

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 27th of September 2022 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
HOWARD SMITH	COUNCILMEMBER NO. 4

Absent was Eddy Sauer, Councilmember No. 3. 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
JENIFER RAMIREZ	ASSISTANT TO THE CITY MANAGER

A quorum was established by Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers 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.

The invocation was given by Bob Schroeder of Hillside Christian Church. Mayor Nelson led the Pledge of Allegiance.

Mr. Miller introduced the City's new Water Conservation Mascots, Oga and Lala; introduced John Collins as the new Director of Utilities; and introduced Missy Tucker's promotion to Information Technology Director.

PUBLIC ADDRESS

Noah Dawson, of Amarillo, spoke against Agenda Item No. 2A. James Schenck, of Amarillo, spoke on the placement of agenda items and Agenda Item No. 1H.

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. Discuss Solid Waste Update;
- C. Discuss Citizen Survey;
- D. Discuss City Plan Committee Selection Process;
- E. Discuss Update on Mowing Agreement with Texas Department of Transportation
- F. Discuss Update on City's Water Rights
- G. Updates from Councilmembers serving on outside boards and commissions
 - a. Beautification and Public Arts Advisory Board
 - b. Parks and Recreation Advisory Board; and
- H. 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 to approve the consent agenda as presented, by Mayor Pro Tem Powell, seconded by Councilmember Smith.

A. **CONSIDER APPROVAL – MINUTES:**
(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on September 13, 2022.

B. **CONSIDERATION OF ORDINANCE NO. 8006:**
(Contact: Laura Storrs, Assistant City Manager)

This item is a second and final reading of an ordinance appointing Jeffrey Henderson and Cindi Evans as part-time municipal court judges for the remainder of the current judicial term of fiscal year 2021-2022 and for the full judicial terms of fiscal years 2022-2023 and 2023-2024.

C. **CONSIDERATION OF ORDINANCE NO. 8007:**
(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Colonies Public Improvement District (PID). The Colonies PID is generally located at the northeast corner of Hillside and Soncy Roads. This ordinance is recommended for approval by a unanimous vote of the Colonies Public Improvement District Advisory Board.

D. **CONSIDERATION OF ORDINANCE NO. 8008:**
(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Greenways Public Improvement District (PID). The Greenways PID is generally located at the southwest corner of Hillside Road and Coulter Street. This ordinance is recommended for approval by a unanimous vote of the Greenways Public Improvement District Advisory Board.

E. **CONSIDERATION OF ORDINANCE NO. 8009:**
(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Heritage Hills Public Improvement District (PID). The Heritage Hills PID is generally located at the southwest corner of Soncy and Arden Roads. This ordinance is recommended for approval by a unanimous vote of the Heritage Hills Public Improvement District Advisory Board.

F. **CONSIDERATION OF ORDINANCE NO. 8010:**
(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Pinnacle Public Improvement District (PID). The Pinnacle PID is generally located at the northeast corner of Bell Street and West Sundown Lane. This ordinance is recommended for approval by a unanimous vote of the Pinnacle Public Improvement District Advisory Board.

G. **CONSIDERATION OF ORDINANCE NO. 8011:**
(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Point West Public Improvement District (PID). The Point West PID is generally located at the northwest corner of Amarillo Boulevard West and Research Street. This ordinance is recommended for approval by a unanimous vote of the Point West Public Improvement District Advisory Board.

H. CONSIDERATION OF ORDINANCE NO. 8012:

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Quail Creek Public Improvement District (PID). The Quail Creek PID is generally located at the intersection of Clear Meadow Circle and Plum Creek Drive. This ordinance is recommended for approval by a unanimous vote of the Quail Creek Public Improvement District Advisory Board.

I. CONSIDERATION OF ORDINANCE NO. 8013:

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Town Square Public Improvement District (PID). The Town Square PID is generally located in the northeast corner of Helium and Hillside Roads. This ordinance is recommended for approval by a unanimous vote of the Town Square Public Improvement District Advisory Board.

