

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 12th of October 2021 the Amarillo City Council met at 1:00 p.m. for a regular meeting held in Council Chambers, located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON	MAYOR
FREDA POWELL	MAYOR PRO TEM / COUNCILMEMBER NO. 2
COLE STANLEY	COUNCILMEMBER NO. 1
EDDY SAUER	COUNCILMEMBER NO. 3
HOWARD SMITH	COUNCILMEMBER NO. 4

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

JARED MILLER	CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
ANDREW FREEMAN	ASSISTANT CITY MANAGER
BRYAN MCWILLIAMS	CITY ATTORNEY
JENIFER RAMIREZ	ASSISTANT TO THE CITY MANAGER
STEPHANIE COGGINS	CITY SECRETARY

The invocation was given by Jimmy Witcher of Trinity Fellowship. Mayor Nelson led the Pledge of Allegiance.

A proclamation was presented for "Domestic Violence Awareness Month".

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

PUBLIC ADDRESS:

James Schenck, 6216 Gainsborough, Amarillo, Texas spoke to agenda item no. 3C, agenda item 3D, and Public Address. Joe Shehan, of Amarillo, Texas, spoke to agenda item no. 3C. Barbara Cromer, of Amarillo, Texas, spoke to agenda item 3B. Alan Abraham, 7205 S.W. 35th, Amarillo, Texas spoke in support of agenda item no. 3D. Arvelle Williams spoke in opposition of agenda item no. 3D. Paul Borchardt, 3915 Kileen, Amarillo, Texas, spoke in opposition of agenda item no. 3D. Rupert Cecil Brashears, Jr., of Amarillo, Texas, spoke in opposition of agenda item no. 3D. Timothy Gassaway, Amarillo, Texas signed up to speak but yielded his time and elected to speak during the public hearing on agenda item no. 3D. There were no further comments.

ITEM 1 – CITY COUNCIL DISCUSSED OR RECEIVED REPORTS ON THE FOLLOWING CURRENT MATTERS OR PROJECTS:

- A. Review agenda items for regular meeting and attachments;
- B. Update on Broadband Initiative;
- C. Update from Canadian River Municipal Water Authority;

ITEM 3 - NON-CONSENT ITEMS:

ITEM 3A (taken out of order): Mayor Nelson introduced Ordinance No. 7938 to consider a variance to distance regulations prohibiting the sale of alcoholic beverages within 300' of a public school. Anthony Spanel, Environmental Health Director, presented the item. Marcus Schwartz, representing applicant GoBrands Texas LLC spoke and answered questions. A motion was made to approve Ordinance No. 7938 and grant a variance for alcohol sales at 3420 SW 15th for applicant GoBrands Texas, LLC. pursuant to Section 109.33(e) of the Texas Alcoholic Beverage Code, after consideration of the health, safety

and welfare of the public and the entities of the situation, council finds and determines that enforcement of the distance regulation in this particular instance would not be effective or necessary by Councilmember Powell, seconded by Councilmember Smith.

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

ITEM 1 – CITY COUNCIL DISCUSSED OR RECEIVED REPORTS ON THE FOLLOWING CURRENT MATTERS OR PROJECTS (continued):

- D. Discuss Transit Buses and Bus Shelters; and
- E. Request future agenda items and reports from City Manager.

ITEM 2 – CONSENT ACTION ITEMS:

Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. City Manager Miller stated that item 2G for the Remodel of the Public Health Annex Located at 850 Martin Road should be removed and postponed to the next City Council meeting agenda. Motion was made to approve the consent agenda with the exception of Item no. 2G by Councilmember Powell, seconded by Councilmember Smith.

A. CONSIDER APPROVAL – MINUTES:

Approval of the City Council minutes for the regular meeting held on September 28, 2021.

B. CONSIDERATION OF RESOLUTION 10-12-21-1:

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

This item considers a resolution approving the Public Arts and Beautification Plan as an official document for the Amarillo Parks and Recreation Department, its appointed boards and City administration as a guideline for Public Arts and Beautification within the City of Amarillo.

C. CONSIDERATION OF RESOLUTION 10-12-21-2:

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

This item considers a resolution approving the Hike and Bike Master Plan as the adopted plan to be used by the Amarillo Parks and Recreation Department, the Amarillo Traffic Engineering Department, its appointed boards and the City administration as a guideline for future development and redevelopment of a Hike and Bike Trail System for the City of Amarillo.

D. CONSIDER APPROVAL – SIGNATORY AIRPORT USE AND LEASE AGREEMENT:

(Contact: Michael W. Conner, Director of Aviation)

This item considers approval of a three-year Signatory Airport Use and Lease Agreement between Allegiant Travel Company and The Rick Husband Amarillo International Airport.

E. CONSIDER APPROVAL – FIRST AMENDMENT TO AIRPORT USE AND LEASE AGREEMENT:

(Contact: Michael Conner, Director of Aviation)

This item considers approval of a first amendment to the Signatory Airport Use and Lease Agreement between Allegiant Travel Company and the Rick Husband Amarillo International Airport.

F. CONSIDER AWARD – AIRPORT MARKETING AND ADVERTISING CAMPAIGN CONTRACT TO MARY COYNE MARKETING COMMUNICATIONS

(Contact: Michael Connor, Director of Aviation)

Contract Amount: \$90,000

This contract is to manage the airport's digital and television advertising and marketing program for FY21/22.

