

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
October 8, 2019**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Tuesday, October 8, 2019 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor: Martin Heines (absent)
Mayor Pro Tem: Bob Westbrook
Councilmembers: Linda Sellers
Don Warren
Broderick McGee
Shirley McKellar
Criss Sudduth

City Manager: Edward Broussard
City Attorney: Deborah G. Pullum
Deputy City Attorney: Steve Kean
Sr. Assistant City Attorney: Sharon Roberts
Assistant City Attorney: Regina Moss
Managing Director of Administrative Services/HR: ReNissa Wade
Manager for Organizational Development:
Chief Financial Officer: Keidric Trimble
Chief Information Officer: Benny Yazdanpanahi
Police Chief: Jimmy Toler
Managing Director of Culture, Recreation and
Tourism Services: Stephanie Franklin
Director of Solid Waste & Transit Services: Russ Jackson
Managing Director of Planning &
Economic Development: Heather Nick
Water Business Office Manager: Jim Yanker
City Engineer: Lisa Crossman
Director of Utilities: Jimmie Johnson
City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Sudduth.

AWARDS

A-1 Request that the City Council consider recognizing a City employee as the Blueprint Blue Ribbon Award winner, for placing the highest premium on responsiveness to citizens' needs.

Gary Smith was recognized as the Blueprint Blue Ribbon Award winner, for placing the highest premium on responsiveness to citizens' needs.

ZONING

- Z-1 PD19-024 HPIII TYLER LLC (8389 AND 8591 SOUTH BROADWAY AVENUE) Request that the City Council consider approving a zone change from “PMXD-1”, Planned Mixed-Use District-1 to “PMXD-2”, Planned Mixed-Use District-2 with a site plan and a “PMXD-1”, Planned Mixed-Use District-1 site plan amendment. (O-2019-84)**

Motion by Councilmember Sudduth; seconded by Councilmember Sellers; motion carried 6 - 0 & approved as presented.

- Z-2 Z19-029 CITY OF TYLER (801 WEST GENTRY PARKWAY) Request that the City Council consider approving a zone change from “R-MF”, Multi-Family Residential District to “R-1D”, Single-Family Attached and Detached Residential District. (O-2019-85)**

Motion by Councilmember McKellar; seconded by Councilmember Warren; motion carried 6 - 0 & approved as presented.

- Z-3 Z19-024 RODRIGUEZ SALVADOR AND CATALINA (2426 HORN AVENUE) Request that the City Council consider approving a zone change from “M-2”, General Industrial District to “R-1D”, Single-Family Attached and Detached Residential District. (O-2019- 86)**

Motion by Councilmember McGee; seconded by Councilmember Sellers; motion carried 6 - 0 & approved as presented.

ORDINANCE

- O-1 ZA19-002 UNIFIED DEVELOPMENT CODE (BIANNUAL REVIEW) Request that the City Council consider approving an ordinance amending the Unified Development Code in Tyler City Code Chapter 10 by amending regulations related to zoning districts, uses, definitions and other minor clarifications. (O-2019-87)**

Motion by Councilmember Warren; seconded by Councilmember Sellers; motion carried 6 - 0 & approved as presented.

- O-2 Request that the City Council consider adoption of an Ordinance amending Tyler City Code Chapter 3, Civil Service Classification Plan and number of authorized Civil Service positions for Fiscal Year 2019-20, and amending provisions related to Seniority Pay. (O-2019-88)**

Motion by Councilmember McGee; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

- O-3 Request that the City Council consider adoption of an Ordinance amending Tyler City Code Chapter 3, Civil Service Other Compensation; Fitness Incentive Pay. (O-2019-89)**

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Motion by Councilmember McKellar; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

- O-4 Request that the City Council consider the adoption of an order authorizing the sale of City of Tyler, Water and Sewer System Revenue Bonds, Series 2019 and authorize the City Manager and Chief Financial Officer to execute necessary documents. (O-2019-90)**

Motion by Councilmember Warren; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

RESOLUTION

- R-1 Request that the City Council consider adopting a resolution to authorize the application for and acceptance of Federal Transit Administration (FTA) 5307 Grant Funds in the amount of \$1,846,444 for the purpose of providing public transportation for the City of Tyler and section 5339 Bus and Bus Facilities Grant in the amount of \$239,899 along with the acceptance of \$59,975 in Transportation Development Credits (TDC). This resolution also accepts any grant amendments and additional TDC's to increase the grant funding levels and reduce the local match requirements. (R-2019-49)**

Tim Russell (Sunnybrook Drive) – Spoke in favor of the item, and challenged the Council members to ride the City's public transportation system whenever possible. Mr. Russell mentioned that frequency of route pickups is something he would like the Council to consider when reviewing its public transportation system upgrades.

