STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 28th day of March 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 NO.2
COLE STANLEY	COUNCILMEMBER NO. 1
EDDY SAUER	COUNCILMEMBER NO. 3
HOWARD SMITH	COUNCILMEMBER NO. 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
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 1:02 p.m. welcomed those in attendance, and the following items of business were conducted.

The invocation was given by Pastor Chris Condit, Hillside Christian Church.

A proclamation for National Cleaning Week was read by Mayor Nelson and accepted by Theo McGee, with Carpet Tech.

PUBLIC ADDRESS

James Schenck, of Amarillo, spoke on Public Address and Agenda Item No. 3A. There were no further comments.

Mr. Miller announced the promotion of Bo Fowlkes to General Manager of the Amarillo Civic Center Complex.

ITEM 1 – CITY COUNCIL WILL DISCUSS OR RECEIVE REPORTS ON THE FOLLOWING CURRENT MATTERS OR PROJECTS:

A. Review agenda items for regular meeting and attachments;
B. Updates from Councilmembers serving on outside boards and commissions
   i. Convention and Visitors Bureau
   ii. Amarillo Metropolitan Planning Organization;
C. Quarterly Budget Update;
D. Discuss Agenda Management Software;
E. Update on Federal Grant Applications; and
F. 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. A motion was made approve the consent agenda as presented by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

A. **CONSIDER APPROVAL – MINUTES:**

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on March 14, 2023.

B. **CONSIDERATION OF ORDINANCE NO. 8050**:
(Contact: Brady Kendrick, Senior Planner)

This item is a second and final reading to consider an ordinance rezoning a 5.26-acre tract of unplatted land in Section 11, Block 9, B.S.&F. Survey, Potter County, Texas, plus one half of all bounding streets, alleys, and public ways to change from Residential District 1 to Office District 1. (VICINITY: W. Amarillo Blvd. and Western St.; APPLICANT/S: Aubrey Brockman for the Emeline Bush O'Brien/Marsh Trust.)

C. **CONSIDERATION OF ORDINANCE NO. 8051**:
(Contact: Brady Kendrick, Senior Planner)

This item is a second and final reading to consider an ordinance rezoning a 3.93-acre portion of Tract 3, Riverroad Gardens, a subdivision out of Section 161, Block 2, A.B.&M. Survey, Potter County, Texas, plus one half of all bounding streets, alleys, and public ways, to change from Residential District 1 and Light Commercial District to Light Commercial District. (VICINITY: River Rd. and Cherry Ave.; APPLICANT/S: Daryl Furman for LJ4 Leasing, LLC)

D. **CONSIDERATION OF ORDINANCE NO. 8052**:
(Contact: Jason Riddlespurger, Director of Community Development)

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 2-6, Article XII, providing for qualifications and duties related to the Community Development Advisory Committee.

E. **CONSIDERATION OF RESOLUTION NO. 03-28-23-1**:
(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution authorizing the City to seek and distribute State funds, pursuant to article 5190.14, Section 5C of the Texas Revised Civil Statutes, in cooperation with the Amarillo-Potter Event Venue District, for the 2023 Cowboy Mounted Shooting Association World and American Quarter Horse Association World of Mounted Shooting Horses Event.

F. **CONSIDERATION OF RESOLUTION NO. 03-28-23-2**:
(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution authorizing the City to seek and distribute State funds, pursuant to article 5190.14, Section 5C of the Texas Revised Civil Statutes, in cooperation with the Amarillo-Potter Event Venue District, for the 2023 United State Team Penning Association World Championship Event.

G. **CONSIDERATION OF RESOLUTION NO. 03-28-23-3**:
(Contact: Bo Fowlkes, Civic Center Director)

This item considers a resolution authorizing the City to seek and distribute State funds, pursuant to article 5190.14, Section 5C of the Texas Revised Civil Statutes for the 2023 Working Ranch Cowboys Association's World Championship Ranch Rodeo.

H. **CONSIDERATION OF RESOLUTION NO. 03-28-23-4**:
(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution suspending for 45 days the effective date proposed by Atmos Energy-West Texas Division (Atmos-WTX) in its application filed on or about February 24, 2023, pursuant to section 104.301 of the Gas Utility Regulatory Act.

I. **CONSIDERATION OF RESOLUTION NO. 03-28-23-5**:
(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution suspending for 45 days the effective date proposed by West Texas Gas Company in its application filed on or about February 15, 2023, pursuant to section 104.301 of the Gas Utility Regulatory Act.

J. **CONSIDER APPROVAL - NORTHEAST INTERCEPTOR-SURFACE DAMAGE AGREEMENT**
(Contact: Kyle Schniederjan, Director of Capital Projects Development and Engineering)

This item considers approval of the Surface Damage and Restoration Agreement by and between Miles Bivins Childers Trust et al and the City of Amarillo for $175,000.00.

