

The City Commission of the City of Canyon met at 4:30 pm in the City Commission Chambers of the Civic Complex. Mayor Gary Hinders presided over the meeting with the following Commissioners in attendance, Mayor Pro-Tem Cody Jones, Paul Lyons, and Randy Ray. Commissioner Kelsey Ward was unable to attend.

Also present were the following City Staff: Assistant City Manager Jon Behrens, City Secretary Gretchen Mercer, Planning and Development Director Lucas Raley, Planning and Development Building Inspector Stan Barnard, Assistant Public Works Director Chris Enriquez, Finance Director Joel Wright, Purchasing Manager Beau Boyer, Communications Director Megan Nelson, Fire Chief Dennis Gwyn, Assistant Fire Chief Vince Whitfill, Police Captain Matt Coggins, Water Superintendent Eric Whitten, Library Director Carlene Harguess, Business and Community Development Director Stephanie Tucker, Business and Community Development Admin Assistant Brittney Bates, and City Attorney Chuck Hester.

Item 1. Call to Order.

Mayor Hinders called the meeting to order at 4:30 pm.

Item 2. Invocation.

Commissioner Ray gave the invocation.

Item 3. Pledge of Allegiance.

The Pledge of Allegiance was led by Commissioner Lyons.

Item 4. Approval of the Minutes of the Meeting of February 6, 2023.

Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to approve the minutes of February 6, 2023 as presented. Motion carried unanimously.

Item 5. Public Comment – Comments from Interested Citizens

Deborah Woolsey – 2006 8th Ave, Canyon, Texas. Expressed concern about the safety of the scooters in town.

Noah Dawson – Amarillo, Texas – Expressed issue with the adoption of Resolution No. 04-2023 listing the Legislative priorities that the City of Canyon will be paying attention to as listed in the Memo not being specified in the Resolution.

Item 6. Consider and Take Appropriate Action on Ordinance No. 1168 Annexing Territory to the City of Canyon as Requested by N&B Properties, Inc., An Ordinance of the City of Canyon, Texas, Annexing the Territory Herein Described to the City of Canyon in Randall County, Texas, Extending the Boundary Limits of the City of Canyon to Include the Property Herein Described Within the Said City Limits, and Granting to All the Inhabitants of Said Property All the Rights and Privileges of Other Citizens and Binding

Said Inhabitants by All of the Acts, Ordinances, Resolutions, and Regulations of Said City.

City Attorney Chuck Hester presented Ordinance No. 1168 for Consideration. Mr. Hester said all requirements had been met allowing the adoption of Ordinance No. 1168 annexing in property as requested by N&B Homes for the purpose of the proposed development Mayra Park.

After discussion Commissioner Lyons moved, duly seconded by Mayor Pro-Tem Jones to adopt Ordinance No. 1168 annexing territory to the City of Canyon as requested by N&B Properties Inc. Motion carried unanimously.

ORDINANCE NO. 1168
ANNEXING TERRITORY TO THE CITY OF CANYON
N&B PROPERTIES, INC.
MAYRA PARK ADDITION

AN ORDINANCE OF THE CITY OF CANYON, TEXAS, ANNEXING THE TERRITORY HEREIN DESCRIBED TO THE CITY OF CANYON IN RANDALL, COUNTY, TEXAS EXTENDING THE BOUNDARY LIMITS OF THE CITY OF CANYON TO INCLUDE THE PROPERTY HEREIN DESCRIBED WITHIN THE SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY.

Item 7. Consider and Take Appropriate Action on a Plat for Hunter Estates Unit No. 2A, A Subdivision Within the Extraterritorial Jurisdiction of the City of Canyon.

Planning and Development Director Lucas Raley presented a plat for Hunter Estates Unit No. 2A as submitted by Robbie Christie for a subdivision just inside the City of Canyon's ETJ. Mr. Raley said Mr. Christie stated the plat is a re-plat of the northwest corner of Hunter Estates Unit 2 and the area had received a letter of map revision from FEMA allowing the lots to be taken out of the flood plain. Mr. Raley said an off-site drainage easement was included as it is necessary to convey storm water drainage from the proposed subdivision to a playa northwest of the property.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to adopt the plat for Hunter Estates Unit No. 2 as presented. Motion carried unanimously.

Item 8. First Reading of Resolution No. 08-2023, A Resolution of the City Commission of the City of Canyon Approving A Project Funding Agreement Between Canyon Physical Therapy and Canyon Economic Development Corporation Relating to Direct Financial Assistance and Job Creation.

Canyon Economic Development Director Stephanie Tucker presented Resolution No. 08-2023 for the first of 2 required readings. Ms. Tucker stated Canyon Physical Therapy made a request for

\$20,000 project funding for Direct Financial Assistance and Job Creation. Ms. Tucker said a Public Hearing was held February 9, 2023 with no opposition.

No action for the first reading.

