

**MINUTES OF THE TELECONFERENCE AND
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
April 14, 2021**

A teleconference and regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, April 14, 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(absent)
	James Wynne
	Shirley McKellar
	Bob Westbrook
	Brad Curtis
City Manager:	Edward Broussard
City Attorney:	Deborah G. Pullum
Deputy City Attorney:	Steve Kean
Senior Asst. City Attorney:	April Earley
Organizational Development:	Regina Y. Moss
Interim Main Street Director:	Amber Rojas
Managing Director of Administrative Services:	ReNissa Wade
Interim Utilities Director:	Doug Box
Vehicle/Equipment Services Manager:	Leroy Sparrow
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Mayor Warren.

MINUTES

Motion by Councilmember Westbrook to approve the January 27, 2021 minutes; seconded by Councilmember McKellar; motion carried 6 - 0 & approved as presented.

PRESENTATION

P-1 Request that the City Council consider receiving an update regarding COVID-19 in Tyler and Smith County from the Northeast Texas Public Health District.

ZONING

**Z-1 Z21-009 ROOSTH INTERESTS 850 LLC (1418 WEST GENTRY PARKWAY AND 1001 AND 1003 MEADOW DRIVE)
Request that the City Council consider approving a zone change for one lot containing approximately 0.42 acres of land located at the southeast intersection of West Gentry**

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Parkway and Meadow Lane from "C-2", General Commercial District to "R-1B", Single-Family Residential District. (O-2021-25)

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

RESOLUTION

- R-1 Request that the City Council consider adopting a Resolution authorizing submission of an application for an interoperable communications system by the Tyler Fire Department for, and acceptance of, grant funding up to \$100,000.00 with no local match required, grant funding through the Office of the Texas Governor's (OOG) Homeland Security Grant Division (HSGD) and through the State Homeland Security Program (SHSP), as managed by the East Texas Council Governments, for radios to be used to support programs and projects aimed at maintaining and/or enhancing the City of Tyler's emergency preparedness and response capabilities. Item pulled from the agenda.**
- R-2 Request that the City Council consider adopting a Resolution authorizing submission of an application for the Explosive Ordinance Disposal Regional Response Team, by the Tyler Fire Department for, and acceptance of, grant funding with no local match required through the Office of the Texas Governor's (OOG) Homeland Security Grant Division (HSGD) and for grant funding through the State Homeland Security Program (SHSP), as managed by the East Texas Council of Governments, to be used to support programs and projects aimed at maintaining and/or enhancing the City of Tyler's emergency preparedness and response capabilities. (R-2021-21)**

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

MISCELLANEOUS

- M-1 Request that the City Council consider authorizing the City Manager to execute a contract with Leland Bradlee Construction, Inc. for the construction of the Melinda, Donna and Mirabeau Street Reconstruction project in the amount of \$1,297,694.50.**
- M-2 Request that the City Council consider authorizing the City Manager to execute a contract with Fritcher Construction Services for the construction of the City of Tyler Vehicle Services Parking Lot project in the amount of \$238,254.00.**

Motion by Councilmember Curtis; seconded by Councilmember McKellar; motion carried 6 - 0 & approved as presented.

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- M-3 Request that the City Council consider authorizing the City Manager to execute an engineering contract with Halff Associates, Inc. in the amount of \$104,000 for a drainage study of the headwaters of Willow Creek.**

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

- M-4 Request that the City Council consider authorizing the City Manager to execute an engineering contract with Halff Associates, Inc. in the amount of \$52,000 for a drainage study of Black Fork Creek at Gentry Parkway.**

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

- M-5 Request that the City Council consider authorizing the City Manager to sign a temporary right-of-way use agreement with Carlos Barron, owner of Don Juan on the Square, for the purpose of installing and maintaining outdoor restaurant seating in the City of Tyler right-of-way.**

Motion by Councilmember McKellar to approve with the waiver of 250.00 dollars; seconded by Councilmember Westbrook; motion carried 6 - 0 & approved as presented.

- M-6 Request that the City Council consider authorizing the City Manager to ratify a reconciliation change order that will increase the contract amount by \$311,823.90 and the release of final retainage payment in the amount of \$68,511.55 to Reynolds and Kay, LTD for the Sanitary Sewer Open Cut Re-route Package DP06, BOND-CD-001-GM06 Standard Bid, 20-034.**

Motion by Mayor Pro Tem McGee; seconded by Councilmember Curtis; 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 approve the release of final retainage in the amount of \$49,537.22 to Reynolds & Kay, Ltd. for the Robert E. Lee Drive Drainage Improvements.**

- C-A-2 Request that the City Council consider authorizing the application for and acceptance of Federal Transit Administration (FTA) Grant Funds passed through to Texas Department of Transportation (TXDOT) under the Section 5310 Mobility of Seniors and Individuals with Disabilities Grant in the estimated amount of \$320,000 along with the acceptance of \$64,000 in Transportation Development Credits (TDC).**

