

**MINUTES OF THE REGULAR CALLED MEETING OF THE  
CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
June 9, 2021**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, June 9, 2021 at 9:00 a.m. in the City Council Chambers, 2<sup>nd</sup> 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
Deputy City Attorney:	Steve Kean
Senior Asst. City Attorney:	April Earley
Senior Asst. City Attorney:	Alesha Buckner
Organizational Development:	Regina Y. Moss
Chief Information Officer:	Benny Yazdanpanahi
City Fire Chief:	David Coble
Police Chief:	Jimmy Toler
Planning Director:	Kyle Kingma
Managing Director of Utilities & Public Works:	Stephanie Franklin
Managing Director of Planning & Economic Development:	Heather Nick
City Clerk:	Cassandra Brager

**INVOCATION**

The Invocation was given by Councilmember Hene.

**MINUTES**

Motion by Councilmember Westbrook to approve the April 28, 2021 minutes; seconded by Councilmember Hene; motion carried 7 - 0 & approved as presented.

**ZONING**

- Z-1      A21-001 NATIONAL RETAIL PROPERTIES LP AND FIKES WHOLESALE INC  
(8604 HIGHWAY 64 EAST AND 5.03 ACRES OF LAND)**  
**Request that the City Council consider adoption of an Ordinance providing for the  
voluntary annexation of approximately 5.16 acres of land and adjacent right-of-way  
lying adjacent to the present boundary limits of the City of Tyler located at the  
southeast intersection of Highway 64 East and County Road 219. Also consider:**
- A. The new boundary of the City Limits.**
  - B. The new boundary of the City Council District #4.**

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- C. The new boundary of the Tyler Extraterritorial Jurisdiction (ETJ).
- D. That the City Manager be authorized to sign a written agreement for provision of City services per Texas Local Government Code Section 43.0672.
- E. Amendment of the Future Land Use Guide to reflect General Commercial.
- F. Establishment of original zoning of 5.16 acres of "C-2", General Commercial District. (O-2021-51)

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

## ORDINANCE

- O-1 Request that the City Council consider approving an ordinance authorizing the sale of beer and wine for off-premise consumption in an area recently annexed by the City at the southeast intersection of Highway 64 East and County Road 219. (O-2021-52)

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

- O-2 Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapter 1 by clarifying the review process and timing for City Board appointments. (O-2021-53)

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

## MISCELLANEOUS

- M-1 Request that the City Council consider allowing City of Tyler Information Technology Services to purchase new Avigilon camera servers and software upgrades to centralize City security cameras in the amount of \$75,933.05.

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

- M-2 Request that the City Council consider authorizing funds for the Professional Services Contract with HDR Inc. for interim City Engineering services and project coordination for the City of Tyler in the amount of \$150,000, with \$75,000 coming from the Engineering Department and \$75,000 coming from Half Cent Sales Tax Funds.

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

- M-3 Request that the City Council consider authorizing funds for the Personal Services Contract with Davis Dickson for interim engineering services and project management of the Half Cent Sales Tax Program in the amount of \$52,000, which is to come from the Half Cent Sales Tax Fund.

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

**BOARD APPOINTMENTS**

**B-1 Request that the City Council consider appointing a member to the Civil Service Commission.**

Motion by Councilmember Hene to appoint Patrick Woods; seconded by Councilmember 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 ratifying expenditures in the amount of \$99,900 for work performed by Elite Refinishers of Longview, Texas for emergency flooring repairs at the Glass Recreation Center due to water damage caused by the 2021 Winter Storm.**

**C-A-2 Request that the City Council consider adoption of a Resolution authorizing application for and authorizing the Key Leader for Finance or designee to accept grant funding through the U.S. Department of Justice, Bureau of Justice Assistance; Bulletproof Vest Partnership Grant Act for body armor purchased by the Tyler Police Department, authorizing acceptance of any increases in grant funding, and authorizing City staff to take all necessary actions related to the grant. (R-2021-33)**

**C-A-3 Request that the City Council consider ratifying staff action for Addenda 2 of Terminix Pest Control Contract with the City of Tyler to remove the Harvey Hall Center from this service contract.**

**C-A-4 Request that the City Council consider authorizing the City Manager to execute an Easement and Right-of-Way agreement with Oncor to install electrical lines on City-owned property at Lake Tyler.**

**C-A-5 Request that the City Council consider ratifying staff action for Addenda 3 of Texas Filter Contract with the City of Tyler to remove the Harvey Hall Center.**

**C-A-6 Request that the City Council consider approving a re-plat of Lots 92 and 93, East Shores Estates Unit 7, located on Lake Tyler East.**

Motion by Councilmember Westbrook to pull C-A-1 to discuss at an upcoming city council meeting and pull C-A-6 and discuss separate; seconded by Mayor Pro Tem McKellar; motion carried 7 - 0 & approved as presented.

Motion by Councilmember Westbrook to approve C-A-6; seconded by Councilmember Wynne; motion carried 7-0 & approved as presented.

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**CITY MANAGER'S REPORT**

1. Tyler has been ranked number 17 in top 20 "Safest Cities in Texas for 2021" by safety.com. Safety.com. resource for all things safety, reviewed comprehensive data from cities and townships statewide, ranking Tyler in the top 20 for its combined ranking of public safety scores including the most recent crime statistics and financial security metrics.
2. Texas Legislature gives approval to new UT medical school in Northeast Texas – Authorization for the Health Science Center at UT Tyler to allocate its resources to attain accreditation of a doctor of medicine (MD) program—a step needed to create a new medical school—has passed through the Texas Legislature and will soon be on its way to Governor Abbott's desk for signature. The authorization is included in Senate Bill 1, the state's biennial budget.
3. Grant for Rose Complex Park – The City of Tyler Parks and Recreation Department received the Texas Parks and Wildlife Department Local Parks Grant for the Rose Complex Park totaling \$749,999. The Local Parks Grant funds the development and acquisition of public recreation areas and facilities throughout the State of Texas.
4. Soccer campers rushed to safety by Parks Department staff at Lindsey Park during Tuesday morning tornado. About 25 children between the age of 9 and 16 were participating in a soccer camp at Lindsey Park on Tuesday morning when they were rushed off the fields into the park restrooms as a tornado was seen heading straight to the soccer fields. Lindsey Park Crew Leader Dorean Lindsey said his team spotted the tornado and began working to get the children and coaches off the field and into the restrooms where they could take cover.

**EXECUTIVE SESSION-** City Council convened into executive session at 9:25 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 10:20 am with no action taken.

**ADJOURNMENT**

Motion by Mayor Pro Tem McKellar to adjourn at 10:20am; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

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

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK

