

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 2nd day of April 2019, the Amarillo City Council met at 1:00 p.m. for a regular meeting held 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
COUNCILMEMBER NO. 4

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

JARED MILLER
MICHELLE BONNER
MARCUS NORRIS
STEPHANIE COGGINS
FRANCES HIBBS

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

The invocation was given by Pat Williams. Mayor Nelson led the Pledge of Allegiance.

Proclamations were presented for "Sexual Assault Awareness Month" and "Amarillo child Abuse Prevention and Awareness Month."

Don Judd, Executive Director of Arts in the Sunset presented a recreated city flag adopted in 1941. Artist Chris Johnson recreated the flag from the descriptions found in a book and two flags were presented one for the City of Amarillo and one for the Chamber of Commerce.

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

Councilmember Eddy Sauer came in during the discussion of Item 1B at 1:30 p.m.

ITEM 1:

- A. Review agenda times for regular meeting and attachments;
- B. Reports and updates from City Councilmembers serving on outside Boards: Convention and Visitor Board (03/27) Environmental Task Force;
- C. Buy the Way, Keep It Local Update;
- D. Update on Utility Billing;
- E. Presentation by Executive Director Don Judd of the Arts in the Sunset;
- F. Discuss Draft Governance and Ends Policy; and
- G. Consider future Agenda items and request 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 items, seconded by Councilmember Sauer.

- A. **MINUTES:**
Approval of the City Council minutes for the meeting held on March 26, 2019.
- B. **CONSIDER CHANGE ORDER #3: ARDEN ROAD STORM SEWER AND PLAYA #7 EXCAVATION – PHASE I:**
(Contact: Matt Thomas, City Engineer)
This item is to approve Change Order #3 to the contract for the Arden Road Storm Sewer and Playa #7 Excavation – Phase I. This proposed change

order is for additional pumping due to heavy rainfall in October 2018 totaling up to 4 inches in the area which required pumping the site for 44 days total and includes additional days on the contract.

Original Contract Amount:	\$2,418,171.41
Previous Change Orders:	\$12,799.17
Recommended Change Order:	<u>\$49,124.88</u>
Revised Contract Total:	\$2,480,095.46

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 for the rezoning of the South 70ft. of Lot 5, JW Cartwrights First Subdivision of Block 239, Plemons Addition plus a 10ft. by 140ft. strip of vacated right-of-way South of said Lot, all in Section 170, Block 2, AB&M Survey, Potter County, Texas plus one-half of all bounding streets, alleys, and public ways to change from Planned Development 96B to Amended Planned Development for the expansion to existing business operations. (Vicinity: Tyler St. and Interstate-40; Applicant: Hope and Healing Place, Inc.) Mayor Nelson opened a public hearing. There were no comments and the public hearing was closed. This item was presented by Cris Valverde, Assistant Director of Planning and Development Services. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following ordinance be passed:

ORDINANCE NO. 7778

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 CLASSIFICATIONS OF SPECIFIED PROPERTY IN THE VICINITY OF INTERSTATE-FORTY AND TYLER STREET, POTTER COUNTY, TEXAS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS 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 establishing a permit system for use of golf carts to transport passengers among certain downtown facilities and venues. This item authorizes the use of appropriately equipped golf carts to transport passengers between certain downtown establishments, parking facilities and entertainment venues. This item was presented by Jared Miller, City Manager and Andrew Freeman, Director of Planning and Development Services. Mr. Freeman stated there has been some interest in transporting people from one event to another. Councilmember Hays stated she appreciated the sunset clause to allow for a trial period. Councilmember Smith inquired about golf carts on the Tascosa Country club roads. Mr. Schniederjan replied Tascosa Country Club roads were private roads, but they were prohibited from the use of golf carts unless they include the hazard triangles, flashers, lights, etc. but on public city streets they were generally prohibited. Motion was made by Councilmember Powell, seconded by Councilmember Hays, that the following captioned ordinance be passed:

ORDINANCE NO. 7782

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 16-5, TO ADD ARTICLE III TO PROVIDE AUTHORIZATION TO OPERATE GOLF CARTS ON STREETS IN DOWNTOWN CENTRAL BUSINESS DISTRICT, SETTING MINIMUM STANDARDS, RESTRICTIONS, PERMIT PROCESS, AND OFFENSES; PROVIDING CLAUSES FOR SEVERABILITY, REPEALER, PENALTY, 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 3C: Mayor Nelson stated this item conducts a public hearing to gather comments for and against annexation of approximately 329 acres in Sections 65 and 66, Block 9, BS&F Survey, Randall County, Texas. This item was presented by Cris Valverde, Assistant Director of Planning and Development Services. Mayor Nelson opened a public hearing. Curt Pohlmeier, 5101 Black Oak Drive, stated this item would provide affordable housing. There were no further comments and the public hearing was closed. Motion was made by Councilmember Powell to approve the Resolution closing the public hearings on the proposed annexation and setting the dates for the first and second readings of an Ordinance annexing the property on April 23 and April 30, 2019, seconded by Councilmember Sauer, that the following captioned resolution be passed:

RESOLUTION NO. 04-02-19-1

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF AMARILLO CLOSING THE PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF CERTAIN PROPERTY AND SETTING THE DATE FOR THE FIRST AND SECOND READINGS OF AN ORDINANCE ANNEXING SUCH PROPOSED CERTAIN PROPERTY BY THE CITY OF AMARILLO, TEXAS.

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 3D: Mayor Nelson presented a resolution approving design standard modifications to the 2010 City of Amarillo Hike and Bike Trail Master Plan. Proposed modifications revise the Design Standards portion of the current Master Plan to address multi modal transportation demands on upcoming large infrastructure projects. The new design standards are proposed for projects with roadway design speeds 55 MPH and greater. The update also recommends fully updating the 2010 City of Amarillo Hike and Bike Trail Master Plan and recommends that the Amarillo Area MPO consider a Thoroughfare Master Plan that includes multi-modal considerations. The Traffic advisory Board, Parks and Recreation Board, and the Pedestrian and Bicycle Safety Advisory Committee have all reviewed the proposed modifications and recommend adoption by the City Council. This item was presented by Kyle Schniederjan, Director of Capital Projects & Development Engineering. Mayor Nelson inquired if some sections may have been missed. Mr. Schniederjan stated these types of amenities are not prohibited but there is the question on who would pay for them. He further stated having a master plan will assure the sections are all connected with the other entities plans. Mr. Miller interjected there were two plans the City's Hike & Bike Master Plan and Metropolitan Planning Organization's Thoroughfare Plan. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned resolution be passed:

RESOLUTION NO. 04-12-19-2

A RESOLUTION OF THE CITY OF AMARILLO, TEXAS APPROVING AND ADOPTING AN UPDATE WITH MINOR DESIGN STANDARD MODIFICATIONS TO THE 2010 CITY OF AMARILLO HIKE AND BIKE TRAIL MASTER PLAN; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS 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 3E: Mayor Nelson presented an item which considers approval of a Chapter 380 Economic Development Program Agreement between the City of Amarillo and BSA Hospital, LLC for the relocation and expansion of the Harrington Cancer Center to be located on a 5.71-acre tract on the corner of South Coulter Street and Wallace Boulevard. This item was presented by Andrew Freeman, Director of Planning and Development Services. Motion was made by Councilmember Powell, seconded by Councilmember Sauer, that this item be approved.

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 3F: Mayor Nelson stated this item would be placed on next week's agenda for approval after suggested minor changes. Motion was made by Councilmember Powell to table this item until next week, seconded by Councilmember Sauer.

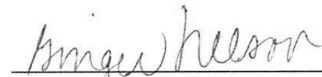
Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

Mayor Nelson advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Ginger Nelson, Mayor