

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
August 9, 2017**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 9, 2017 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:	Don Warren (absent)
Councilmembers:	Linda Sellers Darryl Bowdre Ed Moore John Nix Bob Westbrook
City Manager:	Edward Broussard
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Sr. Assistant City Attorney:	Sharon Roberts
Managing Director of Administrative Services/HR:	ReNissa Wade
Manager for Organizational Development:	Kristi Boyett
Chief Financial Officer:	Keidric Trimble
City Fire Chief:	David Coble
Code Enforcement Manager:	Chris Lennon
Director of Neighborhood Services:	Raynesha Hudnell
Police Chief:	Jimmy Toler
Managing Director of Culture, Recreation and Tourism Services:	Stephanie Rollings
Municipal Court Administrator:	Nicole Johnson
Director of Solid Waste & Transit Services:	Russ Jackson
Managing Director of Planning & Economic Development:	Heather Nick
Water Business Office Manager:	Jim Yanker
Managing Director of Utilities and Public Works:	Gordon Mayer
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Bowdre.

PRESENTATIONS

- P-1 Request that Council:**
- 1) Consider receiving a presentation of the Fiscal Year 2017-2018 Proposed Budget;**
 - 2) Consider voting to place proposals to adopt an ad valorem tax rate and adopt the final fiscal year 2017-2018 budget as action items for the September 13, 2017 City Council meeting; and**

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- 3) Consider voting to schedule public hearings on the proposed property tax rate and the proposed budget on the agendas for the August 23 and August 30, 2017(Special Called) City Council Meetings.

City Manager, Edward Broussard, gave a presentation of the Fiscal Year 2017-2018 Proposed Budget.

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

HEARINGS

- H-1 Request that the City Council conduct the second public hearing and adopt the attached Ordinance approving the Proposed Fiscal Year 2017-2018 Community Development Block Grant (CDBG) and HOME Budget and Annual Plan. (O-2017-68).**

City Council convened from City Council meeting at 9:59 am and opened up the public hearing. No one spoke during the hearing

Sharon Roberts, Assistant City Attorney – Gave a brief presentation concerning the Notice of Public Hearing and Request for Citizen Input, which was published to inform the public of the estimated allocation of Community Development Block Grant (CDBG) and HOME funds, for use by the City of Tyler for Fiscal Year 2017-2018, and to solicit citizen and neighborhood input on the proposed Fiscal Year 2017-2018 Annual Plan. The public notice included a contingency clause per U.S. Department of Housing and Urban Development (HUD) Notice CPD-16-18 and 24 CFR Part 91 allowing the City to proportionally increase or decrease each proposed program/activity budget after actual allocations are announced.

The total Fiscal Year 2017-2018 estimated allocation from HUD for the CDBG Program is \$773,058, and the total Fiscal Year 2017-2018 estimated allocation for the HOME Program is \$283,501. Both programs total \$1,056,559.

City Council reconvened from budget hearing and convened back into the City Council meeting at 10:00 am.

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

MISCELLANEOUS

Item M-1 tabled from last meeting.

- M-1 Request that the City Council consider approving a request from Republic Services to increase the Greenwood Farms Landfill posted gate rate from \$8.25 per cubic yard to \$9.75 per cubic yard and changing the gate rate from cubic yards to the effective tonnage rate of \$32.00 per ton. Also request that the City Council consider amending**

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the contract to allow the City to receive 12 percent in royalties for all revenue received in the Landfill from Republic Services, and also allow for the City to charge a \$5.00 Access Fee for each invoiced customer that will be passed through, 100 percent, to the City of Tyler.

