

# **CITY COUNCIL AGENDA**

**Wednesday, February 24, 2010  
9:00 a.m.**



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



# CITY COUNCIL MEETING AGENDA

CITY COUNCIL CHAMBERS - CITY HALL  
212 North Bonner  
Tyler, Texas 75702  
Wednesday, February 24, 2010  
9:00 a.m.

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

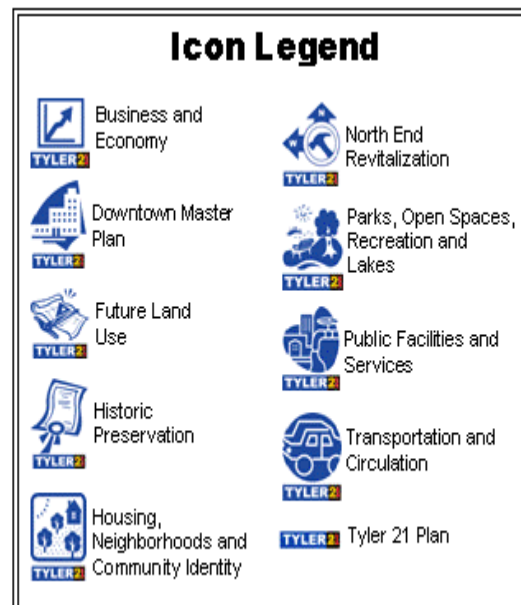
## AMERICANS WITH DISABILITIES ACT NOTICE

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



1. Invocation
2. Pledge of Allegiance
3. Minutes
  - a. February 10, 2010 Minutes

**EMPLOYEE AWARDS – RECOGNITIONS, SERVICE**

**A-1 New Hires Recognitions**

The following employees were hired by the City of Tyler on February 8, 2010. We would like to take this opportunity to welcome these new employees.

Sue	Barham	Transit Operations Coordinator	Transit
Jerry	Howard	Residential Equipment Operator	Solid Waste
Dustin	Snyder	Residential Equipment Operator	Solid Waste
Alfred	Hamlett	Residential Equipment Operator	Solid Waste
Debora	Schreck	Senior Secretary	Vehicle Services
Steven	Jones	Fire Recruit	Fire Department
Mason	Edney	Fire Recruit	Fire Department
Greg	Crenshaw	Fire Recruit	Fire Department
Matthew	Hazel	Fire Recruit	Fire Department
Christopher	Mahler	Fire Recruit	Fire Department
Jeffrey	Jordan	Fire Recruit	Fire Department
John	Brown	Fire Recruit	Fire Department

**ZONING**



**Z-1 APPLICATION Z01-10-012 BARRY ROBINSON (1733 EAST ELM STREET)**

Request that the City Council consider changing the zoning from "R-2", Two-Family Residential District to "R-1D", Single-Family Detached and Attached Residential District.

**Z-2 APPLICATION Z01-10-013 BARRY ROBINSON (2801 VALLEY VIEW STREET)**

Request that the City Council consider changing the zoning from "R-1A", Single-Family Residential District to "R-1B", Single-Family Residential District.

**Z-3 APPLICATION F02-10-032 CAMBRIDGE BEND ESTATES (UNITS 1 & 2), SECOND AMENDMENT, AMENDING REPLAT OF LOTS 10 AND 28-A OF CAMBRIDGE ESTATES UNITS 1 AND 2**

Request that the City Council consider approving an adjustment of lot lines.

**PRESENTATIONS**



**P-1** Request that the City Council considering receiving a presentation from the Neighborhood Services Department regarding the City’s Neighborhood Empowerment Works (NEW) 2009 Fall Program in District No. 2, which is represented by Councilman Sanders.

## RESOLUTION



- R-1** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located within the City of Tyler city limits and owned by taxing entities including the City of Tyler.

## ORDINANCE

- O-1** Request that the City Council consider adopting an Ordinance amending City Code Chapter 17, by establishing a new school speed zone with a speed limit of 25 mph for Gary Elementary along portions of Chilton Avenue, Bois D'Arc Avenue, Phillips Street and Rusk Street.

## MISCELLANEOUS

- M-1** Request that the City Council consider awarding portions of Bid No. 10-008 to Signature Contracting Services, Limited Liability Company, in the amount of \$93,816.54 annually, and to Integrity Tree Care & Landscaping in the amount of \$67,128.86 annually and authorize the City Manager to execute the two Contracts for Grounds Maintenance Services. The Signature Contracting Services, Limited Liability Company contract will include Pollard Park, Winters Park, Bergfeld Park, Rose Rudman Trail, Southside Park, Creekside Trail, Grande Boulevard Medians and Right-of-Way, and Faulkner Park; and the Integrity Tree Care and Landscaping will include Tyler Pounds Regional Airport, Tyler Transit Depot, City Park, Gassaway Park, Herndon Hills Park, Hillside Park, Emmett Scott Park, PT Cole Park, TR Griffith Park, and Lindsey Park.



- M-2** Request that the City Council consider authorizing the City Manager to award a contract, in the amount of \$254,640, to Haws Roofing, for the replacement of the Municipal Court/Health Department roof at 813 and 815 North Broadway.

- M-3** Request that the City Council consider authorizing the City Manager to award a bid to purchase three additional Low Floor Transit Coaches including optional equipment from Lasseter Bus & Mobility totaling \$555,849.



- M-4** Request that the City Council consider authorizing the City Manager to execute an Airport Restaurant Concession Lease in the North Side Terminal Building at Tyler Pounds Regional Airport with The Skyline Café (Rebecca Kalmowitz, Owner) for a term of three years with an option to renew for an additional two-year period.

- M-5** Request that the City Council consider authorizing the City Manager to enter into a Development Agreement with Chamblee's Roses and Gifts, Incorporated, for the development and annexation of certain property located along State Highway 69 in Smith County, Texas.



**M-6** Request that the City Council consider adopting an Ordinance establishing Tyler Industrial District No. 1 in the Tyler Pipe area in the City's extraterritorial jurisdiction, and authorizing an Industrial District Agreement with McWane Incorporated.



**M-7** Request that the City Council consider adopting a Resolution supporting PHG Lone Star, LLC. Application to the Texas Department of Housing and Community Affairs for the development of Pinnacle at North Chase Apartments.

## **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 issue Final Acceptance for and execute the Reconciliation Change Order reducing the total contract amount by \$8,059 for the Bus Stop Improvement Project with Tyler Transit.



**C-A-2** Request that the City Council consider approving the reconciliation change order and releasing final retainage to Reynolds and Kay, Ltd. for the Grande Boulevard Phase 2A – Sutherland Drive to Paluxy Drive project.

**C-A-3** Request that the City Council consider authorizing the City Manager to execute an Interlocal Election Contract with Smith County to perform certain joint election services for City Council Election to be held May 8, 2010, as part of the joint election with the Tyler Independent School District and Tyler Junior College.



**C-A-4** Request that the City Council consider ratifying Tyler Water Utilities staff action to contract with and made payment in the amount of \$28,541.98, to A.E. Shull & Company for the emergency repair of the Highway 31 W. 15-in sanitary sewer main.

**C-A-5** Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending December 31, 2009.

**C-A-6** Request that the City Council consider reviewing and accepting the Revenue/Expenditure Report for the quarter ending December 31, 2009.

## **CITY MANAGER'S REPORT**

## **ADJOURNMENT**