

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 13th day of March 2018, the Amarillo City Council met at 3:30 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 MILLER
KEVIN STARBUCK
MICK MCKAMIE
ANDREW FREEMAN
FRANCES HIBBS

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

The invocation was given by Herman Moore, Carter Chapel Primitive Baptist. Councilmember Powell led the audience in the Pledge of Allegiance.

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

PUBLIC COMMENT:

Rusty Tomlinson, 5700 Canyon Drive, spoke on James Allen's resignation. He further stated the homeless headcount was 90 people over the number of beds available. Mayor Nelson asked the City Manager for a headcount follow-up on the numbers. Michael Davis, 4210 Polk Street, stated Amarillo has an opportunity to allow the homeless to meet their potential. He stated the spirit of unity was needed. Allen Finegold, 2601 North Grand Street, spoke on the need to conserve water and the manner in which to water lawns. He further urged Council to tell citizens to water their lawns now and not during the hot summer months. Edith DiTommaso, 1613 Bowie Street, #B, stated the City has an ordinance against camping and she did not understand why tent city was a problem. Jared Miller, City Manager stated the fine for a temporary structure is up to \$2,000 a day and was the responsibility of the District Court. Alan Tinsley, 1205 Southwest 20th Avenue, addressed the current city policy on terminations. He further stated there was only a 24-hour period to either resign or appeal a termination decision. Beau Gregor, 200 South Tyler Street, stated he feels safe living at tent city. Bryan Allan Moore, stated he was a resident of Christ Church Camp. He also stated he feels safe staying at tent city. It was a community not overcrowded and otherwise he does not have a place to sleep. Julie Hunt, 2500 South Polk Street, stated she wanted to appeal to the Council's faith. Glen Thompson, 4200 Glen Avenue, stated a few weeks ago he talked to a city employee about a place for additional tiny homes located at 601 West Amarillo Boulevard, He stated this property could become a tiny home village. He further inquired as to the homeless work program. Kevin Starbuck, Assistant City Manager replied that the HOPE program was employing the homeless and Council would have a contract to renew this program next week. 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 approval the consent agenda, seconded by Councilmember Hays.

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.

A. **MINUTES:**

Approval of the City Council minutes of the regular meeting and special meeting held on March 6, 2018.

B. **ORDINANCE NO. 7718:**

(Contact: AJ Fawver, Planning and Zoning Director)

This item is the second and final reading of an ordinance rezoning of Lot 4B, Block 124, Original Town of Amarillo Unit No. 16, in Section 188, Block 2, AB&M Survey, Potter County, Texas plus one-half of all bounding streets, alleys, and public ways to change from Multiple Family District 1 with Specific Use Permit 115 (MF-1/S-115) to Planned Development 388 (PD-388) for Tiny Houses. (Vicinity: North Rusk Street and Northwest 3rd Avenue.)

C. **ORDINANCE NO. 7720:**

(Contact: AJ Fawver, Planning and Zoning Director)

This is the second and final reading of an ordinance considering approval of the vacation of a 22,420 square foot portion of 60' ROW known as Southwest 8th Avenue directly east of South Coulter Street, previously dedicated by Medical Institute Unit No. 8 plat, in Sections 25 and 44, Block 9, BS&F Survey, Potter County, Texas. (Vicinity: Southwest 8th Avenue and South Coulter Street.)

D. **ORDINANCE NO. 7721:**

(Contact: AJ Fawver, Planning and Zoning Director)

This item is the second and final reading of an ordinance approving a petition to include a 109.32 acre property located approximately 4.1 miles south of Amarillo, located east of Helium Road, southwest of Dove Road, and west of White Wing Road, fully within the extraterritorial jurisdiction (ETJ) of the City of Amarillo.

The attached map provides the legal description and a graphical depiction of the property under discussion. Currently, this property falls partially within the City of Amarillo's ETJ, and partially outside of it. Page 2 of the attachment includes a petition from the property owner, requesting inclusion within the City's ETJ.

Section 42.022 of the Texas Local Government Code includes a provision for a municipality to expand the ETJ beyond the distance limitations established, if the area to be included is contiguous with the existing ETJ, and if the owner(s) make this request. This location, along with the petition from the owner, meet these two requirements. Section 42.022 also requires that any expansion not include areas which fall within the ETJ of another municipality, and the owner's petition verifies that this is not the case in this instance.

Fully encompassing the property within the City of Amarillo's ETJ preserves the ability to develop the property within one cohesive set of development regulations and standards.

