

**MINUTES OF THE
REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS
March 9 2005**

A regular meeting of the City Council of the City of Tyler, Texas, was held Wednesday, March 9, 2005 at 9:00 a.m. in the Council Chamber, City Hall, Tyler, Texas, with the following present:

Mayor: Joey Seeber
Mayor Pro Tem: Joyce Armstrong Scurry
Council Members: Ron Shaffer
Derrick Choice
Steve Smith
Chris Simons
Charles Alworth

City Manager: Bob Turner
Deputy City Manager: Mark McDaniel
City Attorney: Gary Landers
Asst. City Attorney: Steve Kean
Capital /City Projects Coordinator: Bill Ward
Chief Financial Officer: Daniel Crawford
Chief Information Officer: Benny Yazdanpanahi
City Engineer: Dan Peden
City Fire Chief: Neal Franklin
City Police Chief: Gary Swindle
Communications/Media Services Coordinator: Laura Krantz
Director of Planning and Zoning: Stephanie Rollings
Director of Solid Waste: Dan Brotton
Fleet Administrator: George Baker
Manager of Water Quality and Production: Mitch Marable
Traffic Engineer: Kirk Houser
Tyler Transit: Norman Schneck
City Clerk: Cassandra Brager

INVOCATION

The Invocation was given by Councilmember Choice.

Mayor requested a moment of silence for Mr. Mark Wilson and others involved in the recent shooting. Mayor then recognized Chief Swindle and the Tyler Police Department as well as other law enforcement and citizens involved for their actions in the same situation.

Mayor Pro Tem Scurry made the motion to approve the minutes for the January 12, 2005 meeting; seconded by Councilman Simons; motion carried 7-0; approved as presented.

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EMPLOYEE AWARDS – RECOGNITIONS

A-1 Employee Service Awards

20 years

Gary C. Landers

February 1, 1985 to February 1, 2005

Gary C. Landers went to work for the City of Tyler on February 1, 1985 as a City Attorney in the Legal Department, the position he now holds. We are pleased to present Gary with a 20-year service pin for his many years of service with the City of Tyler.

Billy R. Palmer

February 8, 1985 to February 8, 2005

Billy R. Palmer went to work for the City of Tyler on February 1, 1985 as a Plant Operator in the Water Department, the position he now holds. We are pleased to present Billy with a 20-year service pin for his many years of service with the City of Tyler.

These employees represent over 40 years of service with the City of Tyler.

Mayor Seeber presented employees with pins for their years of service with the City of Tyler.

A-2 The following employees were hired by the City of Tyler during the month of February. We would like to take this opportunity to welcome these new employees.

Christopher Potts	Firefighter I	Fire Dept.
Patrick Mayo	Firefighter I	Fire Dept.
Tony Smith	Laborer	Lake Tyler
Robert Crosson	Equipment Servicer	Vehicle Services
Laurie Wheeler	Clerk	Vehicle Services
Lori Luna	Utilities Lab Analyst	Water Plant

ADOPTION OF ORDINANCES

O-1 Request that the City Council adopt an Ordinance amending the Police Department’s forfeiture capital outlay budget from \$111,080.00 to \$120,180.00, due to an unanticipated cost increase in the purchase price of a shooting simulator. (Ord. 0-2005-18)

Councilman Choice made the motion; seconded by Councilman Alworth; motion carried 7-0; approved as presented.

ADOPTION OF RESOLUTIONS

R-1 Request that the City Council consider adopting a Resolution expressing support for the Community Development Block Grant Program during National Community Development Week and thanking those individuals involved in this program for continuing valuable efforts toward improving the lives and living conditions of lower income neighborhoods in Tyler and across the United States. (R-2005-5)

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Councilman Simons made the motion; seconded by Councilman Choice; motion carried 7-0; approved as presented.

