



City Council Regular Meeting

April 11, 2023

1:00 PM

City Hall - Council Chamber
601 S. Buchanan Street, 3rd Floor
Amarillo, Texas 79101

MINUTES

1. Call to Order

On the 11th day of April 2023, the Amarillo City Council met at 1:00 p.m. for a regular meeting held in Council Chamber, located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON	MAYOR
FREDA POWELL	MAYOR PRO TEM/COUNCILMEMBER PLACE 2
COLE STANLEY	COUNCILMEMBER PLACE 1
EDDY SAUER	COUNCILMEMBER PLACE 2
HOWARD SMITH	COUNCILMEMBER PLACE 4

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

JARED MILLER	CITY MANAGER
ANDREW FREEMAN	ASSISTANT CITY MANAGER
RICH GAGNON	ASSISTANT CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
BRYAN MCWILLIAMS	CITY ATTORNEY
STEPHANIE COGGINS	CITY SECRETARY
JON BARNES	ASSISTANT TO THE CITY MANAGER

A quorum was established by Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley. Mayor Nelson called the meeting to order at 1:00 p.m. welcomed those in attendance, and the following items of business were conducted.

2. Invocation Reverend Vernon Conner

The invocation was given by Reverend Vernon Conner.

3. Proclamations

3.A. "Fair Housing Month"

A proclamation for "Fair Housing Month" was read by Councilmember Smith and accepted by Jason Ault, Amarillo Association of REALTORS.

3.B. "National Community Development Week"

A proclamation for "National Community Development Week" was read by Councilmember Sauer and accepted by Jason Riddlespurger, Director of Community Development.

- #### 4. Public Address
- (For items on the agenda for City Council consideration) The public will be permitted to offer public comment on agenda items. Public Address signup times are available from Sunday at 8:00 a.m. until Tuesday at 12:45 p.m. at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form> or by calling the City Secretary's office at (806) 378-3014.

No one presented to address City Council.

5. City Council will discuss or receive reports on the following current matters or projects:

5.C. Review agenda items for regular meeting and attachments;

5.B. Updates from Councilmembers serving on outside boards and commissions

5.B.i. Amarillo Local Government Corporation (held March 29, 2023)

5.B.ii. Animal Management and Welfare Advisory Board (held April 5, 2023)

5.A. Request future agenda items and reports from City Manager.

6. Consent Items It is recommended that the following items be approved and that the City Manager be authorized to execute all documents necessary for each transaction. The following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Councilmember, in which event the item shall be considered in its normal sequence after the items not requiring separate discussion have been acted upon by a single motion.

Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration.

ACTION: Motion made to approve the consent agenda as presented by Freda Powell, seconded by Eddy Sauer;
Motion passed with a 5:0 vote;
AYES: Ginger Nelson, Cole Stanley, Freda Powell, Eddy Sauer, Howard Smith
NOES: None
ABSTAIN: None

6.A. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the regular meeting held on March 28, 2023.

6.B. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the special meeting held on April 3, 2023. (Contact: Stephanie Coggins, City Secretary)

6.C. CONSIDERATION OF ORDINANCE NO. 8054

This item is the second and final reading of an ordinance approving and adopting the Five-Year Community Investment Program for FY 2022-2023 through 2026-2027. (Contact: Kyle Schniederjan, Director of Capital Projects Development and Engineering)

6.D. CONSIDERATION OF ORDINANCE NO. 8055

This item is a second and final reading to consider approval of an ordinance amending the Amarillo Municipal Code, Chapter 12-4, Section 12-4-5(n) to update certain golf fees. (Contact: Michael Kashuba, Director of Parks and Recreation)

6.E. CONSIDER APPROVAL - AVIATION CLEAR ZONE EASEMENT

This item considers approval of an Aviation Clear Zone Easement, being 4,250 feet above mean sea level above the plat of Mayhue Addition Unit No. 2, a suburban subdivision to the City of Amarillo, being an unplatted tract of land in Section 119, Block 2, A.B.&M. Survey, Randall County, Texas. (VICINITY: Horizon Rd. and Eastern St.; APPLICANT/S: Rocky and Carol Zogg) (Contact: Brady Kendrick, Senior Planner)

6.F. CONSIDER APPROVAL - AVIATION CLEAR ZONE EASEMENT

This item considers approval of an Aviation Clear Zone Easement, being 5,400 feet above mean sea level above the plat of Osage Acres Unit No. 9, a suburban subdivision in the City of Amarillo, being a replat of Lot 1, Block 1, Osage Acres Unit No. 6 and an unplatted tract of land, in Section 148, Block 2, A.B.&M. Survey, Randall County, Texas. (VICINITY: FM 1151 and FM 1541; APPLICANT/S: GTB Partners) (Contact: Brady Kendrick, Senior Planner)

