

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 8th day of May 2018, the Amarillo City Council met at 3:00 p.m. for the regular session 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
MICHELLE BONNER
BRYAN MCWILLIAMS
ANDREW FREEMAN
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
INTERIM CITY ATTORNEY
ECONOMIC DEVELOPMENT MGR.
CITY SECRETARY

The invocation was given by Davlyn Duesterhaus, BSA Staff Chaplain. Mayor Pro Tem Sauer led the audience in the Pledge of Allegiance.

A proclamation was presented for: "Building Safety Month."

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

PUBLIC COMMENT:

Edith DiTommaso, 1613 B Bowie Street, encouraged City Council to embrace everyone. Mike Fisher, 4410 Van Kriston Drive, stated he receives information from people and there is much more information the public needs to know. Claudette Smith, 4410 Van Kriston Drive, stated that Council's enforcement of the camping ordinance is criminalizing the homeless. James Schenck, 6216 Gainsborough Road, inquired if Item 1D, Mission and Responsibilities, Codes of Conduct and Ethics would be placed on the City's website. He also stated the new website does not allow access to City Council agendas and minutes past August 2017 and AEDC agendas and minutes past January 2017. He stated the need to make those available. He inquired if they could know when the monies on the passed Propositions 1 and 2 were being used. He further stated Mr. Goodich had previously presented a request for a committee concerning the public comment period. Addie Walsh, 5816 Syracuse Street, stated she was raised to go after what she believes in, dig in and ask questions. She further stated the need to change the current homeless laws. Jason Herrick, 7901 Valcour Drive, stated it was an exciting day for City Council to have the opportunity to see a four-year veterinary school in Amarillo. There were no further comments.

ITEM 1: Mayor Pro Tem Sauer 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 Smith.

Voting AYE were Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

A. **MINUTES:**

Approval of the City Council minutes of the regular meeting and special meeting held on May 1, 2018.

B. ORDINANCE NO. 7730:

(Contact: AJ Fawver, Planning and Zoning Director)

This is the second and final reading of an ordinance rezoning of Lot 11A, Block 1, Sunset Park Addition Unit No. 5, in Section 226, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Planned Development District 315 (PD-315) to Office District 1 (O-1). (Vicinity: Julian Boulevard and South Georgia Street.)

C. APPROVAL -- AIRPORT RULES AND REGULATIONS:

(Contact: Michael Conner, Director of Aviation)

These rules and regulations are in concert with RS&H and Aviation Management Consulting Group (AMCG), and the Rick Husband Amarillo International Airport. This document and the approved Minimum Aeronautical Standards work concurrently with each other. The proposed Rules and Regulations account for existing industry trends and comply with current regulatory standards established by the Federal Aviation Administration (FAA).

D. APPROVAL – MISSION AND RESPONSIBILITIES STATEMENTS:

This item approves the City Council's Mission and Responsibilities Statements including the City Council Member Code of Conduct and the Code of Ethics.

E. AWARD – DELL EMC:

(Contact: Rick Gagnon, IT Director)

Isilon Storage Array and Virtustream Cloud Service – \$125,170.00

Purchase Dell's EMC Isilon storage array to expand data storage capacity for the Police Department.

F. ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP – CLICK IT OR TICKET:

(Contact: Wes Hills, Amarillo Police Department)

Grantor: Texas Department of Transportation

Grant Amount: \$10,920.00

This item accepts the Fiscal Year 2018 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, occupant protection (seatbelt and child safety seats), distracted driving and Driving While Intoxicated (DWI) offenses.

REGULAR AGENDA

ITEM 2: Mr. Danforth presented an update on the MPEV Construction site. The construction continues to make progress on the project. Over 100 feet of 13 foot walls are up and progress has been made to the footings on the interior walls. Mr. Miller stated they are still on schedule.

ITEM 3: Mayor Pro Tem Sauer presented the first reading of an ordinance considering a variance to distance regulations prohibiting the sale of alcoholic beverages within 300 feet of a private school. The City Council, as the governing board of the City of Amarillo, Texas, and pursuant to Section 109.33(e) of the Texas Alcoholic Beverage Code, may grant a variance to Section 14-3-5 of the City of Amarillo Municipal Code (enacted pursuant to Section 109.33(a)(1) of the Texas Alcoholic Beverage Code) for off-premise sale at the following location 5805 South Georgia Street in Section 183, Block 2, AB&M Survey, Randall County, Texas. Mr. Miller stated the part closer to the school would be a car wash. Mayor Pro Tem Sauer opened a public hearing. Mike Fisher, 4410 Van Kriston Drive, stated the need to talk to the people that live behind the area. Claudette Smith, 4410 Van Kriston Drive, asked if the Council would table this issue until it can be verified that the school was notified. Mr. Miller stated they have reached out to the school and surrounding area. Councilmember Hays replied that due to previous comments they have requested notices be verified. There were no other comments. Mayor Pro Tem Sauer closed the public hearing. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following

captioned ordinance be passed:

ORDINANCE NO. 7731

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS, GRANTING A VARIANCE TO DISTANCE REGULATIONS PROHIBITING THE SALE OF ALCOHOLIC BEVERAGES WITHIN THREE HUNDRED (300) FEET OF A PRIVATE SCHOOL IN ACCORDANCE WITH THE TEXAS ALCOHOLIC BEVERAGE CODE, SECTION 109.33(e) AND AMARILLO MUNICIPAL CODE, SECTION 14-3-5; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER AND CONTINUATION; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Councilmembers Hays, Powell, Sauer and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 4: Mayor Pro Tem Sauer stated this item would be pulled to a date uncertain.

Mayor Nelson came in during this item.

ITEM 5: Ronnie Walker, Xcel Energy, presented an update on the fuel factor decrease. He stated customer bills would see a decrease of approximately 25% on the fuel cost factor. On average the monthly decrease would be approximately \$6.93 per month.

ITEM 6: Councilmember Hays presented an update on the Buy the Way Campaign. She stated an executive committee and a subcommittee will be housed at the Chamber of Commerce. She handed out a card expressing to Keep It Local. A retail packet has also been designed for retailers on how to buy into the Buy the Way Campaign. These packets will be handout at the Business Connection next week. Edith DiTommaso, 1613 B Bowie Street, inquired if those who have their own private business could also receive the information and get involved.

ITEM 7: Mayor Nelson advised that appointments were needed for certain boards and commissions. Motion was made by Councilmember Powell to appoint Seth Thomason to the Greenways Public Improvement District Board to replace Shane Books, seconded by Councilmember Smith,

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell and Smith; voting NO were none; Councilmember Sauer abstained; the motion carried by a 4:0:1 vote of the Council.

Mr. Miller stated that Potter County would also appoint two members to the Cross-Bar Subcommittee as well as City Council. He stated this area has miles of trails but would not allow motorized vehicles. Mr. Miller further stated the Bureau of Land Management brought this idea to the City's attention. Motion was made by Councilmember Hays to appoint Councilmember Powell and Councilmember Smith to the newly created Cross-Bar Subcommittee, 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.


ITEM 8: Mayor Nelson stated this item was to consider an amendment in the location incentives agreement with Texas Tech University and Texas Tech University System. Chancellor Robert Duncan stated Texas Tech School of Medicine partnered with Amarillo for a Medical School and a School of Pharmacy. Now, Amarillo is poised to do a similar thing with a Veterinary School. Dr. Guy Loneragan stated Texas has experienced growth along with livestock. He stated it was an exciting time to be at Texas Tech and partners with Amarillo. He stated they are struggling to recruit in agriculture veterinary industries in Texas. Veterinarians cannot recruit enough people, they cannot expand their businesses, or pass on their business to younger veterinarians. The job market demand for Veterinarians is increasing every year in Texas. He stated he believes they have underestimated the true demand for Veterinarians. Doug Nelson, Amarillo Economic Development Corporation, presented a presentation on AEDC's mission, global population and the market size of the global animal health industry. The amended agreement will fund up to \$69 million to ensure the TTU School of Veterinary Medicine is constructed and operational in Amarillo. The

facility construction is to begin by October 31, 2019. The facility operations are to commence on or before September 1, 2023. The university will continue its fundraising efforts through August 31, 2024. Payment terms are structured over 100 installments. AEDC will provide support to TTU and the Board of Regents to follow through with the School of Veterinary Medicine. In the Fall of 2021 the first class begins. The final payment to the agreements maturity would be in 2029. Chancellor Duncan stated there are conversations about naming rights, and they will continue to fundraise for the Veterinary School. Councilmember Sauer stated it was exciting how fast this came to fruition. Councilmember Smith inquired if the cash was available. Mr. Nelson replied the only time they may be short is in years 7-8. Councilmember Hays inquired if they would issue bonds. Mr. Nelson replied that was not the case, but they had the option, if necessary. Mayor Nelson inquired if this project was a new industry for Amarillo to recruit for those types of businesses to our community. Mr. Nelson stated the Veterinary school would be the only one with a medical and school of pharmacy at the same location making it a research unique opportunity. Motion was made by Councilmember Sauer to approve this AEDC project, seconded by Councilmember Powell.

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 affirmed this was a significant vote and an investment for our community. She thanked Representatives Smithee and Price for their service, the committee and Texas Tech for their hard work on this project.

ATTEST:



Frances Hibbs, City Secretary



Ginger Nelson, Mayor