K. **CONSIDER AWARD - FLEET ASSET MANAGEMENT SYSTEM SOFTWARE AS A SERVICE (SAAS)**:
(Contact: Matthew Poston, Finance Director)
Award to: OpenGov, Inc. - Not to exceed $240,050

This item considers the award of a three-year contract for software as a service (SaaS) for the fleet asset management system to be part of the new Financial/ERP Software System (Enterprise. Resource Planning System) for City financial applications and other related systems. The total cost includes $105,879.00 for implementation services - statement of work and $134,171.00 for three years of annual SaaS fees.

L. **CONSIDER AWARD – PROCUREMENT CARD PROGRAM SERVICES**:
(Contact: Matthew Poston, Finance Director)
Award to: JP Morgan Chase

This item considers the award of a three-year agreement, with two one-year options to renew, to provide procurement card program services to be utilized by various City departments. Under the agreement, the City will earn an annual rebate of 1.54% based off an average yearly spend of $7,000,000. The average rebate is anticipated to be $107,800.

M. **CONSIDER PURCHASE - INDUSTRIAL SCRUBBER/SWEEPER**:
(Contact: Donny Hooper, Public Works Director
Award to: Shoppas Material Handling - $56,092.00

This item considers the purchase of an industrial scrubber/sweeper to be used by the Amarillo Civic Center Complex in daily operations. This is the scheduled replacement of fleet unit 8455 which has reached the end of its usable life cycle.

N. **CONSIDER AWARD – MICROSOFT TEAMS VOICE LICENSING**:
(Contact: Missy Tucker, Director of Information Technology)
Award to: SoftwareOne - $55,620.00

This item considers the award of an agreement to provide Microsoft Teams Voice licensing for use in transitioning the City's phone system to Voice-Over-IP (VOIP).

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

ITEM 3 – NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson introduced and item to discuss and consider an ordinance authorizing the issuance of the City of Amarillo, Texas Hotel Occupancy Tax Revenue Bonds, Taxable Series 2023; prescribing the forms, terms, and provisions of said bonds; pledging hotel occupancy tax revenues to the payment of the principal of and interest on said bonds; enacting provisions incident and related to the issuance, payment, security, sale and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement and a Purchase Agreement, and the approval and distribution of an Official Statement pertaining thereto; and providing an effective date. Ms. Storrs and Steven Adams, Specialized Public Finance, presented the item. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8053

AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF AMARILLO, TEXAS, HOTEL OCCUPANCY TAX REVENUE BONDS, TAXABLE SERIES 2023"; PRESCRIBING THE FORMS, TERMS, AND PROVISIONS OF SAID BONDS; PLEDGING HOTEL OCCUPANCY TAX REVENUES TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; ENACTING PROVISIONS INCIDENT AND RELATED TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID BONDS, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE AGREEMENT, AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT PERTAINING THERETO; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

ITEM 3B: Mayor Nelson introduced a public hearing and first reading of an ordinance approving and adopting the Five-Year Community Investment Program for FY 2022-2023 through 2026-2027. Kyle Schniederjan, Director of Capital Projects Development and Engineering, and Ms. Storrs presented the item. Mayor Nelson opened a public hearing. Speaking FOR the item were none; speaking AGAINST the item was James Schenck; and speaking ON the item were none. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned resolution by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8054

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, APPROVING AND ADOPTING THE FIVE-YEAR COMMUNITY INVESTMENT PROGRAM FOR FY 2022-2023 THROUGH 2026-2027; MAKING CERTAIN FINDINGS; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

ITEM 3C: Mayor Nelson introduced a first 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. George Priolo, General Manager of Golf Operations, presented the item. A motion was made to adopt the below captioned resolution by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8055
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 12-4, SECTION 12-4-5(n) TO UPDATE CERTAIN GOLF FEES; PROVIDING FOR: SEVERABILITY, REPEALER, CONTINUATION OF PRIOR LAW, AND EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

ITEM 4 – EXECUTIVE SESSION:

Mr. McWilliams advised at 3:30 p.m. that the City Council would convene in Executive Session per Texas Government Code: A) Sec. 551.074 – Discuss the appointment, employment, evaluation, duties, and qualifications of a public officer or employee: i) Discussion of City Manager Jared Miller's performance evaluation and City Manager Employment Agreement.

Mr. McWilliams announced that Executive Session was adjourned at 8:48 p.m. and recessed the Regular Meeting.

ATTEST:

Stephanie Coggins

Stephanie Coggins, City Secretary

Ginger Nelson

Ginger Nelson, Mayor