

**MINUTES OF THE REGULAR CALLED MEETING OF  
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
January 24, 2024**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, January 24, 2024 at 9:00 a.m. in the City Council Chambers, 2<sup>nd</sup> floor of City Hall, Tyler, Texas, with the following present:

Mayor:	Don Warren
Mayor Pro Tem:	Brad Curtis
Councilmembers:	Stuart Hene
	Shirley McKellar
	Broderick McGee
	James Wynne
	Lloyd Nichols

City Manager:	Edward Broussard
Deputy City Manager:	Stephanie Franklin
Asst. City Manager:	Heather Nick
City Attorney:	Deborah G. Pullum
Senior Asst. City Attorney:	Alesha Buckner
Director of Organizational Development:	Regina Y. Moss
Airport Manager:	Stephen Thompson
Planning Director:	Kyle Kingma
Chief Financial Officer:	Keidric Trimble
City Fire Chief:	David Coble
City Librarian:	Ashley Taylor
Police Chief:	Jimmy Toler
City Engineer:	Darin Jennings
Director of Utilities:	Kate Dietz
Parks Director:	Leanne Robinette
City Clerk:	Cassandra Brager

**INVOCATION**

The Invocation was given by Councilmember Nichols.

**MINUTES**

Motion by Councilmember Wynne to approve the December 13, 2023 minutes; seconded by Mayor Pro Tem Curtis; motion carried 7 - 0 & approved as presented.

**AWARDS**

**A-1 Request that the City Council consider recognizing the following employees for their years of service and commitment to the City of Tyler. They represent 150 years of service with the City of Tyler.**

**Nicole Johnson, Municipal Court Administrator, 20 years of service  
Stephanie Smith, Senior PS Telecommunicator II, 25 years of service**

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James Seaton, Fire Battalion Chief II, 25 years of service  
Randy Lee, Fire Driver Engineer III, 25 years of service  
Michael Cox, Public Service Officer, 25 years of service  
Brent Hail, Fire Driver Engineer IV, 30 years of service

**ZONING**

**Z-1      ZA23-004 UNIFIED DEVELOPMENT CODE (20 YEAR CITY LIMITS)**  
Request that the City Council consider adoption of an Ordinance making an uncontestable finding that all territory included within the City of Tyler since December 31, 2003, is part of the City. (O-2024-12)

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

**Z-2      S23-009 MORALES LUIS & GUADALUPE (403, 405, 407 SOUTH VINE AVENUE AND 706, 708, 710, 712 WEST FRONT STREET)**  
Request that the City Council consider adoption of an Ordinance approving a Special Use Permit to allow for a major food truck park. (O-2024-13)

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

**Z-3      S23-010 MELANIE AND RICKEY ROBERTS (3200 GARDEN VALLEY ROAD)**  
Request that the City Council consider adoption of an Ordinance approving a Special Use Permit renewal for a daycare center. (O-2024-14)

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

**Z-4      Z23-045 GENECOV WEST MUD CREEK LLC (A 9.69 ACRE PORTION OF 8020 AND 8360 HOLLYTREE DRIVE)**  
Request that the City Council consider adoption of an Ordinance approving a zone change from "PMF", Planned Multi-Family Residential District, "C-1", Light Commercial District, and "PUR", Planned Unit Residential District to "PMXD-1", Planned Mixed-Use District 1 with written narrative, "PUR", Planned Unit Residential District with written narrative, and "C-1", Light Commercial District. (O-2024-15)

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

**Z-5      Z23-044 DENNIS WALKER (2602 SEATON STREET)**  
Request that the City Council consider adoption of an Ordinance approving a zone change from "C-2", General Commercial District, to "R-MF", Multi-Family Residential District. (O-2024-16)

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

- Z-6            Z23-040 JENKINS REGINALD (1520 WEST OAKWOOD STREET)**  
**Request that the City Council consider adoption of an Ordinance approving a zone change from “R-MF”, Multi-Family Residential District to “R-2”, Two-Family Residential District. (O-2024-17)**

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

**RESOLUTION**

- R-1            Request that the City Council consider adoption of a Resolution authorizing the filing of an application with the Texas Parks and Wildlife Department (TPWD) for a Recreational Trails Grant and authorizing the City Manager to take all actions needed to receive and expend grant funds. (R-2024-3)**

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

- R-2            Request that the City Council consider adoption of a Resolution authorizing submission of an application by the Tyler Fire Department for and acceptance of grant funding through the Office of the Texas Governor’s (OOG) Homeland Security Grant Division (HSGD) and for grant funding through the State Homeland Security Program (SHSP), as managed by the East Texas Council of Governments, to be used to support programs and projects aimed at maintaining and/or enhancing the City of Tyler’s emergency preparedness and response capabilities. (R-2024-4)**

Motion by Councilmember Hene; seconded by Councilmember Wynne; motion carried 7 - 0 & approved as presented.

