels, as well as authorizing the City's match payment not to exceed ten percent for proposed grant projects. (R-2014-20)

C-A-4 Request that the City Council consider awarding bids for the reconstruction of three (3) single-family dwelling units with CDBG and HOME funds.

C-A-5 Request that the City Council consider adopting a Resolution declaring a used 1997 Pierce Freightliner Fire Truck to be surplus property, making specific findings of a public purpose and other findings, and authorizing the donation of said surplus fire truck to HOPE-Ignited, a non-profit organization. (R-2014-21)

Motion by Mayor Pro Tem Bowdre to approve the entire consent agenda; seconded by Councilmember Warren; motion carried 6-0 -1 & approved as presented.

Councilmember Whatley enters

INTERIM CITY MANAGER'S REPORT

1. Susan informed all the City Council members about the success of letting all the employees know about the budget.
2. Mayor Heines- Stated that City Council will have a special called meeting next Wednesday (September 3, 2014).

ADJOURNMENT

Motion by Councilmember Whatley to adjourn the meeting at 10:02 am; seconded by Councilmember Nix; motion carried 7 - 0 & approved as presented.


MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK, TEXAS

