

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 13th of December 2022 the Amarillo City Council met at 1:00 p.m. for a regular meeting held in Council Chamber, 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
ANDREW FREEMAN	ASSISTANT CITY MANAGER
RICH GAGNON	ASSISTANT CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
LESLIE SCHMIDT	ASSISTANT CITY ATTORNEY
STEPHANIE COGGINS	CITY SECRETARY

A quorum was established by Mayor Nelson, Mayor Pro Tem Powell and Councilmembers Sauer, Smith and Stanley. Mayor Nelson called the meeting to order at 1:00 p.m., welcomed those in attendance, and the following items of business were conducted.

The invocation was given by Davlyn Duesterhaus, BSA Health System Chaplin. Mayor Nelson led the Pledge of Allegiance.

A proclamation for "Northside Toy Drive Day" was read by Mayor Pro Tem Powell and presented to Allison Robertson.

**PUBLIC ADDRESS**

James Schenck, of Amarillo, spoke on Public Address and Agenda Items No. 2B and 2C. There were no further speakers.

**ITEM 1 – CITY COUNCIL WILL DISCUSS OR RECEIVE REPORTS ON THE FOLLOWING CURRENT MATTERS OR PROJECTS:**

- A. Review agenda items for regular meeting and attachments;
- B. Discuss Transformation Park;
- C. Discuss Solid Waste update;
- D. Discuss Athletic Field Lighting Project;
- E. Discuss Facilities update;
- F. Updates from Councilmembers serving on outside boards and commissions
  - i. Parks Advisory Board
  - ii. Beautification and Public Arts Advisory Board; and
- G. Discuss Solid Waste update;
- H. 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. A motion was made to approve the consent agenda except for Agenda Item No. 2H by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

**A. CONSIDER APPROVAL – MINUTES:**  
(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on November 8, 2022.

**B. CONSIDERATION OF ORDINANCE NO. 8032:**  
(Contact: Andrew Freeman, Assistant City Manager)

This item is a second and final reading to consider an ordinance on the 20-year extension of Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas for tax increment financing purposes pursuant to Chapter 311 of the Texas Tax Code which was originally created in 2006 for a 30-year term.

**C. CONSIDERATION OF ORDINANCE NO. 8033:** (Contact: Andrew Freeman, Assistant City Manager)

This item is a second and final reading to consider an ordinance on the creation of South Gateway Tax Increment Reinvestment Zone Number Three, City of Amarillo, Texas for tax increment financing purposes pursuant to Chapter 311 of the Texas Tax Code and its benefits to the City and the properties to be included in the Zone. The 1,046-acre Zone would be located in the area of Interstate Highway 27 and Loop 335

**D. CONSIDER APPROVAL – APPOINTMENT OF MEMBERS TO PINNACLE PUBLIC IMPROVEMENT DISTRICT ADVISORY BOARD:**  
(Contact: Justin Oppel, Development Customer Service Coordinator)

This item considers the reappointment of Wendell Davies, Marc. Franklin, and Cleve Turner to continue serving on the Heritage Hills Public Improvement District Advisory Board for an additional one-year term beginning January 1, 2023.

**E. CONSIDER APPROVAL – FISCAL AGENT AGREEMENT:**  
(Contact: Laura Storrs, Assistant City Manager)  
Award to: Transformation Park

This item considers the approval of an agreement for fiscal agent services for Transformation Park.

**F. CONSIDER APPROVAL – CHANGE ORDER NO. 1 FOR CONSTRUCTION OF ARDEN ROAD 1**

(Contact: Kyle Schniederjan, Director of Capital Projects and Development Engineering)

Award to: Williams Ditching, LLC

Original Contract Amount:	\$5,085,174.39
Current Change Order No. 1:	\$ 90,992.53
Revised Contract Amount:	\$5,176,166.92

This item considers a change order to the construction contract for the Construction of Arden Road project to include completion of a median at the intersection of Soncy Road and Perry Avenue to accommodate the traffic signal addition at that intersection and includes revisions to match construction done by the Texas Department of Transportation at the end of the project. This item will be funded with voter approved Proposition 1 bond proceeds.