**ORDINANCE**

- O-1            Request that the City Council consider adoption of an Ordinance amending Tyler City Code Chapter 3, Civil Service Classification Plan by amending the Civil Service Classification Plan and number of authorized Civil Service positions for Fiscal Year 2023-2024. (O-2024-18)**

Motion by Councilmember McGee; seconded by Councilmember McKellar; 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 \$143,100, with KSA Engineers, Inc., for the Decommissioning**

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of Wells 2, 4, and 5 and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt. (R-2024-5)

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

**M-2** Request that the City Council consider authorizing the City Manager to execute a professional services contract in the amount of \$99,910.00, with Halff Associates, Inc., for the Water Conservation and Drought Contingency Plan Report project and adopt a Resolution reserving the right to reimburse expenditures with proceeds of future debt. (R-2024-6)

Motion by Mayor Pro Tem Curtis; 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.)

**C-A-1** Request that the City Council consider authorizing the application and acceptance of grant funding from the Office of the Governor, Public Safety Office – Criminal Justice Division, in the amount not to exceed \$99,475.28, for the purchase of protective ballistic shields. (R-2024-7)

**C-A-2** Request that the City Council consider adoption of a Resolution authorizing the application and acceptance of grant funding for the Police Department from the Office of the Governor, Homeland Security Grants Division, in the amount not to exceed \$66,800, for the purchase of equipment intended to support local preparedness for law enforcement terrorism prevention activities. (R-2024-8)

**C-A-3** Request that the City Council consider authorizing the City Manager, on behalf of the Tyler Police Department, to seek funding from the Department of Justice through the Edward Byrne Memorial Justice Assistance Grant (JAG), FY2025 in the amount of \$47,925.02 to fund the purchase of PANASONIC Toughbook 55 laptops with adaptors. (R-2024-9)

**C-A-4** Request that the City Council consider authorizing the City Manager to execute the proposal with Hi-Lite Airfield Services, LLC under the Sourcwell Contract # 110122-HLA in the amount of \$63,219.50 for repainting the surface painted markings on Taxiways Foxtrot and Kilo at Tyler Pounds Regional Airport.

**C-A-5** Request that the City Council consider amending and updating Tyler City Code Chapter 12 for adjustments to the office space rental rate fee for on-site car rentals at Tyler Pounds Regional Airport. (O-2024-19)

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Motion by Mayor Pro Tem Curtis to approve the entire consent agenda; seconded by Councilmember Wynne; motion carried 7 - 0 & approved as presented.

### **CITY MANAGER'S REPORT**

1. Construction has begun at Lindsey Park at the Entrance Improvement Project. We have concrete demolition and some site work already done. The project assembly is scheduled to be completed by March 2024. Before construction to Lindsey Park, we removed the existing granite signage per the contract specifications to salvage the material if possible. Unfortunately, it could not be salvaged due to the materials used during the original installation.
2. Also, as we talked about parks a little bit, the City of Tyler Urban Forestry Division hosted the 14th Annual Tyler Arbor Day Celebration on Saturday, January 13th. A total of 70 trees with over 40 different species were planted across Pollard Park and Golden Road Park with the help of many volunteers. Celebrating Arbor Day is a way to observe, appreciate, and plant trees in our community to provide a better future for generations to come. In addition to the benefits from the trees, part of holding the Tree City USA designation is holding an annual Arbor Day celebration. We hope everyone had a great time and enjoyed the nice weather. It actually was nice weather right before it got cold. Thank you to the Mayor and the Council Members who were able to attend the event. Only a couple of water lines were broken. But it was a great time and we appreciate it. Future generations will be benefiting from those trees that you planted.
3. Next, we just had a major event. We talked about what a nice weather it was that Saturday morning. Saturday afternoon and evening, it got cold. We had a major snow/ice event last week. I just wanted to give our kudos to our City staff. Public safety components for our police and fire and dispatch handled it very well. Our communication went very well. For us Texans, it's still difficult to drive on those roads. I'm sure for Minnesotans and Wisconsinites, it's relatively easy. People did take it easy on the streets. We did not have that many accidents. For our Streets Department, they put down 82,500 pounds of de-icer continuously 24-7 during that event, to make it to where we had quite a bit of reduction of accidents. For vehicles and people out there. Water Utilities were pretty stable. They had six water main breaks that they were able to take care of on the spot. They did a great job on that. We go from an ice event to, this week, a flooding event. We have been preparing for this. Our Streets, again, my kudos go out to the Stormwater Department for monitoring tree crossings and checking those to make sure there are no blockages routinely so that the water continues to flow. We've actually done some major work by Christus Children Mother Frances near Dawson Street. Typically, during something like this, you're going to have flooding come out very quickly. But because of a lot of the work they did this past summer, it has been flowing without the water getting out of the banks. Our Fire Department has worked with the Texas Task Force Rescue Squad to make sure they're staged in Tyler and Smith County, if needed, as the flooding event continues.

Mayor Warren - I also want to applaud the City staff. Usually, when we have these events, there's people that get upset, agitated and frustrated. It really is nice to see everything run smooth. Thank you, City staff. Thank you for everyone.

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**ADJOURNMENT**

Motion by Councilmember McKellar to adjourn the meeting at 9:29 am; seconded by Councilmember McGee; motion carried 7 - 0 & approved as presented.



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

**ATTEST:**



**CASSANDRA BRAGER, CITY CLERK**

