

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
August 12, 2015**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 12, 2015 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:	Edward Moore
Councilmembers:	Mark Whatley Linda Sellers Darryl Bowdre John Nix Don Warren
City Manager:	Edward Broussard
Asst. City Manager:	Susan Guthrie
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Airport Manager:	Davis Dickson
Manager for Organizational Development:	Kristi Boyett
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
City Engineer:	Carter Delleney
Managing Director for Public Safety & Police Chief:	Gary Swindle
Director of Solid Waste:	Russ Jackson
Vehicle/Equipment Services Manager:	Leroy Sparrow
Director of Planning:	Heather Nick
Water Business Office Manager:	Jim Yanker
Managing Director for Utilities/Public Works and Utilities:	Greg Morgan
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Glenn Jones, Green Acres Baptist Church

MINUTES

Motion by Councilmember Nix to approve the July 22, 2015 minutes; seconded by Councilmember Whatley; motion carried 7 - 0 & approved as presented.

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 New Hires Recognitions

The following employees were hired by the City of Tyler during the month of July and the first week of August 2015. The City Council took this opportunity to welcome these new employees.

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New Employees

FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:
David	Gibson	Building Inspector	Building Services
David	Lawhorn	Advanced IT Specialist II	IT
JoAnn	Cuevas	Custodian	Parks
Jason	Querry	Groundskeeper	Parks
Nicholas	Martin	PS Telecommunicator II	Police
Lyn	Monreal	Public Service Officer	Police
Jason	Winston	Equipment Mechanic I	VES
Christopher	Freney	Laborer – Westside	Waste Treatment
George	Wilmert	Plant Operator II	Water Systems
Sterling	Jones	Plant Laborer	Water Treatment

ZONING

Z-1 A01-15-003 TRACTOR SUPPLY (13641 HIGHWAY 110 SOUTH)

Request that the City Council consider adopting an ordinance providing for the voluntary annexation of Lots 1 and 2 of the JW Subdivision and a 0.02 acre portion of State Highway 110. The proposed annexation area consists of approximately 5.58 acres of land lying adjacent to the present boundary limits of the City of Tyler located northeast of the intersection of East Grande Boulevard and Highway 110 South also consider approving:

- A. The new boundary of the City Limits.
- B. The new boundary of the Extraterritorial Jurisdiction.
- C. The new boundary of the City Council District #5.
- D. Original zoning of 3.38 acres of "C-2", General Commercial District and 2.18 acres of "AG", Agricultural District. (O-2015-79)

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

Z-2 S07-15-012 GRUPO TKMAX LLC (2820 FRANKSTON HIGHWAY)

Request that the City Council consider approving a Special Use Permit to allow for the construction of a telecommunications tower. (O-2015-80)

Peter Kavanagh, 1620 Handley Drive, Dallas, Texas – Applicant answered questions concerning the reception from the tower. Other cellular providers will be able to house their services on the tower.

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

PRESENTATIONS

P-1 Request that Council: 1) Consider receiving a presentation of the Fiscal Year 2015-2016 Proposed Budget; 2) Consider voting to place proposals to adopt the property tax rate of \$.220000 cents and adopt the final fiscal year 2015-2016 budget as action items for the September 22, 2014 City Council meeting; and 3) Consider voting to schedule public hearings on the proposed property tax rate and the proposed budget on the agendas for the August 26 and September 9, 2015 regular City Council Meetings.

City Manager, Ed Broussard – Gave a brief presentation of the Fiscal Year 2015 – 2016 proposed budget.

J. Lacie, 2506 Marilyn – Stated that she was very disappointed that the City of Tyler is not able to keep up with the kind of technology that other cities use in their Libraries. Ms. Lacie also stated that she believes the IT Department's response to the needs of the Library has been very slow.

Motion by Councilmember Whatley to place proposals to adopt the property tax rate of \$.220000 cents and adopt the final fiscal year 2015-2016 budget as action items for the September 22, 2015 City Council meeting; seconded by Councilmember Warren; motion carried 7 - 0 & approved as presented.

