

The City Commission of the City of Canyon met in regular session at 5:30 p.m. in the City Commission Chambers of the Civic Complex. Mayor Alexander presided over the meeting with the following Commissioners in attendance Mayor Pro-Tem Gary Hinders and Joe Shehan. Commissioners Justin Richardson and David Logan were unable to attend.

Also present were the following City Staff: City Manager Randy Criswell, Assistant City Manager Chris Sharp, City Secretary Gretchen Mercer, Director of Code Enforcement Danny Cornelius, Assistant City Manager for Special Projects Jon Behrens, Director of Public Works Dan Reese, Business and Community Development Director Evelyn Ecker, Fire Chief Mike Webb, Police Chief Dale Davis and City Attorney Chuck Hester.

Item 1. Call to Order.

Mayor Alexander called the meeting to order at 5:34 p.m.

Item 2. Invocation.

Mayor Alexander gave the invocation.

Item 3. Pledge of Allegiance.

Members of the Canyon Intermediate Student Council; Skyla Ramsay, Kaylie Davis and Ellie Frazier, led the Pledge of Allegiance.

Item 4. Approval of Minutes of the Meeting of December 21, 2015.

Commissioner Shehan moved, duly seconded by Commissioner Hinders, to approve the minutes of December 21, 2015 modifying Item 9 to clarify Mr. Shehan questioning the location of the water distribution line was with the intent of saving \$200,000 to \$300,000 in his opinion. Motion carried unanimously.

Item 5. Public Forum – Comments from Interested Citizens.

No comments were made.

Item 6. Conduct Public Hearing and Consider and Take Appropriate Action on Adopting the 2014 Updated Hazard Mitigation Plan for the City of Canyon.

Fire Chief Mike Webb presented a resolution adopting the 2014 Updated Hazard Mitigation Plan for the City of Canyon. Chief Webb thanked all staff and the Panhandle Regional Planning Commission for all the hard work and long hours in getting the plan updated. Chief Webb introduced Mr. John Kiehl from the Panhandle Regional Planning Commission who gave a brief summary of the plan and steps taken to update it.

Mayor Alexander opened the public hearing.

There being no comment, Mayor Alexander closed the Public hearing.

After discussion, Commissioner Hinders moved, duly seconded by Commission Shehan to adopt Resolution No. 01-2016 as presented. Motion carried unanimously.

RESOLUTION NO. 01-2016
A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS,
ADOPTING THE 2014 UPDATED CITY OF CANYON HAZARD MITIGATION PLAN

Item 7. Conduct a Public Hearing and Consider and Take Appropriate Action on Ordinance No. 1031, Amending Chapter 156, Zoning Code of the City of Canyon Code of Ordinances, by Adding Section 5.14, Sidewalk Displays and Cafes and Amending Table 1-1, Summary Use Chart.

Code Enforcement Director Danny Cornelius presented Ordinance No. 1033 for consideration. Mr. Cornelius stated the Canyon Planning and Zoning Commission has been working on this Ordinance addressing accumulations of household furniture and wares on the sidewalks around the downtown square due to complaints from surrounding merchants and citizens. Mr. Cornelius stated the front of the buildings around the square sit on the property line making the sidewalks public property. Mr. Cornelius stated the Summary Use Chart in Table 1-1 of the Zoning Ordinance prohibits the storage and sale of furniture and appliances (outside a building) in all the residential districts and RC-3 (Central Area District). Mr. Cornelius stated the square is located in RC-3. Mr. Cornelius said the proposed Ordinance would restrict the display of items on public sidewalks to an area not to exceed 3 feet wide next to the front of the building and 5 feet in height and all display merchandise would have to removed from the sidewalk when the business is closed. Mr. Cornelius said all-weather seating, flower pots and seasonal decorations may be left outside provided they are not for sale. Mr. Cornelius said sidewalk cafes would be required to maintain a minimum distance of 48 inches between the street curb and any furniture or 60 inches if the building is located at an intersection. All businesses with public sidewalk displays would be required to obtain a \$40 annual license and provide proof of general liability insurance coverage in the amount of \$500,000. Establishments serving alcohol would be required to maintain coverage of \$1,000,000. Mr. Cornelius said the Planning and Zoning Commission voted unanimously to recommend approval of Ordinance No. 1031 to the City Commission after holding several Public Hearings and working with effected merchants and the Canyon Chamber of Commerce.

Mayor Alexander opened the public hearing.
There being no comment, Mayor Alexander closed the public hearing.

After discussion, Commissioner Shehan moved, duly seconded by Mayor Alexander to adopt Ordinance No. 1031 as presented. Motion carried unanimously.

