

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
August 23, 2017**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 23, 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
Councilmembers:	Linda Sellers (absent)
	Darryl Bowdre
	Ed Moore
	John Nix
	Bob Westbrook
City Manager:	Edward Broussard
City Attorney:	Deborah G. Pullum
Sr. Assistant City Attorney:	Sharon Roberts
Managing Director of Administrative Services/HR:	ReNissa Wade
Airport Manager:	Davis Dickson
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
City Engineer:	Carter Delleney
City Fire Chief:	David Coble
Director of Neighborhood Services:	Raynesha Hudnell
Police Chief:	Jimmy Toler
Managing Director of Culture, Recreation and Tourism Services:	Stephanie Rollings
Director of Utilities:	Lisa Crossman
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Bowdre.

MINUTES

Consider approval of the Minutes of the Regular Called Meeting of the City Council of the City of Tyler, Texas on July 12, 2017.

Motion by Councilmember Westbrook to approve the minutes of the July 12, 2017 meeting; seconded by Councilmember Nix; motion carried 6 - 0 & approved as presented.

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 We would like to recognize the following employees for their years of service and commitment to the City of Tyler. At this important milestone, we express our sincere appreciation for your dedication and for the special contribution you make to our organization. They represent 65 years of service with the City of Tyler.

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Service Awards

Date of Hire	First Name	Last Name	Title	Department	Years of Service
8/11/1997	Stephen	Black	Police Officer X	Police	20
8/11/1997	Peter	Damron	Plant Mechanic II	Water	20
8/20/1992	Shanon	Hays	Public Service Officer	Police	25

PRESENTATION

P-1 Request that the City Council consider accepting the “Gold Star Affiliate” award from Keep Texas Beautiful.

Angela Cardoza, Keep Tyler Beautiful Coordinator - Keep Tyler Beautiful (KTyB) has been part of our community for over 22 years and strives to make a difference in our community each and every year by working to educate and encourage citizens to actively participate in improving the sustainability of the City of Tyler.

KTyB is proud to be supported and affiliated on a national level by Keep America Beautiful and on a state level by Keep Texas Beautiful. Keep Texas Beautiful awards qualified affiliates each year based on their efforts in three different categories: Good Standing, Silver Star Affiliate and Gold Star Affiliate. This year, during the Keep Texas Beautiful statewide conference in San Antonio, KTyB was awarded its 11th consecutive Gold Star Affiliate Award for the board’s continuous efforts in beautification, litter reduction, maintaining positive partnerships with local organizations, educating our youth, and strong participation in events.

P-2 Request that the City Council consider receiving a presentation of the 10-Year Capital Improvements Program for next fiscal year.

Carter Delleney, City Engineer and Lisa Crossman, Utilities Engineer –Stated that the City of Tyler maintains a comprehensive Capital Improvements Program (CIP) that identifies capital needs for various departments within the City and provides a planning schedule for the next ten years.

Larry Meckley, 401 Sutherland – Spoke concerning the parks in Tyler.

Mayor Pro Tem Warren – Stated that \$250,000 was going toward Hillside Park later this year, and new playground equipment that has been donated by Bob Faulkner will be scattered around town.

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Mayor Heines – Stated that the Legacy Trail program is the largest trail expansion in the history of this community.

Councilmember Nix – Stated that Southside Park moved way up the list this year.

HEARING

H-1 **Request that the City Council consider conducting a public hearing for August 23 and August 30, 2017 on the proposed Fiscal Year 2017-2018 Annual Budget and on the proposed property tax rate of \$0.240000 per \$100 of taxable property value and consider taking action to adopt the proposed tax rate and Fiscal Year 2017-2018 Annual Budget on September 13, 2017.**

City Manager, Edward Broussard - Gave a presentation on the proposed Fiscal Year 2017-2018 Annual Budget and on the proposed property tax rate of \$0.240000 per \$100 of taxable property value.

Chuck Boyce, President of the Fraternal Order of Police – Wanted to thank the City Council for walking him through the process.

Larry Meckley, 401 Sutherland – Spoke against the budget and asked City Council to shut down the Innovation Pipeline and the Downtown Investment Zone.

Caroline Sanchez 413 Dublin Ave. – Opposed items in the budget.

Van Jordan, 6226 Huntington Drive – Opposed the City of Tyler proposed increased athletic field rental fees for 2018.

Shane Hurley, 1807 Picadilly Pl. – Little League of Tyler(Golden Rd.) – Opposed to the increased field rental fees.

Dennis Combs, 3301 Shady Cove – Little League at Faulkner Park - Opposed to the increased field rental fees.

Randy Hill, 3612 Colgate Ave. – Stated that this will have a negative impact on our community and he was against the proposed increase.

