

**MINUTES OF THE REGULAR CALLED MEETING OF
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
March 8, 2023**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, March 8, 2023 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:	James Wynne
Councilmembers:	Stuart Hene Shirley McKellar 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:	Alesha Buckner
Director of Organizational Development:	Regina Y. Moss
Interim Main Street Director:	Amber Rojas
Planning Director:	Kyle Kingma
Chief Financial Officer:	Keidric Trimble
Chief Information Officer:	Benny Yazdanpanahi
City Fire Chief:	David Coble
Police Chief:	Jimmy Toler
City Engineer:	Darin Jennings
Director of Utilities:	Kate Dietz
Parks Director:	Leanne Robinette
Director of Solid Waste, Transit:	Leroy Sparrow
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Mayor Warren.

MINUTES

Motion by Councilmember Curtis to approve the February 8, 2023 minutes; seconded by Mayor Pro Tem Wynne; motion carried 7 - 0 & approved as presented.

AWARDS

A-1 Request that the City Council accept the 2023 Texas Recreation and Parks Society (TRAPS) Lone Star Legacy Park Award for the Tyler Municipal Rose Garden.

RESOLUTION

R-1 Request that the City Council consider adoption of a Resolution authorizing submission of an application by the Tyler Fire Department for, and acceptance of, grant funding through the Office of the Texas Governor's Homeland Security Grant Division and for grant funding through the State Homeland Security Program, as managed by the East

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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-2023-10)

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

- R-2 Request that the City Council consider adoption of a Resolution authorizing the acceptance of the 2021 FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grant in the amount of \$1,451,782.08 to hire six (6) additional Firefighters and request that the City Council authorize the creation of six (6) new Firefighter positions. (R-2023-11)**

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

ORDINANCE

- O-1 Request that the City Council consider adopting an Ordinance canceling the election for the Tyler City Councilmembers for Districts One, Three and Five scheduled for May 6, 2023, and declaring the unopposed candidates for the Tyler City Councilmembers for Districts One, Three and Five elected to office. (O-2023-21)**

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

MISCELLANEOUS

- M-1 Request that the City Council consider authorizing the City Manager to execute a professional services contract, in the amount of \$451,794.00, with Fitzpatrick Architects, Halff Associates Inc. and EMA Engineering, for the Downtown Design project.**

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

- M-2 Request that the City Council consider authorizing the City Manager to execute a contract with Missouri Petroleum, LLC, in the amount of \$685,432.47 for construction of the 2023 ONYX Seal Coat Project.**

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

- M-3 Request that the City Council consider authorizing the City Manager to execute Amendment No. 1 with Pipeline Analysis LLC., with a projected cost of \$1,602,111.37, for support of Consent Decree requirements and the Wastewater Collection System's Capacity, Management, Operations, and Maintenance Program (CMOM).**

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

M-4 Request that the City Council review and consider accepting the Revenue and Expenditure Report for the period ending December 31, 2022.

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

BOARD APPOINTMENTS

B-1 Request that the City Council consider making appointments to fill vacancies on the Keep Tyler Beautiful Board and the Half Cent Sales Tax Board.

Motion by Councilmember McGee to approve Tonia Bickham for Keep Tyler Beautiful Board and Bobby Garmon for the Half Cent Sales Tax Board; seconded by Mayor Pro Tem Wynne; 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 \$182,921.00 to Tyler Roofing Company for roof replacement at the Fire Administration Building.**
- C-A-2 Request that the City Council consider authorizing the City Manager to ratify the purchase of an overhead crane for the Vehicle Services Department in the amount of \$62,000 which includes the freight and price increases.**
- C-A-3 Request that the City Council consider authorizing the City Manager to purchase two (2) Chevrolet 1/2-ton pickup trucks from Hall Buick GMC Tyler, Texas for a total cost of \$46,870.00 for a total cost of \$93,740.00 to replace vehicles in the Parks and Recreation department and Traffic department.**
- C-A-4 Request that the City Council consider authorizing the City Manager to approve the renovation of Golden Road Park baseball field 1 and 4 and a small t-ball field in the amount of \$66,275 and Lindsey Park softball field 1 and 5 in the amount of \$43,600.**
- C-A-5 Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending December 31, 2022.**
- C-A-6 Request that the City Council consider authorizing the City Manager to approve a reconciliation change order that will reduce the contract amount by \$175,053.35 and the release of final retainage payment in the amount of \$126,373.98 to PM Construction**

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& Rehab, LLC dba IPR South Central for Consent Decree Group 3- Pipe Rehabilitation Package Standard Bid, 21-012.

