

**MINUTES OF THE
REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
July 9, 2008**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, July 9, 2008 at 9:00 a.m. in the Council Chamber, City Hall, Tyler, Texas, with the following present:

Mayor:	Barbara Bass
Mayor Pro Tem:	Chris Simons
Council Members:	Nathaniel Moran
	Donald Sanders
	Ralph Caraway
	Steve Smith
	Charles Alworth
City Manager:	Bob Turner
City Manager Designate:	Mark McDaniel
City Attorney:	Gary Landers
Deputy City Attorney:	Steve Kean
Airport Manager:	Davis Dickson
Budget/Human Resources Director:	ReNissa Wade
Development Services Engineer:	Michael Wilson
Director of Neighborhood Services:	Brenda Johnson
Chief Financial Officer:	Daniel Crawford
City Librarian:	Chris Albertson
City Police Chief:	Gary Swindle
Communications Director:	Susan Guthrie
Director of Parks and Recreation:	John Webb
Director of Planning and Zoning:	Barbara Holly
Director of Solid Waste:	Dan Brotton
Housing Service Manager:	Andy Davis
Manager of Water Quality and Production:	Mitch Marable
Manager/Water Utilities Business Office:	Joan Roberson
Director of Utilities & Public Works:	Greg Morgan
Street Operations Manager:	Robin Smart
City Clerk:	Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Caraway.

AWARDS

A-1

Retirees

Patricia A. Green

June 1, 1976 to May 31, 2008

Patricia A. Green went to work for the City of Tyler on June 1, 1976 as a Clerk I in the Community Development Department. She was promoted to Clerk II in 1976; to Secretary in 1977; to Section 8 Interviewer; to Eligibility Analyst, and finally to Sr. Eligibility Analyst. We are pleased to present Pat with a Certificate of Retirement for her 32 years of service with the City of Tyler.

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Herbert L. Hayter

June 16, 1975 to May 31, 2008

Herbert L. Hayter went to work for the City of Tyler on June 16, 1975 as a Police Officer in the Police Department. He was promoted to Sergeant on January 24, 1995. We are pleased to present Herbert with a Certificate of Retirement for his 33 years of service with the City of Tyler.

Jill J. Swan

July 12, 1993 to June 30, 2008

Jill J. Swan went to work for the City of Tyler on July 12, 1993 as a Secretary in the Building Inspections Department. On March 10, 1997 she was promoted to Senior Secretary in the Neighborhood Services Department. She was promoted to Planning Technician in the Planning and Zoning Department on February 1, 2001. We are pleased to present Jill with a Certificate of Retirement for her 15 years of service with the City of Tyler.

20 years

Stephen L. Graves

June 7, 1988 to June 7, 2008

Stephen L. Graves went to work for the City of Tyler on June 7, 1988 as a Laborer in the Street Department. On August 8, 1988 he was promoted to Semi-Skilled Laborer. He was promoted to Equipment Operator on February 21, 1993, the position he now holds. We are pleased to present Stephen with a 20 year service pin for his many years of service with the City of Tyler.

William Van Jordan

June 13, 1988 to June 13, 2008

William Van Jordan went to work for the City of Tyler on June 13, 1988 as a Playground Leader in the Parks and Recreation Department. On August 29, 1988 he was promoted to Leisure Services Supervisor. His title was changed to Recreation Specialist on September 23, 1997. On January 1, 1999 his title changed to Activities Specialist, the position he now holds. We are pleased to present Van with a 20 year service pin for his many years of service with the City of Tyler.

Emmitt L. Hawkins

June 23, 1988 to June 23, 2008

Emmitt L. Hawkins went to work for the City of Tyler on June 23, 1988 as a Laborer in the Sanitation Department, the position he now holds. We are pleased to present Emmitt with a 20 year service pin for his many years of service with the City of Tyler.

30 years

Terry C. Rozell

June 1, 1978 to June 1, 2008

Terry C. Rozell went to work for the City of Tyler on June 1, 1978 as a Fireman in the Fire Department. He was promoted to Driver in 1981, Fire Captain in 1993, Fire Mechanic in 1996, Senior Captain in 2001 and District Chief in 2002, the position he now holds. We are pleased to present Terry with a 30 year service pin for his many years of service with the City of Tyler.

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Mike R. Willis

June 1, 1978 to June 1, 2008

Mike R. Willis went to work for the City of Tyler on June 1, 1978 as a Fireman in the Fire Department. He was promoted to Driver in 1983 and to Fire Captain in 1990, the position he now holds. We are pleased to present Mike with a 30 year service pin for his many years of service with the City of Tyler.