**G. CONSIDER AWARD – PBX PHONE SYSTEM ANNUAL SUPPORT AND MAINTENANCE CONTRACT:**

(Contact: Missy Tucker, Director of Information Technology)

Award to: ConvergeOne - \$94,666.56 (DIR Contract DIR-TSO-4308)

This item considers the renewal of support and maintenance for the Avaya PBX (phone) system for a one-year term. The purchase of support and maintenance provides continued functionality of the City's phone system, as well as the provision of rapid-response technical support in the event of any issues.

**I. CONSIDER AWARD – PROFESSIONAL SERVICES AGREEMENT FOR DESIGN AND CONSTRUCTION PHASE SERVICES OF SE 10TH AVENUE STREETScape FROM ARTHUR STREET TO ROSS STREET:**

(Contact: Kyle Schniederjan, Director of Capital Projects and Development Engineering)

Award to: Kimley-Horn and Associates, Inc. – Not to exceed \$694,100.00

This item considers the award of a professional engineering services agreement for the design and construction phase of roadway and streetscape improvements along Southeast 10th Avenue, from Arthur Street to Ross Street.

**J. CONSIDER AWARD – CONTRACT FOR CONSTRUCTION AND INSTALLATION OF FRAMES, DOORS, AND HARDWARE IN THE AMARILLO POLICE DEPARTMENT:**

(Contact: Jerry Danforth, Facilities Director)

Award to: Tri-State General Contracting Group, Inc. - \$55,102.97 (Sourcewell Contract TX-PH-GC-101619-JRT)

This item considers the award of a construction contract for the construction and installation of frames, doors, and hardware in the Amarillo Police Department located at 200 Southeast 3rd Avenue in Amarillo, TX 79105.

**K. CONSIDER AWARD – ANNUAL SUPPLY AGREEMENT FOR ANTI-ICING AND DEICING CHEMICALS:**

(Contact: Michael Conner, Director of Aviation)

Award to: Cryotech De-icing Technology – Not to exceed \$125,000.00

This item considers the award of an annual supply agreement for the purchase of Federal Aviation Administration approved anti-icing and deicing chemicals for airside winter operations at the Rick Husband International Airport.

**L. CONSIDER APPROVAL – ANNUAL CONTRACT FOR TREE MANAGEMENT & MAINTENANCE SERVICES:**

(Contact: Michael Kashuba, Parks and Recreation Director)

Award to: Reeder Landscape – Not to exceed \$450,000.00

This annual contract will improve community appearance by providing Tree Management & Maintenance Services for park and public building sites. Services include trimming/pruning, removal, grinding, planting, plant protectant applications, and storm cleanup assistance when applicable.

**M. CONSIDER PURCHASE – HEAVY EQUIPMENT: TRACKED SKID LOADER:**

(Contact: Donny Hooper, Public Works Director)

Award to: Western Equipment LLC - \$106,290.60

This item considers the re-award of Line 1 on bid 7324 to the next evaluated bidder to purchase a tracked skid loader. The vendor originally awarded Line 1 has withdrawn due to their inability to provide the equipment.

**N. CONSIDER PURCHASE – HEAVY EQUIPMENT: STREET SWEEPER:**

(Contact: Donny Hooper, Public Works Director)

Award to: Heil of Texas - \$326,135.00 (HGAC Contract SW04-20)

This item considers the purchase of a Street Sweeper to be used by the Street Division for daily operational requirements. This item will replace fleet Unit 8490 which has reached the end of its useful life.

**O. CONSIDER PURCHASE – HEAVY EQUIPMENT: TWO CABOVER FRONTLOAD REFUSE TRUCKS:**

(Contact: Donny Hooper, Director Public Works)

Award to: Bruckner Truck Sales - \$788,520.00 (HGAC Contract HT06-20)

This item considers the purchase of two cabover frontload refuse trucks to be used by Solid Waste for daily commercial operational requirements. These vehicles will replace fleet Units 7825 and 7826, which have both exceeded their life cycle.

**P. CONSIDER AWARD – GREENWAYS PUBLIC IMPROVEMENT DISTRICT LANDSCAPE MAINTENANCE CONTRACT:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

Award to: Ramirez Lawn & Sprinkler – Not to exceed \$200,000.00

This item considers award of a one-year renewal of the Greenways Public Improvement District (PID) Landscape Maintenance Contract. This item is funded by special assessments collected from property owners in the Greenways PID..

