

**MINUTES OF THE TELECONFERENCE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
February 24, 2021**

A regular called teleconference meeting of the City Council of the City of Tyler, Texas, was held Wednesday, February 24 2021 at 9:00 a.m. in the City Council Chambers, 2nd floor of City Hall, Tyler, Texas, with the following present:

Mayor: Don Warren

Mayor Pro Tem: Broderick McGee

Councilmembers: Linda Sellers
James Wynne
Shirley McKellar
Bob Westbrook
Brad Curtis

City Manager: Edward Broussard

City Attorney: Deborah G. Pullum

Senior Asst. City Attorney: April Earley

Senior Asst. City Attorney: Alesha Buckner

Chief Financial Officer: Keidric Trimble

City Fire Chief: David Coble

Compliance Engineer: Paul Neuhaus

City Engineer: Lisa Crossman

City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Curtis.

AWARDS

A-1 Request that the City Council consider recognizing 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 320 years of service with the City of Tyler.

Casey Cabaniss, Fire Battalion Chief I, 20 years of service
Larry Crowson, Fire Driver/Engineer IV, 20 years of service
Brandon Davis, Fire Captain IV, 20 years of service
Robert Graham, Fire Driver/Engineer II, 20 years of service
Steven Hickey, Fire Battalion Chief II, 20 years of service
Howell Walker, Fire Captain I, 20 years of service
Bud Barrett, Fire Driver/Engineer IV, 25 years of service
Michael Frost, Assistant Fire Chief II, 25 years of service
Mark Lee, Police Officer XIV, 25 years of service
Ralph Buckingham, Police Officer XIV, 25 years of service
John Ragland Jr., Police Officer XIV, 30 years of service
David Culpepper, Fire Captain IV, 35 years of service
Tim McCawley, Fire Battalion Chief IV, 35 years of service

ZONING

**Z-1 Z20-060 CUSTOM BLACK STALLION HOMES (809 BRITTON AVENUE)
Request that the City Council consider approving a zone change from “R-1A”, Single-Family Residential District to “R-1B”, Single-Family Residential District. (O-2021-14)**

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

Z-2 Z20-061 PLESCIA MATTHEW J AND CHRISTINA A MERENDA (505 SOUTH CHILTON AVENUE) Request that the City Council consider approving a zone change from “AR”, Adaptive Reuse District to “R-1A”, Single-Family Residential District. (O-2021-15)

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

Z-3 Z20-062 SMITH COUNTY AS TRUSTEE (402 LIBERTY AVENUE) Request that the City Council consider approving a zone change from “R-MF”, Multi-Family Residential District to “R-1D”, Single-Family Attached and Detached Residential District. (O-2021-16)

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

Z-4 Z20-063 EVELYN ZARATE-AGUILAR (428 WEST BOW STREET) Request that the City Council consider approving a zone change from “R-MF”, Multi-Family Residential District to “R-1D”, Single-Family Attached and Detached Residential District. (O-2021-17)

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

ORDINANCE

O-1 Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapter 3 by amending the Civil Service Classification Plan and the number of authorized Civil Service positions for Fiscal Year 2020-2021, by reducing the number of Fire Fighters by one and increasing the number of Fire Captains by one; and also reducing the number of Police Officer- Recruits by one and increasing the number of Police Lieutenants by one. (O-2021-18)

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

MISCELLANEOUS

- M-1 Request that the City Council consider authorizing the City Manager to enter into a REVISED agreement with Werner Taylor Land & Development, L.P. for participating in the funding of the extension and oversizing of Three Lakes Parkway pursuant to Local Government Code Sections 212.071 and 212.072(a),(b)(1) & (c) in an amount not to exceed 42% of the final project costs, to be reimbursed monthly throughout the length of construction.**

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

City Council took item M-5 out of order

- M-5 Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the period ending December 31, 2020.**

Shari Lee, President of Visit Tyler - Stated that Tyler is at 64% occupancy (in Dec. the occupancy was 18% more than the occupancy in Dec. last year).

