



# City Council

## Regular Meeting

~ Minutes ~

Council Chambers  
Tyler, TX 75703  
[www.CityofTyler.org](http://www.CityofTyler.org)

Cassandra Brager

Wednesday, November 9, 2016

9:00 AM

Council Chambers

**Internet website <http://www.cityoftyler.org> and Cable Access Channel 3**

### AMERICANS WITH DISABILITIES ACT NOTICE

The City of Tyler wants to assure that City Council Meetings are accessible to disabled persons. If any special assistance or accommodations are needed in order to attend a City Council meeting, please contact the City Manager's Office at 903.531.1250, in advance so accommodations can be made.

### COURTESY RULES

Thank you for your presence. The City Council appreciates your interest in Tyler City Government. To ensure fairness and orderly meetings, the Council has adopted rules of courtesy which apply to all members of the Council, Administrative Staff, News Media, Citizens and Visitors. If you wish to address the Council, obtain a speaker card from the receptionist's desk outside the Council Chambers, complete the information requested on the card, and deliver to the City Clerk before the meeting or as soon as you can. Speakers will be heard as the individual item(s) in which they have registered an interest come before the Council. Your remarks will be limited in duration depending on the number of people wanting to speak on a particular item. Delay or interruption of the proceedings will not be tolerated.

### Invocation

9:00 AM Meeting called to order on November 9, 2016 at Council Chambers, 212 North Bonner, Tyler, TX.

Attendee Name	Title	Status	Arrived
Mark Whatley	Councilman	Present	
Martin Heines	Mayor	Present	
Edward Moore		Present	
Darryl Bowdre		Present	
John Nix		Present	
Don Warren	Councilman	Present	
Linda Sellers	District 1 Central	Present	

### Approval of Minutes

Wednesday, October 12, 2016

## A-1 Employee Awards, Recognitions, Service

### New Employees

FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:
Steven	Murry	Fire Recruit	Fire
Clay	Starling	Fire Recruit	Fire
Will	McElroy	Fire Recruit	Fire
Thomas	Gortmaker	Fire Recruit	Fire
Vincent	Boyd	Plant Operator I	Water
Tracy	Black	Residential Equipment Operator	Solid Waste

**A-2 Request that the City Council receive an award presentation recognizing David Hudson as the recipient of the Texas Chapter of the American Planning Association's 2016 Planning Commissioner Award**

**A-3 Request that the City Council consider awarding the "PEP Business Plan of the Quarter" to the Engineering Department for a focus on continuous improvement, transparency and data-driven decision making**

## Zoning Items

**Z-1 PD16-013 SUNSET ENTERPRISES, INC (5113 TIMBER CREEK DRIVE) Request that the City Council consider approving a "POD", Planned Office District site plan amendment**

## Citizen/Staff/Consultant Presentations

**P-1 Request that the City Council consider receiving a presentation from Tyler Water Utilities regarding a Consent Decree related to the sanitary sewer system and request approval for Tyler Water Utilities to enter into the Consent Decree with the USEPA**

## Consent Agenda

**(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 execute an agreement with Suddenlink Communications for fiber optic connectivity**

**C-A-2 Request that the City Council consider authorizing the City Manager to purchase various vehicles and equipment from Buy Board and low bid**

**C-A-3 Request that the City Council consider authorizing the City Manager to execute the Reconciliation Change Order with Reynolds & Kay, Ltd. decreasing the total contract amount by \$202,432.98, and increasing the time for completion by 117 calendar days, for the 2014 Runway 4-22 Rehabilitation Project 1 at Tyler Pounds Regional Airport**

**C-A-4 Request that the City Council consider authorizing the City Manager to execute a Release and Termination of Sewer Line Easement for a sewer main located in The Hamptons at Pine Forest development**

***C-A-5 Request that the City Council consider authorizing the City Manager to execute an Easement and Right of Way agreement across City-owned property on Cumberland Road***

***C-A-6 Request that City Council consider authorizing the City Manager to accept a proposal from Baker & Reid Company to make emergency repairs to the existing 60-foot long pedestrian bridge along the South Tyler Trails in an amount not to exceed \$62,808***

***C-A-7 Request that the City Council consider authorizing the City Manager to purchase department issued officer body armor vests from Nardis Public Safety in an amount not to exceed \$40,000.00 during Fiscal Year 2016-2017.***

## **City Manager's Report**

### **Recess for Executive Session**

**As allowed by the Texas Open Meetings Law, Chapter 551 of the Government Code, the City Council may consider the following:**

**-under section 551.071 "Litigation" deliberation regarding the following:**

1. Pending or contemplated litigation involving Environmental Protection Agency v. City of Tyler.

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

Litigation is, by its nature, an on-going process, and questions may arise as to trial tactics, which need to be explained to the City Council. Upon occasion, the City Council may need information from the City Attorney as to the status of the pending or contemplated litigation subjects listed above

## **Adjournment**