**Q. CONSIDER PURCHASE – INDUCTIVELY COUPLED PLASMA - OPTICAL EMISSIONS SPECTROMETRY INSTRUMENT:**

(Contact: John Collins, Director of Utilities)

Award to: Award to: Agilent Technologies, Inc - \$59,341.46

This item considers the purchase of a new inductively coupled plasma – optical emissions spectrometry (ICP-OES) to replace obsolete laboratory equipment essential used to analyze metals in the wastewater and stormwater streams to meet City of Amarillo permit requirements.

**R. CONSIDER AWARD – DATA INTEGRATION CONTRACT FOR AMARILLO REGIONAL CRIME CENTER (ARCC):**

(Contact: Shane Chadwick, Police Lieutenant)

Award to: Carahsoft Technology Corp - \$750,000.00

This item considers the award of a five-year contract to provide data integration of systems used by the Amarillo Police Department to allow Patrol/Investigators real-time intelligence in furtherance of the buildout of the ARCC.

**S. CONSIDER AWARD – POLICE VEHICLE EQUIPMENT AND UPFITTING SERVICES:**

(Contact: Martin Birkenfeld, Police Chief)

Award to: Defender Supply - \$414,987.44

This item considers the award of an agreement to provide police vehicle equipment and upfitting services for 29 new Ford Police Interceptor Utility vehicles that have been purchased to replace existing fleet vehicles.

**T. CONSIDER PURCHASE – FIREFIGHTING GARMENTS:**

(Contact: Brandon Mason, Deputy Fire Chief)

Award to DACO Fire Equipment - \$443,954.00

This item considers the purchase of firefighting garments, including firefighting coats, pants, and helmets (aka Personal Protective Equipment - PPE). The purchase will include 105 sets of fire coats/pants, with a seven-year warranty, and seven helmets. This item will primarily be funded with funds received through the American Rescue Plan Act (ARPA).

**U. CONSIDER APPROVAL – RENEWAL OF ANNUAL CONTRACT FOR WATER AND SEWER TAPS:**

(Contact: John Collins, Director of Utilities)

Award to - Amarillo Utility Contractors – Not to exceed \$200,000.00

This item considers approving the first of two available one-year renewals to the annual contract for water and sewer taps.

**V. CONSIDER PURCHASE – LOCAL GOVERNMENT CUSTOMER-FACING ONLINE PAYMENT PORTAL:**

(Contact: Matthew Poston, Director of Finance)  
Award to: Paymentus Corporation

This item is the purchase of a customer-facing online payment portal that will provide a single portal for citizens and customers to pay their bills to the City online. This solution will provide a more modern and user-friendly portal than the current solutions used by various departments.

**W. CONSIDER AWARD – PERSONAL PROTECTIVE EQUIPMENT CLEANING AND REPAIR ANNUAL CONTRACT:**

(Contact: Brandon Mason, Deputy Fire Chief)  
Award to: DACO Fire Equipment –Not to Exceed \$80,000.00 (Buyboard Contract 603-20)

This is an annual contract to provide Annual Advanced Inspections, Advanced Cleaning, and Advanced Repair for Structural Firefighting PPE.

**X. CONSIDER AWARD – SUPPLEMENTARY FILTER RENTAL AGREEMENT FOR HOLLYWOOD ROAD WATER RECLAMATION FACILITY:**

(Contact: John Collins, Director of Utilities)  
Award to: Rain for Rent - \$82,727.10

This item considers the award of an agreement for rental of supplementary filters for emergency operations at Hollywood Road Water Reclamation Facility.

**Y. CONSIDER APPROVAL – ANIMAL FOOD/FEED ANNUAL SUPPLY AGREEMENT:**

(Contact: Trae Kepley, Purchasing Agent)  
Award to: Legend + White Corp – Not to exceed \$76,950.00

This item considers approval of an annual supply agreement to provide food/feed to the Amarillo Animal Management and Welfare Shelter.

