

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 11th day of August 2020, the Amarillo City Council met at 1:00 p.m. for a regular session meeting held via conference and in the Council Chamber located on the third floor of City Hall at 601 South Buchanan Street, 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
MAYOR PRO TEM/COUNCILMEMBER NO. 4

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

JARED MILLER
KEVIN STARBUCK
BRYAN MCWILLIAMS
STEPHANIE COGGINS
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
CITY ATTORNEY
ASSISTANT TO THE CITY MANAGER
CITY SECRETARY

The invocation was given by Davlyn Duesterhaus, BSA Chaplain.

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

PUBLIC ADDRESS: There were no comments.

ITEM 1:

- A. Review agenda items for regular meeting and attachments;
- B. Coronavirus Update;
- C. Curbside Cart Program; and
- E. Request future agenda items and reports from City Manager.

CONSENT ACTION ITEMS:

ITEM 2: 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 the consent agenda as presented, seconded by Councilmember Sauer:

A. **MINUTES:**

Approval of the City Council minutes for the regular meeting held on July 28, 2020.

B. **CONSIDERATION OF ORDINANCE NO. 7866 -- ORDERING A SPECIAL ELECTION ON NOVEMBER 3, 2020 TO VOTE ON PROPOSED AMENDMENTS TO THE AMARILLO CITY CHARTER; PROVIDING FOR A JOINT ELECTION; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION:**

(Contact: Kevin Starbuck, Deputy City Manager)

This is the second and final reading of an ordinance calling a special election to be held in the City of Amarillo, Texas on November 3, 2020 and resolving other matters incident and related thereto.

C. **CONSIDERATION OF ORDINANCE NO. 7867:**

(Contact: Juliana Kitten, Director of Community Development)

This item is the second and final reading to consider an ordinance amending the Amarillo Municipal Code: Chapter 2-6, modifying Article XII, Section 2-6-96, related to the Community Development Advisory Committee (CDAC).

D. **CONSIDERATION OF ORDINANCE NO. 7868:**

(Contact: Anthony Spanel, Environmental Health Director)

This is the second and final reading recommending changes to Chapter 14-3 Alcoholic Beverages that will reduce the regulatory burden on businesses applying for an Alcoholic Beverage license.

E. CONSIDERATION OF ORDINANCE NO. 7869:

(Contact: Anthony Spanel, Environmental Health Director)

This item is the second and final reading to consider a revision to Chapter 8-5-23 Public and Environmental Health. This revision will authorize any peace officer to enforce certain health and safety regulations without the necessity, delay, and cost of summoning a Health Officer.

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

(Contact: Sgt. Wes Hill)

Grantor: Texas Department of Transportation

Grant Amount: \$143,996.00

Match Amount: \$ 37,922.20

Total Awarded: \$181,918.20

This item accepts the Fiscal Year 2020 Texas Traffic Safety Program Grant. The Texas Department of Transportation provides funding to the Amarillo Police Department to focus additional resources to fund patrol and enforcement of speed enforcement, occupant protection (seatbelt and child safety seats) distracted driving and Driving While Intoxicated (DWI) offenses.

G. CONSIDER APPROVAL -- ADDENDUM - CENTER CITY TAX INCREMENT REINVESTMENT ZONE #1 DEVELOPER AGREEMENT FOR CHASE TOWER, LLC:

(Contact: Andrew Freeman, Managing Director - Planning and Development Services)

This item approves an addendum to the Tax Increment Reinvestment Zone (TIRZ) #1 Developer Agreement for the FirstBank Southwest Tower building located at 600 South Tyler Street to encourage the conversion of two floors of existing office space to residential housing units.

H. CONSIDER APPROVAL – OSAGE WATER TREATMENT PLANT FILTER REHABILITATION:

(Contact: Jonathan Gresham – Director of Utilities)

Stolz Mechanical Contractors, LLC -- \$4,029,950.00

This item considers approval for replacement of Filter Underdrains and Media at the Osage Water Treatment Plant and associated labor for installation.

I. CONSIDER APPROVAL – INTERLOCAL AGREEMENT BETWEEN THE CITY OF AMARILLO AND POTTER-RANDALL EMERGENCY COMMUNICATIONS DISTRICT (GRANT AGREEMENT):

(Contact: Martin Birkenfeld, Police Chief and Sam Baucom, Assistant Fire Chief)

This item is an interlocal agreement between the City of Amarillo and the Potter-Randall Emergency Communications District to provide grant funding. The district will provide the City \$88,000 for infrastructure upgrades to the Amarillo Emergency Communications Center (AECC).

