

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 21st day of February 2023 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
HOWARD SMITH	COUNCILMEMBER NO. 4

Absent was Eddy Sauer, Councilmember No. 3. Also in attendance were the following administrative officials:

JARED MILLER	CITY MANAGER
RICH GAGNON	ASSISTANT CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
BRYAN MCWILLIAMS	CITY ATTORNEY
STEPHANIE COGGINS	CITY SECRETARY
JON BARNES	ASSISTANT TO THE CITY MANAGER

A quorum was established by Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Smith and Stanley. Mayor Nelson called the meeting to order at 1:02 p.m. welcomed those in attendance, and the following items of business were conducted.

The invocation was given by Reverend Herman Moore.

The City's Finance department was recognized for achieving the Government Finance Officer's Association "Award for Outstanding Achievement in Popular Annual Financial Reporting".

The Amarillo Public Library was recognized for achieving the Texas Municipal Library Directors Association "Achievement of Excellence Award".

PUBLIC ADDRESS

James Schenck, of Amarillo, spoke on Public Address and Agenda Items No. 2F and 2G. Jeffrey McGunegle spoke on Agenda Item No. 2E. There were no further comments.

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. Girls who Game Presentation;

ITEM 3B: Mayor Nelson introduced an item to receive and accept the City of Amarillo Annual Comprehensive Financial Report for the year ended September 30, 2022. Ms. Storrs presented the item. A motion was made to approve the Annual Comprehensive Financial Report for the year ended September 30, 2022, as presented, by Mayor Pro Tem Powell, seconded by Mayor Nelson.

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

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

- C. Updates from Councilmembers serving on outside boards and commissions
 - ii. Neighborhood Plan Oversight Committee;
- E. Update on Community Development HOME-ARP Funding and Point-in-Time Count;

Mayor Nelson recessed the meeting at 2:55 p.m. At 3:11 p.m. Mayor Nelson resumed the meeting.

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

- D. Update on Athletic Field Lighting Project;
- F. Update on Facilities Projects; and
- G. 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 approve the consent agenda as presented by Mayor Pro Tem Powell, seconded by Councilmember Smith.

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

This item considers approval of the City Council minutes for the regular meeting held on February 14, 2023.

- B. **CONSIDERATION OF ORDINANCE NO. 8042:**
(Contact: Andrew Freeman, Assistant City Manager)

This item is the second and final reading to consider an ordinance ordaining the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303 of the Texas Government Code (ACT), providing tax incentives, designating a liaison for communication with interested parties, and nominating Producer Owned Beef, LLC to the Office of the Governor Economic Development & Tourism (EDT) through the Economic Development Bank (Bank) as a triple jumbo enterprise project (Project).

- C. **CONSIDERATION OF ORDINANCE NO. 8043:**
(Contact: Kevin Carter, Amarillo Economic Development Corporation)

This item is the second and final reading to consider an ordinance designating certain areas of the City as Reinvestment Zone No. 22 for commercial and industrial tax abatement. The zone is approximately 400.00 acres east of Folsom Road.

- D. **CONSIDERATION OF ORDINANCE NO. 8044:**
(Contact: Brady Kendrick, Planner II)

This item is the second and final reading to consider an ordinance rezoning Lot 1, Block 11, Glen Arden Addition Unit No. 12, an addition to the City of Amarillo, in Section 30, Block 9, B.S.&F. Survey, Randall County, Texas, plus one half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District. (VICINITY: Coulter St. and Arden Rd.; APPLICANT/S: Daryl Furman for The Alfred Group, LLC)

- E. **CONSIDERATION OF ORDINANCE NO. 8045:**
(Contact: Brady Kendrick, Planner II)

This item is the second and final reading to consider an ordinance rezoning a 49.18-acre tract of unplatted land, in Section 31, Block 9, B.S. & F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public

ways, to change from Agricultural District to General Retail District. (VICINITY: Coulter St. and Hollywood Rd (Loop 335); APPLICANT/S: Daryl Furman for Attebury Elevators LLC, Happy Again LP, and Rockrose Development LLC)

F. CONSIDERATION OF ORDINANCE NO. 8046:
(Contact: Laura Storrs, Assistant City Manager)

This item is the second and final reading to consider an ordinance adopting the budget amendments pertaining to the fiscal year 2021-2022 budget.