**Z. CONSIDER APPROVAL – NEW FIXED BASE OPERATOR (FBO) OPERATING LEASE AGREEMENT BETWEEN THE CITY OF AMARILLO AND MARCEE PROPERTIES, LLC.:**

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

This item considers approval of an operating lease agreement between the City of Amarillo (Lessor) and Marcee Properties, LLC. (Lessee), for establishment of a second fixed base operator (FBO) at the Rick Husband Amarillo International Airport. The lease is a 40-year lease beginning on January 1, 2023, for approximately 5.6 acres of airport land. Lessee will construct and operate an FBO hangar/office building, parking lot, and an aviation fuel farm. Rent shall be abated during the construction period until December 31, 2024. Afterwards, rent shall be according to a multi-period escalating schedule, which is based on the appraised land annual lease value of 25 cents per square foot.

**AA. CONSIDER APPROVAL – REQUEST FOR FEDERAL AVIATION ADMINISTRATION TO MODIFY THE RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT'S PASSENGER FACILITY CHARGE (08-01-C-00-AMA):**

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

This item considers approval to request an updated passenger facility charge application to provide additional Federal Aviation Administration (FAA) authorization to collect and use passenger facility charges to pay the remaining debt service on the terminal reconstruction project in the amount of \$1,402,800.00 and to increase the amount of time allowable to collect those passenger facility charge funds to approximately March 1, 2024.

**BB. CONSIDER AWARD – STREET AND ALLEY PAVEMENT ASSESSMENT:**

(Contact: Donny Hooper, Director of Public Works)

Award to: Roadway Asset Services, LLC - \$634,415.00

This item is to consider award of a professional services agreement for a street and alley pavement assessment.

**CC. CONSIDER APPROVAL – PURCHASE OF SMALL ASPHALT PAVING MACHINE (USED):**

(Contact: Donny Hooper, Director of Public Works)

Award to: Kirby-Smith Machinery, Inc. - \$97,465.00 (Buyboard Contract 597-19)

This item considers the purchase of a used small asphalt paving machine to assist the Street Division in repairing minor asphalt failures in paved streets and alleys.

**DD. CONSIDER AWARD – CONTRACT FOR EMERGENCY BIOSOLID HAULING AND DISPOSAL:**

(Contact: John Collins, Director of Utilities)

Award to: Republic Services – Not to exceed \$200,000.00

This item considers the award of a contract with Republic Services for emergency Biosolid hauling and disposal from the Hollywood Wastewater Treatment plant to become compliant with TCEQ guidelines, not to exceed \$200,000 annually.

**EE. CONSIDER AWARD – CONTRACT TO REMOVE EXCESS SLUDGE FROM HOLLYWOOD ROAD WASTEWATER TREATMENT FACILITY:**

(Contact: John Collins, Director of Utilities)

Award to: Allen's Tri-State Mechanical, Inc. - \$66,990.00

This item considers the award of a contract to remove excess sludge from the Hollywood Road Wastewater Treatment Facility to the River Road plant drying bed. This will allow disposal of excess sludge and allow Hollywood to regain compliance with TCEQ.

**FF. CONSIDER APPROVAL – PERMANENT EASEMENT AND SURFACE DAMAGE AND RESTORATION AGREEMENT BY AND BETWEEN JOHN NEUSCH ET AL AND THE CITY OF AMARILLO:**

(Contact: Chris Ray, Resource Administrator)

This item considers the approval of a Permanent Easement and Surface Damage and Restoration Agreement by and between John Neusch et al and the City of Amarillo for \$211,400.00 to facilitate the construction of a wastewater pipeline associated with the Northeast Interceptor project.

**GG. CONSIDER APPROVAL – PERMANENT EASEMENT SURFACE DAMAGE AND RESTORATION AGREEMENT BY AND BETWEEN KEVIN & GAYLE NEUSCH AND THE CITY OF AMARILLO:**

(Contact: Chris Ray, Resource Administrator)

This item considers the approval of a Permanent Easement Surface Damage and Restoration Agreement by and between Kevin & Gayle Neusch and the

City of Amarillo for \$200,000.00 to facilitate the construction of a wastewater pipeline associated with the Northeast Interceptor project.