J. CONSIDERATION OF ORDINANCE NO. 8014:

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Tutbury Public Improvement District (PID). The Tutbury PID is generally located at the intersection of Tutbury Court and Van Winkle Drive. This ordinance is recommended for approval by a unanimous vote of the Tutbury Public Improvement District Advisory Board.

K. CONSIDERATION OF ORDINANCE NO. 8015:

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Vineyards Public Improvement District (PID). The Vineyards PID is generally located at the northwest corner of West Hastings Avenue and Broadway Drive. This ordinance is recommended for approval by a unanimous vote of the Vineyards Public Improvement District Advisory Board.

L. CONSIDERATION OF ORDINANCE NO. 8016:

(Contact: Victoria Medley, Director of Animal Management & Welfare)

This item is a second and final reading of an ordinance amending the Amarillo Municipal Code, Chapter 8-2, Articles I, III, And V, Sections 8-2-1, 8-2-4, 8-2-12, 8-2-55, and 8-2-81, and Chapter 2-6, Article II, Section 2-6-27, to reflect the City's expanded rescue, foster, and TNR partnerships.

M. CONSIDERATION OF RESOLUTION NO. 09-27-22-1:

(Contact: Jason Riddlespurger, Community Development Director)

Grantor: Texas Department of Housing and Community Affairs

Grant amount: Up to \$122,895.00

This item considers a resolution authorizing the submission of an application for funding through the 2022 Annual Emergency Solutions Grant (ESG) to the Office of the Texas Department of Housing and Community Affairs ("TDHCA") and designating the City Manager or his designee to act as the City's authorized official in all matters pertaining to City's participation in such grant program.

N. CONSIDER ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP CMV:

(Contact: Wes Hill, Police Sergeant)

Grantor: Texas Department of Transportation

Grant amount: \$54,965.00

Local match: \$14,099.19

Total award: \$69,064.19

This item considers acceptance of the 2022 STEP CMV grant that provides Amarillo Police Department (APD) assistance to fund overtime associated with patrol and speed enforcement, occupant protection (seatbelt and child safety seats), distracted driving and Driving While Intoxicated (DWI) offenses.

O. CONSIDER ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP COMPREHENSIVE GRANT:

(Contact: Wes Hill, Police Sergeant)

Grantor: Texas Department of Transportation

Grant amount: \$160,999.00

Local match: \$ 41,397.73

Total award: \$202,396.73

This item considers acceptance of the 2022 STEP Comprehensive Grant that provides APD assistance to fund overtime associated with patrol and speed enforcement, occupant protection (seatbelt and child safety seats), distracted driving, and DWI offenses.

P. CONSIDER PURCHASE – APD BOMB ROBOT ACCESSORIES:

(Contact: Martin Birkenfeld, Chief of Police)

Award to: AeroVironment - \$77,464.40

This item considers the purchase of attachments and tools for a new robot system recently purchase to assist Amarillo Police Department in mitigating hazardous situations.

Q. CONSIDER AWARD – RENEWAL OF RADIO COMMUNICATIONS MAINTENANCE SERVICE AGREEMENT:

(Contact: Rich Gagnon, Assistant City Manager)

Award to: Motorola - \$84,624.62 (thru DIR Contract # DIR-TSO-4101)

This item considers renewal of a service agreement to continue providing maintenance of microwave services and security monitoring of the city's radio communications systems.

R. CONSIDER PURCHASE – MOWERS, UTILITY CARTS AND VARIOUS EQUIPMENT:

(Contact: Donny Hooper, Public Works Director)

Award to: Western Equipment LLC – lines 1,12,13 & 15 - \$ 220,088.63

Austin Turf & Tractor – lines 2,3,9,10,11 & 14 - \$ 572,068.66

Professional Turf Products Inc. – lines 5,6& 7 - \$ 236,129.20

West Texas Golf Carts – lines 8 & 16 - \$ 107,000.00

Total Award - \$1,135,286.49

This item considers the purchase of rolling stock to replace various fleet units that have reached or exceeded the end of their life cycle, to be used by various departments in their daily operations, including Street, Environmental Health, Golf Operations, and River Road Wastewater Treatment Facility.