J.. CONSIDER AWARD -- PURCHASE AND INSTALLATION OF REPLACEMENT SAFETY SURFACING AND PLAYGROUND EQUIPMENT COMPONENTS FOR JOHN STIFF MEMORIAL PARK:

(Contact: Michael Kashuba, Director of Parks and Recreation)

Awarded to Exerplay, Inc. -- \$77,199.30

This item is for the purchase and installation of replacement safety surfacing and playground equipment components for John Stiff Memorial Park.

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.

NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson presented the first reading of an ordinance rezoning a portion of Lot 19, Block 3, Estancia Unit 1, in Section 24, Block 9, B.S.&F. Survey, Potter County Texas, plus one half of all bounding streets, alleys, and public ways to change from Office District 1 to Residential District. (Vicinity: Bridlewood Drive and Lone Mountain Lane.) This

item was presented by Andrew Freeman, Managing Director - Planning and Development Services. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. Motion was made that the following captioned ordinance be passed on first reading by Councilmember Powell, seconded by Councilmember Smith:

ORDINANCE NO. 7871

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 BRIDLEWOOD DRIVE AND RAVENWOOD DRIVE, POTTER COUNTY, TEXAS; PROVIDING FOR 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 3B: Mayor Nelson presented the first reading of an ordinance rezoning Lot 5, Block 2, Soncy Park Unit No. 6, in Section 62, Block 9, B.S. & F. Survey, Randall County Texas, plus one half of all bounding streets, alleys, and public ways to change from Planned Development District 289 to General Retail District. (Vicinity: Soncy Road and Tarter Avenue.) This item was presented by Andrew Freeman, Managing Director - Planning and Development Services. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. Motion was made that the following captioned ordinance be passed on first reading by Councilmember Powell, seconded by Councilmember Smith:

ORDINANCE NO. 7872

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 TARTER AVENUE AND SONCY ROAD, RANDALL COUNTY, TEXAS; PROVIDING FOR 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 3C: Mayor Nelson presented the second and final reading of an ordinance This is the second and final reading of an ordinance rezoning Lots 11 and 12, Block 5, Roy Lindsey's Addition, in Section 172, Block 2, A.B. & M. Survey, Randall County, Texas, plus one half of all bounding streets, alleys, and public ways to change from Residential District 2 to General Retail District. (Vicinity: I-27 and Washington Street) Applicant/s: Bo Wulfman for South Washington St. Ltd. This item was presented by Andrew Freeman, Managing Director - Planning and Development Services. Motion was made that the following captioned ordinance be passed on second and final reading by Councilmember Powell, seconded by Councilmember Sauer:

ORDINANCE NO. 7870

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 INTERSTATE 27 AND WASHINGTON STREET, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Councilmembers Powell, Sauer and Smith; voting NO was Councilmember Hays; the motion carried by a 4:1 vote of the Council.

ITEM 3D: Mayor Nelson presented a resolution for the Amarillo Police Department who is expected to receive \$50,647 from this grant. The total amount of this grant is \$101,294, half of the funds will go to Potter County Sherriff Office. The Department will use the funds to purchase uniform shirts that allow officers to discretely wear their body armor on the outside of their shirt while maintaining the appearance of a traditional police uniform. The

city will also use a portion of this fund to purchase a suspender system that allows officers to discretely wear suspenders under their uniform shirt to distribute the weight of their duty belt off of their hips and lower back and onto their shoulders. These purchases will enhance the safety and comfort of the officers who wear these items. This item was presented by Chief Martin Birkenfeld/Captain Joe Loftus. Motion was made that the following captioned resolution be passed by Councilmember Powell, seconded by Councilmember Smith.

RESOLUTION NO. 08-11-20-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AUTHORIZING 2020 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 SAVINGS CLAUSE; PROVIDING SEVERABILITY 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 3E: Mayor Nelson presented an item considering a Department of Housing and Urban Development (HUD) Consolidated Plan 5-year plan for Community Development. This presentation will include a review of the FY2020/202 Annual Action Plan for the HOME Investment Partnership program funding. This item was presented by Vanessa Robinson, CDBG Program Coordinator. Motion was made by Councilmember Powell to approve this item, seconded by Councilmember Smith.

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: Mr. McWilliams advised at 2:40 p.m. that the City Council would convene in Executive Session per Texas Government Code: 1) 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: (a) Discuss properties located in the Central Business District. 2) Section 551.087 – Deliberation regarding economic development negotiations; discussion of commercial or financial information received from an existing business or business prospect with which the city is negotiating for the location or retention of a facility, or for incentives the city is willing to extend, or financial information submitted by the same. (a) 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: Project # 20-04-04 (Manufacturing).

Mr. McWilliams announced that the Executive Session was adjourned at 3:30 p.m. and recessed the Regular Meeting.

ATTEST:


Frances Hibbs, City Secretary


Ginger Nelson, Mayor