

CITY COUNCIL - TELECONFERENCE & PUBLIC MEETING AGENDA

**Wednesday, October 14, 2020
9:00 am**

*Due to the current Coronavirus COVID-19 public health emergency, the City of Tyler is taking extraordinary steps to protect the public health, safety and welfare. A teleconference meeting of the Tyler City Council is being conducted. Those who wish to participate by teleconference may call **(903) 363-0651**.*

***In addition, the City Council is also providing physical access for up to 33 members of the public, who may attend on a first-come, first seated basis.** The public meeting will be arranged for social distancing, and those in attendance are urged to follow recommendations of the Centers for Disease Control and Prevention (CDC) by adhering to all social distancing and hygiene requirements. Capacity limits will be observed. Pursuant to both CDC guidance and Governor Abbott's most recent Executive Order, GA EO-29, people must wear cloth face coverings or masks when attending public meetings unless they are otherwise exempt because they are a child under two (2) or because they have a medical condition and have been advised by their doctor that wearing a mask itself is dangerous.*

The public is encouraged to participate by teleconference and by calling; or if you wish to submit a comment, please review the Agenda and submit an online digital comment card prior to 7:00 a.m. October 14, 2020 by visiting:

<https://www.cityoftyler.org/government/government/agendas>.

For all comment cards so received, staff will call the phone number you submit directly during the meeting when your item comes up for comment.

If you are unable to submit a digital comment card prior to 7:00 a.m., October 14, 2020, you may call the meeting at (903) 363-0651 and be placed on hold until your item comes up for public comment.

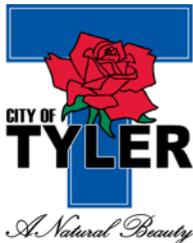
Follow us live at: [facebook.com/CityofTylerTexas/](https://www.facebook.com/CityofTylerTexas/)

Follow live on Microsoft Teams at: shorturl.at/fnJOU

(There is no need to download Microsoft Teams, simply choose "watch on the web" option.)



CITY COUNCIL
Martin Heines, Mayor
Linda Sellers, District 1
Broderick McGee, District 2
Dr. Shirley McKellar, District 3
Vacant, District 4
Bob Westbrook, District 5
Vacant, District 6
Edward Broussard, City Manager



CITY COUNCIL TELECONFERENCE MEETING AGENDA

**CITY COUNCIL CHAMBERS - CITY HALL
PUBLIC MAY PARTICIPATE BY CALLING:**

(903) 363-0651

Follow us live at: [facebook.com/CityofTylerTexas/](https://www.facebook.com/CityofTylerTexas/)

Follow live on Microsoft Teams at: shorturl.at/flmB8

(There is no need to download Microsoft Teams, simply choose “watch on the web” option.)

A maximum of 33 members of the public may attend in person on a first-come, first-seated basis. The public is encouraged to participate by calling; or if you wish to submit a comment, please review the Agenda and submit a digital comment card online by 7:00 a.m. of October 14, 2020 at: <https://www.cityoftyler.org/government/government/agendas>.

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

Please call (903) 531-1100 if you need assistance with interpretation or translation for this City meeting.

Si usted necesita ayuda con la interpretación o traducción de cualquier material en este sitio o en una reunión pública de la Ciudad de Tyler por favor llame al (903) 531-1100.

AMERICANS WITH DISABILITIES ACT NOTICE

The City of Tyler wants to ensure that City Council Meetings are accessible to persons with disabilities. If any individual needs special assistance or accommodations in order to participate in this City Council meeting, please contact the City Manager’s Office at 903.531.1100, in advance so accommodations can be made.