S. **CONSIDER PURCHASE – HEAVY EQUIPMENT, LOADERS, AIR COMPRESSORS AND MOTOR GRADERS:**

(Contact: Donny Hooper, Public Works Director)

Award to: Yellowhouse Machinery Co. Lines 1 & 8 -	\$ 674,750.00
Associated Supply Co. Lines 2,3,4,6 & 10 -	\$ 369,100.64
Warren Cat Line 7 -	\$ 317,064.76
Associated Supply Co. Case Lines 5 & 9 -	\$ 191,550.00
Total Award -	\$1,552,465.40

This item considers the purchase of heavy equipment, including schedules replacements of current fleet units that have reached or exceeded the end of their life cycle and new additions to the fleet. These units will be used by various departments in their daily operations, including Street, Surface Water Treatment, and Wastewater Collection.

T. **CONSIDER PURCHASE – 3 YARD AND 8 YARD REFUSE CONTAINERS:**

(Contact: Donny Hooper, Public Works Director)

Award to: Roll Offs USA - \$866,110.00

This item considers the purchase of 3-yard side load refuse containers and 8-yard front load refuse containers to be used by the Solid Waste department in daily operations.

U. **CONSIDER AWARD – AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT FOR RESIDENT PROJECT REPRESENTATIVE FOR LIFT STATION 32 PROJECT:**

(Contact: Kyle Schniederjan, Capital Projects Development and Engineering Director)

Award to: KSA Engineers, Inc. - \$61,050.00

This item considers the award of an amendment to the professional services agreement which includes an extension of resident project representative services for the Lift Station 32 project.

V. **CONSIDER AWARD – EMERGENCY PROFESSIONAL SERVICES CONTRACT FOR OPERATIONAL ASSESSMENT OF HOLLYWOOD ROAD WASTEWATER TREATMENT FACILITY:**

(Contact: Walter Pishkur, Interim Director of Utilities)

Award to: Garver Engineering, Inc. - \$124,700.00

This item considers the award of an engineering services contract to provide a process assessment, recommendation, and operator training for the Hollywood Road Wastewater Treatment Facility.

W. **CONSIDER AWARD – AUCTIONEERING SERVICES CONTRACT:**

(Contact: Trae Kepley, Purchasing Agent)

Award to: Assiter Auctioneers

This item considers the award of a contract for auctioneering services to dispose of all City surplus property, vehicles, and police seized property. Any revenue generated through the contract will be dispersed to the appropriate departmental accounts.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley; voting NO were none; absent was Councilmember Sauer; the motion passed by a 4-0 vote.

Mayor Nelson recessed the meeting at 3:00 p.m. At 3:18 p.m. Mayor Nelson resumed the meeting.

ITEM 3 – NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8017 vacating of two public rights-of-ways, being public street (SE 6th Avenue) located adjacent to Blocks 354 and 355 of Mirror's Addition, and the public alley located in Block 355 of Mirror's and Holland's Addition, all additions to the City of Amarillo, being in Section 155 and 156, Block 2, A.B.&M. Survey, Potter County, Texas in the vicinity of SE 5th Ave. and Johnson St. Brady Kendrick, Planner II, presented the item. Mayor Nelson opened a public hearing. Speaking for the item were none; Speaking on the item were none; and speaking against the item was Noah Dawson. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith

ORDINANCE NO. 8017

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF AMARILLO, TEXAS DETERMINING LACK OF PUBLIC NECESSITY FOR PUBLIC RIGHTS-OF-WAY (ALLEY AND STREET) IN THE VICINITY OF SOUTHEAST FIFTH AVENUE AND JOHNSON STREET, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN DESCRIBED RIGHTS-OF-WAY, SAVE AND EXCEPT A PUBLIC UTILITY EASEMENT; AUTHORIZING THE CITY MANAGER TO CONVEY SUCH REAL PROPERTY TO ABUTTING LANDOWNERS; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley; voting NO were none; absent was Councilmember Sauer; the motion passed by a 4-0 vote.