- HH. **CONSIDER APPROVAL – PERMANENT EASEMENT AND SURFACE DAMAGE AND RESTORATION AGREEMENT BY AND BETWEEN DOUGLAS KALKA AND JEFF KALKA AND THE CITY OF AMARILLO:**  
(Contact: Chris Ray, Resource Administrator)

This item considers the approval of a Permanent Easement and Surface Damage and Restoration Agreement by and between Douglas Kalka and Jeff Kalka and the City of Amarillo for \$230,000.00 to facilitate the construction of a wastewater pipeline associated with the Northeast Interceptor project.

- II. **CONSIDER APPROVAL – CENTER CITY TAX INCREMENT REINVESTMENT ZONE #1 DEVELOPER AGREEMENT WITH FRIENDS OF AJ SWOPE:**  
(Contact: Cody Balzen, Economic Development Specialist)

This item considers approval of a Tax Increment Reinvestment Zone (TIRZ) #1 Developer Agreement for the Friends of AJ Swope Texas Panhandle First Responders Memorial project to be located at 1018 South Polk Street. The agreement is for a \$120,000.00 grant to help with costs associated with streetscape improvements. The payment of the grant is contingent upon project completion and acceptance or periodic draws/progress payments at the developer's request.

- JJ. **CONSIDERATION OF RESOLUTION NO. 12-13-22-1:**  
(Contact: Christopher Quigley, Transit Director)

This item considers a resolution adopting the Amarillo City Transit (ACT) Public Transportation Agency Safety Plan (PTASP).

- KK. **CONSIDERATION OF RESOLUTION NO. 12-13-22-2:**  
(Contact: Christopher Quigley, Transit Director)

This item considers a resolution adopting an updated Title VI Compliance Program for the City of Amarillo, Texas.

- LL. **CONSIDER APPROVAL – COOPERATION AGREEMENT BETWEEN THE CITY OF AMARILLO AND VILLAGE COMMUNITIES DEVELOPMENT CORPORATION:**  
(Contact: Andrew Freeman, Assistant City Manager)

This item considers approval of a cooperation agreement that would allow the opportunity for developers of the North Grand Villas rehabilitation project to partner with a non-profit public facility corporation in order to move forward with completing the project.

- MM. **CONSIDER AWARD – ANNUAL CONTRACT FOR 3-YARD DUMPSTER LIDS & DUMPSTER BOTTOMS:**

(Contact: Donny Hooper, Director of Public Works)

Award to: Impact Plastics - \$200,500.00 (Line1- 1,000 Dumpster Bottoms)

Technology Plastics - \$21,250.00 (Line 2- 1,000 Dumpster Lids)

This item considers award of a contract for the purchase of 1,000 3-yard lids and 1,000 dumpster bottom inserts to maintain necessary upkeep on dumpsters.

- NN. **CONSIDER APPROVAL – STOP LOSS INSURANCE:**  
(Contact: Mitchell Normand, Director of Human Resources)  
Award to: Stealth Partner Group - \$466,480.00

This item considers approval of an agreement for the City's Major Medical (Medical/Rx) Stop Loss Insurance for calendar year 2023.

**OO. CONSIDER PURCHASE – FEDERAL OUTDOOR WARNING SIRENS FOR POTTER AND RANDALL COUNTIES:**

(Contact: Max Dunlap, Acting Director of Emergency Management)

Award to: Federal Signal - \$188,100.13 (TIPS Contract 220105)

This item considers the purchase of seven outdoor warning sirens with poles for Potter and Randall Counties to be integrated into the Amarillo Area Office of Emergency Management (AAOEM) system.

**PP. PERMANENT EASEMENT AND SURFACE DAMAGE AND RESTORATION AGREEMENT BY AND BETWEEN DUANE ZORTMAN AND THE CITY OF AMARILLO:**

(Contact: Chris Ray, Resource Administrator)

This item considers the approval of a Permanent Easement and Surface Damage and Restoration Agreement by and between Duane Zortman and the City of Amarillo for \$100,000.00 to facilitate the construction of a wastewater pipeline associated with the Northeast Interceptor project.

**QQ. CONSIDER AWARD – SECURITY CAMERA PACKAGE FOR THE NEW TRANSIT MULTIMODAL TERMINAL LOCATED AT 6TH AVENUE & BOWIE ST IN AMARILLO, TEXAS:**

(Contact: Jerry Danforth, Facilities Director)

Award to: Graybar -- \$63,319.45

This item considers the award of a contract to purchase a new security camera package for the Transit Multimodal Terminal that will be located at 6th Avenue & Bowie St in Amarillo Texas.

