

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 19th day of September 2017, the Amarillo City Council met at 4:00 p.m. for a work session, and the regular session was held at 5:00 p.m. in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, 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
COUNCILMEMBER NO. 4

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

JARED H. MILLER
MICHELLE BONNER
MICK MCKAMIE
ANDREW FREEMAN
FRANCES HIBBS

CITY MANAGER
ASSISTANT CITY MANAGER
CITY ATTORNEY
ECONOMIC DEVELOPMENT MGR.
CITY SECRETARY

The invocation was given by Harmon Gipson. The Pledge of Allegiance was given by Kevin Woodward.

Proclamations were presented for "National Life Insurance" and "Constitution Week."

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

PUBLIC COMMENT:

Cheryl Austin, 166 West Cliffside Drive, stated there are ways to avoid condemnations. James Schenck, 6316 Gainsborough Street, inquired as to any reports on the City's red light cameras. There were no further comments.

ITEM 1: 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 Items 1B-G of the consent agenda, seconded by Councilmember Sauer.

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.

Motion was made by Councilmember Powell to approve Item 1A as corrected of the consent agenda, seconded by Councilmember Smith.

A. **MINUTES:**

Approval of the City Council minutes of the regular meeting held on September 12, 2017.

B. **ORDINANCE NO. 7693:**

This is the second and final reading of an ordinance amending Amarillo Municipal Code:

- Chapter 2-6, Article VIII, providing for the renaming of the Construction Advisory and Appeals Board to the Construction Advisory and Appeals Commission; and providing for the creation of the Condemnation Appeals Commission.
- Chapter 4-3, Article I, to revise procedures and regulations concerning substandard dangerous structures; providing for severability; providing for repealer; providing for continuation of prior law; providing penalty; and providing for publication and effective date.

- C. **ORDINANCE NO. 7694:**
This is the second and final reading of an ordinance approving the Municipal Court Judges.
- D. **APPROVAL – PURCHASE OF (4) FOUR FEDERAL SIGNAL 508 SIRENS FOR THE AMARILLO/POTTER/RANDALL OFFICE OF EMERGENCY MANAGEMENT OUTDOOR WARNING SYSTEM:**
(Contact: Chip Orton, Emergency Management Coordinator)
This purchase is to replace three older sirens and add one new siren to the Amarillo/Potter/Randall Office of Emergency Management Outdoor Warning System. The locations are as follows:
- Siren #2 – Replace an old siren at 2605 Southwest 1st Avenue
 - Siren #3 – Replace an old siren at 4004 Ingram Drive
 - Siren #29 – Add a new siren at Gem Lake and Amarillo Boulevard
 - Siren #63 – Replace an old siren at Westgate Mall
- E. **AGREEMENT FOR SERVICES WITH CENTER CITY OF AMARILLO, INC.:**
(Contact: Michelle Bonner, Assistant City Manager)
This item approves a one (1) year agreement with Center City of Amarillo, Inc. for services associated with the preservation, improvement and revitalization of the Central Business District of Amarillo. Two sources of funding are included in the agreement:
- The City will provide \$90,000 for administrative operations.
 - The City will provide \$70,000 as matching funds for a Center City façade grant program up to \$20,000 to a business for exterior building improvements.
- The Tax Increment Reinvestment Zone #1 will provide \$150,000 for matching grants up to \$50,000 for streetscape improvements in the City's right of way.
- F. **APPROVAL – PROFESSIONAL SERVICES AGREEMENT – AMENDMENT #2 ENGINEERING SERVICES – FILTER IMPROVEMENTS 1-4 AT OSAGE WATER TREATMENT PLANT:**
(Contact: Russell Grubbs, Director of Utilities)
Alan Plummer Associates, Inc.
- | | |
|---------------------|--------------------|
| Original Contract: | \$64,120.00 |
| Previous Amendment: | <u>\$20,500.00</u> |
| Current Amendment: | <u>\$15,000.00</u> |
| Revised Contract: | \$99,620.00 |
- This item would approve Amendment #2 to a January 7, 2014 agreement for engineering services to perform additional engineering construction services. This amendment provides for the additional services by Alan Plummer Associates, Inc.
- G. **APPROVAL -- INTERLOCAL AGREEMENT WITH POTTER AND RANDALL COUNTIES FOR THE APPOINTMENT AND COMPENSATION OF DESIGNATED NIGHT MAGISTRATES:**
(Contact: Mick McKamie, City Attorney)
The City, Potter County and Randall County have reached an Interlocal Agreement to appoint and fund designated night magistrates to receive after-hours contacts from law enforcement agencies in the two-county area, to review affidavits for search and arrest warrants, and to provide juvenile warnings.

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.