ORDINANCE NO. 1031
Sidewalk Displays and Cafes
Storage and Sale of Household Furniture and Appliances
AN ORDINANCE OF THE CITY OF CANYON, TEXAS, AMENDING
CHAPTER 156, ZONING CODE, OF THE CITY OF CANYON CODE OF

ORDINANCES, BY ADDING SECTION 5.14 SIDEWALK DISPLAYS AND CAFES; AMENDING TABLE 1-1, SUMMARY USE CHART; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR AN EFFECTIVE DATE.

Item 8. Consider and Take Appropriate Action on an Update of Repairs to a Substandard Structure at 1615 4th Avenue.

Code Enforcement Director Danny Cornelius gave a brief update of the final repairs to the substandard structure located at 1615 4th Ave. Mr. Cornelius said all issues had been addressed and the property was in compliance with code. Mr. Cornelius said the property owner Mrs. Brent was present to answer any questions.

After discussion Mayor Pro-Tem Hinders moved, duly seconded by Commissioner Shehan to accept the recommendation of staff to discontinue updates of repairs to the property located at 1615 4th Avenue finding the structure now in compliance with City of Canyon Code. Motion carried unanimously.

Item 9. Consider and Take Appropriate Action on 2015 Annual Code Enforcement Report.

Director of Code Enforcement Danny Cornelius gave a summary of activity in the Code Enforcement Department for 2014. Mayor Alexander commended Code Enforcement Staff on a great job and customer service.

After discussion, Commissioner Shehan moved, duly seconded by Mayor Pro-Tem Hinders to approve the 2015 Annual Code Enforcement Report as presented. Motion carried unanimously.

Item 10. Consider and Take Appropriate Action on Quarterly Finance Report by Finance Director Chris Sharp.

Assistant City Manager Chris Sharp presented the Quarterly Finance Report. After discussion Mayor Pro-Tem Hinders moved, duly seconded by Commissioner Shehan to approve the Quarterly Finance Report with correction to the dates. Motion carried unanimously.

Item 11. Consider and Take Appropriate Action on Quarterly Investment Report by Finance Director Chris Sharp.

Assistant City Manager Chris Sharp presented the Quarterly Investment Report. After discussion Commissioner Shehan moved, duly seconded by Mayor Pro-Tem Hinders, to approve the Quarterly Investment Report as presented. Motion carried unanimously.

Item 12. Consider and Take Appropriate Action on Annual Police Report and 2015 Racial Profiling Report from Chief of Police Dale Davis.

Chief of Police Dale Davis presented the Annual Police and Racial Profiling Report for 2015.

After discussion, Commissioner Shehan moved, duly seconded by Mayor Pro-Tem Hinders to approve the 2015 Annual Police and Racial Profiling Report as presented. Motion carried unanimously.

Item 13. Consider and Take Appropriate Action on Bids Received for Wastewater Collection System Improvements – 12” Sewer Line in 1st Avenue from 8th Street to 600’ East of Brown Road – EDA Project #08-01-05039.

Director of Public Works Dan Reese presented bids opened Thursday, January 21, 2016 to enlarge the sewer service to the new industrial park associated with the development and construction of the Lone Star Dairy Products facility. Mr. Reese this line would open the potential to serve much of the commercial property currently without sewer service along Highway 60. Mr. Reese said funding would come from a 50-50 matching grant from the US Department of Commerce, Economic Development Administration (EDA). Mr. Reese said the EDA grant award was for approximately \$1,160,000 of which the City’s match will be half. The funds were not budgeted and would come from reserves. Mr. Reese said five bids ranging from \$568,000.00 to \$1,643,000.00.

**BID TABULATION SHEET
 WASTEWATER COLLECTION SYSTEM IMPROVEMENTS
 12” SEWER LINE NW 1ST AVE FROM 8TH STREET TO 600’ EAST OF BROWN ROAD
 CANYON, TEXAS**

January 21, 2015

**BID TABULATION SHEET
 WASTEWATER COLLECTION SYSTEM IMPROVEMENTS
 12” SEWER LINE NW 1ST AVE FROM 8TH STREET TO 600’ EAST OF BROWN ROAD
 CANYON, TEXAS
 January 21, 2016**

