

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 26th day of September 2017, the Amarillo City Council met at 4:00 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 H. MILLER  
MICHELLE BONNER  
MICK MCKAMIE  
ANDREW FREEMAN  
FRANCES HIBBS

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

The invocation was given by Greg Dowell, Amarillo Central Church of Christ. Mayor Nelson led the Pledge of Allegiance. Recognition was presented to the Hurricane Harvey Response Team.

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

**PUBLIC COMMENT:**

James Rennier, 8201 Victory Drive, spoke on the MPEV. Allen Finegold, 2601 North Grand Street, asked the Council to reconsider the baseball stadium. Jeff Poindexter, 422 East Bonita, spoke on the closing of the chipping sites. Mike Jesse, 4424 Morning Drive, stated closing the chipping sites was punishing the citizens who use the chipping sites. James Schenck, 6216 Gainsborough Street, stated there was illegal dumping at the brush sites. He spoke on the MPEV and asked who would guarantee the lease. He further stated the MPEV should have been a Type B, and put to the vote of the people. 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 of the consent agenda, seconded by Councilmember Sauer.

A. **MINUTES:**

Approval of the City Council minutes of the regular meeting held on September 19, 2017.

B. **ORDINANCE NO. 7695:**

(Contact: AJ Fawver, Planning & Zoning Director)

This is the second and final reading of an ordinance considering and possible action on approving the vacation of 80' ROW known as South Lincoln Street between Southeast 8th Avenue and Southeast 7th Avenue and 80' ROW known as Southeast 7th Avenue. between South Buchanan Street and South Johnson Street along with two 20' wide Public Utility Easements located in Block 111, Plemons Addition Unit No. 1, in Section 170 and Block 112, Mirror Addition Unit No. 1, in Section 155, all of which is located in Block 2, AB&M Survey, Potter County, Texas. (Address: South of 509 Southeast 7th Avenue.)

**C. PURCHASE – ASPHALTIC EMULSION:**

Awarded to Ergon Asphalt & Emulsion, Inc. -- \$108,000.00

This item awards a contract for the purchase of CHFRS-2P Emulsion used by the Street Division to seal cracks in paved streets from November through March.

**D. AWARD – 24" BALL VALVE FOR TRANSFER PS AT OSAGE:**

Award to D. A. Criswell Sales, Inc. – \$68,975.00

This award is to replace 24" Ball Valve for Transfer PS at Osage.

**E. AWARD – SOFTWARE MAINTENANCE:**

SHI Government Solutions -- \$350,160.00

This represents an agreement for Rimini Street to provide software services for the City's oracle JD Edwards software suite. Under the terms of this agreement Rimini Street will provide support for the City's JD Edwards Enterprise Resource Planning system. The amount owed for the first year of support will be \$65,954.00. Future year renewals are optional and will be equal to a 3 percent increase over the prior-year payment. Unless cancellation is requested prior to the annual renewal, total payments over the 5-year agreement will amount to \$350,160.00.

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.

**REGULAR AGENDA**

**ITEM 2:** Mayor Nelson presented the second and final reading of an ordinance rezoning of Lots 5 and 6, Block 1, Westway Unit No. 5, in Section 6, Block 9, BS&F Survey, Randall County, Texas plus one-half of all bounding streets, alleys, and public ways to change from Planned Development 91A (PD-91A) to Planned Development 91A (PD-91A). (Vicinity: Southwest 53<sup>rd</sup> Avenue and South Western Street.) This item was presented by AJ Fawver, Planning and Zoning Director. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned ordinance be passed on second and final reading:

**ORDINANCE NO. 7696**

**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 SW 53<sup>rd</sup> AVE. & S WESTERN ST, RANDALL COUNTY, TEXAS; PROVIDING A 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 3:** Mayor Nelson presented the second and final reading of an ordinance rezoning of Lot 5, Block 1, Georgia Plaza Unit No. 2, in Section 184, Block 2, AB&M Survey, Randall County, Texas plus one-half of all bounding streets, alleys, and public ways to change from Planned Development District 205 (PD-205) to General Retail District (GR). (Vicinity: Southwest 46<sup>th</sup> Avenue and Hardin Drive) This item was presented by AJ Fawver, Planning and Zoning Director. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. Motion was made by Councilmember Smith, seconded by Councilmember Hays, that the following captioned ordinance be passed on second and final reading:

**ORDINANCE NO. 7697**

**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 SOUTHWEST 46<sup>TH</sup> AVENUE AND HARDIN DRIVE, RANDALL COUNTY, TEXAS; PROVIDING A 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 4: Mr. Miller stated Council has been working diligently on the MPEV lease. He stated the lease would be for 30-years. Rent of \$400,000 per year will be paid by the Panhandle Baseball Club, Inc.; \$175,000 would be used to service the debt; and \$225,000 would be set aside for future capital improvements. The Elmore Group would be responsible for the maintenance and noncapital stadium repairs. The City will receive 100% of the parking garage fees. The team will be allotted 1,000 parking spaces. The \$45.5 million stadium will be paid by using HOT tax. Councilmember Smith stated the voters voted on the MPEV about 18 months ago, and Council has been working since then on getting a team. Councilmember Hays appreciated all the negotiations from both sides. Councilmember Smith stated he appreciated everyone who worked on this project. Motion was made by Councilmember Powell to execute the MPEV agreement between the City of Amarillo and Panhandle Baseball Club, Inc., 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 5: Mr. Miller stated the non-relocation agreement protects the City from the team moving away. He further stated home games would be played in Amarillo. Motion was made by Councilmember Sauer to execute the Non-Relocation Agreement between the City of Amarillo and Panhandle Baseball Club, Inc., 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.

ITEM 6: Mayor Nelson stated Council would recess for a press conference on the front steps of City Hall, 509 Southeast 7<sup>th</sup> Avenue. Mr. McKamie stated the entire Council would accompany Mayor Nelson to the press conference and at the conclusion of the press conference Mayor Nelson would reconvene and adjourn the meeting.

ITEM 7: Mayor Nelson advised that the meeting was adjourned.

ATTEST:

  
Frances Hibbs, City Secretary

  
Eddy Sauer, Mayor Pro Tem