

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
October 11, 2017**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, October 11, 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
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
Assistant City Attorney: Regina Moss
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 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: Scott Taylor
Traffic Engineer: Peter Eng
City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Bowdre.

AWARDS

A-1 Request that the City Council consider accepting the 2017 Texas Outstanding Arbor Day Celebration Award.

A-2 Request that the City Council consider accepting the "Certificate of Achievement Award for Excellence in Financial Reporting" from the Government Finance Officers Association of the United States and Canada for the City of Tyler's Fiscal Year 2015-



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2016 Comprehensive Annual Financial Report.

- A-3 Request that the City Council consider accepting the “Distinguished Budget Presentation Award” for its Fiscal Year 2016-2017 Budget document from the Government Finance Officers Association of the United States and Canada.**


ZONING

- Z-1 Z17-023 LINDA ALTIER (1527 EAST 5TH STREET) Request that the City Council consider approving a zone change from “RPO”, Restricted Professional Office District and “R-1A”, Single-Family Residential District to “C-1”, Light Commercial District. (O-2017-87)**

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

- Z-2 Z17-027 CASTAGNO PROPERTIES (2001 SOUTH BECKHAM AVENUE) Request that the City Council consider approving a zone change from “R-1B”, Single-Family Residential District to “AR”, Adaptive Reuse District. (O-2017-88)**


Motion by Councilmember Nix; seconded by Councilmember Sellers; motion carried 7 - 0 & approved as presented.

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- Z-3 Z17-032 JEAN ROSS (3409 OLD NOONDAY ROAD) Request that the City Council consider approving a zone change from “PMF”, Planned Multi-Family Residential District to “R-1A”, Single-Family Residential District. (O-2017-89)**

Motion by Councilmember Bowdre; seconded by Councilmember Moore; motion carried 7 - 0 & approved as presented.


ORDINANCE

Mayor Heines exits

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- O-1 Request that the City Council consider adoption of an ordinance amending Tyler City Code Chapter 17 by amending and updating the parking provisions and fees related to the Fair Plaza Parking Garage, and establishing fees for advertising therein. (O-2017-90) Mayor Heines exit**

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

Mayor Heines enters

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- O-2 Request that the City Council consider adoption of an ordinance accepting a Texas Department of Transportation (TxDOT) Routine Airport Maintenance Program (RAMP) Grant totaling \$50,000 for general maintenance programs at Tyler Pounds**

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Regional Airport and amending the FY 2017-2018 Airport Budget to provide the funding for the City's local share. (O-2017-91)

Motion by Councilmember Westbrook; seconded by Councilmember Moore; motion carried 7 - 0 & approved as presented.

MISCELLANEOUS

M-7 Request that the City Council consider acceptance of the 2016 SAFER Grant in the amount of \$1,581,128.00 to hire 12 additional Firefighters and request that the City Council authorize the creation of 12 new Firefighter positions.

Chief Coble – Stated that the City of Tyler Fire Department applied for the 2016 Staffing for Adequate Fire and Emergency Response (SAFER) Grant through the Federal Emergency Management Agency to hire 12 additional Firefighters. The grant application was approved in the amount of \$1,581,128.00. The City of Tyler Fire Department currently has 156 authorized Firefighter positions. Accepting this grant would require the City Council to authorize the creation of 12 new positions and take the current total to 168 Firefighter positions.

This is a matching grant that is awarded for three years. The City's match will be 25 percent for Years 1 and 2 and 65 percent for Year 3. The award amounts are as follows:

	<u>1st 12 Month Period</u>	<u>2nd 12 Month Period</u>	<u>3rd 12 Month Period</u>
Total Cost	\$854,654	\$854,654	\$854,664
Federal Share	\$640,998	\$640,998	\$299,132
City Match	\$213,666	\$213,666	\$555,532

The Performance Period for this grant is January 21, 2018 to January 21, 2021.

Justin Dominy, Tyler's Firemen's Association – Spoke in favor of the SAFER Grant.

Bob Brewer, 1800 De Charles – Spoke against the SAFER Grant.

Mayor and City Councilmembers – Thanked Chief Coble and all of the Firefighters for their hard work and then each Councilmember gave their concerns why they could not support the acceptance of this grant.

Motion by Councilmember Bowdre not to accept the SAFER Grant; seconded by Councilmember Nix; motion denied 7 - 0.

M-1 Request that the City Council consider approving Northeast Texas Public Health District Proposed FY 2017-2018 District Operating Budget.

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

M-2 Request that the City Council consider authorizing the City Manager to extend the lease agreement with the Northeast Texas Public Health District (NET Health) for the operation of the Center for Healthy Living to be located at 2815 Frankston Highway (Old Fire Station #5) for another two (2) years.

