



Amarillo City Council Regular Meeting

October 24, 2023

3:00 PM

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

MINUTES

1. Call to Order

On October 24, 2023 the Amarillo City Council met at 3:00 PM 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:

Mayor Cole Stanley
Councilmember, Place 1 Josh Craft
Councilmember, Place 2 Don Tipps
Councilmember, Place 3 Tom Scherlen
Councilmember, Place 4 Les Simpson
Absent were none.

Also in attendance were the following administrative officials:

Andrew Freeman, Interim City Manager
Rich Gagnon, Assistant City Manager
Floyd Hartman, Assistant City Manager
Laura Storrs, Interim Deputy City Manager
Bryan McWilliams, City Attorney
Stephanie Coggins, City Secretary

Mayor Stanley established a quorum and called the meeting to order at 3:00 PM.

2. Invocation Jason Craft, Messiah's House

Jason Craft, of Messiah's House, shared an invocation.

3. Pledge of Allegiance

Mayor Stanley led the Pledge of Allegiance.

4. The Texas Pledge

Mayor Stanley led the Texas Pledge.

5. Proclamations

5.A. "World Polio Awareness Day"

Councilmember Simpson read a proclamation for World Polio Awareness Day, and it was received by members of all the area Rotary clubs.

6. Announcements

6.A. Amarillo 101 Graduation

Jon Barnes and Joy Stuart presented the graduates of the Fall 2023 session of Amarillo 101.

Mr. Freeman introduced Donny Hooper as Managing Director for the City of Amarillo.

- 7. Public Comment** The public will be permitted to offer public comment on agenda items and items related to City business. Citizens interested in commenting may sign up online at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form>, by calling the City Secretary's office at (806) 378-3014, or in person in Room 303 of City Hall, 601 S. Buchanan. Citizens should sign up at least 15 minutes prior to the scheduled meeting start time.

Mayor Stanley opened Public Comment. The following individuals signed up and spoke:

1. Jill Humphrey, of Amarillo
2. Madison Bradshaw, of Amarillo
3. Jesse Pfrimmer III, of Amarillo
4. Paola Rocha, not of Amarillo
5. Kim Seymour, of Amarillo
6. Courtney Seymour, of Amarillo
7. John Barrett, of Amarillo
8. Kay Cross, of Amarillo
9. Misty Vigil Collier, of Amarillo

After all registered individuals spoke, Mayor Stanley invited citizens who did not sign up to speak to address City Council, and the following individuals spoke:

1. Arleen Morley, of Amarillo
2. Linda Watkins, of Amarillo
3. Diane Cameron, of Amarillo
4. Dee Gross, of Amarillo

The following individuals registered written public comments with City Council:

1. Bonnie Stevens, of Amarillo
2. Debbie Hollis, of Amarillo
3. Debbie McMurray, of Amarillo
4. Lauren Williams, of Amarillo
5. Moeed Ishrat, of Amarillo
6. Sharron Fitzner, not of Amarillo

7. Rueben Thompson, of Amarillo
8. David Kemp, of Amarillo
9. Michelle Hoggatt, of Amarillo
10. Ashley Allcorn, of Amarillo
11. Douglas Clay Holcomb, of Amarillo
12. James R. Otto, of Amarillo
13. Jessica Rauch, of Amarillo
14. Peggy Tarrant, not of Amarillo
15. Parker Kershen, not of Amarillo
16. Jessica Headrick, of Amarillo
17. Marlei Pergrem, of Amarillo
18. Vickie Lee, of Amarillo
19. Faline Nolan, of Amarillo
20. Jami Lyons, of Amarillo

The following individuals registered for public comment but did not present to speak:

1. Kathy Camacho, of Amarillo
2. Victoria Brown, of Amarillo
3. Belinda Morris, not of Amarillo

Mayor Stanley closed Public Comment.

- 8. Discussion Items** City Council will discuss or receive reports on the following current matters or projects.

- 8.A.** Review agenda items for regular meeting and attachments
- 8.B.** Discuss Public Safety Strategic Pillar in relation to the vision for the Amarillo Police Department vision as well as department updates from Chief Birkenfeld
- 8.C.** Request future agenda items and reports from City Manager

Mayor Stanley recessed the meeting at 4:39 p.m.

Mayor Stanley resumed the meeting at 4:56 p.m.

- 9. 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 Stanley introduced the item and asked if anything should be pulled for separate consideration.