Motion by Councilmember Sudduth; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

MISCELLANEOUS

- M-1 Request that the City Council consider awarding bid number 19-030 related to Administrative Services Only (ASO) and Fully Insured for Medical, Dental, PPO Network and COBRA/HIPAA Services, Short Term Disability and Retiree Billing to HealthFirst in the amount of \$342,000, Telemedicine services to Teledoc in the amount of \$47,412 and to Delta Dental for dental services in the amount of \$28,071.**

Motion by Councilmember Warren; seconded by Councilmember Sellers; motion carried 6 - 0 & approved as presented.

- M-2 Request that the City Council consider awarding bid number 19-031 related to Pharmacy Benefit Management Services to CerpassRx (Previously Healthcare Highways Rx).**

Motion by Councilmember Sellers; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

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- M-3 Request that the City Council consider authorizing the City Manager to execute a contract with C.T. Brannon Corporation for the Flat Rock Drainage Improvement project in the amount of \$52,040, pending authorization of the Half Cent Sales Tax Board.**

Motion by Councilmember McGee; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

- M-4 Request that the City Council consider authorizing the City Manager to execute a contract with Schaumburg & Polk, Inc. for the design, construction management and construction inspection of the College Avenue Drainage Improvement project in the amount of \$150,810 pending authorization of the Half Cent Sales Tax Board.**

Motion by Councilmember Sellers; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

- M-5 Request that the City Council consider authorizing the City Manager to execute a contract with Schaumburg & Polk, Inc. for the design, construction management and construction inspection of the Arbor Oaks Channel Repair project in the amount of \$185,400, pending authorization of the Half Cent Sales Tax Board.**

Motion by Councilmember Warren; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

- M-6 Request that the City Council consider authorizing the City Manager to approve Change Order No. 3, in the amount of \$248,000.00, to Gracon Construction, Inc. for the Golden Road Water Treatment Plant Backwash Pump Station and Clearwell Baffle project.**

Motion by Councilmember Sellers; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

- M-7 Request that the City Council authorize the City Manager to sign a Public Highway At-Grade Crossing Agreement with the Union Pacific Railroad Company for constructing sidewalk and lighting improvements within Union Pacific Railroad right-of-way.**

Motion by Councilmember McKellar; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

- M-8 Request that the City Council consider authorizing the City Manager to waive fees for field rentals for Texas College at Woldert Park and Tyler ISD for Faulkner Park per City Ordinance.**

Motion by Councilmember Sellers; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

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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 adopting an updated Resolution approving the continued participation in the Texas State Department of Information Resources (DIR) Program and General Services Commission Local Government Purchasing Program. Also request that the City Council consider authorizing the City Manager renew several annual leases and to utilize various vendors as sole source for parts and service for technology equipment including computers, software, and telephones for FY 2019-2020. (R-2019-50)

- C-A-2** Request that the City Council consider authorizing the City Manager to sign a Multiple Use Agreement between the City of Tyler and Christus Trinity Mother Frances Healthcare System for the construction, operation and maintenance of overhead pedestrian walkways across Houston Street and Dawson Street.

- C-A-3** Request that the City Council consider authorizing the City Manager to approve a Reconciliation Change Order in the amount of \$79,305.22 and the release of final retainage to Reynolds and Kay Ltd. for the Sunnybrook Drive Structure Replacement Project, pending authorization of the Half Cent Sales Tax Board.

- C-A-4** Request that the City Council consider cancelling the regularly scheduled City Council meetings of November 27, 2019 and December 25, 2019.

- C-A-5** Request that the City Council reject all bids for the Repair and Replace manhole package, bid number 19-036.

Motion by Councilmember McGee; seconded by Councilmember Sudduth; motion carried 6 - 0 & approved as presented.

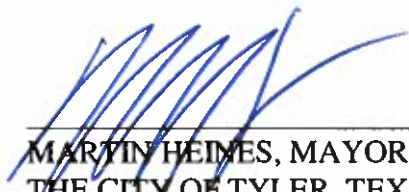
CITY MANAGER'S REPORT

1. City Fest was a success and approximately 20,000 guests gathered downtown for the festivities.
2. Tonight the Fire Department will have the Turn Tyler Pink event on the Square from 5 p.m. to 7 p.m.
3. The Rose Festival kickoff will be Thursday, October 17th, and also on that date the Rose Garden National Registrar to Historic Places ceremony will take place on the patio of the Rose Garden starting at 2 p.m.

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ADJOURNMENT

Motion by Councilmember Warren 10:28 a.m.; seconded by Councilmember Sudduth;
motion carried 6 - 0 & approved as presented.



MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