REGULAR AGENDA

ITEM 2: Mayor Nelson presented an ordinance considering and possible action on approving the vacation of 80' ROW known as South Lincoln Street between Southeast 8th Avenue and Southeast 7th Avenue and 80' ROW known as Southeast 7th Avenue between South Buchanan Street and South Johnson Street along with two 20' wide Public Utility Easements located in Block 111, Plemons Addition Unit No. 1, in Section

170 and Block 112, Mirror Addition Unit No. 1, in Section 155, all of which is located in Block 2, AB&M Survey, Potter County, Texas. This vacation was reviewed and recommended for approval by a 4:0 vote from the Planning and Zoning Commission. (Address: South of 509 Southeast 7th Avenue.) This item was presented by AJ Fawver, Planning Director. Motion was made by Councilmember Sauer, seconded by Councilmember Smith, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7695

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS DETERMINING LACKOF PUBLIC NECESSITY FOR RIGHT-OF-WAY AND NEARBY PUBLIC UTILITY EASEMENTS IN THE VICINITY OF SOUTHEAST 8TH AVENUE AND SOUTH BUCHANAN STREET, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED RIGHT-OF-WAY AND NEARBY PUBLIC UTILITY EASEMENTS; PROVIDING A REPEALER; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION 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 3: Mayor Nelson presented an ordinance rezoning of Lots 5 and 6, Block 1, Westway Unit No. 5, in Section 6, Block 9, BS&F Survey, Randall County, Texas plus one-half of all bounding streets, alleys, and public ways to change from Planned Development 91A (PD-91A) to Planned Development 91A (PD-91A). (Vicinity: Southwest 53rd Avenue and South Western Street.) This item was presented by AJ Fawver, Planning and Zoning Director. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. Motion was made by Councilmember Smith, seconded by Councilmember Hays, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7696

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 SW 53rd AVE. & S WESTERN ST, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; 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 4: Mayor Nelson presented an ordinance rezoning of Lot 5, Block 1, Georgia Plaza Unit No. 2, in Section 184, Block 2, AB&M Survey, Randall County, Texas plus one-half of all bounding streets, alleys, and public ways to change from Planned Development District 205 (PD-205) to General Retail District (GR). (Vicinity: Southwest 46th Avenue and Hardin Drive) This item was presented by AJ Fawver, Planning and Zoning Director. 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 Sauer, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7697

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 46TH AVENUE AND HARDIN DRIVE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; 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 5: Mayor Nelson presented a resolution approving the 2017/2018 fiscal year budget for the Tax Increment Reinvestment Zone Number Two (East Gateway TIRZ). This budget is recommended for approval by the TIRZ #2 Board of Directors. This item was presented by Michelle Bonner, Assistant City Manager. Motion was made by Councilmember Powell, seconded by Councilmember Hays, that the following captioned resolution be passed:

RESOLUTION NO. 09-19-17-1

A RESOLUTION OF THE CITY OF AMARILLO CITY COMMISSION:
ADOPTING THE BUDGET OF THE TAX INCREMENT REINVESTMENT
ZONE NO. 2, CITY OF AMARILLO FOR THE FISCAL YEAR OCTOBER
1, 2017, TO SEPTEMBER 30, 2018.

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 6: Mayor Nelson presented a resolution authorizing the 2018 Edward Byrne memorial Justice Assistance Grant (JAG) Application for the Amarillo Police Department. Motion was made by Councilmember Sauer, seconded by Councilmember Smith that the following captioned resolution be passed:

RESOLUTION NO. 09-19-17-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO,
TEXAS: AUTHORIZING 2018 APPLICATION FOR EDWARD BYRNE
JUSTICE ASSISTANCE GRANT; AUTHORIZE INTERLOCAL
AGREEMENT TO SHARE GRANT FUNDS WITH POTTER COUNTY;
AUTHORIZING ADMINISTRATIVE ADJUSTMENTS TO DOCUMENTS
AS NEEDED; PROVIDING SEVERABILITY CLAUSE; PROVIDING
SAVINGS CLAUSE 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 7: Mayor Nelson presented a resolution authorizing the Amarillo Police Department to apply for a grant for rifle resistant body armor. This item was presented by Chief Drain, Amarillo Police Department. Motion was made by Councilmember Sauer, seconded by Councilmember Powell, that the following captioned resolution be passed:

RESOLUTION NO. 09-19-17-3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO,
TEXAS ("CITY") AUTHORIZING THE SUBMISSION OF A FUNDING
YEAR ("FY") 2018 GRANT APPLICATION TO THE GOVERNOR'S
CRIMINAL JUSTICE DIVISION (CJD); DESIGNATING THE MAYOR TO
ACT AS THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL
MATTERS PERTAINING TO CITY'S PARTICIPATION IN THE CJD
GRANT PROGRAM; AND PROVIDING SAVINGS CLAUSE 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 8: Mayor Nelson presented a resolution approving the 2017/2018 Budget for the Amarillo-Potter Events Venue District. This budget is funded through a 5% car rental tax and a 2% hotel occupancy tax. The Amarillo-Potter Events Venue District operates and maintains voter approved entertainment venues within the City. This budget is recommended for approval by the Amarillo Potter Events Venue District Board. This item was presented by Michelle Bonner, Assistant City Manager. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned resolution be passed:

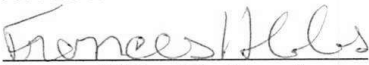
RESOLUTION NO. 09-19-17-4

A RESOLUTION OF THE CITY OF AMARILLO, TEXAS: APPROVING
THE PROPOSED OPERATING BUDGET FOR THE FISCAL YEAR 2017-
2018 FOR THE AMARILLO POTTER EVENT VENUE DISTRICT.

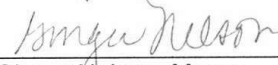
Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

Mayor Nelson advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Ginger Nelson, Mayor