

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 27th day of June 2017, the Amarillo City Council met at 3:30 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
BOB COWELL
MICK MCKAMIE
BLAIR SNOW
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
CITY ATTORNEY
MGMT. ANALYST PUBLIC SAFETY
CITY SECRETARY

The invocation was given by Kevin Nelson. Mayor Nelson led the audience in the Pledge of Allegiance.

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

PUBLIC COMMENT:

Rupert C. Brashears, Jr., 2422 Poplar Street, stated Mayor Nelson was doing a marvelous job. Mildred Darton, 2005 Northwest 14th Avenue, stated she appreciated the Charles E. Warford Activity Center item on last week's agenda. Jesse Pfrimmer, 5723 South Milam Street, stated he appreciated the support letter to TxDot for bicycle lanes. He stated he was not in favor of the public comment item. He stated during a presentation to senior citizens it did not address the need for financial support. He further stated the need for transportation for seniors to the various senior centers. Edna Neal, 2508 Orange Street, stated there has been illegal trash dumping in her alley and the need to have it cleaned and grated. Kathy Altman, 2105 South Lipscomb Street, spoke against the parking fees in Item 4. She stated the need to waive or reduce parking fees for events held at the Globe News Center. She stated senior citizens could not afford parking fees on top of their cost for tickets to events. Allen Finegold, 2601 North Grand Street, stated that LGC could not legally enter into a contract to build a baseball stadium. 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 Smith.

- A. **Minutes:**
Approval of the City Council minutes of the orientation and regular meetings held on June 20, 2017.
- B. **Award of Swimming Pools and Zoo Concession Supplies Annual Contract:**
Awarded to Ben E. Keith -- \$83,176.94
This award is to approve the annual contract for the purchase of concession supplies used at our Swimming Pools and Zoo for the City of Amarillo.

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 Public Comment Policy. Councilmember Hays inquired if town hall meetings would use the same format or if it was limited to City Council meetings. Councilmember Smith stated he was okay with the current policy knowing it could be changed. Councilmember Sauer stated things have been handled this way for some time. Councilmember Hays suggested additional meetings at different times of the day, different days of the week, or orchestrate weekly or monthly town hall meetings on general topics or open sessions as well.

Mr. Miller suggested coordinating and spreading the meetings out to have every opportunity to meet with citizens at various locations in an informal setting. Councilmember Hays inquired if City staff could also attend to answer questions. Mr. Miller suggested meeting and knowing the topic to make sure the appropriate personnel could attend. Councilmember Smith inquired if more than one Council person could attend. Mr. Miller stated two Councilmembers could attend but they would need to make sure a third did not participate. Mr. McKamie stated the Amarillo City Council has a quorum of three, but two individual members discussing an issue with a third member could be a walking quorum, if the meeting is not posted. He stated he would prefer a single Councilmember or a posted town hall meeting with a specific subject in order to comply with the Act. Mayor Nelson encouraged Council to initiate these opportunities. Motion was made by Councilmember Powell to approve the public comment policy with the additions, 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.

Policy will be posted on the website and forms

ITEM 3: Mayor Nelson presented the second and final reading of an ordinance rezoning of Lots 9 thru 12, Block 1, Wolflin Place Addition Lot 1, Lot 14A, Block 1, Wolflin Place Addition Unit No. 5, and a 0.19 acre tract of unplatted land, all in Section 186, 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 278, 278A, and Residential District 1 (R-1) to amended Planned Development District 278. (Vicinity of Hughes Street and Wolflin Avenue.) Mr. McKamie stated this item needed to be read as a public hearing. Mayor Nelson opened a public hearing on this item. There were no comments. Mayor Nelson closed the public hearing. Motion was made by Councilmember Hays, seconded by Councilmember Smith, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7672

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 THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY, TO WIT: BEING LOT 14, BLOCK 1 WOLFLIN PLACE ADDITION UNIT NO. 4, A 0.19 ACRE TRACT OF LAND, AND LOTS 9 THRU 12, BLOCK 1, WOLFLIN PLACE ADDITION, ALL IN SECTION 186, BLOCK 2, AB&M SURVEY, POTTER COUNTY, TEXAS, PLUS ONE-HALF OF ALL BOUNDING STREETS, ALLEYS, AND PUBLIC WAYS TO CHANGE FROM PLANNED DEVELOPMENT (PD) DISTRICT 278, PLANNED DEVELOPMENT(PD) DISTRICT 278A, AND RESIDENTIAL DISTRICT 1 (R-1) TO AMENDED PLANNED DEVELOPMENT (PD) DISTRICT 278; PROVIDING FOR SEVERABILITY CLAUSE; PROVIDING A PENALTY 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: Mayor Nelson presented the second and final reading of an ordinance amending established parking fees for the parking garage. This item was presented by Bob Cowell, Deputy City Manager. Councilmember Hays inquired about a pro forma for parking fees. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7671