- C-A-7 Request that the City Council consider approving final payment and release of the retainage in the amount of \$35,007.35 to Reynolds & Kay, LTD., for construction of the Cloverdale Drainage Improvements.**
- C-A-8 Request that the City Council consider approving the final payment and release of retainage in the amount of \$11,554.37 to L.S. Equipment Co., for the 2022 Seal Coat Program Project.**
- C-A-9 Request that the City Council consider adoption of a Resolution appointing the Northeast Texas Health District (NET Health) Interim Director of Vital Statistics, Rosalyn Meza, as the Local Registrar for the City of Tyler. (R-2023-12)**

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

CITY MANAGER'S REPORT

1. Parks Dept. - Spring is in the air. The weather is really nice outside and our Parks Department is doing quite a bit of work to be able to help people enjoy all that. And so, my report is kind of heavy on a lot of the parks work that's going on and some of the stuff that is being planned. The Lindsey Park Group is working on a full infield renovation at the softball fields at three and four. This involved tilling up the whole infield, adding new select softball infield material, along with new backstop boards where needed, and installing all new bases on both fields to get ready for this season's softball games. They're also doing some minor fence repairs on all five softball fields and the action you just took here in consent relates to the other ball fields that are out there at Lindsey Park as well. South Side Park. One of the additions that we did at South Side Park a few years ago was the inclusive play area of the playground for children who may have cognitive or physical impairments or disabilities to play on as well. One of the things that have been asked about is some type of fencing to go along there because if you notice, especially on the northern side of that park, there's a little bit of a drop off for a drainage way. And so, a new safety fencing has been installed around the majority of the park and so, the play features are still fully accessible to the public, but this provides that protection for any children who kind of move around or get off of the playground area without them falling down or going into that drainage area. And so, this was part of the original playground plan and was paid for by the Ambuc donors as part of that. Noble E Young Park which is being done with our Community Development Block Grant funds for its renovation. The new bathroom pavilion, we're making great progress and it's nearing completion and so, we should be able to have that open in the next month or two for all the improvements over at Noble E Young Park of which I've already had some people with, especially the bicycle groups asking because of the bicycle addition that was added to Noble E Young and how much fun that will be. And then, on the Smith County Commissioner's Court last week where they approved last Tuesday the use of \$264,000 of its Arbor Funding to help with the special baseball field for the new Miracle League of Tyler. This is one


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that Staff has been in discussions with this group for--over at Faulkner Park and so, we're very excited to see the Smith County also participate and to join in on this one. The non-profit organization promotes recreational and developmental activities for children with mental and physical disabilities. So, Smith County's Arbor Funding will help pay for a special rubberized turf baseball field that accommodates wheelchairs and other assistive devices while helping to prevent injuries in case of a fall. And Shannon Glenning who has been the fund development person out there with Miracle League of Tyler said that families were driving up to an hour away for their children to play in the Miracle League in other areas when they just decided to start one here. And so, she stated that, "Smith County is a community in which we are proud to live and work and raise a family. With the help of the City of Tyler, we're extremely excited to give back to our community by creating a Miracle League Field that will enhance the lives of hundreds of families every year at Faulkner Park." And so, we as the City are providing the land to build the field adjacent to our other baseball fields at Faulkner Park and Miracle League is raising the funds to construct the fields and the City will maintain it. Also, Keep Tyler Beautiful has announced the Beauty and Bloom Awards. And so, one resident in each Council District will be recognized for going above and beyond to beautify their property through landscaping, maintenance, and being litter free. We are now accepting nominations through April 7, so if you know of someone within your district who deserves to be recognized please let us know. Let others in your district know so that we can be able to recognize those people who are really going above and beyond to make their property look beautiful. And then, finally, I was reminded today by my assistant that it is International Women's Day. And so, we'd like to thank the better 50% of our population and for those providing leadership whether it be Councilmember McKellar, City Attorney, City Clerk, Deputy City Manager, Assistant City Manager, Parks Director, Tyler Water Utilities Director, or Organizational Development and the list goes on and all of the incredible women doing incredible things here in our community. And so, we're very grateful for them.

Leroy Sparrow, Director of Solid Waste and Transit - Gave an update on the brush pickup.

ADJOURNMENT

Motion by Councilmember McKellar to adjourn the meeting at 9:42 am; seconded by Councilmember McGee; motion carried 7 - 0 & meeting adjourned.



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

ATTEST:



CASSANDRA BRAGER, CITY CLERK