6.G. CONSIDER APPROVAL - AVIATION CLEAR ZONE EASEMENT

This item considers approval of an Aviation Clear Zone Easement, being 4,800 feet above mean sea level above the plat of South Georgia Business Park Unit No. 2, a suburban subdivision of the City of Amarillo, being an unplatted tract of land, in Section 182, Block 2, A.B.&M. Survey, Randall County, Texas. (VICINITY: Georgia Street and Farmers Avenue, APPLICANT/S: A-5 Realty, LLC) (Contact: Brady Kendrick, Senior Planner)

6.H. CONSIDER APPROVAL - POTTER COUNTY SHERIFF SALES

This item is to consider authorizing Potter County, as Trustee, to sell multiple Sheriff Sale properties that were sent out for bid. The County is requesting authorization of the Sheriff Sale properties from all taxing entities. The property sale process provides for the taxing entities, depending on the amount of bids/sale amount, to recoup all or a portion of delinquent taxes. (Contact: Laura Storrs, Assistant City Manager and CFO)

6.I. CONSIDER APPROVAL - APPOINTMENT OF FIVE CANDIDATES FOR THE AMARILLO POLICE RESERVE FORCE

This item considers the approval to appoint Fred Perez, Brandon Beard, Robert Hightower, Bruce Cox, and Robert Gabel to be Police Reserve Force Officers. (Contact: Martin Birkenfeld, Chief of Police)

6.J. CONSIDERATION OF RESOLUTION NO. 04-11-23-1

This item considers a resolution declaring the necessity to acquire a right-of-way to approximately 24.74 acres of land situated in Section 66 and 67, block 2, A.B. & M. Survey, in Potter County, Texas, in the City of Amarillo, Texas, for sewer expansion; determining the public necessity for such acquisition; authorizing the acquisition of property rights necessary for the sewer expansion project; appointing an appraiser and negotiator as necessary; authorizing the City Manager of the City of Amarillo, Texas, to establish just compensation for the property rights to be acquired; authorizing the City Manager or designee to take

all steps necessary to acquire the needed property rights in compliance with all applicable laws and resolutions; and authorizing the City Attorney or designee to institute condemnation proceedings to acquire the property if purchase negotiations are not successful. (Contact: Floyd Hartman, Assistant City Manager)

6.K. CONSIDER AWARD - AIRPORT PARKING MANAGEMENT OPERATOR

Award to: LAZ Parking Texas, LLC. - \$50,000.00

This item considers the award of an Airport Parking Management Operator for the Rick Husband Amarillo International Airport. The contract will be for an initial term of five years, with two one-year options to renew. (Contact: Michael Conner, Director of Aviation)

6.L. CONSIDER AWARD - POLICE EQUIPMENT SUPPLY AGREEMENT

Award to:

Kiesler	\$ 3,816.00
Proforce	2,563.40
Primary Arms	28,859.85
Dana Safety	14,170.00
Jonah's	665.90
Sirchie	2,245.00
USIQ	699.75
FSOC	4,080.00
Total Award	\$57,100.30

This item considers the award of a supply agreement to purchase various types of police equipment, including but not limited to leather equipment, nylon equipment, handcuffs, batons, and flashlights. (Contact: Martin Birkenfeld, Chief of Police)

6.M. CONSIDER AWARD - SACKED CEMENT SUPPLY AGREEMENT

Award to: Tascosa Building Products - \$69,767.04

This item considers the award of a supply agreement to purchase sacked cement for Central Stores. The cement is used by the Street, Water Distribution and Wastewater departments. (Contact: Trae Kepley, Purchasing Agent)

6.N. CONSIDER AWARD - LIQUID CATIONIC POLYMER

Award to: Polydyne Inc. - \$169,550.00

This item considers the award of a one-year contract, with three one-year extensions, for the purchase of liquid cationic polymer for the purpose of coagulation aid in water treatment for Hollywood Road Wastewater Treatment Plant and Osage Water Treatment Plant. (Contact: John Collins, Director of Utilities)

6.O. CONSIDER AWARD - PROFESSIONAL SERVICES AGREEMENT FOR LIFT STATION 32

Award to: KSA Engineers, Inc - \$176,000.00

This item considers the award of professional services agreement which includes an extension of resident project representative services for the project. Additional time is needed for the project to be constructed and completed by the contractor. (Contact: Kyle Schniederjan, Director of Capital Projects Development and Engineering)

6.P. CONSIDER AWARD - ECIVIS GRANT MANAGEMENT SOFTWARE SOLUTION

Award to: Carahsoft - \$163,621.82

This item considers the purchase of a grant management software solution which will be utilized by seven departments for the purpose of seeking, applying for, and managing grant funding. (Contact: Jason Riddlespurger, Director of Community Development)

6.Q. CONSIDER AWARD - REPLACEMENT OF FACILITIES DEPARTMENT ROOF LOCATED AT 823 SOUTH JOHNSON

Award to: Kelly Roofing - \$520,000.00

This item considers the award of a contract for the demolition, site preparation, security, and installation of a new built-up gravel roof at 823 S Johnson in Amarillo, Texas. (Contact: Jerry Danforth, Director of Facilities)