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Motion by Councilmember Moore; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

- M-3 Request that the City Council consider authorizing the City Manager to approve a Reconciliation Change Order and the release of final payment in the amount of \$85,416.70 to Gracon Construction, Inc. for the Southside Wastewater Treatment Plant Sludge Dewatering Facility project.**

Motion by Councilmember Nix; seconded by Councilmember Sellers; motion carried 7 - 0 & approved as presented.

- M-4 Request that the City Council consider ratifying the expenditure of \$204,000 to Alfa Laval Inc. Houston, Texas, for the rental of a belt filter press at the Southside Wastewater Treatment Plant.**

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

Mayor Heines exits

- M-5 Request that the City Council consider approving an Information Systems Facilities Management Interlocal Agreement for Computer Support Services with the City of Jacksonville.**

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

Mayor enters

- M-6 Request that the City Council consider authorizing the City Manager to utilize Half-Cent Sales Tax funds and Keep Tyler Beautiful funds for the design and construction of Hillside Park Renovations Phase I in exchange for the use of 2017 CDBG funds towards the design of Fire Station 1.**

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

- M-7 Request that the City Council consider acceptance of the 2016 SAFER Grant in the amount of \$1,581,128.00 to hire 12 additional Firefighters and request that the City Council authorize the creation of 12 new Firefighter positions.**

Motion by Councilmember Bowdre; seconded by Councilmember Nix; motion carried 7 - 0 & approved as presented.

- M-8 Request that the City Council consider canceling the November 22, 2017 and December 27, 2017 City Council meetings.**

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Motion by Councilmember Bowdre; seconded by Councilmember Westbrook; 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 adoption of 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 and authorizing the City Manager to renew several annual leases for technology equipment including computers, software, and telephones from approved vendors previously obtained through this program for FY 2017-2018. (R-2017-41)



C-A-2 Request that the City Council consider adopting a Resolution authorizing the City Manager to execute a multiple use agreement with the Northeast Texas Regional Mobility Authority (NET RMA) for a public bike lane and walkway, identified as Legacy Trails, on the NET RMA highway right-of-way at FM 2493 and Toll 49. (R-2017-42)

C-A-3 Request that the City Council consider declaring eight used Phillips Heart Start Automated External Defibrillators (AED) as surplus property, and also consider approving an Interlocal Agreement authorizing donation of such surplus equipment to the Gallatin Volunteer Fire Department (1), the Slocum Volunteer Fire Department (2), and to the Guatemala Fire Department (5).

C-A-4 Request that the City Council consider authorizing the City Manager to approve a Reconciliation Change Order and the release of final payment in the amount of \$32,171.57 to Crown Civil Construction for the Hillcreek Road Erosion Control project.

C-A-5 Request that the City Council consider authorizing the City Manager to execute Work Order No. 2 for additional engineering work, in the amount of \$10,000, with KSA Engineers, Inc. for the Cumberland Ground Storage Tank Rehabilitation project and to approve a resolution reserving the right to reimburse expenditures with proceeds of future debt.

Motion by Councilmember Bowdre; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

BOARD APPOINTMENTS

B-1 Request that the City Council consider making appointments to the Disability Issues Review Board, Neighborhood Revitalization Board, Tyler Health Facilities Development Corporation Board and the Library Board.

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Motion by Councilmember Nix to reappoint Laura Mattheis and appoint Juanita Fletcher and Amanda Storer to the Disability Issues Review Board; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

Motion by Councilmember Bowdre to appoint Sheila Austin to the Library Board; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

Motion by Mayor Pro Tem Warren to reappoint John Barnett and appoint Kevin Hard to the Neighborhood Revitalization Board; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

Motion by Councilmember Westbrook to reappoint Mark Walling and appoint Karen Dickerson, Price Simmons and Jason Sobel to the Tyler Health Facilities Development Corporation Board; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

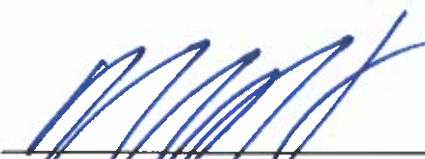
Motion by Councilmember Sellers to reappoint Jeff Buie to District 1, Half Cent Sales Tax Board; seconded by Councilmember Nix; motion carried 7 - 0 & approved as presented.

CITY MANAGER'S REPORT

1. Number of pedestrian accidents as the time changes so please be aware of your surroundings as you travel.

ADJOURNMENT

Motion by Councilmember Nix to adjourn the meeting at 11:11 am; seconded by Mayor Pro Tem Warren; motion carried 7- 0 & meeting adjourned.



**MARTIN HEINES, MAYOR OF
THE CITY OF TYLER, TEXAS**

ATTEST:



CASSANDRA BRAGER, CITY CLERK