COURTESY RULES

Thank you for your participation. 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 are attending the City Council meeting in person and 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. If you are participating in the City Council virtually, please submit a digital comment card prior to 7:00 a.m. of the meeting date at <https://www.cityoftyler.org/government/government/agendas>. Or you may call into the meeting at (903) 363-0651. 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. Comments to the City Council from those who are participating in the meeting by teleconference should only be made after the Clerk has introduced your call to Council. Comments to the City Council from those in attendance who are physically attending the meeting should only be made from the podium. This will ensure that the comments are picked up by the microphones and are made a part of the official record.

INVOCATION

PLEDGE OF ALLEGIANCE

MINUTES

Request that the City Council consider approval of the minutes of the regular meetings of the City Council of the City of Tyler, Texas held on August 12, 2020 and August 26, 2020

AWARDS

- A-1** Request that the City Council consider accepting awards from the Texas Municipal League for excellence in local government.
- A-2** Request that the City Council consider accepting the “Certificate of Achievement for Planning Excellence” from the American Planning Association – Texas Chapter.

PRESENTATION

- P-1** Request that the City Council consider receiving an update regarding COVID-19 in Tyler and Smith County from the Northeast Texas Public Health District.

HEARING

- H-1** Request that the City Council consider conducting the third and final public hearing and adopting a proposed ordinance amending Tyler City Code Chapter 15 granting Oncor Electric Delivery Company LLC an Electric Power Franchise.

RESOLUTION

- R-1** Request that the City Council consider adopting a Resolution authorizing the filing of one (1) application with the East Texas Council of Governments (ETCOG) for a Regional Solid Waste Grant, and authorizing the acceptance and use of any grant(s) if awarded, authorizing the acceptance of any increases in grant funding levels, and authorizing the Solid Waste Department to take all actions needed to receive and expend grant funds.
- R-2** Request that the City Council consider adopting a Resolution ratifying acceptance of the Texas Department of Transportation (TxDOT) Routine Airport Maintenance Program (RAMP) Grant totaling \$50,000 for general maintenance programs at Tyler Pounds Regional Airport, and also authorizing all appropriate City Staff actions related to the implementation and use thereof. The City’s local share is \$50,000 which is budgeted in the Airport Fiscal Year 2020-2021 budget

MISCELLANEOUS

- M-1** Request that the City Council consider authorizing the City Manager to execute a contract with Habitat for Humanity not to exceed \$165,000 for the administration of a Critical Home Repair Program funded through Community Development Block Grant.
- M-2** Request that the City Council consider authorizing the City Manager to execute a contract not to exceed \$110,000 with Habitat for Humanity of Smith County to administer a Targeted Home Repair Program funded with Community Development Block Grant funds.
- M-3** Request that the City Council consider authorizing the City Manager to execute a construction contract with Reynolds & Kay, Ltd. for the construction of the Cambridge Road Improvements project in the amount of \$8,496,838.25.
- M-4** Request that the City Council consider authorizing the City Manager to execute a contract amendment with KSA Engineers for additional design and construction services for the Group 2 Remedial Measures Implementation Project in the amount of \$486,700.
- M-5** Request that the City Council consider approving a reimbursement of \$435,905.24 for right-of-way (ROW) sanitary sewer easement clearing work to A.E. Shull & Company, as part of its "On-Call and Maintenance Contract", to be paid out of operating funds.

BOARD APPOINTMENTS

- B-1** Request that the City Council consider making appointments and re-appointments to the Animal Care Advisory Board, Civil Service Commission, Disability Issues Review Board, Library Board, Neighborhood Revitalization Board, Parks Board, Historical Preservation Board, Zoning Board of Adjustments and the Traffic Safety Board.

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 adoption of an updated Resolution approving the continued participation in the Texas State Department of Information Resources (DIR) Program and General Services Commission Local Government Purchasing Program and authorizing the City Manager to renew several annual leases for technology equipment including computers, software, and telephones from approved vendors previously obtained through this program for FY 2020-2021.