Motion by Councilmember Whatley to schedule public hearings on the proposed property tax rate and the proposed budget hearings on the agendas for the August 26 and September 9, 2015 regular City Council Meetings.; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented..

ORDINANCE

O-1 Request that the City Council consider approving an Ordinance adopting the Community Development Block Grant (CDBG) and HOME Programs FY 2015-2016 Annual Plan and the 2015-2019 Five-Year Consolidated Plan. (O-2015-81)

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

O-2 Request that the City Council consider delegating authority to the City Manager or to the Chief Financial Officer to approve a Bank Qualified refunding and new money bond issue of up to \$9,000,000. The bonds will refund a portion of the Water and Sewer System Series 2005 and issue additional \$6,140,000 in new bonds to cover Texas Commission on Environmental Quality mandated project pursuant to certain parameters. (O-2015-82)

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

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- O-3 Request that the City Council consider delegating authority to the City Manager or to the Chief Financial Officer to approve a Non-Bank Qualified refunding money bond issue of up to \$22,300,000. The bonds will refund a portion of the Water and Sewer System Series 2005 pursuant to certain parameters. (O-2015-83)**

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

MISCELLANEOUS

- M-1 Request that the City Council consider changing the regular City Council Meeting date of September 23, 2015 to Tuesday, September 22, 2015.**

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

- C-A-1 Request that City Council consider authorizing the City Manager to award the service contract for citywide Filter Change Services to East Texas Filter Service in the amount of \$84,456.00 over the next three (3) years.**

- C-A-2 Request that the City Council consider ratifying staff action to award the construction contract for the Whiteside Road Culvert Replacement to the low bidder, Crown Civil Construction, in the amount of \$225,515.**

Motion by Councilmember Whatley to approve C-A-1 and C-A-2; seconded by Councilmember Nix; 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-3 Request that the City Council consider authorizing the City Manager to sign and acknowledge a permanent right-of-way use agreement with Pollard Memorial United Methodist Church for the purpose of installing and maintaining an electronic message sign in the City of Tyler right-of-way.**

- C-A-4 Request that the City Council consider authorizing the City Manager to apply for and accept funding for the ninth year under the Comprehensive Traffic Enforcement Grant Program administered by the Texas Department of Transportation.**

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C-A-5 Request that the City Council consider authorizing the City Manager to apply for and accept funding up to \$100,000 from Smith County 9-1-1 District for the purchase of a dispatch recording system to be used in the Tyler Police Dispatch Center for dispatch operations.

C-A-6 Request that the City Council consider authorizing the City Manager to purchase various vehicles and equipment from Buy Board and lowest qualified bids received.

Motion by Councilmember Sellers to approve the entire consent agenda; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

BOARD APPOINTMENTS

B-1 Request that the City Council consider Appointment of City of Tyler Representatives to the East Texas Council of Governments (ETCOG) Board of Directors.

Motion by Mayor Pro Tem Moore to appoint Councilmember Sellers; seconded by Councilmember Bowdre; motion carried 7 - 0 & approved as presented.

CITY MANAGER'S REPORT

1. Announced School is Cool program events; back pack program was a success and collected over 1,000 backpacks.
2. Tyler's Visitors and Conventions Bureau received several awards at their annual convention.
3. CIP report handed out

RECESS FOR EXECUTIVE SESSION – No executive session needed

Executive Item No. 1:

Under Section 551.072 "Real Estate" deliberation regarding the following:

Discuss the purchase, exchange, sale, 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.

Executive Item No. 2:

Under 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.

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

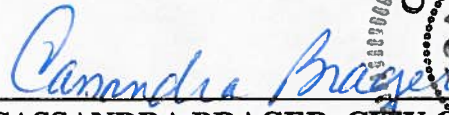
ADJOURNMENT

Motion by Councilmember Whatley to adjourn the meeting at 10:33 am; seconded by Councilmember Nix; motion carried 7 - 0 & meeting adjourned.




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

ATTEST:



CASSANDRA BRAGER, CITY CLERK



The seal is circular with a double-line border. The outer ring contains the text "CITY OF TYLER" at the top and "TEXAS" at the bottom. The inner circle features a central emblem with the word "SEAL" in a stylized font, flanked by two olive branches.