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO: REGULATING PARKING WITHIN THE DOWNTOWN PARKING GARAGE; AMENDING PARKING FEES; PROVIDING SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR CRIMINAL PENALTY; PROVIDING FOR PUBLICATION AND 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 5: Mayor Nelson presented a resolution at the request of Canyon Independent School District (ISD). Canyon ISD is moving forward with construction of a new intermediate school within the future Pinnacle neighborhood. The district has consistently named campuses after the neighborhood within which they are located as both a matter of convenience and of public safety/communications. The existing Westover Park Jr. High is on a street currently named Pinnacle Drive. Obviously, residents have grown accustomed to the schools being named in conjunction with the surrounding neighborhood, and this could create substantial confusion for residents and parents. As such, CISD is requesting the City of Amarillo to consider renaming this street segment, which extends for one block east of Coulter Street, a major arterial road, and break in the existing Pinnacle Drive. (Vicinity: A one block segment of Pinnacle Drive between Coulter Street and Paragon Drive.) This item was presented by Jeffrey English, Planning Department and Heather Wilson, Canyon Independent School District. Motion was made by Councilmember Sauer, seconded by Councilmember Smith, that the following captioned resolution be passed:

RESOLUTION NO. 06-21-17-1

A RESOLUTION OF THE AMARILLO, TEXAS: RENAMING PUBLICLY DEDICATED STREETS, FORMERLY KNOWN AS PINNACLE DRIVE TO WEST PARKWAY, AS IS MORE FULLY DESCRIBED HEREIN; 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 6: Mayor Nelson presented a resolution denying the surcharge related to Docket No. 45524 submitted by Southwestern Public Service Company, authorizing participation in a coalition of similarly situated cities, authorizing participation in related rate proceedings, requiring the reimbursement of municipal rate case expenses, and authorizing the retention of special counsel. Mr. Miller stated this Resolution allows the City to deny a surcharge filed on April 6, 2017 by Southwestern Public Service along with a coalition of other cities. Brooke Trammell with Southwestern Public Service, stated this action denies the surcharge request and authorizes the City of Amarillo to participate in this denial. Motion was made by Councilmember Powell, seconded by Councilmember Hays, that the following captioned resolution be passed:

RESOLUTION NO. 06-21-17-2

RESOLUTION BY THE CITY OF AMARILLO, TEXAS ("CITY") DENYING THE SURCHARGE RELATED TO DOCKET NO. 45524 SUBMITTED BY SOUTHWESTERN PUBLIC SERVICE COMPANY ON ABOUT APRIL 6, 2017; AUTHORIZING PARTICIPATION IN A COALITION OF SIMILARLY SITUATED CITIES; AUTHORIZING PARTICIPATION IN RELATED RATE PROCEEDINGS; REQUIRING THE REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES; AUTHORIZING THE RETENTION OF SPECIAL COUNSEL; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING 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 7: Mayor Nelson presented an item approving the contract for the Arden Road Storm Sewer and Playa #7 Excavation – Phase I. This proposed project will consist of the installation of storm sewer in future Arden Road to serve the adjacent subdivisions. The storm sewer will cross Loop 335 (Soncy Road) and discharge into Playa #7 (Greenways Playa) which will be excavated as part of this project to allow the storm sewer to discharge. The installation will include repair of pavement in Loop 335 where the storm sewer line is crossing the road. This item was presented by Kyle Schniederjohn, City Engineer. Motion was made by Councilmember Powell, seconded by Councilmember Hays, that this item be approved.

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 presented an item considering approval and extension of retention of Winstead PC for legal services to assist in negotiation of long-term agreement and related matters with affiliated Minor League Baseball Team. This item was presented by Mick McKamie, City Attorney. Motion was made by Councilmember Sauer with the addition of not to exceed \$110,000, seconded by Councilmember Smith, that this item be approved.

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 9: Mayor Nelson presented an item approving a contract for Solid Waste Improvements for the construction of a landfill gas collection and control system at the City of Amarillo landfill to Landmarc Environmental Systems, LLC. This item was presented by Kyle Schniederjohn, City Engineer. Motion was made by Councilmember Powell, seconded by Councilmember Hays, that this item be approved.

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 10: Mayor Nelson presented an item approving a Routine Airport Maintenance Program (RAMP) Grant Application from TxDOT. This Grant matches funds up to \$50,000 for the general approved maintenance at non-hub primary airports. This item was presented by Mike Conner, Airport Director. Motion was made by Councilmember Sauer, seconded by Councilmember Hays, that this item be approved.

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 advised that the meeting was adjourned.

ATTEST:

Frances Hibbs
Frances Hibbs, City Secretary

Ginger Nelson
Ginger Nelson, Mayor