Billy Wayne Page

June 1, 1978 to June 1, 2008

Billy Wayne Page went to work for the City of Tyler on June 1, 1978 as a Fireman in the Fire Department. On October 1, 1981 he was promoted to Driver, the position he now holds. We are pleased to present Wayne with a 30 year service pin for his many years of service with the City of Tyler.

Steven Dale Acker

June 15, 1978 to June 15, 2008

Steven Dale Acker went to work for the City of Tyler on June 15, 1978 as a Firefighter in the Fire Department. On February 11, 1987 he was promoted to Fire Driver, the position he now holds. We are pleased to present Dale with a 30 year service pin for his many years of service with the City of Tyler.

These employees represent over **259 years** of service with the City of Tyler.

A-2 New Employees

The following employees were hired by the City of Tyler during the months of May and June 2008.

We would like to take this opportunity to welcome these new employees.

Bobby Thomas	IT Specialist II	Information Technology
Malissia Meador	Circulation Supervisor	Library
Irasema DeLuna	Deputy Court Clerk	Municipal Court
Frank Rowland	Housing Projects Coordinator	Neighborhood Services
Brent Stephenson	Financial Analyst	Neighborhood Services
Matthew Bowles	Custodian	Parks
Jessica Doughten	Police Recruit	Police
Gabriel Green	Police Recruit	Police
Ryan Gummer	Police Recruit	Police
Brooke Guthrie	PS Telecommunicator I	Police
Joshua Smedley	Police Recruit	Police
Walter Williams	Equipment Operator I	Streets
Jeffrey Liston	Laborer	Water
Jason Sheppard	Laborer	Water

A-3 Request that the City Council consider recognizing a City employee as the Blueprint Blue Ribbon Award winner for July 2008, for placing the highest premium on responsiveness to customer needs.

Mayor Bass presented Robin Smart with the Blueprint Blue Ribbon Award for July 2008.

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PRESENTATIONS

- P-1 Request that the City Council consider recognizing the staff of the Solid Waste Department and the Keep Tyler Beautiful Board as the First Place Winner of the 2008 Governor's Community Achievement Award.**

Kristi Boyett, Special Projects Coordinator for Solid Waste Department - Stated that the Keep Tyler Beautiful (KTyB) received the 2008 First Place Governor's Community Achievement Award (GCAA) for outstanding community improvement at the Keep Texas Beautiful 41st Annual Conference held at the Omni Mandalay Hotel in Irving on June 26, 2008. The honor recognizes Tyler with one of the most celebrated annual environmental and community improvement awards in Texas. Tyler received a \$130,000 prize from the Texas Department of Transportation (TxDOT) for a landscaping project along a Tyler state right-of-way.

Tyler was chosen for its achievements in seven environmental and community improvement areas including community leadership and coordination, education, public awareness, litter prevention and cleanup, illegal dumping enforcement, beautification and property improvement, and solid waste management.

Mayor Bass presented the staff of the Solid Waste Department and the Keep Tyler Beautiful Board as the First Place Winner of the 2008 Governor's Community Achievement Award with a proclamation naming July 9, 2008 as Keep Tyler Beautiful Day in the City of Tyler, Texas.

HEARINGS

- H-1 Request that the City Council conduct a public hearing to consider and provide direction and possible adoption of an ordinance relating to the FY 2008-2009 Community Development Block Grant (CDBG) and HOME Programs**

Brenda Johnson, Director of Neighborhood Services Department – Gave a brief presentation on the Community Development Block Grant (CDBG) and HOME Programs.

Dan Hendricks, Tyler Aids Service – Stated that he would like City Council to take a look at their organization again and reconsider funding.

Nancy Crawford, Executive Director of the Literacy Council – Thanked City Council for the funding for their organization.

Randall Huzenlaub, Habitat for Humanity – Thanked City Council for their support.

Reggi Durch, Tyler Aids Service- Asked City Council to reconsider funding for their organization.

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MISCELLANEOUS

- M-1 Request that the City Council consider authorizing the City Manager to award the 2008 Phase III Perimeter Road Project at Tyler Pounds Regional Airport to Reynolds & Kay, Limited, in an amount not to exceed \$915,319.95, and recommend that the Half Cent Sales Tax Board authorize the five percent local share totaling \$45,766.95. ©**

Motion by Mayor Pro Tem Alworth; seconded by Councilman Simons; motion carried 7 - 0 & approved as presented.