Kyle O'Spain, 13682 Victory Lane – Spoke against the increased field rental fees.

Jeremy Bernard, 22740 CR 431, FC Dallas East Texas – Stated that he was here proposing a community partnership to relieve a financial burden to the City to maintain Lindsey Park.

City Council recessed from 11:50 am to 11:55 am.

ZONING



- Z-1 ZA17-001 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 relating to use regulations, development standards, environmental regulations, historic preservation and definitions. (O-2017-69)**

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

- Z-2 Z17-018 SOUTHSIDE BANK (6019 SOUTH BROADWAY AVENUE) Request that the City Council consider approving a zone change from "PMXD-1", Planned Mixed-Use District to "C-1", Light Commercial District. (O-2017-70)**

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

- Z-3 Z17-019 CASTAGNO PROPERTIES (2011 SOUTH BECKHAM AVENUE) Request that the City Council consider approving a zone change from "AR", Adaptive Reuse District to "RPO", Restricted Professional Office District. (O-2017-71)**

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



- Z-4 Z17-020 ROBERT MCKENZIE (1416 NORTH TENNEHA AVENUE) Request that the City Council consider approving a zone change from "R-2", Two-Family Residential District to "R-1B", Single-Family Residential District. (O-2017-72)**

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

- Z-5 Z17-016 RODRIGO LOPEZ (4930 OLD JACKSONVILLE HIGHWAY) Request that the City Council consider approving a zone change from "R-1A" Single-Family Residential District to "RPO", Restricted Professional Office District. (O-2017-73)**

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

- Z-6 F17-078 MAGNOLIA PARK ADDITION, FINAL PLAT Request that the City Council consider approving a three lot subdivision containing approximately 17.40 acres of land located east of the northeast intersection of County Road 178 and County Road 185 and a waiver of escrow of street improvements to County Road 185 in the amount of \$12,703.**

Motion by Councilmember Bowdre; seconded by Councilmember Nix; motion carried 6 -

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0 & approved as presented.

- Z-7 F17-079 WIGGINS ADDITION, FINAL PLAT** Request that the City Council consider approving a three lot subdivision containing approximately 6.43 acres of land located north of the northeast intersection of County Road 429 and Farm-To-Market Road 3271 and a waiver of escrow of street improvements to County Road 429 in the amount of \$26,459.

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



- Z-8 APPLICATION MSP17-001 CITY OF TYLER** Request that the City Council consider approving a Master Street Plan Amendment to update proposed street configurations around the Whitehouse Independent School District (ISD) school to be constructed on County Road 2191 and adding a proposed collector street south of Toll 49 that would connect South Broadway Avenue to Paluxy Drive.

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

MISCELLANEOUS

Councilmember Bowdre exit

- M-1** Request that the City Council consider accepting the donation of seventy-five (75) boxes of Evzio Naloxone HCI Injectors valued at \$300,000.00 from the Kaleo Pharmaceutical Company for the Tyler Police Department.

Motion by Councilmember Nix; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

- M-2** Request that the City Council consider approving a tax abatement agreement with Estes McClure & Associates, Inc. and authorize the City Manager to sign all documents necessary to implement the tax abatement agreement. (pulled from agenda)

- M-3** Request that the City Council consider authorizing the City Manager to execute Work Order No. 1, in the amount of \$235,300, with KSA Engineers, Inc. for the Golden Road Water Treatment Plant Filters 5 – 8 Rehabilitation and Caustic Feed System project and to approve a resolution reserving the right to reimburse expenditures with proceeds of future debt.

Motion by Councilmember Westbrook; seconded by Councilmember Nix; motion carried 5 - 0 & approved as presented.

- M-4** Request that the City Council consider authorizing the City Manager to execute an agreement through the BuyBoard with Insituform Technologies, LLC, in the amount of \$1,079,828.49 for sanitary sewer system cleaning and inspection services.

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Motion by Councilmember Moore; seconded by Mayor Pro Tem Warren; motion carried 5 - 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 execute a contract with Solid Bridge Construction, LLC to construct the Sunnybrook Headwall Improvements in an amount not to exceed \$44,629.00.
- C-A-2** Request that the City Council consider authorizing the City Manager to execute Work Order No. 1, in the amount of \$68,000, with KSA Engineers, Inc. for the Well 12 Ground Storage Tank Rehabilitation project and to approve a resolution reserving the right to reimburse expenditures with proceeds of future debt.
- C-A-3** Request that the City Council consider authorizing the City Manager to renew the two (2) year Inter-local Agreement between Tyler Junior College and the City of Tyler Fire Department, for their use of the Tyler Fire Training Facility, to conduct two Fire Academies on an annual basis.
- C-A-4** Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending June 30, 2017.
- C-A-5** Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the quarter ending June 30, 2017.

