

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 9th day of February 2021, the Amarillo City Council met at 1:00 p.m. for a regular session meeting held via conference and in the Council Chamber located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON
ELAINE HAYS
FREDA POWELL
EDDY SAUER
HOWARD SMITH

MAYOR
COUNCILMEMBER NO. 1
COUNCILMEMBER NO. 2
COUNCILMEMBER NO. 3
MAYOR PRO TEM/COUNCILMEMBER NO. 4

Absent were none. Also in attendance were the following administrative officials:

JARED MILLER
KEVIN STARBUCK
LAURA STORRS
BRYAN MCWILLIAMS
STEPHANIE COGGINS
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
ASSISTANT CITY MANAGER
CITY ATTORNEY
ASSISTANT TO THE CITY MANAGER
CITY SECRETARY

The invocation was given by Davlyn Duesterhaus, BSA Chaplain.

Mr. Miller announced employee promotions of: Blair Snow, Assistant Director of Finance, Victoria Medley, Animal Control Director, Donna Knight, Municipal Court Director and Donny Hooper, Director of Public Works.

Mayor Nelson established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

PUBLIC ADDRESS: There were no comments.

ITEM 1:

- A. Review agenda items for regular meeting and attachments;
- B. Coronavirus Update; and
- C. Report and updates from City Councilmember serving on outside Boards:
Beautification and Public Arts Advisory Board;
Amarillo Metropolitan Planning Organization Policy Committee; and
- D. Review Boards and Commissions – Sunset Policy;
- E. Update on Recent Bond Sell;
- F. Short-term Rental Status Update;
- G. Quarterly Budget Update;
- H. Sales Tax Update; and
- I. Request future agenda items and reports from City Manager.

ITEM 2: CONSENT ACTION ITEMS:

Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Councilmember Powell to approve the consent agenda as presented, seconded by Councilmember Sauer:

- A. **MINUTES:**
Approval of the City Council minutes for the regular meeting held on January 26, 2021.
- B. **CONSIDERATION OF ORDINANCE NO. 7907:**
(Contact: Donny Hooper, Assistant Public Works Director)
This item is the second and final reading of an ordinance changing the Amarillo Municipal Code, Chapter 16-3, Section 16-3-1002, Schedule B Maximum Speed Limit for Soncy/Hollywood (Loop 335) from the current:

1. Speed limit to 40 MPH on Soncy from the City limits north of Amarillo Boulevard to south of 45th Avenue where it currently changes from 50 MPH to 60 MPH.
 2. Speed limit to 50 MPH on Soncy and Hollywood Road from south of 45th Avenue where it currently changes from 50 MPH to 60 MPH all the way to where Coulter intersects Hollywood Road.
- TXDOT recently completed speed studies on these corridors and recommended that speeds be lowered.

C. **CONSIDERATION OF ORDINANCE NO. 7908:**

(Contact: Martin Birkenfeld, Chief of Police)

This item is the second and final reading of an ordinance that converts one sergeant position and one officer position to corporal positions and reduces the number of sworn positions at the Amarillo Police Department by one.

D. **CONSIDERATION OF ORDINANCE NO. 7909:**

(Contact: Andrew Freeman – Managing Director of Planning and Development Services)

This item is the second and final reading of an ordinance vacating a 15,210 square foot portion of a public utility easement lying in Lot 1, Block 1 and Lot 1, Block 3, Corrected Southgate Subdivision, in Section 31, Block 9, B.S.&F. Survey, Randall County, Texas. (Vicinity: Bell Street and Arden Road.)

E. **CONSIDER AWARD – PURCHASE OF FAA APPROVED ANTI-ICING AND DEICING CHEMICALS FOR AIRSIDE WINTER OPERATIONS:**

(Contact: Michael W. Conner, Director of Aviation)

Cryotech for up to \$125,000 per year as needed.

This item includes the purchase of E36 liquid and NAAC pellets for airside anti-icing and deicing during winter operations as required by our FAA approved Snow and Ice Control Plan (SICP).

F. **CONSIDER APPROVAL -- 4TH FLOOR ROOF REPLACEMENT AT THE AMARILLO POLICE DEPARTMENT:**

(Contact: Jerry Danforth, Director Project Management)

CS Advantage USAA – \$313,000.00

This item is for removal and replacement of the roof at the Amarillo Police Department on the 4th floor.

G. **CONSIDER APPROVAL – TUBERCULOSIS STATE GRANT:**

(Contact: Casie Stoughton, Director of Public Health)

Grantor: Texas Department of State Health Services

Grant Amount: \$84,201.00

This item accepts the award from the Texas Department of State Health Services from September 1, 2021 thru August 31, 2022 to continue funding to prevent and control the transmission of active and latent tuberculosis.

H. **CONSIDER APPROVAL – HEALTHY TEXAS MOTHERS AND BABIES GRANT:**

(Contact: Casie Stoughton, Director of Public Health)

Grantor: Texas Department of State Health Services

Grant Amount: \$117,000.00

This item accepts the award from the Texas Department of State Health Services from September 1, 2021 thru August 31, 2022 to continue funding to support activities under the Health Texas Mothers and Babies Grant.

I. **CONSIDER APPROVAL – PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT:**

(Contact: Casie Stoughton, Director of Public Health)

Grantor: Texas Department of State Health Services

Grant Amount: \$256,077.00

This item accepts the award from the Texas Department of State Health Services from July 1, 2021 thru June 30, 2022 to continue funding to

provide all hazards planning and Strategic National Stockpile coordination for Potter and Randall Counties.