Item Number	Item Description	Est. Quantity	Unit	J & H Services		Wastinger Construction		Amantio Utility Contractors		Fuller & Sons		White Water	
				Unit Price	Est. Amount	Unit Price	Est. Amount	Unit Price	Est. Amount	Unit Price	Est. Amount	Unit Price	Est. Amount
1	Installation/Commissioning	1	EA	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00
2	Furnish and install 8" PVC sewer line	40	LF	\$ 24.15	\$ 966.00	\$ 20.00	\$ 800.00	\$ 40.00	\$ 1,600.00	\$ 22.00	\$ 880.00	\$ 22.00	\$ 880.00
3	Furnish and install 8" PVC sewer line	40	LF	\$ 24.15	\$ 966.00	\$ 20.00	\$ 800.00	\$ 40.00	\$ 1,600.00	\$ 22.00	\$ 880.00	\$ 22.00	\$ 880.00
4	Furnish and install 12" PVC sewer line 0'-12" out	850	LF	\$ 37.85	\$ 32,157.50	\$ 30.00	\$ 25,500.00	\$ 65.00	\$ 55,225.00	\$ 35.00	\$ 29,725.00	\$ 35.00	\$ 29,725.00
5	Furnish and install 12" PVC sewer line 12'-14" out	1970	LF	\$ 37.85	\$ 74,684.50	\$ 30.00	\$ 59,100.00	\$ 65.00	\$ 128,525.00	\$ 35.00	\$ 69,175.00	\$ 35.00	\$ 69,175.00
6	Furnish and install 12" PVC sewer line 14'-16" out	2040	LF	\$ 37.85	\$ 77,214.00	\$ 30.00	\$ 61,800.00	\$ 65.00	\$ 132,750.00	\$ 35.00	\$ 71,700.00	\$ 35.00	\$ 71,700.00
7	Furnish and install 12" PVC sewer line 16'-18" out	130	LF	\$ 37.85	\$ 4,920.50	\$ 30.00	\$ 3,900.00	\$ 65.00	\$ 8,450.00	\$ 35.00	\$ 4,550.00	\$ 35.00	\$ 4,550.00
8	Furnish and install 12" PVC sewer line through fence	180	LF	\$ 38.85	\$ 6,993.00	\$ 30.00	\$ 5,400.00	\$ 65.00	\$ 11,700.00	\$ 35.00	\$ 6,300.00	\$ 35.00	\$ 6,300.00
9	Furnish and install 48" fiberglass manhole 0'-4" depth	17	EA	\$ 4,260.00	\$ 72,420.00	\$ 5,000.00	\$ 85,000.00	\$ 12,000.00	\$ 204,000.00	\$ 8,274.00	\$ 140,658.00	\$ 8,000.00	\$ 136,000.00
10	Furnish and install extra depth in 48" fiber-glass manholes over 4' in depth	160	EA	\$ 4,800.00	\$ 768,000.00	\$ 5,500.00	\$ 880,000.00	\$ 13,500.00	\$ 2,160,000.00	\$ 9,271.00	\$ 1,483,360.00	\$ 9,000.00	\$ 1,440,000.00
11	Furnish and install 60" fiberglass manhole 0'-4" depth	1	EA	\$ 3,950.00	\$ 3,950.00	\$ 4,500.00	\$ 4,500.00	\$ 10,500.00	\$ 10,500.00	\$ 6,250.00	\$ 6,250.00	\$ 6,000.00	\$ 6,000.00
12	Furnish and install 8" drop assembly	1	EA	\$ 3,100.00	\$ 3,100.00	\$ 3,500.00	\$ 3,500.00	\$ 5,500.00	\$ 5,500.00	\$ 3,300.00	\$ 3,300.00	\$ 3,200.00	\$ 3,200.00
13	Furnish and install 8" drop assembly	3	EA	\$ 3,095.00	\$ 9,285.00	\$ 3,500.00	\$ 10,500.00	\$ 5,500.00	\$ 16,500.00	\$ 3,300.00	\$ 9,900.00	\$ 3,200.00	\$ 9,600.00
14	Block for 12" PVC sewer line	180	LF	\$ 225.00	\$ 40,500.00	\$ 300.00	\$ 54,000.00	\$ 270.00	\$ 48,600.00	\$ 135.00	\$ 24,300.00	\$ 135.00	\$ 24,300.00
15	HMAC pavement repair	470	SY	\$ 112.00	\$ 52,640.00	\$ 70.00	\$ 32,900.00	\$ 125.00	\$ 58,750.00	\$ 127.00	\$ 59,610.00	\$ 100.00	\$ 47,000.00
16	Concrete repair	680	SF	\$ 8.82	\$ 5,997.60	\$ 9.00	\$ 6,120.00	\$ 10.00	\$ 6,800.00	\$ 9.00	\$ 6,120.00	\$ 9.00	\$ 6,120.00
17	Trench safety	4680	LF	\$ 1.20	\$ 5,616.00	\$ 1.00	\$ 4,680.00	\$ 1.00	\$ 4,680.00	\$ 2.00	\$ 9,360.00	\$ 1.00	\$ 4,680.00
18	Traffic control	1	LS	\$ 15,500.00	\$ 15,500.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 20,480.00	\$ 20,480.00	\$ 5,000.00	\$ 5,000.00
19	Emission control	1	LS	\$ 8,200.00	\$ 8,200.00	\$ 8,000.00	\$ 8,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 5,000.00	\$ 5,000.00
Base Bid Total					\$ 567,628.00		\$ 776,692.00		\$ 937,886.00		\$ 1,034,370.00		\$ 1,486,380.00

Mr. Reese stated Dwight Brandt, the City Engineer, had extensively researched and vetted the low bidder, J & H Services from Albuquerque, since their bid was so low. Mr. Reese said it is the recommendation of staff and the City Engineer to award the bid to the low bidder, J&H Services of Albuquerque in the amount of \$567,628.00.