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

**ITEM 2H:** Mayor Nelson introduced an item to consider the award of a construction contract for a 12" water main replacement, along SE 5th Ave, Arthur St., SE 9th Ave., Grant St. and across Burlington Northern Santa Fe right-of-way, and railroad removal. Kyle Schniederjan, Capital Projects Development & Engineering Director, presented the item. A motion was made to approve the item as presented by Mayor Pro Tem Powell, seconded by Councilmember Smith.

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

Mayor Nelson recessed the meeting at 3:02 p.m. Mayor Nelson resumed the meeting at 3:17 p.m.

**ITEM 3 – NON-CONSENT ITEMS:**

**ITEM 3A:** Mayor Nelson introduced an item to consider the approval of a Location Incentive Agreement (LIA) between Amarillo Economic Development Corporation (AEDC) and Jax Transport, LLC (JAX). A motion was made to approve a Location Incentive Agreement (LIA) between Amarillo Economic Development Corporation (AEDC) and Jax Transport, LLC (JAX) under which AEDC will provide Jax \$3,000,000.00, paid out over 5 years and based on a 10-year performance term, for the creation of up to 200 jobs, and AEDC will reimburse Jax for \$300,000.00 toward the cost of the new facility as the funds are expended by Mayor Pro Tem Powell, seconded by Councilmember Sauer.



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

**ITEM 3B:** Mayor Nelson introduced a resolution establishing a sister-city relationship with the city of Dnipro, Ukraine. Carter Estes, Assistant to the City Manager, presented the item. A motion was made to adopt the below captioned resolution by Mayor Pro Tem Powell, seconded by Councilmember Smith.

RESOLUTION NO. 12-13-22-3  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
AMARILLO, TEXAS, ESTABLISHING A SISTER-CITY  
RELATIONSHIP WITH THE CITY OF DNIPRO, UKRAINE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer and Smith; voting NO was Councilmember Stanley; absent were none; the motion passed by a 4-1 vote.

**ITEM 3C:** Mayor Nelson introduced an ordinance amending the Amarillo Municipal Code, Chapter 8-5, Article IV, Section 8-5-27, to revise which existing covered facilities must design, install, operate, and maintain a grease trap or grease interceptor. Anthony Spanel, Environmental Health Director, presented the item. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8034  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
AMARILLO, TEXAS: AMENDING THE AMARILLO  
MUNICIPAL CODE, CHAPTER 8-5, ARTICLE IV, SECTION  
8-5-27, TO REVISE WHICH EXISTING COVERED  
FACILITIES MUST DESIGN, INSTALL, OPERATE, AND  
MAINTAIN A GREASE TRAP OR GREASE INTERCEPTOR;  
PROVIDING FOR SEVERABILITY, REPEALER,  
CONTINUATION OF PRIOR LAW, PENALTY,  
PUBLICATION, AND EFFECTIVE DATE.

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

**ITEM 3D:** Mayor Nelson introduced an ordinance amending the Amarillo Municipal Code, Chapter 12-1, Article I, Section 12-4-1(c) to create a room rental fee for the Gaming Center at Warford Activity Center. Kristen Wolbach, Assistant Parks Director, presented the item. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8035  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
AMARILLO, TEXAS: AMENDING THE AMARILLO  
MUNICIPAL CODE, CHAPTER 12-1, ARTICLE I, SECTION  
12-4-1(c) TO CREATE A ROOM RENTAL FEE FOR THE  
GAMING CENTER; PROVIDING FOR: SEVERABILITY,  
REPEALER, CONTINUATION OF PRIOR LAW, AND  
EFFECTIVE DATE.

