

CITY COUNCIL - TELECONFERENCE & PUBLIC MEETING AGENDA

**Wednesday, January 13, 2021
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 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 ten (10) 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. January 13, 2021 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., January 13, 2021, 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/nxORT

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



CITY COUNCIL

Donald P. Warren, Mayor

Linda Sellers, District 1

Broderick McGee, District 2

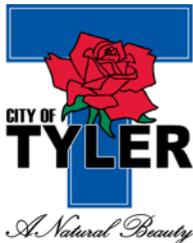
Dr. Shirley McKellar, District 3

James Wynne, District 4

Bob Westbrook, District 5

Brad Curtis, 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/nxORT

(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 January 13, 2021 at: <https://www.cityoftyler.org/government/government/agendas>.

Wednesday, January 13, 2021
9:00 a.m.

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 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 meeting of the City Council of the City of Tyler, Texas held on October 28 and November 11, 2020.

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.

ZONING

- Z-1** A20-003 MOBILE INVESTMENTS AND PROPERTY RENTALS LLC (4818 COUNTY ROAD 219)
Request that the City Council consider approving adoption of an ordinance providing for the voluntary annexation of a 5.84 acre tract of land lying adjacent to the present boundary limits of the City of Tyler located east of the southeast intersection of Haverhill Drive and County Road 219. Also consider recommending:
A. The new boundary of the City Limits.
B. The new boundary of the City Council District #4.
C. That the City Manager be authorized to sign a written agreement for provision of City services per Texas Local Government Code Section 43.0672.
D. Amendment of the Future Land Use Guide to reflect Single-Family Residential Medium/High Density.
E. Establishment of original zoning of 5.84 acres of "NR", Neighborhood Residential District.
- Z-2** C20-010 MLEANDRO REALTY LLC (UNIMPROVED PORTION OF BARNES STREET)
Request that the City Council consider approving the closure of an unimproved portion of Barnes Street.
- Z-3** Z20-049 JOSE CASTELLANOS (2704 AND 2706 CALLOWAY ROAD)
Request that the City Council consider approving a zone change from "R-1A", Single-Family Residential District to "R-1B", Single-Family Residential District.
- Z-4** Z20-051 JACKHARP 310VINE LLC (310 SOUTH VINE AVENUE)
Request that the City Council consider approving a zone change from "AR", Adaptive Reuse District to "DBAC", Downtown Business Arts and Culture District.

Z-5 Z20-053 CUSTOM BLACK STALLION HOMES (816 MORRIS STREET)
Request that the City Council consider approving a zone change from “C-1”, Light Commercial District to “R-1B”, Single-Family Residential District.

Z-6 PD20-023 WJDS PROPERTIES LLC (6216, 6218, 6219, 6221, 6222, 6224, 6225, AND 6227 VILLA ROSA WAY) Request that the City Council consider approving a "PMF", Planned Multi-Family Residential District site plan amendment.

RESOLUTION

R-1 Request that the City Council consider adoption of a Resolution approving a Public Improvement District (PID) Policy, which sets forth criteria for determining establishment of a PID and which outlines petition requirements.

R-2 Request that the City Council consider adoption of a Resolution accepting a petition from Bellwood 323 2019 LP to create a Public Improvement District (PID) and consider establishing a public hearing date regarding the creation of the District.

MISCELLANEOUS

M-1 Request that the City Council consider approving a minor amendment to the 2020-2024 Consolidated Plan and Program Year 2020 Annual Action Plan.

M-2 Request that the City Council consider authorizing the City Manager to execute a construction contract with Garrett Associates for the construction of the Neighborhood Services Renovations Phase 1 project in the amount of \$323,083.00.

M-3 Request that the City Council consider authorizing the City Manager to execute a construction contract with Solid Bridge Construction LLC for the construction of the storm sewer repair at 3521 South Broadway in the amount of \$186,830.00.

M-4 Request that the City Council consider authorizing the City Manager to execute Change Order Number 7 with Joe R. Jones Construction, Inc. increasing the total contract amount by \$183,835.31, for the 2019 Federal Aviation Administration Improvement Project FAA AIP Project No. 3-48-0215-41-2018 2019 Instrument Landing System (ILS) Relocation Construction Project at Tyler Pounds Regional Airport.

BOARD APPOINTMENTS

B-1 Request that the City Council consider appointment or reappointment of three members of the City of Tyler Tax Increment Reinvestment Zone No. 1 Board, and also consider appointment or reappointment of a Chair.

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 accept and authorize the City Manager to sign the acceptance letter for the Bureau of Justice Assistance (BJA) FY 20 Coronavirus Emergency Supplemental grant from the Office of Justice Programs in the amount of \$99,436, with no City match required.

- C-A-2** Request to receive a patronage dividend refund check in the amount of \$1,984.49 from FirstChoice Cooperative and a rebate check in the amount of \$34,428.00 from BuyBoard, the Local Government Purchasing Cooperative.

- C-A-3** Request that the City Council ratify the expenditure of \$91,198.80, for the Mandated Public Water System Fee to the Texas Commission on Environmental Quality for Fiscal Year 2021.

- C-A-4** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 1520 West Oakwood within the Tyler city limits and owned by taxing entities including the City of Tyler.

- C-A-5** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 810 West Mims within the Tyler city limits and owned by taxing entities including the City of Tyler.

- C-A-6** Request that the City Council consider adopting a Resolution agreeing to the sale of certain tracts of land located at 1723 North Confederate 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 9067 County Road 427 within the Tyler city limits and owned by taxing entities including the City of Tyler.

- C-A-8** Request that the City Council consider approving a reimbursement of \$59,288.06 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.

- C-A-9** Request that the City Council consider ratifying execution of the annual Interlocal Agreement with the Northeast Texas Public Health District (NETPHD) for City support services to the District.

CITY MANAGER'S REPORT

EXECUTIVE SESSION

The City Council may go into Executive Session regarding any item posted on the Agenda as authorized by Title 5, Chapter 551 of the Texas Government Code. Notice is hereby given that the City Council may go into Executive Session in accordance with the following provision of the Government Code:

Executive Item

Under Texas Gov't Code Section 551.072 "Real Estate" deliberation regarding the following:

Discuss the purchase, exchange, sale, lease or value of real properties, the public discussion of which would have a detrimental effect on the negotiating position of the City.

Any final action to be taken by the City Council will be taken in open session.

ADJOURNMENT