

**MINUTES OF THE REGULAR CALLED MEETING OF THE
CITY COUNCIL OF THE CITY OF TYLER, TEXAS
August 25, 2021**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 25, 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:	Shirley McKellar
Councilmembers:	Stuart Hene James Wynne Broderick McGee Bob Westbrook Brad Curtis (absent)
City Manager:	Edward Broussard
Asst. City Manager:	Heather Nick
City Attorney:	Deborah G. Pullum
Senior Asst. City Attorney:	April Earley
Senior Asst. City Attorney:	Alesha Buckner
Director of Organizational Development:	Regina Y. Moss
Managing Director:	ReNissa Wade
Chief Information Officer:	Benny Yazdanpanahi
Traffic Engineer:	Cameron Williams
Director of Utilities:	Kate Dietz
Parks Director:	Leanne Robinette
Legal Secretary/Deputy City Clerk:	Patricia Beas

INVOCATION

The Invocation was given by Councilmember McGee.

MINUTES

Motion by Councilmember Westbrook to approve the July 14, 2021 minutes; seconded by Mayor Pro Tem McKellar; motion carried 6 - 0 & approved as presented.

AWARDS

- A-1 Request that the City Council consider accepting the Gold Star Affiliate and Sustained Excellence Award from Keep Texas Beautiful.**
- A-2 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 60 years of service with the City of Tyler.**

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Benny Yazdanpanahi, Chief Information Officer, 20 years of service
Zachary Powers, Fire Captain, 20 years of service
Jose Avellaneda, Groundskeeper, 20 years of service

ZONING

- Z-1 PD21-013 GAIL NOBLES AND SUSAN STANDEFER AND JILL SHELTON (1201, 1210 AND 1211 FISHER DRIVE) Request that the City Council consider approving a zone change from “R-1A”, Single-Family Residential District to “PUR”, Planned Unit Residential District.**

Motion by Councilmember Hene to table item Z-1 until the September 22, 2021 City Council meeting; seconded by Councilmember Westbrook; motion carried 6 - 0 & item tabled until September 22, 2021 City Council meeting.

- Z-2 C21-010 GAIL NOBLES AND SUSAN STANDEFER AND JILL SHELTON (A PORTION OF FISHER DRIVE) Request that the City Council consider approving the closure of a portion of Fisher Drive.**

Motion by Councilmember Hene to table item Z-2 until the September 22, 2021 City Council meeting; seconded by Councilmember Westbrook; motion carried 6 - 0 & item tabled until September 22, 2021 City Council meeting..

- Z-3 PD21-015 BELLWOOD 323 2019 LP (3752 EARL CAMPBELL PARKWAY AND 1531 SOUTH SOUTHWEST LOOP 323) Request that the City Council consider approving the "PCD", Planned Commercial District final site plan amendment. (O-2021-74)**

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

- Z-4 C21-012 BELLWOOD 323 2019 LP (WESTCHASE BOULEVARD) Request that the City Council consider approving the closure of Westchase Boulevard. (O-2021-75)**

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

- Z-5 PD21-012 860 ROYAL HILLS LLC (2203, 2204, 2207, 2208, 2211, 2212, 2215, 2216, 2219, 2220, 2223, 2224, 2227, 2228, AND 2301 DELMAR STREET, 2400, 2406, 2410, 2414, 2509, 2513, AND 2605 DEBBY DRIVE AND 2878 GOLDEN ROAD) Request that the City Council consider approving a zone change from “R-1A”, Single-Family Residential District to “PUR”, Planned Unit Residential District with final site plan. (O-2021-76)**

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

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Z-6 C21-011 860 ROYAL HILLS LLC (UNIMPROVED PORTIONS OF DELMAR STREET AND JUNIPER LANE) Request that the City Council consider approving the closure of unimproved portions of Delmar Street and Juniper Lane. (O-2021-77)

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

Z-7 Z21-026 TYLER PARK HILL VENTURES (3031 AND 3055 GUINN FARMS ROAD) Request that the City Council consider approving a zone change from "C-1", Light Commercial District to "PUR", Planned Unit Residential District with final site narrative. (O-2021-78)

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

Z-8 Request that the City Council consider adoption of an ordinance providing for the voluntary annexation of approximately 1.54 acres of land lying adjacent to the present boundary limits of the City of Tyler located at the northwest intersection of Frankston Highway and County Road 1114. Also consider recommending:

- A. The new boundary of the City Limits.**
- B. The new boundary of the City Council District #2.**
- C. The new boundary of the Tyler Extraterritorial Jurisdiction.**
- 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. That the Future Land Use Guide be amended to reflect General Commercial.**
- F. Establishment of original zoning of 1.54 acres of "PCD", Planned Commercial District with final site plan. (O-2021-79)**

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

Z-9 PD21-016 SPIRIT OF TEXAS BANK (4171 FRANKSTON HIGHWAY) Request that the City Council consider approving a zone change from "C-2", General Commercial District to "PCD", Planned Commercial District with final site plan. (O-2021-80)

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

PRESENTATION

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P-1 Request that City Council:

- 1) Consider receiving a presentation of the Fiscal Year 2021-2022 Proposed Budget;**
- 2) Consider voting to schedule public hearings on the proposed property tax rate and the proposed budget on the agendas for the September 8, 2021 and September 22, 2021 City Council meetings.**
- 3) Consider voting to place proposals to adopt an ad valorem property tax rate and adopt the final Fiscal Year 2021-2022 budget as action items for the September 22, 2021 City Council meeting.**

Motion by Councilmember Hene to accept the presentation of the fiscal year 2021-2022 proposed budget; seconded by Councilmember McGee; motion carried 6 - 0 & approved as presented.

Motion by Councilmember Hene to schedule the public hearings on the proposed property tax rate of 26.99 cents per \$100 of assessed value and the proposed budget on the September 8 and September 22, 2021 City Council agenda; seconded by Councilmember Wynne; motion carried 6 - 0 & approved as presented.

Motion by Councilmember Hene to place proposals to adopt an ad valorem tax rate of 26.99 cents per \$100 of assessed value and the fiscal year 2021-2022 budget as action items on the September 22, 2021 City Council agenda; seconded by Councilmember McGee; motion carried 5 – 1 & approved as presented.

MISCELLANEOUS

- M-1 Request that the City Council consider adopting a Resolution authorizing the City Manager, as the designated representative of the City of Tyler, to execute an agreement to contribute funds to the State for the development and construction of the state highway system and make a payment of said funds for \$97,677.00. (R-2021-41)**

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

- M-2 Request that the City Council consider authorizing the City Manager to enter into the service area agreement between the City of Tyler and Liberty Utilities (Tall Timbers) Sewer Corporation regarding retail sewer utility to three tracts of approximately 64 acres in Smith County located east of County Road 178 between County Road 192 and Club Drive.**

Motion by Councilmember McGee; seconded by Councilmember Wynne; 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.)

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- C-A-1 Request that the City Council consider allowing the City Manager to enter into an Interlocal Agreement for mutual access to cloudLibrary digital resources.
- C-A-2 Request that the City Council consider authorizing the City Manager to declare and approve Tyler Police Department emergency communications equipment, valued at approximately \$12,500, as surplus and authorize the donation of same to Jacksonville Police Department for use in emergency response situations.
- C-A-3 Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending June 30, 2021.
- C-A-4 Request that the City Council consider reviewing and accepting the Revenue and Expenditure Report for the period ending June 30, 2021.

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

CITY MANAGER'S REPORT

1. **2020 Census:** The Census Bureau released preliminary data related to the 2020 Census today that provides for count data at a general level for cities, counties and states. For Tyler, our 2020 count came in at 105,995 residents. This is a 9.39% growth over the 2010 Census count of 96,900 residents. We do believe that the count was lower than the actual number of residents in Tyler, but understand that the census count was difficult last year due to multiple factors.
2. **TWU Annual Chlorine Conversion:** We are proposing to schedule the free chlorine conversion from Monday, October 4, and end it on Sunday, October 31. This will start after the East Texas State Fair. There isn't a simple way to avoid the Rose Festival, but their activities should not be affected by the free chlorine conversion.
3. Pipeline Analysis will be smoke testing sewer lines in sewer meter basins 13 and 17 as part of the City's ongoing sanitary sewer inspection program. The testing will be conducted from 8 a.m. to 5 p.m. through Friday, Aug. 20th.

ADJOURNMENT

Motion by Councilmember Wynne to adjourn the meeting at 10:31 am; seconded by Councilmember McGee; motion carried 6 - 0 & meeting adjourned.


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

ATTEST:


CASSANDRA BRAGER, CITY CLERK