ACTION: Motion to approve the consent agenda as presented by Josh Craft,

second by Don Tipps;
Motion passed with a 5:0 vote.
AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson
NOES: None
ABSTAIN: None

9.A. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the regular meeting held on October 10, 2023. (Contact: Stephanie Coggins, City Secretary)

9.B. CONSIDERATION OF ORDINANCE NO. 8082

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-3, Article I, Section 4-3-1 to adopt the 2021 edition of the International Building Code, with amendments regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; providing for the issuance of permits and collection of fees, and related matters. (Contact: Johnny Scholl, Building Official)

9.C. CONSIDERATION OF ORDINANCE NO. 8083

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-5, Article II, Section 4-5-22 to adopt the 2021 edition of the International Swimming Pool and Spa Code, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of swimming pools and spas; providing for the issuance of permits and collection of fees. (Contact: Johnny Scholl, Building Official)

9.D. CONSIDERATION OF ORDINANCE NO. 8084

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, adopting the 2021 edition of the International Fire Code to regulate and govern the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises, providing for the issuance of permits and collection of fees. (Contact: Johnny Scholl, Building Official)

9.E. CONSIDERATION OF ORDINANCE NO. 8085

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-3, Article I, Section 4-3-21 to adopt the 2021 edition of the International Mechanical Code, with amendments regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; providing for the issuance of permits and

collection of fees, and related matters. (Contact: Johnny Scholl, Building Official)

9.F. CONSIDERATION OF ORDINANCE NO. 8086

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-3, Article III, Section 4-3-31 to adopt the 2021 edition of the International Residential Code, regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress in; providing for the issuance of permits and collection of fee. (Contact: Johnny Scholl, Building Official)

9.G. CONSIDERATION OF ORDINANCE NO. 8087

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-3, Article IV, Section 4-3-41 to amend the 2015 edition of the International Energy Conservation Code, with amendments, regulating and governing energy efficient building envelopes and installation of energy efficient mechanical, lighting and power systems; providing for the issuance of permits and collection of fees. (Contact: Johnny Scholl, Building Official)

9.H. CONSIDERATION OF ORDINANCE NO. 8088

This item is the second and final reading of an ordinance amending the Municipal Code of the city of Amarillo, Chapter 4-3, Article V to adopt the 2021 edition of the International Fuel Gas Code regulating and governing fuel gas systems and gas-fired appliances and providing for the issuance of permits and collection of fees therefore. (Contact: Johnny Scholl, Building Official)

9.I. CONSIDERATION OF ORDINANCE NO. 8089

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-3, Article VI, Section 4-3-60 to adopt the 2021 edition of the International Existing Building Code, with amendments as shown, regulating and governing the repair, alteration, change of occupancy, addition and relocation of existing buildings, including historic buildings; providing for the issuance of permits and collection of fees. (Contact: Johnny Scholl, Building Official)

9.J. CONSIDERATION OF ORDINANCE NO. 8090

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-4, to adopt the 2020 edition of the National Electrical Code, with certain amendments. (Contact: Johnny Scholl, Building Official)

9.K. CONSIDERATION OF ORDINANCE NO. 8091

This item is the second and final reading of an ordinance amending the Municipal Code of the City of Amarillo, Chapter 4-5, Article II, Section 4-5-21 by repealing the 2015 edition of The International Plumbing Code and adopting the 2021

edition of such code, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of plumbing systems; providing for the issuance of permits and collection of fees. (Contact: Johnny Scholl, Building Official)

9.L. CONSIDERATION OF ORDINANCE NO. 8092

This item is the second and final reading of an ordinance amending the Amarillo Municipal Code, Chapter 14-8, to update general standards and sanitary requirements for massage establishments and to require a license to operate a massage establishment or to provide massage services. (Contact: Jacob Diaz, City Marshal)

9.M. CONSIDERATION ACCEPTANCE AND APPROVAL - PROJECT SAFE NEIGHBORHOOD GRANT AND RELATED CONTRACT

Grantor: Project Safe Neighborhoods - \$51,000.00

Award to: Safe City Commission dba One Safe Place - \$51,000.00

This item considers awarding a contract with Safe City Commission dba One Safe Place to accept a grant from Project Safe Neighborhoods for \$51,000. (Contact: Martin Birkenfeld, Chief of Police, Shane Chadwick)

9.N. CONSIDER AWARD - TRANSIT MULTIMODAL TERMINAL FURNITURE

Award to: Officewise - \$184,474.20

This item considers the award of a contract to Officewise for new office furniture and passenger seating for the Transit Multimodal Terminal located at 509 S Bowie St in Amarillo, Texas 79106. This item will be funded through federal grant funds. (Contact: Jerry Danforth, Director of Facilities)

9.O. CONSIDER AWARD - FLEET SERVICES HYDRAULIC OIL ANNUAL CONTRACT

Award to: D-A Lubrication Co. Inc - \$97,600.00 annually

This item considers the award of an annual contract to purchase 16,000 gallons of hydraulic oil per Specification FS-6, to be used by City of Amarillo Fleet vehicles. The contract will be an initial term of one year, with two one-year options to renew. This item will be funded through fleet fund revenues. (Contact: Donny Hooper, Managing Director of Public Works)