ITEM 3B: Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8018 rezoning Lot 1A, Block 118, Mrs. M.D. Oliver-Eakles Addition Unit No. 3, an addition to the City of Amarillo, in Section 171, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 1 with Specific Use Permit 78 to Residential District 1 with Specific Use Permit 78A for increased lot coverage, reduced setbacks, and a change in hours of operation in the vicinity of SW 25th Ave. and Jackson St. Mr. Kendrick presented the item. Mayor Nelson opened a public hearing. Speaking for the item were Gene Mayfield, Merle Worthey and Eric Sturkey. Speaking on the item were none; and speaking against the item were none. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8018

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF SOUTHWEST TWENTY-FIFTH AVENUE AND JACKSON STREET, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley; voting NO were none; absent was Councilmember Sauer; the motion passed by a 4-0 vote.

ITEM 3C: Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8019 rezoning of 21.24 acres of land, plus one-half of all bounding streets, alleys and public ways, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas being further described as 1) Rezoning of 3.08 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 400A for the expansion of development standards (single-family detached homes with reduced lot depth and area); 2) rezoning of 2.14 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 401A for the expansion of development standards (single-family detached homes with reduced lot width); and 3) rezoning of 16.02 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 3 and Multiple-Family District 1 to Multiple Family District 1 in the vicinity of SW 34th Ave. and Soncy Rd. Mr. Kendrick presented the item. Mayor Nelson opened a public hearing. Speaking for the item was Chris Berry; Speaking on the item were none; and speaking against the item were none. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8019

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS:
PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL
ZONING MAP OF THE CITY OF AMARILLO, TEXAS;
PROVIDING FOR CHANGE OF USE DISTRICT
CLASSIFICATION OF SPECIFIED PROPERTY IN THE
VICINITY OF SOUTHWEST THIRTY-FOURTH AVENUE
AND SONCY ROAD, RANDALL COUNTY, TEXAS;
PROVIDING A SAVINGS CLAUSE; PROVIDING A
REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE
DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley; voting NO were none; absent was Councilmember Sauer; the motion passed by a 4-0 vote.

ITEM 3D: Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8020 rezoning Lot 4, Block 23, Sunrise Park Unit No. 2, an addition to the City of Amarillo, in Section 106, 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 2 to Residential District 2 with a Specific Use Permit 202 for the placement of a carport within the front-yard setback in the vicinity of SE 10th Ave. and Inman Dr. Mr. Kendrick presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8020

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS:
PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL
ZONING MAP OF THE CITY OF AMARILLO, TEXAS;
PROVIDING FOR CHANGE OF USE DISTRICT
CLASSIFICATION OF SPECIFIED PROPERTY IN THE
VICINITY OF SOUTHEAST TENTH AVENUE AND INMAN
DRIVE, POTTER COUNTY, TEXAS; PROVIDING A
SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE;
AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley; voting NO were none; absent was Councilmember Sauer; the motion passed by a 4-0 vote.

ITEM 3E: Mayor Nelson introduced a first reading of Ordinance No. 8021 amending the Municipal Code of the City of Amarillo, Chapter 16-4, Article III, Division 5 to change taxi fares. Mr. Freeman presented the item. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8021
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
AMARILLO, TEXAS: AMENDING THE MUNICIPAL CODE
OF THE CITY OF AMARILLO, CHAPTER 16-4, ARTICLE III,
DIVISION 5 TO CHANGE TAXI FARES; PROVIDING FOR
SEVERABILITY; PROVIDING FOR REPEALER;
PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley; voting NO were none; absent was Councilmember Sauer; the motion passed by a 4-0 vote.

Mayor Nelson adjourned the meeting at 3:54 p.m.

ATTEST:


Stephanie Coggins, City Secretary


Ginger Nelson, Mayor