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- C-A-3 Request that the City Council authorize the City Manager to award Petro Choice Company as the primary vendor for Bid 21-025 Annual Price Agreement for Bulk Fluids and Oils. It is also recommended that O'Rourke Petroleum be awarded secondary vendor for Bid 21-025 Annual Price Agreement for Bulk Fluids and Oils.**
- C-A-4 Request that the City Council consider awarding the Annual Price Agreement for Fuel to O'Rourke Petroleum of Tyler, Texas.**
- C-A-5 Request that the City Council consider authorizing the City Manager to enter into a contract with Office Pride of East Texas to provide janitorial services to Oakwood Complex in the amount of \$32,700.00 annually.**
- C-A-6 Request that the City Council consider authorizing the City Manager to award Crow Towing as primary vendor for light and heavy duty towing and award Liberty Towing Services as primary for motorcycle towing as per Bid 21-023 Annual Price Agreement for Wrecker Services.**
- C-A-7 Request that the City Council consider authorizing the City Manager to award Hydraulic Power as primary and American Hydraulic as secondary for hydraulic services per Bid 21-028.**
- C-A-8 Request that the City Council consider authorizing the City Manager to award multiple vendors for the Annual Price Agreement for Automotive and Equipment parts per bid 21-026.**
- C-A-9 Request that the City Council consider authorizing the City Manager to award multiple vendors for the Annual Price Agreement for various categories of automotive and truck services and repairs per Bid 21-024.**
- C-A-10 Request that the City Council consider authorizing the City Manager to award Action Cleaning of Tyler the primary vendor for wash bay chemicals and repair and award AAA Sanitation as primary vendor to clean the wash bay grit trap.**
- C-A-11 Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 2103 Glass within the Tyler city limits and owned by taxing entities including the City of Tyler.**
- C-A-12 Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will decrease the contract amount by 0.3 percent (\$1,595.00) for the Cleaning and Closed Circuit Television (CCTV) Recording of Wastewater (Sanitary Sewer) Lines, Phase 3 Project, Bid No. 19-011.**
- C-A-13 Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will decrease the contract amount by 8.2 percent (\$124,663.35) for the Multi-Sensor and Closed Circuit Television (CCTV) Recording of Large Diameter Wastewater (Sanitary Sewer) Lines Project, Bid No. 19-017.**

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C-A-14 Request that the City Council consider authorizing the City Manager to execute a contract amendment with Halff Associates in the amount of \$48,000 for additional services related to the Water Utility System Inventory project.

Motion by Councilmember Westbrook to approve the entire consent agenda; seconded by Councilmember Curtis; motion carried 6 - 0 & approved as presented.

CITY MANAGER'S REPORT

1. Keep Tyler Beautiful gave the Tyler Native Plant Garden a facelift, and planted over 50 new native plants. The garden will be used this summer as an educational tool during the Summer Playground program and other school activities. On Saturday, Great Tyler Cleanup had more than 300 registered volunteers conduct a city-wide litter pickup. Locations included City parks, trails, creeks, campuses and streets. On Saturday, Keep Tyler Beautiful partnered with Tyler Legacy's Student Council to complete a beautification project at Rose Rudman. The student volunteers helped restore the large flower bed by laying down new landscaping brick and mulch.
2. Police Department – The introduction of officers carrying Narcan has been a valuable resource for officers responding to emergencies. Over the past few years this has allowed trained officers to intervene in suspected overdose cases. We are a few of months away from having to replace our Narcan supply. We recently learned of a program that the Plano Police Department is utilizing to replace Narcan and Assistant Chief David Long spoke with a vendor that put us in touch with the UT Health San Antonio School of Nursing. Assistant Chief Long has completed the necessary request form and has been able to order 108 boxes (216 doses) of Narcan at no expense to the department or City. This replacement would have cost a minimum of \$7,500. It is our understanding that this process will be a continuous means of replacing supplies in the future. We appreciate Assistant Chief Long for his efforts in supplying this product.
3. Standard & Poor came out with an A+ stable outlook for our Hotel Occupancy Tax (HOT) credit rating. This is the highest that our financial advisor was expecting. Furthermore, this is the only HOT revenue bond that he is aware of that is not on negative outlook. They rated the General Obligation (GO) but are keeping it internal and would not tell our financial advisor what it is. However, since the HOT rating is based on the GO, he provided some deductions based on the following recent ratings:
Amarillo HOT – A+ negative outlook
Amarillo GO – AAA negative outlook
Round Rock HOT – A+ negative outlook
Round Rock GO – AAA stable outlook
Tyler HOT – A+ stable outlook
Tyler GO – can be probably expected to be AAA Stable on your general obligation side.

We appreciate the work that Mayor Warren, Keidric Trimble, Stephanie Franklin, Shari Lee, and our financial advisor team of Steven Adams and Specialized Public Finance Inc. did on this credit rating assessment.

ADJOURNMENT

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Motion by Councilmember McKellar to adjourn the meeting at 10:00 am; seconded by Mayor Pro Tem McGee; motion carried 6 - 0 & meeting adjourned.



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

ATTEST:



CASSANDRA BRAGER, CITY CLERK