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

- M-2 Request that the City Council consider authorizing the City Manager to dissolve the current Lease Agreement with the Society for Prevention of Cruelty to Animals (SPCA) of East Texas and enter into a Second Amended Contract.**

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

- M-3 Request that the City Council consider authorizing the City Manager to execute Work Order No. 7, in the amount of \$112,000, with Schaumburg & Polk, Inc for the Bascom Road 12-inch Water Line project, and to approve a resolution reserving the right to reimburse expenditures with proceeds of future debt.**

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

- M-4 Request that the City Council accept a donation received from the East Texas Communities Foundation (ETCF) in the amount of \$116,470.00 for the sole purchase and installation of four (4) new elephant play spin-around pyramids with deck playground equipment for Faulkner Park, Fun Forest Park, Pollard Park, and Woldert Park.**

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

- M-5 Request that the City Council consider authorizing the City Manager to purchase four (4) new elephant play spin-around pyramids with deck playground equipment through May Recreation Equipment and Design, LP, a BuyBoard vendor, in the amount of \$116,470.00, to be installed in Faulkner Park, Fun Forest Park, Pollard Park, and Woldert Park.**

Russ Jackson, Director of Solid Waste & Transit Services – Stated that the City of Tyler Parks and Recreation Department (PARC) received a donation in the 2016/2017 Fiscal Year Budget to purchase four (4) elephant play spin-around pyramids with deck playground equipment. This donation was initiated from Mr. Bob Faulkner, who routed his donation of \$116,470.00 through the ETCF, for the sole purchase of four (4) new elephant play spin-around pyramids with deck to be installed at Faulkner Park, Fun Forest Park, Pollard Park, and Woldert Park. The purchase of the merry-go-round park equipment will be through a BuyBoard vendor, May Recreation Equipment and Design, LP, at a total cost of \$116,470.00

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Mr. Kyle Penney, East Texas Communities Foundation – Presented the City Council with a check in the amount of 116,470.00.

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

M-6 Request that the City Council approve the purchase of property located at 523 West 32nd Street and authorize the City Manager to execute all necessary agreements for said purchase.

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

M-7 Request that the City Council approve the City Manager's appointment of a Presiding Municipal Court Judge. Also, request that the City Council approve the appointment of two Alternate Judges by the Presiding Judge.

Motion by Councilmember Sellers to appoint Amy McCullough as the Presiding Municipal Court Judge; seconded by Councilmember Nix; 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 sign a Contract and Letter of Engagement for Internal Audit Services with Prothro, Wilhelmi & Company, P.L.L.C. to perform the Fiscal Years 2017-2019 Internal Audits.

C-A-2 Request that the City Council consider ratifying expenditures, in the amount of \$231,709.58, for all work performed on the emergency repair of a 42-inch sanitary sewer main on Loop 323 at Texas College Road.

C-A-3 Request that the City Council consider authorizing the City Manager to execute Work Order No. 8, in the amount of \$85,000 with Elledge Engineering Corporation for the Lake Tyler Retaining Wall Repair project, and to approve a resolution reserving the right to reimburse expenditures with proceeds of future debt. (R-2017-26)

C-A-4 Request that the City Council consider ratifying staff action authorizing Change Order No. 1, in the amount of \$38,150.00, and ratify payment in the amount of \$83,100.50, to Insituform Technologies, LLC for all work performed on the emergency repair of a sanitary sewer line between Manorway Street and Cecil Avenue.

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

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CITY MANAGER'S REPORT

1. New Personnel coming into the Neighborhood Services Department – Raynesha Hudnall, Neighborhood Services Department Director and Prentice Butler, CDBG Home Manager. Also thanked Sharon Roberts for her hard work and leadership.
2. Jimmy Toler – working on recruiting police officer opportunities with Tyler Together.
3. Headwall project at TJC is ongoing and hopefully will be completed before students arrive.
4. CIP report handed out.

City Council convened into executive session at 10:31 am

Executive Item No. 1:

Under Tex. Gov't Code 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.

City Council reconvened from executive session at 10:47 am with no action.

ADJOURNMENT

Motion by Councilmember Bowdre to adjourn the meeting at 10:47 am; seconded by Councilmember Moore; motion carried 6 - 0 & meeting adjourned.



MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

