

**CITY COUNCIL AGENDA**  
**Wednesday, February 9, 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, February 9, 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 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.

## 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. 01 27 2011 Minutes

## EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

### A-1 Service Awards

We would like to recognize the following employees for their years of service and commitment to the City of Tyler. At this important milestone, we express our sincere appreciation for your dedication and for the special contribution you make to our organization. These employees represent over **43-years** of service with the City of Tyler.

#### Retirees - Service Awards

DATE OF HIRE:	FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT	YEARS OF SERVICE:
3/3/03	Trent	Jones	Plant Mechanic II	Water Plant	18
9/23/85	Michael	Burge	Police Sergeant IV	Police	25

### A-2 New Hires Recognitions

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

#### New Employees

FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:
Aaron	Smith	Fire Recruit	Fire
Benjamin	Missildine	Fire Recruit	Fire
William "Percy"	Purcell	Deputy Marshall II	Municipal Court
Freddie	Ross	Laborer	Water Distribution
James	Garrett	Laborer	Waste Water Collection

- A-3 Request that the City Council consider receiving a presentation and recognition from the Boot Campaign for support of veterans and their families.

## 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) 2010 Fall Program in District No. 3, which is represented by Councilman Caraway.



**P-2** Request that the City Council consider receiving a presentation from the Chief of Police regarding the proposed expansion, amendments and realignment of the geographical boundaries for the Police Department Community Response program to enable greater public service to the citizens of Tyler.


**ZONING**

 **Z-1 HDO11-10-001 HERITAGE NEIGHBORHOOD NO. 2**  
Request that the City Council consider adopting an Ordinance to allow for a Historic District Overlay to be placed on 52 properties generally bounded by the east face of Donnybrook Avenue, the north and south face of East Charnwood, the east and west face of Oakland Avenue and the north face of Wells Street.

 **Z-2 APPLICATION Z02-11-010 LINDA JETER (2322 HORN AVENUE)**  
Request that the City Council Consider changing the zoning from “M-2”, General Industrial District to "R-1B", Single-Family Residential District.

**MISCELLANEOUS**

**M-1** Request the City Council consider authorizing City staff to advertise for bids for the construction of the 2011 Asphalt Pavement Enhancement Program.

 **M-2** Request that the City Council consider authorizing the City Manager to award the Transit Paving and Drainage Improvement Project for Tyler Transit to J. C. Johnson Construction, Incorporated in an amount not to exceed \$330,385.90.

**M-3** Request that City Council consider reviewing and accepting the Revenue/Expenditure Report for the quarter ending December 31, 2010.

**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 a Resolution authorizing the City Manager and the Police Chief to enter into an Interlocal Mutual Aid Agreement on behalf of the City of Tyler Police Department with the University of Texas Health Science Center at Tyler Police Department (UTHSCT PD) to facilitate effective and mutually beneficial law enforcement assistance within the agency’s concurrent jurisdiction.

**C-A-2** Request that the City Council consider reviewing and accepting the Investment Report for the quarter ending December 31, 2010.

- C-A-3** Request that the City Council consider authorizing the City Manager to extend Bid No. 10-002, for one year, February 1, 2011 through January 31, 2012, to Isaacs Wrecker Service, of Tyler, Texas to provide wrecker service to the City of Tyler.
- C-A-4** Request that the City Council consider authorizing the City Manager to purchase a Ford F750 dump truck for the Solid Waste Department and a Chevy Caprice Police package sedan for the Police Department through the Buy Board Cooperative.
- C-A-5** Request that the City Council consider authorizing the City Manager to purchase one John Deere 310J backhoe for a total purchase of \$71,689.
- C-A-6** Request that the City Council consider authorizing the City Manager to utilize the Buy Board Cooperative for various categories of automotive and truck tires and parts for the Fiscal Year 2010-2011.
- C-A-7** Request that the City Council consider adopting an Ordinance making an uncontestable finding that all territory included within the City of Tyler since February 9, 1991 is part of the City.

**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 551.072 “Real Estate”, deliberation regarding the following:**

Discuss the purchase, exchange, sale, 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

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

- 1. Possible contemplated litigation involving SCMUD #1**
- 2. Appeal of Condemnation & TCEQ docket involving TTUC (Algonquin)**

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

**ADJOURNMENT**