6.R. CONSIDER AWARD - TENNIS COURT RE-SURFACING

Award to: Advantage Courts Co. - \$147,112.04

This item considers the award of a contract with Advantage Courts Co. for the re-surfacing of the tennis courts at the Amarillo National Tennis Center and Memorial Park Tennis Courts. (Contact: Michael Kashuba, Director of Parks and Recreation)

7. Non-Consent Items

7.A. CONSIDERATION OF ORDINANCE NO. 8056

This item is the first reading of an ordinance amending the Amarillo Municipal Code, Chapter 10-3, Article IV, Section 10-3-44 to clarify the definition of a public place. This revision will modify the open alcoholic beverage container prohibition in the Central Business District by updating the definition of a Public Place. (Contact: Anthony Spanel, Director of Environmental Health)

Mayor Nelson presented, for first reading, an ordinance amending the Amarillo Municipal Code, Chapter 10-3, Article IV, Section 10-3-44 to clarify the definition of a public place. Anthony Spanel, Director of Environmental Health, presented the item.

ACTION: Motion made to adopt the ordinance, as presented, by Freda Powell; seconded by Howard Smith;
Motion passed with a 5:0 vote;
AYES: Ginger Nelson, Cole Stanley, Freda Powell, Eddy Sauer, Howard Smith
NOES: None
ABSTAIN: None

7.B. CONSIDER APPROVAL – CHANGE ORDER NO. 2 FOR HOLLYWOOD ROAD AND RIVER ROAD WATER RECLAMATION FACILITIES DIGESTER MIXING SYSTEM IMPROVEMENTS

Award to: Garney Companies Inc.

Original Award	\$16,312,000.00
Previous Change Order	519,810.00
Current Change Order No. 2	1,304,509.40
Total revised award	\$18,136,619.40

This item considers the approval of Change Order No. 2 for the Hollywood Road and River Road Water Reclamation Facilities digester mixing system improvements to add additional scope of work. (Contact: Kyle Schniederjan, Director of Capital Projects Development and Engineering)

Mayor Nelson introduced an item to consider approval of Change Order No. 2 for the Hollywood Road and River Road Waters Reclamation Facilities Digester Mixing System Improvements. John Collins, Director of Utilities, presented the item.

ACTION: Motion made to approve Change Order No. 2 to Garney Companies, Inc. in the amount of \$1,304,509.40 by Freda Powell; seconded by Eddy Sauer;
Motion passed with a 5:0 vote;
AYES: Ginger Nelson, Cole Stanley, Freda Powell, Eddy Sauer, Howard Smith
NOES: None
ABSTAIN: None

7.C. CONSIDER AWARD - PROFESSIONAL SERVICES AGREEMENT FOR ENGINEERING SERVICES AND MASTER PLANNING FOR HOLLYWOOD ROAD WATER RECLAMATION FACILITY

Award to: Garver LLC - \$690,000.00

This item considers the approval of the professional services agreement, which includes services in the scope of work to provide project management, risk-based condition assessment, planning criteria modeling, technical evaluations, facility improvements layout development, capital improvement planning, procurement evaluation, and master plan report. (Contact: Kyle Schniederjan, Director of Capital Projects Development and Engineering, John Collins, Director of Utilities)

Mayor Nelson introduced an item to consider the award of a professional services agreement for engineering services and master planning for Hollywood Road Water Reclamation Facility. Mr. Collins presented the item.

ACTION: Motion made to award Item 7.C to Garver LLC in the amount of \$690,000.00 by Freda Powell; seconded by Howard Smith;
Motion passed with a 5:0 vote;
AYES: Ginger Nelson, Cole Stanley, Freda Powell, Eddy Sauer, Howard Smith
NOES: None
ABSTAIN: None

8. Executive Session The City Council may convene in Executive Session to receive reports on or discuss any of the following pending projects or matters:

Mr. McWilliams advised at 2:09 p.m. that the City Council would convene in Executive Session per Texas Government Code: A) Section 551.072 - Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position: i) Property located in the Central Business District; and B) Section 551.087 - 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: i) Economic development project located in the vicinity of S. Western Street and Plains Boulevard.

8.A. Section 551.072 - Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position:

i. Property located in the Central Business District.

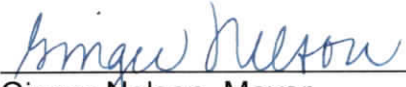
8.B. Section 551.087 - Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect:

- i. Economic development project located in the vicinity of S. Western Street and Plains Boulevard

Mr. McWilliams announced that Executive Session was recessed at 3:36 p.m. and adjourned the regular meeting.

ATTEST:


Stephanie Coggins, City Secretary


Ginger Nelson, Mayor