9.P. CONSIDER PURCHASE - VARIOUS EQUIPMENT FOR REMODEL OF AMARILLO EMERGENCY COMMUNICATIONS CENTER

Award to: Evans Consoles - \$770,770.18

This item considers the purchase of ergonomic consoles, necessary sound acoustic panels and wall panels, along with maintenance care and seating, for the Amarillo Emergency Communications Center. This item will be funded through a combination of reimbursement from the Potter-Randall 911 District (\$636,544.08) and general fund revenues (\$134,226.10). (Contact: Lt. Aaron Sawyer, Amarillo Fire Department, Lt. Chaz Williams, Amarillo Police Department, Summer

Strickland, AECC Management Coordinator)

9.Q. CONSIDER APPROVAL - CONTRACT AMENDMENT FOR SIDEWALK CONSTRUCTION SERVICES IN THE SAN JACINTO NEIGHBORHOOD PLAN BOUNDARY

Award to: Tate CO/Tate's Excavation

Original Award	\$50,000.00
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Amendment	<u>19,060.00</u>
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Total Amended Award	\$69,060.00
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This item considers the approval of an amendment to a contract with Tate Co Excavation for \$19,060 for the installation of sidewalks in the San Jacinto Neighborhood Plan Area. The amendment increases the total award amount to \$69,060. (Contact: Emily Koller, Director of Planning and Development Services)

10. Non-Consent Items

10.A. CONSIDERATION OF RESOLUTION NO. 10-24-23-1

This item considers a resolution in support of Senate Bill 7 related to the prohibition of Employer COVID-19 vaccination mandates. (Contact: Andrew Freeman, Interim City Manager)

Mayor Stanley introduced the item. Mr. Freeman presented the item.

ACTION: Motion to adopt Resolution No. 10-24-23-1 by Tom Scherlen, second by Les Simpson;
Motion passed with a 5:0 vote.

AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson

NOES: None

ABSTAIN: None

10.B. CONSIDERATION OF ORDINANCE NO. 8093

This item is the first reading of an ordinance repealing Chapter 16-5 Central Business District Parking and Transportation Article I. Paid Parking for Fee. (Contact: Andrew Freeman, Interim City Manager)

Mayor Stanley introduced the item. Mr. Freeman presented the item.

ACTION: Motion to adopt Ordinance 8093 as presented by Tom Scherlen, second by Josh Craft;
Motion passed with a 5:0 vote.

AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson

NOES: None

ABSTAIN: None

10.C. CONSIDERATION OF ORDINANCE NO. 8094

This is the first reading of an ordinance regarding the City of Amarillo's Texas

Municipal Retirement System (TMRS) benefits: (1) Adopting non-retroactive repeating Cost of Living Adjustments (COLAs), for retirees and their beneficiaries under TMRS Act §853.404(f) and (f-1), and (2) authorizing annually accruing updated service credits. (Contact: Laura Storrs, Interim Deputy City Manager and CFO)

Mayor Stanley introduced the item. Ms. Storrs presented the item.

ACTION: Motion to adopt Ordinance No. 8094 as presented by Les Simpson, second by Josh Craft;
Motion passed with a 5:0 vote.
AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson
NOES: None
ABSTAIN: None

10.D. CONSIDER PURCHASE - POLICE DEPARTMENT PATROL VEHICLES

Award to: Caldwell Country Chevrolet - \$598,130.00 (BuyBoard #601-19)

This item considers the purchase of seven patrol vehicles to be used by the Police department for daily operations. These units are scheduled replacements of current fleet units that are out of service due to extensive required repairs. This purchase will be funded through a combination of fleet fund revenues (\$395,550.00) and general fund revenues (\$202,580.00). (Contact: Donny Hooper, Managing Director of Public Works)

Mayor Stanley introduced the item. Donny Hooper, Managing Director, presented the item.

ACTION: Motion to approve the purchase of police department patrol vehicles awarded to Caldwell Country Chevrolet in the amount of \$598,130.00 by Josh Craft, second by Don Tipps;
Motion passed with a 5:0 vote.
AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson
NOES: None
ABSTAIN: None

10.E. CONSIDER AWARD - CONSTRUCTION CONTRACT FOR PHASE 1 OF AMARILLO NORTHEAST SANITARY SEWER INTERCEPTOR PROJECT

Award to: S.J. Louis Construction of Texas, LTD. - \$71,266,760.15

This item is to consider the award of a construction contract for Phase 1 of the Amarillo Northeast Sanitary Sewer Interceptor project. Phase 1 shall consist of the installation of approximately 13 miles of proposed sanitary sewer pipe and the abandonment of an Imhoff tank and a lift station, all located in the northeast basin of the City. This item will be funded through a combination of water and sewer revenues (\$47,440,125.00) and water and sewer revenue bond proceeds to be issued (\$23,826,635.15). Until such time as the bonds are issued, water and sewer revenues are available to cover the full cost of the item. (Contact: Floyd

Hartman, Assistant City Manager)

Mayor Stanley introduced the item. Mr. Hartman presented the item.

