

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
July 11, 2018**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, July 11, 2018 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: Linda Sellers
Councilmembers: Don Warren
Broderick McGee
Ed Moore
John Nix (**absent**)
Bob Westbrook

City Manager: Edward Broussard
Deputy City Attorney: Steve Kean
Sr. Assistant City Attorney: Sharon Roberts
Assistant City Attorney: Regina Moss
Airport Manager: Davis Dickson
Managing Director of Administrative Services/HR: ReNissa Wade
City Fire Chief: David Coble
Director of Neighborhood Services: Raynesha Hudnell
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
Managing Director of Utilities and Public Works: Scott Taylor
City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Warren.

MINUTES

Motion by Councilmember Moore to approve the May 23, 2018 and June 13, 2018 minutes; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

ZONING



Z-1 PD18-014 SEMPER PARTNERS LLC (527 WEST ERWIN STREET) Request that the City Council Consider approving a "PMXD-2", Planned Mixed Use District final site plan amendment. (O-2018-54)

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

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ORDINANCE

- O-1 Request that the City Council consider adopting an Ordinance approving the Family Self-Sufficiency and Housing Choice Voucher Program's FY 2018-2019 Annual Plans. (O-2018-55) (O-2018-56)**

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



- O-2 Request that the City Council consider adoption of an ordinance updating and renewing the Airline Incentive provisions in Tyler City Code Chapter 12, to allow promotional incentives for any new or incumbent 14 CFR Part 121 Airline that agree to initiate additional or enhanced air service from Tyler Pounds Regional Airport. (O-2018-57)**

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

MISCELLANEOUS

- M-1 Request that the City Council consider accepting a donation in the amount of \$54,000, on behalf of the East Texas Communities Foundation from Robert and Beth Faulkner, for the installation of a double elephant swing set and four picnic tables with shade structures, at Faulkner Park.**

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

- M-2 Request that the City Council consider accepting a presentation regarding the current state of Health Benefits from the City's benefits consultant McGriff, Seibels and Williams for the first quarter of the 2018 policy year and take action with regards to any health insurance plan design changes.**

Lance Pendley of McGriff, Seibels and Williams- Gave a presentation regarding the Health benefits.

Motion to table item for 30 days by Mayor Pro Tem Sellers; seconded by Councilmember Moore; motion carried 6 - 0 to table the item for 30 days.

- M-3 Request that the City Council consider receiving a presentation of the Streets and Drainage Capital Improvement Projects Program and consider opening for public review the Half Cent Sales Tax 2018-2019 Annual Work Program in conjunction with the 2018-2019 Corporate Budget.**

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

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- M-4 Request that the City Council consider ratifying staff action approving a Reconciliation Change Order and releasing final payment, including retainage, in the amount of \$103,492.05 to Solid Bridge Construction, LLC for the Ashmore Drainage Channel Improvements project.**

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

- M-5 Request that the City Council consider authorizing the City Manager to award the construction contract for the 2018 Asphalt Enhancement Program to the lowest bidder, Reynolds & Kay, Limited, in the amount of \$4,292,993.10**

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

- M-6 Request that the City Council consider authorizing the City Manager to execute Amendment No. 2 for Work Order No. 9 with Wisenbaker, Fix and Associates, in an amount not to exceed \$41,300.00 to increase final design phase services from \$61,200.00 to \$102,500.00 for the design of the Instrument Landing System Relocation to Runway 4/22 Rehabilitation Project at Tyler Pounds Regional Airport.**

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

- M-7 Request that the City Council consider authorizing the City Manager to execute Change Order No. 1 with SpawGlass Civil Construction, Inc. increasing the total contract amount by \$69,064.80, for the 2017 Runway 4-22 Rehabilitation Project 4 at Tyler Pounds Regional Airport.**

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

Mayor exits

- M-8 Request that the City Council authorize the City Manager to sign the application for the 2018 Better Utilizing Investments to Leverage Development "BUILD" Grant.**

Motion by Councilmember Warren; seconded by Councilmember Moore; motion carried 5 - 0 - 1 & approved as presented.

Mayor enters



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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 authorizing the City Manager to award Rivers Recycling as the primary vendor for the Annual Price Agreement for a Material Recovery Facility to Accept City of Tyler Single Stream Recycling as per Bid 18-032.

- C-A-2** Request that the City Council consider declaring two (2) used Chevrolet Tahoe Police K9 units with accessories as surplus property, and also consider approving an interlocal agreement authorizing the sale of such surplus property to Lindale ISD Police Department (Lindale ISD PD) for \$17,500.

- C-A-3** Request that the City Council consider authorizing the City Manager to execute Work Order No. 8, in the amount of \$84,650, to Schaumburg & Polk, Inc. for construction phase services during construction of the Bascom Road 12-inch Water Line project.

- C-A-4** Request that the City Council consider authorizing the City Manager to execute an Easement and Right of Way agreement with Oncor to install new electrical lines across City-owned property at Lake Tyler.

- C-A-5** Request that the City Council consider ratifying staff action in approving two Personal Services Contracts with Charles H. Samson, III for design and management of City of Tyler capital improvement projects in the amount of \$34,500 and consider authorizing the City Manager to execute a new Personal Services Contract with Charles H. Samson, III in the amount of \$50,000.

- C-A-6** Request that the City Council to consider authorizing the City Manager to sign a "Letter of Engagement for Professional Audit Services" with Gollob Morgan Peddy PC to perform the Fiscal Year 2017-2018 Annual Audit for a total combined maximum fee including all out of pocket expenses not to exceed \$103,000.

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

CITY MANGER'S REPORT

- 1. The 4th of July celebration at Lindsey Park was a success.
- 2. Police Department "Lip Sync" video went viral.
- 3. CIP report update handed out.

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EXECUTIVE SESSION

Executive Item No. 1:

Under Texas Government Code Section 551.071 "Real Estate" deliberation regarding the following:

1. Discuss the purchase, exchange, 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 and encouragement of private investment. Discuss and consider amendment of the current purchase contract for approximately 49,876 square feet of property on Erwin Street.

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

Motion by Councilmember McGee to amend the current purchase agreement for sale of property at Erwin. Developer to pay difference in price originally intended for green space, which involved a discount in the amount of approximately \$9,147.60; seconded by Councilmember Warren; motion carried 6 - 0 & approved as presented.

ADJOURNMENT

Motion by Councilmember Westbrook to adjourn the meeting at 10:58 am; seconded by Councilmember Warren; motion carried 6 - 0 & meeting adjourned.



MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