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

**ITEM 3E:** Mayor Nelson introduced a public hearing and consideration of an ordinance rezoning the west 125 feet of the east half of Block 267, Holland's Addition, an addition to the City of Amarillo, in Section 156, Block 2, A.B.&M. Survey, Potter County, Texas,

plus one-half of all bounding streets, alleys, and public ways, to change from Multiple-Family District 1 to Planned Development District 403 for a new or used auto sales outdoor lot in the vicinity of Wichita Ave. and Mirror St. Brady Kendrick, Planner II, presented the item. Mayor Nelson opened a public hearing. Speaking for the item were none; speaking on the item was Noah Dawson; and speaking against the item were none. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8036

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 WICHITA AVENUE AND MIRROR STREET, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

**ITEM 3F:** Mayor Nelson introduced a public hearing and consideration of an ordinance appealing the decision by the Amarillo Planning and Zoning Commission to deny the request for the vacation of a 0.10 acre public Right-of-way (alley), located between Lot 3-A and Lot 3-B, Block 72, Replat of Lot 3, Block 72 Ridgecrest Unit No. 14, an addition to the City of Amarillo, in Section 7, Block 9, B.S.&F. Survey, Randall County, Texas in the vicinity of SW 45th Ave. and Teckla Blvd. Mr. Kendrick, presented the item. Mayor Nelson opened a public hearing. Speaking for the item were For - Brad Worthington, David Terry, and John Marmaduke; speaking on the item were none; and speaking against the item were Dean Boyd, Barbara Burnette, Barry Wilson, Tom Persechino, Kerry McLain, and Garland D. Sell. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell contingent upon a site plan that meets minimum requirements, seconded by Councilmember Sauer.

ORDINANCE NO. 8037

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF AMARILLO, TEXAS DETERMINING LACK OF PUBLIC NECESSITY FOR PUBLIC RIGHT-OF-WAY (ALLEY) IN THE VICINITY OF SOUTHWEST FORTY-FIFTH AVENUE AND CHEROKEE TRAIL, RANDALL COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN DESCRIBED RIGHTS-OF-WAY, SAVE AND EXCEPT A PUBLIC UTILITY EASEMENT; AUTHORIZING THE CITY MANAGER TO CONVEY SUCH REAL PROPERTY TO ABUTTING LANDOWNERS; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

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

**ITEM 3G:** Mayor Nelson introduced an item to consider the dedication of a 3,399 square foot tract of land for Public right-of-way purposes (alley) being a portion of Lot 3D, Block 72, Replat of Lot 3, Block 72, Ridgecrest Unit No. 14, an addition to the City of Amarillo, in Section 7, Block 9, B.S.&F. Survey, Randall County, Texas in the vicinity of SW 45th Ave. and Teckla. Mr. Kendrick presented the item. A motion was made to to Approve the dedication of a 3,399 square foot tract of land for Public right-of-way purposes (alley) being a portion of Lot 3D, Block 72, Replat of Lot 3, Block 72, Ridgecrest Unit No. 14, an addition to the City of Amarillo, in Section 7, Block 9, B.S.&F. Survey, Randall County,

Texas in the vicinity of SW 45th Ave. and Teckla Blvd and authorize the City Manager to execute the necessary documents pending approval of the second reading of Ordinance No. 8036 by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

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

**ITEM 3H:** Mayor Nelson introduced an item to consider approval to award American Rescue Plan Act funding to recipients of requests submitted through a Request for Applications for Nonprofit Services for Amarillo area senior citizens based on recommendations from the Parks Advisory Board. Ms. Storrs presented the item. A motion was made to award American Rescue Plan Act funding to recipients of requests submitted through a Request for Applications for Nonprofit Services for Amarillo area senior citizens as follows: \$175,000 to Catholic Charities; \$100,000 to Family Care Foundation; \$143,600 to United Way Canyon/Amarillo; and \$181,400 to Wesley Community Center by Mayor Pro Tem Powell, seconded by Councilmember Smith.

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


**ITEM 4 – EXECUTIVE SESSION:**

Ms. Schmidt advised at 6:05 p.m. that the City Council would convene in Executive Session per Texas Government Code: A) Section 551.071 – Consult with Attorney about pending or contemplated litigation or settlement of same or on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter: i) Purchase of real property located in the Central Business District; and B) Section 551.072 – Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position: i) Purchase of real property located in the Central Business District.

Ms. Schmidt announced that Executive Session was adjourned at 6:20 p.m. and recessed the Regular Meeting.

ATTEST:

  
\_\_\_\_\_  
Stephanie Coggins, City Secretary

  
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Ginger Nelson, Mayor