- R-2 Request that the City Council consider adopting a Resolution expressing intent to enter into an agreement with Tyler Independent School District (TISD) for the joint use and eventual transfer of land for public purposes including recreational and education. (R-2005-6)**

Councilman Alworth made the motion; seconded by Councilman Smith; motion carried 6-0-1; approved as presented.

- R-3 Request that the City Council consider adopting a Resolution calling an Election for May 7, 2005, to fill the offices of Tyler City Council Members for Single Member District Numbers 1, 3, and 5 on the Tyler City Council and calling for a joint election with the Tyler Independent School District. (R-2005-7)**

Councilman Choice made the motion; seconded by Mayor Pro Tem Scurry; motion carried 7-0; approved as presented.

MISCELLANEOUS ITEMS

- M-1 Request that the City Council consider authorizing payment in the amount of \$460,519.00 for bridge replacement and rehabilitation on Copeland Road at West Mud Creek between Loop 323 and Hubbard Drive, and re-affirming the City Manager's authority to enter into an Advance Funding Agreement with the Texas Department of Transportation for such bridge replacement and rehabilitation work.**

Councilman Alworth made the motion; seconded by Councilman Choice; motion carried 7-0; approved as presented.

- M-2 Request that the City Council authorize the City Manager to accept a donation of five (5) fully equipped bicycles, valued at \$8,638.03, from the Tyler/Smith County Crime Stoppers and the Smith County District Attorney's Office.**

Councilman Smith made the motion; seconded by Councilman Alworth; motion carried 7-0; approved as presented.

- M-3 Request that the City Council consider accepting a donation from Westchase Center, Inc., of property located just north of Woldert Park, which will be added to the park.**

Councilman Choice made the motion; seconded by Mayor Pro Tem Scurry; motion carried 7-0; approved as presented.

- M-4 Request that City Council consider accepting a donation from Rose Capital West Little League for the construction of new batting cages at Faulkner Park.**

Councilman Smith made the motion; seconded by Councilman Alworth; motion carried 7-0; approved as presented.

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CONSENT AGENDA

(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).

A. BID FOR MATERIALS, SUPPLIES, EQUIPMENT, AND SERVICES

- C-A-1 Request that the City Council consider awarding a bid for a new Airport Grounds Maintenance Agreement to Brosang's Landscaping, Inc., and authorize the City Manager to execute the contract totaling \$32,795.00 annually, for a term of two (2) years.
- C-A-2 Request that the City Council consider authorizing the City Manager to enter into a purchase agreement for the Tyler Transit System to purchase two back-up power generators for Tyler Transit and the Computer Services Department.
- C-A-3 Request that the City Council consider authorizing the City Manager to execute a grant agreement with the Federal Transit Administration (FTA) for FY 2005 Public Transportation Formula Funds.
- C-A-4 Request that the City Council consider ratifying participation with the Texas Department of Transportation (TxDOT) to make median improvements in the 6700 block of South Broadway in the amount of \$51,885.22.

Councilman Choice made the motion to approve the entire consent items; seconded by Mayor Pro Tem Scurry; motion carried 7-0; approved as presented.

CITY MANAGER'S REPORT

- 1. *Laura Krantz completed Master's thesis, will defend and graduate from SFA in May w/4.0.*
- 2. *Mayor – Mark Wilson memorial plans underway, will be plaque.*
- 3. *Shaffer – the apartment development on Walton Road coming along well.*
- 4. *Choice – house demolition ordinances being reviewed, boarded up, HUB repair policies.*

RECESS FOR EXECUTIVE SESSION - No Executive Session Planned

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ADJOURNMENT – Mayor Pro Tem Scurry made the motion to adjourn the meeting at 9:29 am; seconded by Councilman Choice; motion carried 7-0; meeting adjourned.

**JOSEPH O. SEEBER, MAYOR OF
THE CITY OF TYLER, TEXAS**

A T T E S T:

CASSANDRA BRAGER, CITY CLERK