- C-A-2** Request that the City Council consider authorizing the City Manager to approve purchasing goods through The Interlocal Purchasing System (TIPS) and BuyBoard Cooperative, whereby the City of Tyler can take full advantage of purchasing any and all items available through these cooperatives. Also request that the City Council consider authorizing the City Manager to purchase solid waste trucks from the purchasing cooperatives as selected.
- C-A-3** Request that the City Council consider authorizing the City Manager to approve the release of final retainage in the amount of \$32,737.88 to CFG Industries, LLC for the Troup Highway Standpipe Rehabilitation.
- C-A-4** Request that the City Council consider authorizing the City Manager to purchase four (4) Mack tractor trucks from East Texas Mack of Longview through The Interlocal Purchasing System (TIPS) agreement # 170802 for a total purchase price of \$151,780.00.
- C-A-5** Request that the City Council consider authorizing the City Manager to purchase one (1) new haul truck from Southwest International Trucks - Arlington, Texas through Buy Board contract #601-19 in the amount of \$177,401.44
- C-A-6** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 1315 Walnut Dr. within the Tyler city limits and owned by taxing entities including the City of Tyler.
- C-A-7** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 1313 Walnut Dr. within the Tyler city limits and owned by taxing entities including the City of Tyler.
- C-A-8** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 609 W 25th St within the Tyler city limits and owned by taxing entities including the City of Tyler.
- C-A-9** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 508 E Nutbush within the Tyler city limits and owned by taxing entities including the City of Tyler.
- C-A-10** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 405 W Harpole within the Tyler city limits and owned by taxing entities including the City of Tyler.
- C-A-11** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 525 N Clayton within the Tyler city limits and owned by taxing entities including the City of Tyler.

- C-A-12** Request the City Council consider approving the accident repair of Solid Waste unit 18729, a 2018 Mack refuse truck, in the amount of \$99,120.66.
- C-A-13** Request that the City Council consider authorizing the City Manager to purchase one (1) new high pressure sewer jetting truck from Freightliner of Austin, Austin, Texas through the inter-local purchasing system TIPS contract #200206 for a purchase price of \$61,295.00, and Kinloch Equipment of Pasadena, Texas through Sourcewell Cooperative Purchasing contract #122017-FSC for the high pressure jetting rig for \$116,361.00, for a total purchase price of \$177,656.00.
- C-A-14** It is recommended that the City Council consider authorizing the City Manager to award the Group 1 Private Lateral Program Construction for Consent Decree Group 1 Remediation Work in the amount of \$206,600 and \$44,900 to Benjamin Franklin Plumbing and American Plumbing Co., respectively.
- C-A-15** Request that the City Council consider authorizing the City Manager to enter into an “Emergency Response Services Agreement” with East Texas Medical Center EMS, a Texas non-profit corporation doing business as UT Health East Texas EMS, for communication services and access to radio system infrastructure, including hardware, software, and insurance associated with this system for the City of Tyler.
- C-A-16** Request that the City Council consider authorizing the City Manager to execute an Easement and Right-of-Way agreement with Oncor Electric Delivery Company, LLC for the replacement of overhead electrical lines across City-owned property at 5112 Troup Hwy.
- C-A-17** Request that the City Council consider authorizing the City Manager to execute two (2) Easement and Right-of-Way agreements with Oncor to install two (2) electrical poles on City-owned property at Lake Tyler.
- C-A-18** Request that the City Council consider authorizing the City Manager to execute an Easement and Right-of-Way agreement with Oncor to install electrical lines on City-owned property at Lake Tyler.
- C-A-19** Request that the City Council consider authorizing the City Manager to execute Amendment No. 1 of the Commercial Lease Agreement with BMC Entertainment, Inc. care of Brent Allen, changing the monthly rental charge for years 2 and 3 for the Lake Tyler Marina.
- C-A-20** Request that the City Council consider cancelling the regularly scheduled City Council meetings of November 25, 2020 and December 23, 2020.

CITY MANAGER'S REPORT

ADJOURNMENT