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

ITEM 3 - NON-CONSENT ITEMS:

ITEM 3B: Mayor Nelson introduced Resolution No. 10-12-21-3 to consider approving the project plan for the first installment of American Rescue Plan Act (ARPA) funding. A motion was made adopt Resolution 10-12-21-3 to approve Resolution No. 10-12-21-3 which approves a project plan for the first installment of American Rescue Plan Act (ARPA) funding in the amount of \$19,838,158.50 in accordance with eligible uses identified in the interim final ruling issued May 17, 2021 and the subsequent frequently asked questions provided by the U.S. Department of the Treasury by Councilmember Powell, seconded by Councilmember Smith.

RESOLUTION 10-12-21-3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS APPROVING THE USE OF AMERICAN RESCUE PLAN ACT OF 2021 ("ARPA") FUNDS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Pro Tem Powell and Councilmembers Stanley, Sauer and Smith; voting NO were none; the motion carried by a 5-0 vote.

ITEMS 3C and 3D: Mayor Nelson introduced the second reading of Ordinance No. 7926 to consider rezoning of 602.85 acres of land in 168, 169, 188, and 189, Block 2, AB&M Survey, Potter County, Texas pertaining to Part 1 of 2 of the North Heights Rezoning Initiative. A motion was made to postpone agenda items no. 3C for Ordinance No. 7926 and no. 3D for Ordinance No. 7939 until a later date by Councilmember Powell, seconded by Mayor Nelson.

ORDINANCE NO. 7926

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 THE NORTH HEIGHTS NEIGHBORHOOD PLAN AREA (NORTH PORTION), POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

ORDINANCE NO. 7939

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 THE NORTH HEIGHTS NEIGHBORHOOD PLAN AREA (SOUTH PORTION), POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Voting AYE were Mayor Nelson and Councilmembers Powell and Stanley; voting NO were councilmembers Sauer and Smith; the motion carried by a 3-2 vote.

PUBLIC ADDRESS:

The Mayor opened back up public address. Timothy Gassaway, of Amarillo, Texas, spoke in opposition of agenda item no. 3C. Fransetta Crow, of Amarillo, Texas, spoke in

opposition of agenda item no. 3C. Rupert Cecil Brashears, of Amarillo, Texas, spoke in opposition of agenda item no. 3C. Mildred Darton, 2005 NW 14th, Amarillo, Texas, spoke in favor of item no. 3C. Gabe Irving, 6326 Kalie, Amarillo, Texas spoke in opposition of item no. 3C. Arvelle Williams, 1313 NE 3rd, Amarillo, Texas, spoke in opposition of agenda item no. 3C.

ITEMS 3C and 3D: A motion was made to reconsider the motion to postpone agenda items no. 3C and no. 3D by Councilmember Smith, seconded by Councilmember Stanley.

Voting AYE were councilmembers Smith Stanley; voting NO were Mayor Nelson and Councilmembers Powell and Sauer; the motion failed by a 2-3 vote.

ITEM 3E: Mayor Nelson introduced Resolution No. 10-12-21-4 to provide nominations for upcoming vacancies on the individual Potter and Randal County Appraisal Districts' Board of Directors. Stephanie Coggins, City Secretary, presented the item. A motion was made to nominate Zachary Plummer, Cindy Spanel, Kay Ledbetter, and Mitzi Wade for the Potter County Appraisal District Board of Directors and Joe Shehan, Misty Clements, and Landon Moreland for the Randall County Appraisal District Board of Directors by Councilmember Smith, seconded by Councilmember Sauer.

RESOLUTION NO. 10-12-21-4
A RESOLUTION TO MAKE NOMINATIONS TO FILL VACANCIES ON THE
BOARD OF DIRECTORS OF THE POTTER-RANDALL APPRAISAL
DISTRICTS

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

ITEM 3F: Mayor Nelson introduced Resolution No. 10-12-21-5 to consider acceptance of two Federal grants to support the design and construction of a passenger terminal to serve Amarillo City Transit, Greyhound, and other local transportation providers. A public hearing was opened. There was no one wishing to speak. The public hearing was closed. A motion was made to approve Resolution No. 10-12-21-5 by Councilmember Powell, seconded by Councilmember Smith.

RESOLUTION NO. 10-12-21-5
A RESOLUTION OF THE CITY COUNCIL OF AMARILLO, TEXAS
CONDUCTING A PUBLIC HEARING ON THE AMARILLO CITY TRANSIT
CAPITAL PROJECT; AUTHORIZING THE ACCEPTANCE OF A GRANT
AWARD FROM THE FEDERAL TRANSIT ADMINISTRATION FOR
GRANTS UNDER THE FIXING AMERICA'S SURFACE
TRANSPORTATION ACT (FAST) OF 2015, AS AMENDED

Voting AYE were Mayor Nelson and Councilmembers Powell, Stanley, and Smith; voting NO were none; absent for the vote was Councilmember Sauer; the motion carried by a 4-0 vote.

With no further business to conduct, the meeting was adjourned.

ATTEST:



Stephanie Coggins, City Secretary



Ginger Nelson, Mayor