

CITY COUNCIL AGENDA

Wednesday, October 26, 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, October 26, 2011
9:00 a.m.

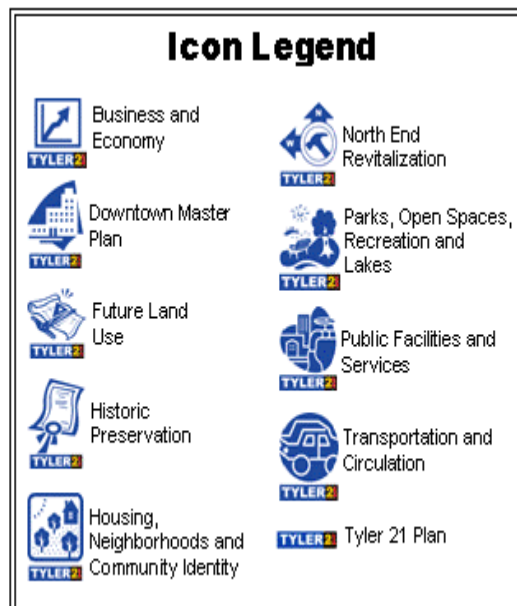
Internet website <http://www.cityoftyler.org> and Cable Access Channel 3

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.



INVOCATION

PLEDGE OF ALLEGIANCE

MINUTES

- a. Minutes 10 12 2011

EMPLOYEE AWARDS – RECOGNITIONS, SERVICE

A-1 Service Awards

We would like to recognize the following employee for his 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. This employee represents over **25-years** of service with the City of Tyler.

DATE OF HIRE:	FIRST NAME:	LAST NAME:	POSITION:	DEPARTMENT:	YEARS OF SERVICE:
10/13/1986	W. Dan	Brotton	Director of Solid Waste	Solid Waste	25

PRESENTATIONS

- P-1** Request that the City Council consider receiving a presentation from the Traffic Department regarding the Downtown Signal Upgrade Project.

PUBLIC HEARINGS

- H-1** Request that the City Council consider conducting a public hearing and adopting an Ordinance renewing the designation of Reinvestment Zone No. 3, The Trane Company for commercial and industrial tax abatement.

ZONING

- Z-1 APPLICATION Z09-11-054 JOSE M. SAUCEDO (917 SOUTH VINE AVENUE)**
Request that the City Council consider changing the zoning from “R-1B”, Single-Family Residential District to “C-1”, Light Commercial District.



- Z-2 APPLICATION Z10-11-057 DOMING ESCOBAR (1507 NORTH DARGAN AVENUE)**
Request that the City Council consider changing the zoning from “R-2”, Two-Family Residential District to “R-1B”, Single-Family Residential District.



- Z-3 APPLICATION Z10-11-058 JOSE CAZARES (415 THOMAS STREET)**
Request that the City Council consider changing the zoning from “M-1”, Light Industrial District to “R-1B”, Single-Family Residential District.

Z-4 APPLICATION Z10-11-059 JACK M. KING, JR. (7395 SOUTH BROADWAY AVENUE)

Request that the City Council consider changing the zoning from “PCD”, Planned Commercial District to “C-1”, Light Commercial District.

Z-5 APPLICATION Z10-11-060 ROBERT LEE, JR. (709 WHITESIDE ROAD)

Request that the City Council consider changing the zoning from “R-MF”, Multi-Family Residential District to “R-1A”, Single-Family Residential District.

RESOLUTION

R-1 Request that the City Council consider adopting a Resolution authorizing the placement of the official motto of the United States in the Tyler Council chambers in the current fiscal year, pending the receipt of private funding for this project.

R-2 Request that the City Council consider adopting a Resolution authorizing the filing of an application with the East Texas Council of Governments (ETCOG) for a Regional Solid Waste Grant, and authorizing the City Manager to take all actions needed to receive and expend grant funds.

ORDINANCE



O-1 Request that the City Council consider adoption of an Ordinance approving appointments to the Boards of Directors of the Tax Increment Reinvestment Zone No. 2 (TIRZ No. 2), the Tax Increment Reinvestment Zone No. 3 (TIRZ No. 3), and the Tyler Redevelopment Authority.

