

CITY COUNCIL AGENDA

Wednesday, October 28, 2009
9:00 a.m.



Barbara Bass, Mayor
Sam Mezayek, District 1
Donald Sanders, District 2
Ralph Caraway, District 3
Chris Simons, District 4
Vacant, District 5
Charles Alworth, District 6



CITY COUNCIL MEETING AGENDA

CITY COUNCIL CHAMBERS - CITY HALL
212 North Bonner
Tyler, Texas 75702
Wednesday, October 28, 2009
9:00 a.m.

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
- Approval of Minutes
- Election Items
- Employee Awards – Recognitions, Service Pins and Certificates
- Zoning Items
- Citizen/Staff/Consultant Presentations
- Public Hearings
- Adoption of Resolutions
- Adoption of Ordinances
- Miscellaneous Items
- Consent Agenda
- Appointments to Boards
- Tabled Items
- City Manager's Report
- Recess for Executive Session

Icon Legend	
	Business and Economy
	Downtown Master Plan
	Future Land Use
	Historic Preservation
	Housing, Neighborhoods and Community Identity
	North End Revitalization
	Parks, Open Spaces, Recreation and Lakes
	Public Facilities and Services
	Transportation and Circulation
	Tyler 21 Plan

1. Invocation
2. Pledge of Allegiance

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

- A-1** Request that the City Council consider recognizing a City employee as the Blueprint Blue Ribbon Award winner for October 2009, for placing the highest premium on responsiveness to citizens' needs.

ZONING

Z-1 C09-09-008 TEXAS SPINE AND JOINT (EAST 6TH STREET)

Request that the City Council consider closing a portion of East 6th Street connecting Roseland Boulevard and Donnybrook Avenue.

Z-2 APPLICATION C10-09-010 PHIL BURKS

Request that the City Council consider closing unimproved right of way sections of Rieck Road and Eagles Nest Boulevard.



Z-3 Z10-09-059 PHIL BURKS (5836, 5866, 5950, 5961 EAGLES NEST BOULEVARD and 1621, 1721, 1821 E RIECK ROAD)

Request that the City Council consider changing the zoning from “R-MF”, Multi-Family Residential District to “RPO”, Restricted Professional Office District on Lots 2, 3A, and 4A of NCB 1474A, from “R-1D” Single-Family Detached and Attached Residential District to “RPO”, Restricted Professional Office District on Lots 1, 2, and 3A of NCB 1474C, and from “C-1”, Light Commercial District to “RPO”, Restricted Professional Office District on Lot 4 of NCB 1474B, seven lots totaling approximately seven lots totaling approximately 29.29 acres located at the platted intersection of Rieck Road and Eagles Nest Boulevard (5836, 5866, 5950, 5961 Eagles Nest Boulevard and 1621, 1721, 1821 E Rieck Road).

Z-4 APPLICATION Z10-09-058 JOHNNY WILLIAMS (2227 OLD GLADEWATER HIGHWAY)

Request that the City Council consider changing the zoning from “M-2”, General Industrial District to “C-1”, Light Commercial District.

Z-5 APPLICATION Z10-09-057 HEATH HENRY (2124 and 2130 HAVERHILL DRIVE)

Request that the City Council consider changing the zoning from “R-1B”, Single-Family Residential District to “R-1D”, Single-Family Detached and Attached Residential District.

Z-6 APPLICATION Z10-09-060 EDWARD JACOBS (3922 McDonald Road)

Request that the City Council consider changing the zoning from “PMF”, Planned Multifamily District and “R-1B”, Single-Family Residential District to “R-1D”, Single-Family Detached and Attached Residential District.

PUBLIC HEARINGS



- H-1** Request that the City Council consider conducting a public hearing to consider an Ordinance of the City of Tyler, Texas, renewing the designation of Reinvestment Zone No. 6/Brookshire Grocery Company, for Commercial/Industrial Tax Abatement, City of Tyler, Texas, establishing the boundaries thereof and other matters relating thereto.

RESOLUTION

- R-1** Request that the City Council consider adopting a Resolution ratifying submission of an application for and accepting Federal Aviation Administration (FAA) Grant Funds totaling \$790,508.00 for the purpose of acquiring land necessary to improve the Runway Safety Areas on Runway 4/22 at Tyler Pounds Regional Airport. This Resolution also accepts any grant amendments to increase the grant funding levels, as well as authorizing the City's match payment not to exceed 5 percent for proposed grant projects.

ORDINANCE

- O-1** Request that the City Council consider adopting an ordinance amending Tyler City Code Chapter 18 to add additional health and safety regulations related to private swimming pools and spas, including water clarity, and providing for liens and recovery of costs to correct such violations.



- O-2** Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapter 2 to add a specific reference to the local bidder preference available under State law for certain competitive bids.

- O-3** Request that the City Council consider adopting an Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee and Atmos Energy Corporation, Mid-Tex Division regarding the Company's rate review mechanism filing in all cities exercising original jurisdiction and adopting tariffs that reflect rate adjustments consistent with the negotiated settlement.

MISCELLANEOUS



- M-1** Request that the City Council consider authorizing the City Manager to execute a professional services contract with Freese and Nichols Incorporated, of Fort Worth, Texas to provide two area development plans for Texas College and University of Texas at Tyler for an amount not to exceed \$163,754.



- M-2** Request that the City Council consider authorizing the City Manager to execute an agreement for Professional Services, in the amount of \$149,600, with Freese and Nichols, Incorporated for the development of a Lake Tyler Master Plan.



M-3 Request that the City Council consider authorizing the City Manager to execute Contract TYL-301, Work Order No. 1, in the amount of \$435,000, with Wisenbaker, Fix and Associates for the development of Emergency Action Plans for the Lake Tyler, the Lake Tyler East and the Lake Bellwood Dams.



M-4 Request that the City Council consider authorizing the City Manager to award a construction contract for Briarwood Estates Sewer Lines to the low bidder, Reynolds and Kay, Ltd., in the amount of \$446,124.68.



M-5 Request that the City Council consider authorizing the City Manager to execute a contract with SENSUS Meter Company for the upgrade of approximately 19,000 Tyler Water Utilities meters from drive-by Radio Automated Meter Read (AMR) system to fixed based FlexNet Advanced Metering Infrastructure (AMI) system.

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 an annual contract to Aqua Metric Sales Company, of Schertz, Texas, for the purchase of water meters, transceiver units and register units during fiscal year October 1, 2009 thru September 30, 2010.

C-A-2 Request that the City Council consider authorizing the City Manager to extend the various annual price agreements for copy paper, office furniture and uniforms/mat service for one year, October 1, 2009 thru September 30, 2010, to the listed vendors.

C-A-3 Request that the City Council consider authorizing the Tyler Police Department to purchase its annual police uniform order from Nardis Public Safety.

C-A-4 Request that the City Council consider authorizing the City Manager to purchase one TORO Groundsmaster 4000-D mower.

C-A-5 Request that the City Council consider authorizing the City Manager to purchase six new Ford Crown Victoria Police sedans to replace the current six sedans at the Police Department.

C-A-6 Request that the City Council consider authorizing the City Manager to purchase two Street Sweepers.

C-A-7 Request that the City Council consider authorizing the City Manager to award the purchase of office supplies for the fiscal year, October 1, 2009, thru September 30, 2010, from Office Depot of Fort Worth, Texas, through the U.S. Communities contract.

C-A-8 Request that the City Council consider declaring certain City of Tyler Information Technology Services equipment as surplus and authorize for disposal.

CITY MANAGER'S REPORT

ADJOURNMENT