- M-2 Request that the City Council consider authorizing the City Manager to award the 2008 Runway Visibility Zone (RVZ) Clearing Project at Tyler Pounds Regional Airport to Stephenson Dirt Contracting, Limited Liability Company, in an amount not to exceed \$1,056,594.00, and recommend that the Half Cent Sales Tax Board authorize the five percent local share totaling \$52,829.70. ©**

Motion by Mayor Pro Tem Alworth; seconded by Councilman Smith; motion carried 7 - 0 & approved as presented.

- M-3 Request that the City Council consider authorizing the City Manager to execute Work Order No. 5 for engineering services with Wisenbaker, Fix and Associates for construction administration and inspection services for Phase III of the New Perimeter Road Project at Tyler Pounds Regional Airport in an amount not to exceed \$119,500.00, and for the Half Cent Sales Tax Board to consider funding the maximum local obligation of \$5,975.00. ©**

Motion by Mayor Pro Tem Alworth; seconded by Councilman Caraway; motion carried 7 - 0 & approved as presented.

- M-4 Request that the City Council consider authorizing the City Manager to execute letter agreements with Dixon Services, Incorporated for professional services associated with the acquisition of right-of-way for various Tyler Water Utilities projects, in an amount not to exceed \$245,750.00. ©**

Motion by Mayor Pro Tem Alworth; seconded by Councilman Caraway; motion carried 7 - 0 & approved as presented.

- M-5 Request that the City Council consider authorizing the City Manager to execute a new consulting services agreement with the Tyler Chamber of Commerce for Convention and Visitors Bureau services. ©**

Motion by Mayor Pro Tem Alworth; seconded by Councilman Sanders; motion carried 7 - 0 & approved as presented.

- M-6 Request that the City Council consider authorizing the City Manager to participate in the Texas Utility/Oncor Steering Committee and ratifying payment for the latest annual assessments. (R-2008-13)**

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Motion by Mayor Pro Tem Alworth; seconded by Councilman Moran; motion carried 7 - 0 & approved as presented.

(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 one year extension to the Annual Fuel Price Agreement per bid number 07-031 to Beekat Oil and Fuel, of Tyler, Texas.
- C-A-2 Request that the City Council consider authorizing the City Manager to purchase one Damon Daybreak Motor Coach from the low bid dealer, Southern RV Supercenter, of Tyler, Texas in the amount of \$76,670.00.
- C-A-3 Request that the City Council consider authorizing the City Manager to award Contract No. TYL-238 to Red River Construction Company in the amount of \$996,000 for the construction of aluminum clear well covers located at the Golden Road Water Treatment Plant.
- C-A-4 Request that the City Council consider authorizing the City Manager to sign a Memorandum of Understanding with Smith County allowing the Sheriff's Office to submit an application for and accept an Edward Byrne Memorial Justice Assistance Grant for Year 2008 in the amount of \$31,900. The City of Tyler's portion will be \$15,950. ©
- C-A-5 Request that the City Council consider authorizing the City Manager to award a five-year leasing contract to Xerox, for a WorkCentre 5645 multifunction copier for the City's Accounting Department with a total lease cost of \$17,242.20. ©

Motion by Mayor Pro Tem Alworth; seconded by Councilman Smith; motion carried 7 - 0 & approved as presented.

APPOINTMENTS TO BOARDS

- B-1 Request that the City Council approve Mayor Bass' nomination to the Tyler One-Half Cent Sales Tax (Half Cent) Corporation Board.

Motion by Councilman Moran to appoint Councilman Smith; seconded by Mayor Pro Tem Alworth; motion carried 7 - 0 & approved as presented.

CITY MANAGER'S REPORT

Reconstructive Open Houses on July 17th at 1:30 on East Barrett and on July 18th at 1:30pm on East Mims.

Sister Cities reception October 16, 2008 at 10:00 at City Hall
TML in San Antonio in October 2008.

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RECESS FOR EXECUTIVE SESSION - City Council convened into Executive Session at 10:09 am

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

-under section 551.087 “Economic Development” deliberation regarding the following:

Possible offer of financial or other incentive to a business prospect and to consider financial information about that prospect with which the City is conducting economic development negotiations that could lead to a development in Tyler

-under Section 551.072 “Real Estate”, deliberation regarding the following:

Discuss the purchase, exchange, lease or value of real property, the public discussion of which would have a detrimental effect on the negotiating position of the City, related to the development of municipal facilities and encouragement of private investment

City Council reconvened from Executive Session at 10:25 am with no action taken.

ADJOURNMENT

Motion by Mayor Pro Tem Alworth; seconded by Councilman Caraway; motion carried 7 - 0 & approved; meeting adjourned at 10:27 am.

**BARBARA BASS, MAYOR OF
THE CITY OF TYLER, TEXAS**

A T T E S T:

CASSANDRA BRAGER, CITY CLERK