- J. **CONSIDER AWARD – POLICE AND AIRPORT POLICE UNIFORMS:**
 (Contact: Trent Davis, Director of Purchasing)
 Award to Galls, LLC – \$114,478.86
 This award consists of uniforms for the Amarillo Police Department, APD – Recruits, APD Explorers, Airport Police and occasionally the Municipal Court Bailiffs.
- K. **CONSIDER AWARD – IT INFRASTRUCTURE HARDWARE:**
 (Contact: Rich Gagnon, Information Technology)
 SHI – \$173,958.11
 This item represents the purchase of a Secure Email Gateway to safely protect hybrid email environments. The solution expands the City's defense against spear-phishing, malware, spam, and zero-day attacks to include flexing email workloads to the cloud quickly and safely.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson presented the first reading of an ordinance amending the City of Amarillo 2019/2020 Budget. This item was presented by Laura Storrs, Assistant City Manager. Motion was made by Councilmember Powell, seconded by Councilmember Hays that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7910
 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO,
 ADOPTING THE BUDGET AMENDMENTS PERTAINING TO THE
 FISCAL YEAR 2019-2020 BUDGET; AND PROVIDING AN EFFECTIVE
 DATE.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3B: Mayor Nelson presented the first reading of an ordinance amending Chapter 8-3 to provide for a civil nuisance for certain unlawful dumping, creating a civil penalty for certain unlawful dumping, and providing for civil cost recovery for illegal dumping. This item was presented by Donny Hooper, Director of Public Works. Motion was made by Councilmember Powell, seconded by Councilmember Sauer that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7911
 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
 AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE,
 CHAPTER 8-3, ARTICLE I, TO CLARIFY TERMS, DELETE
 REDUNDANT PROVISIONS, PROVIDE FOR A CIVIL NUISANCE FOR
 CERTAIN UNLAWFUL DUMPING, A CREATING A PRESUMPTION FOR
 USE OF VEHICLE, CREATING A CIVIL PENALTY FOR CERTAIN
 UNLAWFUL DUMPING, AND PROVIDING FOR CIVIL COST
 RECOVERY FOR ILLEGAL DUMPING; AMENDING CHAPTER 8-3,
 ARTICLE IV, SECTION 8-3-79 TO PROVIDE FOR CIVIL VIOLATION,
 PRESUMPTION, AND PENALTY FOR DISPOSING OF TREE AND
 SHRUB CUTTINGS; AMENDING CHAPTER 1-1, SECTION 1-1-5 TO
 MAKE CONFORMING AMENDMENTS; AMENDING CHAPTER 8-3
 ARTICLE I, TO ADD SECTION 8-3-9, TO PROVIDE A PROCESS FOR
 CIVIL RECOVERY OF CLEAN-UP COSTS FOR ILLEGAL DUMPING;
 PROVIDING FOR PENALTY, PUBLISHING, SEVERABILITY,
 REPEALER; AND EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3C: Mayor Nelson presented the second and final reading of an ordinance adopting the City's CIP which will guide capital investment decisions for the next five

years. This item was presented by Kyle Schniederjan, PE. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. Motion was made by Councilmember Powell, seconded by Councilmember Smith that the following captioned ordinance be passed on the second and final reading:

ORDINANCE NO. 7906

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, APPROVING AND ADOPTING THE FIVE-YEAR COMMUNITY INVESTMENT PROGRAM FOR FY 2020-2021 THROUGH 2024-2025; AND MAKING CERTAIN FINDINGS; PROVIDING REPEALER; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3D: Mayor Nelson presented a resolution to approve the 2021 updates to the Amarillo Health Facilities Corporation (AHFC) bylaws. This item was presented by Laura Storrs, Assistant City Manager. Motion was made by Councilmember Powell, seconded by Councilmember Smith to approve the captioned resolution below:

RESOLUTION NO. 02-09-21-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO APPROVING AMENDED BYLAWS OF THE AMARILLO HEALTH FACILITIES CORPORATION.

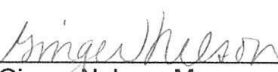
Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 4: Mr. McWilliams advised at 3:54 p.m. that the City Council would convene in Executive Session per Texas Government Code: 1) Section 551.087 - Deliberation regarding economic development negotiations; discussion of commercial or financial information received from an existing business or business prospect with which the city is negotiating for the location or retention of a facility, or for incentives the city is willing to extend, or financial information submitted by the same: (a) Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect: Project # 20-06-04 (Manufacturing) and Project # 20-08-01 (Manufacturing). 2) Section 551.072 - Deliberate the purchase or sale of real property in accordance with the Texas Open Meetings Act: • Sale of real property located in the North East quadrant of the City of Amarillo. • Sale of real property located in the South East quadrant of the City of Amarillo. • Purchase of real property located in the North East quadrant of the City of Amarillo. 3) Section 551.074 - Discuss the appointment, employment, evaluation, reassignment, duties, and qualifications of a public officer or employee, in accordance with the Texas Open Meetings Act. (a) Discussion of City Manager Jared Miller's performance evaluation. (b) Discussion of Municipal Court Judge, Laura Hamilton's performance evaluation.

Mr. McWilliams announced that the Executive Session was adjourned at 7:04 p.m. and recessed the Regular Meeting.

ATTEST:


Frances Hibbs, City Secretary


Ginger Nelson, Mayor