

**MINUTES OF THE REGULAR CALLED MEETING OF  
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
April 13, 2022**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, April 13, 2022 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:	Shirley McKellar
Councilmembers:	Stuart Hene James Wynne Broderick McGee Bob Westbrook Brad Curtis
City Manager:	Edward Broussard
Deputy City Manager:	Stephanie Franklin
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
Planning Manager:	Kyle Kingma
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
Police Chief:	Jimmy Toler
City Engineer:	Darin Jennings
Parks Director:	Leanne Robinette
City Clerk:	Cassandra Brager

**INVOCATION**

The Invocation was given by Mayor Warren.

**MINUTES**

**Request that the City Council consider approving the minutes of the regular meeting of the City Council of the City of Tyler, Texas held on March 9, 2022.**

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

**ORDINANCE**

**Mayor Pro Tem McKellar enters**

- O-1 Request that City Council consider adopting an Ordinance amending the rental fee structure for the new Rose Complex facilities. (O-2022-33)**

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

- O-2 Request that the City Council conduct a public hearing and consider adopting an Ordinance amending Tyler City Code Chapter 2 to re-adopt current guidelines and criteria for tax abatement. (O-2022-34)**

**Mayor Warren opened the public hearing at 9:18:47 a.m., no one came forward to speak. Mayor Warren closed the public hearing at 9:18 57 a.m.**

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

**MISCELLANEOUS**

- M-1 Request that the City Council consider authorizing the City Manager to execute a contract with L. S. Equipment Co. Inc for the construction of the 2022 Seal Coat Program project in the amount of \$1,281,963.17.**

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

- M-2 Request that the City Council consider a request from Hood Flexible Packing for tax abatement by considering approval of a tax abatement agreement with Hood Flexible Packaging and authorizing the City Manager to sign all documents necessary to implement the tax abatement agreement.**

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 accepting the annual review of City of Tyler abatements regarding Fresenius, Hiland Dairy, Homeland Title, and Trane.**

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

- M-4 Request that the City Council consider authorizing the City Manager to enter into an Escrow agreement with Wayfare Development Group, Broadway South Dev "M" No 2 for the funding of Developer's portion of the extension and oversizing of Centennial Parkway.**

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

**CONSENT**

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**(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 Petro Choice Company as the primary vendor for Bid 22-020 Annual Price Agreement for Bulk Fluids and Oils.**
- C-A-2 Request that the City Council consider authorizing the City Manager to execute a new five-year lease agreement with the Tyler Ski Club for a portion of Old Omen Bay on Lake Tyler East.**
- C-A-3 Request that the City Council consider authorizing the City Manager to award one-year extensions to multiple vendors for Bid 19-020 for the annual price agreement for mowing various parks, recreation facilities, and median rights-of-way, and award City of Tyler Bid No. 22-024 to multiple vendors for mowing various areas not extended in Bid 19-020.**
- C-A-4 Request that the City Council consider approving the substantial amendment to Program Years 2017, 2018, 2019 and 2020 Annual Action Plans and commit \$620,954.33 to the Nobel E. Young Park project.**
- C-A-5 Request that the City Council consider authorizing funds for a Personal Services Contract with Charles H. Samson, III for design and project management of City of Tyler capital improvement projects in the amount of \$50,000.**

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

### **CITY MANAGER'S REPORT**

1. Mike Frost, Assist. Fire Chief – Gave report on the impact of the recent storm in the city.
2. Brookshire's Fresh 15 Donation - The Police Department had the opportunity to participate in the Brookshire's Grocery Company "Fresh15" donation ceremony today. We are grateful for the relationship and continuing support of Brookshire's Grocery Company. The donation will be utilized to purchase two (2) rifle shields and the completion of a training room at 621 W. Ferguson (CSI Building). We had great representation from the department (CRO's, Traffic, Investigations, and Administration).
3. Parks: Keep Tyler Beautiful hosted the Great Tyler Cleanup on Saturday, April 2 at Southside Park, and various other locations around Tyler. This annual litter pickup event is hosted in conjunction with Keep America Beautiful's Great American Cleanup and the Don't Mess with Texas Trash-off. We had 517 volunteers come out to 16 different locations on Saturday and they collected more than 2,700 pounds of litter! In 2020, the event had to be cancelled due to COVID concerns and in 2021, we had 237

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volunteer's pick up 2,200 pounds of trash. KTyB is so grateful to everyone who came out and donated their time and energy for a total of more than 1600 hours of service.

4. Sales Tax figures available from the Texas Comptrollers' website indicate our Sales Tax revenues to be deposited Friday, April 8, 2022, are \$4,111,504.49. This compares to revenues of \$3,141,646.81 for the same period last year. The actual increase for the month compared to same month last year was 30.87%. This compares to a statewide monthly average 26.48% increase in sales tax revenue collections for cities.
5. Councilmember Westbrook – Stated that the Tyler Police Dept. achieved a high standard rating under the CLEA certification.

**EXECUTIVE SESSION**

**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 Texas Gov't Code Section 551.072 "Real Estate" deliberation regarding the following:**

**Discuss the purchase, exchange, sale, lease or value of real properties, the public discussion of which would have a detrimental effect on the negotiating position of the City.**

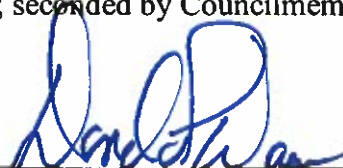
**Any final action to be taken by the City Council will be taken in open session.**

Council recessed into Exec session at 9:56 a.m.

Council reconvened into Open Session at 10:07 a.m. with no action taken.

**ADJOURNMENT**

Motion by Mayor Pro Tem McKellar; seconded by Councilmember McGee; motion carried 7 – 0 & meeting adjourned at 10:07 am.

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

**ATTEST:**

  
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**CASSANDRA BRAGER, CITY CLERK**

