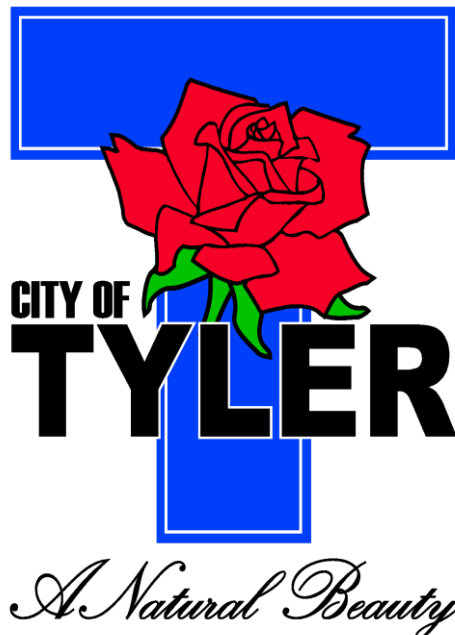


CITY COUNCIL AGENDA

Wednesday, September 14, 2011
9:00 a.m.



Barbara Bass, Mayor
Sam Mezayek, District 1
Donald Sanders, District 2
Ralph Caraway, District 3
Martin Heines, District 4
Mark Whatley, District 5
Jason Wright, District 6



CITY COUNCIL MEETING AGENDA

CITY COUNCIL CHAMBERS - CITY HALL

212 North Bonner

Tyler, Texas 75702

Wednesday, September 14, 2011

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 persons with disabilities. If any individual needs special assistance or accommodations 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.

Icon Legend

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

INVOCATION

PLEDGE OF ALLEGIANCE

MINUTES

- a. Minutes 08 23 2011

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 New Hires Recognitions

The following employee(s) were hired by the City of Tyler during the month of August 2011. We would like to take this opportunity to welcome these new employee(s).

New Employees

| FIRST NAME: | LAST NAME: | POSITION: | DEPARTMENT: |
|--------------------|-------------------|---------------------------|----------------------|
| Russell | Jowell | Fire Recruit | Fire |
| Jason | Williams | Fire Recruit | Fire |
| Allicia | Anderson | Police Recruit | Police |
| Brandon | Lott | Police Recruit | Police |
| Zackary | Noble | Police Recruit | Police |
| Tosh | Roberts | Police Recruit | Police |
| Robert | Thomsen | Traffic Signal Technician | Traffic |
| William | Barnes | Equipment Mechanic I | Vehicle Services |
| Jamerson | Hampton | Equipment Mechanic I | Vehicle Services |
| Stan | Stoffregen | Equipment Mechanic II | Vehicle Services |
| Michael | Fyffe | Plant Operator I | Wastewater Treatment |
| Efrain | Barboza | Truck Driver | Water Distribution |

ZONING

Z-1 F09-11-090 NORMAN L. DICKEY ADDITION, FINAL PLAT

Request that the City Council consider approving a plat for a three lot subdivision containing approximately 9.94 acres of land located on County Road 136 near the intersection of County Road 136 and County Road 168, and a waiver of required street improvements including \$43,931 in escrow.

Z-2 APPLICATION Z09-11-048 KIMBLE KUBIAK (513 AND 515 EAST FRONT STREET)

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

PRESENTATIONS

- P-1** Request that the City Council consider recognizing EOG Resources Tyler Division and Tanos Exploration, LLC for their sponsorship of three Compressed Natural Gas (CNG) powered vehicles as part of the City of Tyler's CNG Pilot Program.

ORDINANCE

- O-1** Request that the City Council consider adopting the property tax rate ordinance, the proposed budget ordinance and authorize the City Manager to execute the outside agency contracts for fiscal year 2011-2012.
- O-2** Request that the City Council conduct a public hearing and consider public input on the proposed transit fare increase and then consider adopting an Ordinance adding rental and usage fees for Liberty Hall in Chapter 2 and amending miscellaneous transit and solid waste fees in Tyler City Code Chapters 12 and 16.

MISCELLANEOUS

- M-1** Request that the City Council review and consider approving the attached Smith County 9-1-1 District Budget for the Fiscal Year beginning October 1, 2011 and ending September 30, 2012.
- M-2** Request City Council consider approving an Interlocal Agreement with Smith County, a Contractor/Company Contract Agreement between the City of Tyler, Smith County and Country Coffee Company, Inc. (aka Distant Lands Coffee) and authorize the City Manager to execute and sign all documents necessary in conjunction with Texas Capital Fund Contract No. 711042 for the construction of a sanitary sewer main to service West Tyler and Country Coffee Company, Inc.
- M-3** Request that the City Council consider the award of bids for the New Construction of six single family dwellings.

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 approve an agreement with First Choice Cooperative and The Cooperative Purchasing Network (TCPN) whereby the City of Tyler can take full advantage of purchasing any and all items available through the cooperatives.
- C-A-2** Request that the City Council consider approving a Reconciliation Change Order and releasing final retainage in the amount of \$15,525.31 to Reynolds and Kay, Ltd for channel improvements at 2011 Rickety Lane.

- C-A-3** Request that the City Council consider declaring certain City of Tyler vehicles and miscellaneous vehicle parts as surplus and authorize for auction.
- C-A-4** Request that the City Council consider authorizing the City Manager to execute Work Order No. 2, in the amount of \$135,000, to Wisenbaker Fix and Associates for Resident Project Representative Services during construction of the Highway 69 to Interstate 20 Sewer Improvements project.

BOARD APPOINTMENTS

- B-1** Request that the City Council consider making appointments and reappointments to the Airport Advisory Board and the Construction Board of Adjustment and Appeals.

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:

Ex. Session No. 1:

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

1. Possible or contemplated litigation relating to the resolution of extraterritorial jurisdiction boundaries with the City of Whitehouse

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

Ex. Session No. 2:

-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