G. CONSIDERATION OF ORDINANCE NO. 8047:
(Contact: Andrew Freeman, Assistant City Manager)

This item is the second and final reading of an ordinance amending the municipal code of the City of Amarillo, adding Chapter 10-5, concerning the authorization of the City Marshal's Office to enforce certain health and safety, code enforcement, and building safety regulations; and amending various portions of the applicable code.

H. CONSIDERATION OF ORDINANCE NO. 8048:
(Contact: Anthony Spanel, Environmental Health Director)

This item is the second and final reading to consider an ordinance revising Chapter 8-5, Article IV, Section 8-5-18 of the Amarillo Municipal Code. This revision will provide an exemption to a mandatory Certified Food Manager requirement set forth in the 2021 Texas Food Establishment Rules and the 2017 Food and Drug Administration Food Code.

I. CONSIDERATION OF RESOLUTION NO. 02-21-23-1:
(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution suspending Southwestern Public Service Company's (SPS) proposed effective date in connection with its Statement of Intent submitted on about February 8, 2023. SPS Filed a Statement of Intent to increase its base revenues for its Texas retail service area by approximately \$148.5 million, which is an increase in base revenue of about 23%.

J. CONSIDER APPROVAL – EMERGENCY RENTAL OF BELT PRESS AND OPERATOR:
(Contact: John Collins, Director of Utilities)
Award to: WBI Inc. - \$239,700.00

This item considers an emergency rental agreement for belt press and digester improvements, including an operator, for 12 months to ensure continuous compliance with Texas Commission on Environmental Quality (TCEQ) guidelines at the Hollywood Road Wastewater Treatment Plant.

K. CONSIDER AWARD – TOPPING OFF MOTOR FUEL ANNUAL CONTRACT:
(Contact: Trae Kepley, Director of Purchasing)
Award to: Davidson Oil - \$925,745.32

This item considers an annual contract to provide topping off fuel service for various fuel tanks maintained in various City departments.

L. CONSIDER APPROVAL – CHANGE ORDER NO. 2 TO THE ARDEN ROAD PAVING, DRAINAGE AND POTABLE WATER PROJECT:
(Contact: Kyle Schniederjan, Capital Projects and Development Engineering Director)
Award to: Williams Ditching, LLC

Original award: \$5,085,174.39

Previous change orders:	\$ 90,992.53
Current Change Order No. 2	\$ (265,951.38)
Total award:	\$4,910,215.54

This item considers Change Order No. 2 to the Arden Road Paving, Drainage and Potable Water Project, including changes to the design and construction of the storm drain system and price adjustments for hot mix asphalt. This item is funded through Proposition 1 voter approved bond proceeds and drainage assessment revenues.

M. CONSIDER AWARD – NFPA 1971 COMPLIANT FIRE GARMENTS ANNUAL CONTRACT:

(Contact: Brandon Mason, Deputy Fire Chief)
Award to: DACO Fire Equipment - \$439,880.00

This item considers an annual contract to provide NFPA-1971-compliant firefighting protective gear including coats, pants, helmets, hoods, gloves and boots.

N. CONSIDER AWARD – FIRE TRUCK OEM PARTS ANNUAL SUPPLY AGREEMENT:

(Contact: Brandon Mason, Deputy Fire Chief)
Award to: Lone Star Emergency Group – Not to exceed \$190,000.00

This item considers an annual supply agreement to purchase OEM parts to be used by Amarillo Fire Department in multiple types of Ferrara apparatus repairs.

O. CONSIDER APPROVAL – PROPERTY LEASE BETWEEN THE CITY OF AMARILLO AND AVIS BUDGET CAR RENTAL, LLC:

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

This item considers a property lease between the City of Amarillo and Avis Budget Car Rental, LLC. for the lease of 47,173.26 sq. ft. of land, a two-story office/service building, covered parking canopies, and an auxiliary storage shed at the Airport. The agreement is for an initial five-year term with five additional one-year options to renew.

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

ITEM 3 – NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson introduced an ordinance converting two sergeant positions to two officer positions at the Amarillo Police Department by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8049

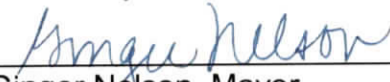
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, CONVERTING TWO SERGEANT POSITIONS TO TWO OFFICER POSITIONS AT THE AMARILLO POLICE DEPARTMENT; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT; PROVIDING AN EFFECTIVE DATE.

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

Mayor Nelson adjourned the Regular Meeting at 3:47 p.m.

ATTEST:


Stephanie Coggins, City Secretary


Ginger Nelson, Mayor