RECESS

CONVENE

CITY OF TYLER JOINT MEETING OF THE BOARDS OF DIRECTORS OF THE REINVESTMENT ZONE NUMBER TWO, REINVESTMENT ZONE NUMBER THREE, and TYLER REDEVELOPMENT AUTHORITY COMMUNICATION

1. Call to Order – Barbara Bass, Chair
2. Recognition of New and/or Re-appointed Board Members - Barbara Bass, Chair
3. Approve Board Minutes – Barbara Bass, Chair:
 - a. Approve TIRZ No. 2 Minutes for Dec. 10, 2008
 - b. Approve TIRZ No. 3 Minutes for Dec. 10, 2008
 - c. Approve TIRZ No. 2 Minutes for Oct. 13, 2010
 - d. Approve TIRZ No. 3 Minutes for Oct. 13, 2010
 - e. Approve Redevelopment Authority Minutes for October 13, 2010
 - f. Approve Redevelopment Authority Minutes for April 13, 2011

4. Consider election of Vice Chair - Barbara Bass, Chair
 - a. Consider election of Vice Chair for TIRZ No. 2
 - b. Consider election of Vice Chair for TIRZ No. 3
 - c. Consider election of Vice Chair for Tyler Redevelopment Authority

5. Review and consider acceptance of the TIRZ No. 2, the TIRZ No. 3 Annual Reports by the TIRZ No. 2, TIRZ No. 3 and the Redevelopment Authority Boards, respectively – Susan Guthrie, Managing Director of External Relations.

6. Consider receiving a presentation on the Downtown parking garage preliminary design authorized on April 13, 2011. – Carter Delleney, City Engineer.

7. Consider receiving a presentation on proposed Downtown Tyler streetscape improvement concepts as conceived by a volunteer citizen Streetscape Task Force of Heart of Tyler, Inc. (HOT) – Beverly Abell, Main Street Manager.

Adjourn.

RECONVENE October 26, 2011, CITY COUNCIL MEETING

MISCELLANEOUS

M-1 Request that the City Council consider authorizing the City Manager to execute Work Order No. 1 with Wisenbaker Fix & Associates, in the amount of \$230,000, for the design and construction phase services associated with the Charleston Park Booster Station.



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 ratifying staff action for the emergency bridge repair on Camellia Street at Sunnybrook Drive by Hartbeat Construction in the amount of \$34,670.

C-A-2 Request that the City Council authorize the City Manager to execute a new non-profit lease for Airport Lease Tract 3 at Tyler Pounds Regional Airport between the Civil Air Patrol and City of Tyler.

C-A-3 Request that the City Council consider authorizing the City Manager to accept grant funding through the Family Self Sufficiency Program (FSS) for one FSS Coordinator position to enhance the housing efforts of the department.

- C-A-4** Request that the City Council consider authorizing the City Manager to approve expenditure of \$34,886 to Smith Pump Company for Pump Repairs and the lowering of the Suction Intake Column at the Lake Tyler Raw Water Pump Station.
- C-A-5** Request that the City Council consider authorizing the City Manager to execute a standing Professional Services Agreement, with Wisenbaker Fix & Associates, for various water, wastewater and stormwater projects.
- C-A-6** Request that the City Council consider ratifying staff action authorizing A.E. Shull and Company to perform emergency dredging at the Lake Tyler Marina and extension of the marina boat ramp, in the amount of \$35,935, to provide access to Lake Tyler, Lake Tyler East and the marina fueling facilities.
- C-A-7** Request that the City Council consider ratifying amendments to the Americans with Disabilities Act Complementary Paratransit Service contract with NDMJ, LLC, including clarification of fees, reporting requirements, penalties and certification of vehicles.
- C-A-8** Request that the City Council consider adopting an Ordinance amending Chapter 3, "Personnel/Civil Service", Article III., "Civil Service for Firefighters and Police Officers", Division 2, "Classification Plan" and Division 3, "Other Compensation".
-  **C-A-9** Request that the City Council consider the adoption of an Ordinance ratifying the approval of the Project and Financing Plans for Tax Increment Reinvestment Zone No. 2 (TIRZ No. 2) and Tax Increment Reinvestment Zone No. 3 (TIRZ No. 3) and finding that such plans are feasible.
-  **C-A-10** Request that the City Council consider approving the submission of the Annual Reports for TIRZ No. 2 and TIRZ No. 3 to all other taxing entities and to the State of Texas Comptroller as required by law.

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
2. Possible contemplated litigation involving Guinn Farms subdivision street conditions

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