After discussion, Mayor Pro-Tem Hinders moved, duly seconded by Commissioner Shehan to award the bid for the EDA Grant Wastewater Collection System Improvements 12” Sewer Line

NW 1st Ave. from 8th Street to 600' East of Brown Road to the low bidder, J & H Services of Albuquerque in the amount of \$567,628.00. Motion carried unanimously.

Item 14. Consider and Take Appropriate Action on Received for Sealcoating 2016 Project.

Director of Public Works Dan Reese presented bids opened Tuesday, January 12, 2016 for 2016 Sealcoating. Mr. Reese said the target area for 2016 is everything east of 28th Street and a few blocks around Canyon High School. Mr. Reese said the total base bid quantity was approximately 178,000 square yards. Mr. Reese said 3 bids were received.

BID TABULATION SHEET SEALCOATING 2016
January 12, 2016 2:00 p.m.

<u>Description</u>	<u>Estimated</u>	
	<u>Quantity</u>	<u>Unit</u>
Construction of Single Sealcoating Using Precoated Rock	177,730	SY

Bidder	Unit Price	Ext. Amount	Days to Complete	BASE BID
Lipham Asphalt	\$1.700	\$302,141.00	45	\$302,141.00
Freeman Paving	\$1.880	\$334,132.40	30	\$334,132.40
G&G Operators	\$2.160	\$383,896.80	120	\$383,896.80

Mr. Reese said it is the recommendation of staff and the City Engineer to award the bid for 2016 Sealcoating to the low bidder, Lipham Asphalt and Paving in the amount of \$302,141.00.

After discussion, Commissioner Shehan moved, duly seconded by Mayor Alexander to award the bid for the 2016 Sealcoating project to Lipham Asphalt and Paving in the amount of \$302,141.00. Motion carried unanimously.

Item 15. Strategic Plan Phase 1 Update.

Assistant City Manager for Special Projects Jon Behrens gave a brief update of the plan to solicit public input from a series of Public Meetings and utilize the information to help develop a Short Term Strategic Plan. Mr. Behrens was instructed to conduct at least two public meetings on different days.

Item 16. Consider and Take Appropriate Action on Need for Public Restrooms on Downtown Square, Location desired, and Commitment to Maintain.

City Manager Randy Criswell presented a proposal from Blue Bison Investments for public restrooms on the downtown square. Mr. Criswell said he felt there is a need for public restrooms on the square. Mr. Criswell said Blue Bison had partnered with the CEDC to build "The Shops at 5th Avenue" located between the Cake Company and the TEXAS Office on the south side of the square. Mr. Criswell said Blue Bison has proposed bathrooms facing 5th Ave included in the Shops. Mr. Criswell stated Blue Bison would build the restrooms to City specifications but since they would take up retail space the City would be required to lease them and provide maintenance and cleaning.

After discussion, the Commission agreed bathrooms are needed on the square but would prefer to own the bathrooms. Commissioners directed staff to look at other possible locations to construct public restrooms that would be owned by the City of Canyon.

Item 17. Executive Session Pursuant to Texas Government Code, §551.074 Personnel: Appointments to Boards and Commissioner (Main Street Board, Bi-City-County Health Department); and §551.071 Consultation with Attorney.

Mayor Alexander indicated the Commission would adjourn into executive session at 8:07 pm.

Item 18. Consider and Take Appropriate Action on Items Discussed in Executive Session.

Upon returning from executive session at 8:47 pm, the following action was taken.

Commissioner Shehan moved, duly seconded by Mayor Pro-Tem Hinders to appoint Jolenna Wright, Cindy Sayakomarn, Brent Lott, and Brian Noel to the expired terms of Helen Campsey, Janna Wartes, Warren Pitt, and Mandy Williams on the Canyon Main Street Advisory Board. Motion carried unanimously.

Mayor Pro-Tem Hinders moved, duly seconded by Mayor Alexander to reappoint Dr. Kenneth Crossland to the Amarillo Bi-City-County Health District Board as recommended by the City of Amarillo Department of Public Health. Motion carried unanimously.

Item 19. Consider Meeting Dates for February 2016.

After discussion, the Commission agreed to Monday, February 15, 2015 as regularly scheduled.

Item 20. Adjournment

There being no further business, Mayor Pro-Tem Hinders moved this meeting be adjourned.

Quinn Alexander, Mayor

ATTEST:

City Commission Meeting

February 1, 2016

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Gretchen Mercer, City Secretary