ACTION: Motion to award a contract to SJ Louis LTD in the amount of \$71,266,760.15 by Don Tipps, second by Josh Craft;
Motion passed with a 5:0 vote.

AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson

NOES: None

ABSTAIN: None

10.F. CONSIDER GRANT AWARD-STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER)

This item considers acceptance of the SAFER grant award of \$2,426,016.00 to hire additional firefighters. The award covers salary and fringe benefits for a three-year period beginning in January of 2024. (Contact: Andrew Freeman, Interim City Manager)

Mayor Stanley introduced the item. Mr. Freeman presented the item.

ACTION: Motion to accept Item No. 10.F in the amount of \$2,426,016.00 from FEMA by Josh Craft, second by Don Tipps;
Motion passed with a 5:0 vote.

AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson

NOES: None

ABSTAIN: None

11. Discussion Items City Council will discuss or receive reports on the following current matters or projects.

11.A. Discuss recent State of Texas actions related to prohibiting abortion and related activities, such as the Texas Heartbeat Act, and bills proposed during the 88th Legislative Session on the topic, and any other local ordinance that could be considered

Mayor Stanley introduced the item. Mr. Freeman presented the item. Mayor Stanley asked each Councilmember to share their position on the topic and then shared his. Mayor Stanley reopened public comment. Forty-nine individuals presented to speak, including 15 individuals speaking for the item, 29 individuals speaking against the item, and five individuals speaking on the item. The individuals who spoke were:

1. Annemarie Rossato, of Amarillo
2. Keely Wilson, of Amarillo
3. Courtney Brown, of Amarillo

4. Rachel O'Leary Carmona
5. Lindsay London, of Amarillo
6. Claudia D. Stravato, of Amarillo
7. Kathy Thomas, of Amarillo
8. Angela Corpening, of Amarillo
9. Charles Little, of Amarillo
10. Blanca Savusa, not of Amarillo
11. Jewel Navarrette, not of Amarillo
12. Ashlyn Myers, not of Amarillo
13. John Early, of Amarillo
14. Stephanie Madrigal, of Amarillo
15. Ali Ramos, of Amarillo
16. Kendra Seawright, of Amarillo
17. Karmyn Seaberg, of Amarillo
18. Fay Donohoo, of Amarillo
19. Briana Cagle, of Amarillo
20. James Schulte, of Amarillo
21. Jacob Meyer, of Amarillo
22. Bryan Arvello, of Amarillo
23. Angela Workman, of Amarillo
24. Tiffany Kelly, not of Amarillo
25. Charlotte Dunham, not of Amarillo
26. Kimberleigh Gonzalez, not of Amarillo
27. Logan Brown, not of Amarillo
28. Erick Welsh, not of Amarillo
29. Rebecca Marrs, not of Amarillo
30. Don Washburn, of Amarillo
31. Taylor Van Valkenburg, of Amarillo
32. Jan Whaley, not of Amarillo
33. Pastor John S. Andrews, of Amarillo
34. Katt Massey, of Amarillo
35. David Gallegos, not of Amarillo
36. Deborah Moore, of Amarillo
37. Beth Petty, of Amarillo
38. Joan Gaines, of Amarillo
39. Noah Dawson, of Amarillo
40. Noelle, of Amarillo
41. Parker Kershen, not of Amarillo
42. Ray Musalini, of Amarillo
43. Melissa, of Amarillo
44. David Workman, of Amarillo
45. Trina Forney, of Amarillo
46. Deckard, of Amarillo
47. Gillian Hamilton, of Amarillo
48. Doug Albracht, of Amarillo

49. Mark Dickson, not of Amarillo

Mayor Stanley recessed the regular meeting at 7:30 p.m.

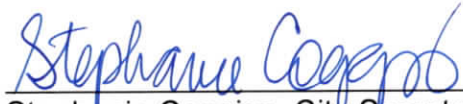
Mayor Stanley resumed the regular meeting at 7:55 p.m.

After all 49 individuals spoke, Mayor Stanley reclosed Public Comment.

12. Adjourn

Mayor Stanley adjourned the Regular Meeting at 9:56 PM.

ATTEST:



Stephanie Coggins, City Secretary



Cole Stanley, Mayor