Motion by Councilmember Westbrook; seconded by Mayor Pro Tem Warren; motion carried 5 - 0 & approved as presented.

BOARD APPOINTMENTS

- B-1** Request that the City Council consider making appointments and reappointments to various City Boards.

AIRPORT ADVISORY BOARD

Motion by Councilmember Nix to reappoint Joshua Ebright, John Barber Jr. and James Wynne and to appoint Robert Campbell, III and to appoint Lindsey Birdsong as Chair; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

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ANIMAL CARE ADVISORY BOARD

Motion by Mayor Pro Tem Warren to reappoint Mary Ann Clifford, Marjorie Ream and to appoint Mallory Mazarakes; seconded by Councilmember Sellers; motion carried 5- 0 & approved as presented.

BOARD OF ADJUSTMENTS & CIVIL SERVICE COMMISSION

Motion by Councilmember Nix to postpone appointing members to Board of Adjustments and Civil Service Commission board; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

CONSTRUCTION BOARD OF ADJUSTMENTS AND APPEALS

Motion by Councilmember Nix to reappoint Jason Vorste, Jion Dietz and to appoint John McKinney; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

DISABILITY ISSUES REVIEW BOARD

Motion by Councilmember Nix to postpone appointing members to the Disability Issues Review Board; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

HALF CENT SALES TAX BOARD

Motion by Councilmember Bowdre to reappoint Ralph Caraway; seconded by Mayor Pro Tem Warren; motion carried 5 - 0 & approved as presented.

HEALTH FACILITIES DEVELOPMENT CORPORATION BOARD OF DIRECTORS

Motion by Councilmember Nix to postpone appointing members to Health Facilities Development Corporation Board of Directors; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

HISTORICAL PRESERVATION BOARD

Motion by Councilmember Nix to reappoint Dewayne Manning and Laura Jackson and also to appoint Laura Jackson as Chair; also to appoint Tamera Jinks until 2018 and to appoint Andy Moers until 2019 to the Historical Preservation Board; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

INDUSTRIAL DEVELOPMENT CORPORATION BOARD

Motion by Mayor Pro Tem Warren to appoint Steve Wiggs, JoAnn Hampton, Edward Thompson, Claude Henry, Charles Hill and Barham Fulmer; seconded by Councilmember Moore; motion carried 5 - 0 & approved as presented.

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KEEP TYLER BEAUTIFUL BOARD

Motion by Mayor Pro Tem Warren to reappoint Shannon Franzen and make Chair as well, also to reappoint Lisa Williams, John Muller, Frank Barat and Daniel Gomez. Also, to appoint Tiffany Damskov, Susan Wells and Joseph Spire; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

LIBRARY BOARD

Motion by Councilmember Westbrook to reappoint Sharon Gullett and also to appoint Sharon as Chair and to reappoint Brenda McWilliams. Also, to appoint Alana Perdue to the Library Board; seconded by Councilmember Nix; motion carried 5 - 0 & approved as presented.

NEIGHBORHOOD REVITALIZATION BOARD

Motion by Councilmember Westbrook to appoint Vicki Jackson; seconded by Mayor Pro Tem Warren; motion carried 5 - 0 & approved as presented.

NORTHEAST TEXAS PUBLIC HEALTH DISTRICT

Motion by Councilmember Westbrook to appoint Kimberly Ashley; seconded by Councilmember Nix; motion carried 5- 0 & approved as presented.

PARKS BOARD

Motion by Councilmember Nix to reappoint Karen Christie, Justin Fenley, Jason Humphries, Charles Ainsworth and to appoint Wes Agnew; seconded by Councilmember Moore; motion carried 5 - 0 & approved as presented.

PLANNING & ZONING BOARD

Motion by Councilmember Nix to reappoint Felicity Reedy; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

Motion by Mayor Pro Tem Warren to appoint Jimmy Reed; seconded by Councilmember Nix; motion carried 5-0 & approved as presented.

Motion by Councilmember Moore to appoint Pamela Phoenix; seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

TRAFFIC SAFETY BOARD

Motion by Councilmember Nix to reappoint Philip Matthews and also appoint Philip Matthews as Chair; Motion by Councilmember Westbrook seconded by Councilmember Westbrook; motion carried 5 - 0 & approved as presented.

CITY MANAGER'S REPORT

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ADJOURNMENT

Motion by Councilmember Nix to adjourn the meeting at 1:16 pm; seconded by Councilmember Westbrook; motion carried 5 - 0 & meeting adjourned.



MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS

ATTEST:



CASSANDRA BRAGER, CITY CLERK