E. **ORDINANCE NO. 7722:**

(Contact: AJ Fawver, Planning and Zoning Director)

This is the second and final reading of an ordinance annexing into the City of Amarillo, Randall County, Texas, on petition of property owner, territory generally described as a 91.334 acre tract located southeast of the city, west of the intersection of South Georgia Street and West Loop 335 South, situated in Sections 231 and 232, Block 2, A.B.&M. Survey, and extending west/southwest adjacent to the northern line of Section 232 for a distance of 4012.31'; describing the territory annexed; finding that all necessary and required legal conditions have been satisfied; providing for amendment of the boundaries and official map of the city; approving a service plan therefore; subjecting the property situated therein to bear its pro rata part of taxes levied; providing rights and privileges as well as duties and responsibilities of inhabitants of said territory; directing the filing of the ordinance in the manner required by law; directing notice to service

providers and state agencies; providing a severability clause; declaring compliance with open meetings act; and, providing an effective date

F. **CONSIDER AWARD OF GOLF CAR LEASE FOR BOTH ROSS ROGERS AND COMANCHE TRAIL GOLF COMPLEXES:**

(Contact: George Priolo, General Manager of Golf Operations)

Award to Club Car: 48-month lease on 245 – 2018 Club Car Tempo Electric Golf Cars for Ross Rogers (125 cars) and Comanche Trail (120 cars) Golf Complexes

This 48-month lease will provide the City with two-hundred forty-five (245) Tempo Connect Electric Golf Cars equipped with Visage Fleet Management Control and Tracking modules and the Shark Experience technology (available to each customer at an additional charge). The new lease fleet will replace the current golf cars at both Ross Rogers (125 cars) and Comanche Trails (120 cars). Club Car will accept our current Club Car Precedent Golf Cars at both locations (150 – 2014 models, 30 – 2015 models, 30 – 2016 models and 35 – 2017 model year cars) as trade-in value applied to the lease.

G. **CONSIDER AWARD – PROFESSIONAL SERVICES AGREEMENT FOR AERIAL SEWER CROSSINGS:**

(Contact: Kyle Schniederjan, City Engineer)

Brandt Engineering Group, Ltd. -- \$251,740

This item is to consider award of a professional services agreement for engineering services for the replacement of four existing aerial sewer crossings.

H. **SALE – PROPERTY:**

Sheriff Sale Property in Potter County.

REGULAR AGENDA

ITEM 2: Mayor Nelson presented a resolution authorizing the City to respond to the Atmos Energy application to increase rates under the Gas Reliability Infrastructure Program (GRIP). This item was presented by Mick McKamie, City Attorney. Motion was made by Councilmember Powell, seconded by Councilmember Sauer, that the following captioned resolution be passed:

RESOLUTION NO. 03-13-18-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, RESPONDING TO THE APPLICATION OF ATMOS ENERGY, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING 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 3: Mayor Nelson presented a resolution authorizing a reduction in rates charged by Atmos Energy Corporation, West Texas Division related to the reduction in the federal corporate tax rate. This item was presented by Mick McKamie, City Attorney. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned resolution be passed:

RESOLUTION NO. 03-13-18-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS APPROVING A REDUCTION IN RATES CHARGED BY ATMOS ENERGY CORPORATION, WEST TEXAS DIVISION RELATED TO THE REDUCTION IN THE FEDERAL CORPORATE TAX RATE; FINDING THE REDUCTION IN ATMOS' RATES TO BE JUST AND REASONABLE; FINDING THAT THE MEETING COMPLIED WITH THE OPEN

MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING
DELIVERY OF THE RESOLUTION TO THE COMPANY AND SPECIAL
COUNSEL.

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 a resolution approving the 2017/2018 Budget Amendment for the Amarillo-Potter Events Venue District in the amount of \$420,942. This item was presented by Laura Storrs, Finance Director and Terry Wright, Chairman. Motion was made by Councilmember Sauer, seconded by Councilmember Smith, that the following captioned resolution be passed:

RESOLUTION NO. 03-13-18-3

A RESOLUTION OF THE CITY OF AMARILLO, TEXAS: ADOPTING
THE BUDGET AMENDMENT OF THE AMARILLO POTTER EVENT
VENUE DISTRICT FOR THE FISCAL YEAR OCTOBER 1, 2017, TO
SEPTEMBER 30, 2018.

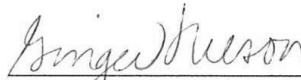
Voting AYE were Mayor Nelson, Councilmembers Hays, Powell, Sauer and Smith;
voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 5: Mayor Nelson presented an item for approval to consider purchasing of property located at 2035 Paramount Boulevard. This item was presented by Sam Baucom, Deputy Fire Chief. Motion was made by Councilmember Powell, seconded by Councilmember Hays, 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.

ATTEST:


Frances Hibbs, City Secretary


Ginger Nelson, Mayor