

CITY COUNCIL AGENDA

Wednesday, March 24, 2010
8:30 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 UNIVERSITY PARKING LOT
212 North Border
Tyler, Texas 75702
Wednesday, March 24, 2010
8:30 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. Call to Order (9:00 a.m.)
2. Invocation (Councilman, Reverend Caraway)
3. Post Colors
4. National Anthem

SPECIAL ACTION AND PRESENTATION



- Z-1 APPLICATION N03-10-001 NEW SUNNYBROOK to EARL CAMPBELL PARKWAY**
 Request that the City Council consider a street name change from New Sunnybrook Drive to Earl Campbell Parkway west of State Highway 155.
- a. Special Recognition
 - b. Comments from Earl Campbell

RECESS TO CITY HALL COUNCIL CHAMBERS, 212 NORTH BONNER, TYLER, TEXAS

RECONVENE AT 9:30 A.M., CITY COUNCIL CHAMBERS

5. Minutes
 - a. Minutes 03 10 2010

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 New Hires Recognitions

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

Andrew	Hill	Police Recruit	Police Department
Noel	Dews	Code Enforcement Officer I	Neighborhood Services

ZONING

- Z-2 APPLICATION COD02-10-005 JAMES WYNNE (509 W. 6th Street)**
 Request that the City Council consider an application from James Wynne for a Certificate of Demolition for a house located at 509 W. Sixth Street.
- Z-3 APPLICATION COD03-10-006 TODD GREEN (509 E. Charnwood)**
 Request that the City Council consider an application from Todd Green for a Certificate of Demolition for a house located at 509 East Charnwood Street.
- Z-4 APPLICATION Z03-10-017 ED THOMPSON (3895 NORTH BROADWAY AVENUE)**
 Request that the City Council consider changing the zoning from “AG”, Agricultural District to "R-MF", Multi-Family Residential District.



PRESENTATIONS

- P-1** Request that the City Council consider approving the Comprehensive Annual Financial Report for the fiscal year ending on September 30, 2009, as presented by Prothro, Wilhelmi & Company, P.C.

ORDINANCE

- O-1** Request City Council consider approving an Ordinance of the City of Tyler, Texas amending Chapter 19, "Utilities" Article III., "Water and Sewer service", Division C., "Rates", of the City of Tyler Code of Ordinances, by establishing a monthly surcharge for the purpose of collection of a state mandated Water System Fee and a state mandated Water Quality Assessment Fee, and for utilizing revenue for the purpose of paying said fees; providing for exceptions; providing a severability clause; providing for a penalty; and establishing an effective date.
- O-2** Request that the City Council consider adopting an ordinance amending Tyler City Code Chapter 18 "Code Enforcement", Article II., "Weeds and Debris", relating to requirements for certain improved lots, notice provisions, and requirements for the prosecution of violations.

MISCELLANEOUS



- M-1** Request that the City Council consider authorizing the City Manager to increase the fee associated with the 2008 professional services agreement with Dixon Services, Incorporated, for the acquisition of right-of-way associated with various Tyler Water Utilities projects, by \$234,749.33.
- M-2** Request that the City Council consider naming Field 5 at Faulkner Park, Randy Womble Field pursuant to City of Tyler Code of Ordinances, Chapter 8, "Parks", Article I. "In General", Section 8-3, "Naming and renaming park lands and facilities".
- M-3** Request the City Council consider authorizing the City Manager to accept a grant of up to \$67,400 from the East Texas Council of Governments to reimburse costs of expanding the Partners for Youth Program.
- M-4** Request that the City Council consider authorizing the City Manager to execute an Interlocal Agreement for cooperative video arraignment and conferencing between the City of Tyler and Smith County.
- M-5** Request that the City Council consider authorizing the City Manager to execute an easement with Tyler Independent School District for the placement and maintenance of an Emergency Warning Siren Pole at Jack Elementary School.
- M-6** Request that the City Council consider authorizing City staff to advertise for bids for the construction of the New Sunnybrook Drive project which includes portions of Old Noonday Road.



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 adopting an Ordinance amending the Tyler City Code by requiring a culpable mental state for certain offenses per State law.

BOARD APPOINTMENTS

B-1 Request that the City Council consider filling a vacancy to the Emergency Management Services (EMS) Board.

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 551.087 "Economic Development" deliberation regarding the following:

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

ADJOURNMENT