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

City Council resumed with Agenda order at M-2

- M-2 Request that the City Council consider authorizing the City Manager to execute a contract with PM Construction & Rehab, LLC dba IPR South Central in the amount of \$2,492,013.00 for the Consent Decree Group 3 - Pipe Rehabilitation Package Standard Bid, 21-012.**

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

- M-3 Request that the City Council consider authorizing the City Manager to execute an Engineering Services Contract amendment, in an amount not to exceed \$610,000, with KSA Engineers, Inc. for the Consent Decree Program Management Assistance.**

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

- M-4 Request that the City Council consider authorizing the City Manager to execute an Engineering Services Contract, in an amount not to exceed \$2,585,120, with KSA Engineers, Inc. for the Consent Decree Capacity Work Group 1 Implementation.**

Motion by Councilmember McKellar; seconded by Mayor Pro Tem McGee; 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 authorizing the City Manager to award a contract in the amount of \$65,373.00 to Tyler Roofing Inc. for roof demolition and roof replacement at the Carnegie Museum and Street Department Shop.**
- C-A-2 Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 1310 Walnut within the Tyler city limits and owned by taxing entities including the City of Tyler. (R-2021-11)**
- C-A-3 Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 1727 North Confederate within the Tyler city limits and owned by taxing entities including the City of Tyler. (R-2021-12)**
- C-A-4 Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 307 North Fuller within the Tyler city limits and owned by taxing entities including the City of Tyler. (R-2021-13)**
- C-A-5 Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending December 31, 2020.**

Motion by Councilmember Westbrook to approve the entire consent items; seconded by Mayor Pro Tem McGee; motion carried 7 - 0 & approved as presented.

CITY MANAGER'S REPORT

1. Last week, obviously was the kind of thing that we're still focusing on as we move into recovery. But just to kind of put some things in perspective, as far as how this past week went we were able to have our crews in streets and utilities working 24/7 making sure lights and safety were taken care of. The boil water notice was lifted as of yesterday morning at 4:15 AM. We are very appreciative to NETHEALTH for their work coming in early to provide the results for the samples and letting us know so we could be able to get our information out as soon as they were able to verify.
2. The Street Department put down 450 tons of sand and now we have to remove 450 tons of sand. The street sweepers are out there today and throughout this week and cleaning up the same material we put down for the storm event.
3. Parks and Recreation- for most of our facilities we're very grateful to Gary Smith and his work on making sure that they kind of lasted through. We did have some of the parks facilities have some busted lines here and there. The Glass Recreation Center closed this week and we fully expect probably will go into next week with as far as staying closed or else kind of semi closed due to busted pipes and their repairs that are going to be made.
4. Then also for just kind of a regional emergency operation side of things. We're working with the Texas Department Emergency Management in Smith County as different supplies are coming in every day, it's a different group of supplies that we learn about that are kind of coming in to help

February 24, 2021

the 16 County region and we're doing what we can to assist with getting those in while Smith County warehouse those on their facility that they have on the East Loop.

EXECUTIVE SESSION –City Council convened into Executive Session at 9:58 am

The City Council may go into Executive Session regarding any item posted on the Agenda as authorized by Title 5, Chapter 551 of the Texas Government Code. Notice is hereby given that the City Council may go into Executive Session in accordance with the following provision of the Government Code:

Executive Item

Under Tex. Gov't Code Section 551.074 "Personnel Matters" deliberation regarding the following: The employment, duties and evaluation of the City Manager.

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

City Council reconvened from Executive Session at 11:42 am with no action taken.

ADJOURNMENT

Motion by Councilmember Wynne to adjourn the meeting at 11:42 am; seconded by Councilmember McKellar; motion carried 7 - 0 & meeting adjourned.



**DONALD P WARREN, MAYOR OF
THE CITY OF TYLER, TEXAS**

ATTEST:


CASSANDRA BRAGER, CITY CLERK