Item 9. Consider and Take Appropriate Action on Resolution No. 01-2023, A Resolution of the City Commission of the City of Canyon, Texas, Ordering a General Election to be Held on the 6th Day of May 2023, for the Purpose of Electing Five (5) Members of the Canyon City Commission (Mayor Place 1, and Places 2, 3, 4, and 5); Designating Polling Places; Ordering Notices of Elections to be Given; Authorizing Execution of Joint Election Contract; Providing a Repealing Clause; Providing a Severability Clause; and Providing for an Effective Date.

City Secretary Gretchen Mercer presented Resolution No. 01-2023 ordering the May 6, 2023 General Election for Mayor Place 1, and Commissioners 2, 3, 4, and 5.

Commissioner Ray moved, duly seconded by Mayor Pro-Tem Jones to adopt Resolution No. 01-2023 as presented. Motion carried unanimously.

RESOLUTION NO. 01-2023

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS, ORDERING A GENERAL ELECTION TO BE HELD ON THE 6TH DAY OF MAY 2023, FOR THE PURPOSE OF ELECTING FIVE (5) MEMBERS OF THE CANYON CITY COMMISSION (MAYOR PLACE 1 AND PLACES 2, 3, 4, AND 5); DESIGNATING POLLING PLACES; ORDERING NOTICES OF ELECTION TO BE GIVEN; AUTHORIZING EXECUTION OF JOINT ELECTION CONTRACT; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Item 10. Consider and Take Appropriate on the Purchase of Ballistic Shields.

Purchasing Manager Beau Boyer presented a proposal to purchase 12 ballistic shields for the Canyon Police Department. Mr. Boyer stated the City Commission authorized the submission, acceptance and administration of the grant on September 6, 2022. Mr. Boyer said the grant covered the purchase price of \$90,000 with the City of Canyon paying the \$10 shipping fee.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to authorize City Staff to purchase 12 ballistic Shields. Motion carried unanimously.

Item 11. Consider and Take Appropriate Action on Resolution No. 07-2023, A Resolution of the City Commission of the City of Canyon, Randall County, Texas, Authorizing the Submission and Acceptance of a Grant Application to the Office of the Governor for the Criminal Justice Division Grant Program for the Purchase of Rifle-Resistant Vests

for the City of Canyon Police Department; and Authorizing the Chief of Police to Represent the City in All Matters Pertaining to This Application.

Police Captain Matt Coggins presented Resolution No. 07-2023 for consideration. Captain Coggins stated the Canyon Police Department was seeking authorization to submit, accept and administer a Criminal Justice Division Grant for the Office of the Governor to equip officers with rifle-resistant vests. Captain Coggins said there was not city match required for this grant.

After discussion Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to adopt Resolution No. 07-2023 authorizing the submission, acceptance and administration of the Criminal Justice Division Grant for the purchase of rifle-resistant vests. Motion carried unanimously.

RESOLUTION NO. 07-2023

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CANYON, RANDALL COUNTY, TEXAS, AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR FOR THE CRIMINAL JUSTICE DIVISION GRANT PROGRAM FOR THE PURCHASE OF RIFLE-RESISTANT VESTS FOR THE CITY OF CANYON POLICE DEPARTMENT; AND AUTHORIZING THE CHIEF OF POLICE TO REPRESENT THE CITY IN ALL MATTERS PERTAINING TO THIS APPLICATION.

- Item 12. Consider and Take Appropriate Action on Resolution No. 09-2023, A Resolution of the City Commission of the City of Canyon, Randall County, Texas, Authorizing the Submission and Acceptance of a Grant Application to the Office of the Governor for the DJ Edward Byrne Memorial Justice Assistance Grant Program for the Purchase of Records Management System Hardware and Software for the City of Canyon Police Department; and Authorizing the Chief of Police to Represent the City in All Matters Pertaining to this Application.

Police Captain Matt Coggins presented Resolution No. 09-2023 for consideration. Captain Coggins stated the Canyon Police Department was applying for the DJ Edward Byrne Memorial Justice Assistance Grant through the Panhandle Regional Planning Commission to the Office of the Governor for the replacement of the Canyon Police Departments Records Management System to include electronic citation capabilities. Captain Coggins said the grant would require a 50 percent match from the City of Canyon of \$64,873.00 and included in the 2024 budget.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to adopt Resolution NO. 09-2023 authorizing the submission, acceptance and administration of the Edward Byrne Memorial Justice Assistance Grant for the Canyon Police Department Records Management System replacement. Motion carried unanimously.

RESOLUTION NO. 09-2023

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CANYON, RANDALL COUNTY, TEXAS, AUTHORIZING THE

SUBMISSION AND ACCEPTANCE OF A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR FOR THE DJ EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FOR THE PURCHASE OF RECORDS MANAGEMENT SYSTEM HARDWARE AND SOFTWARE FOR THE CITY OF CANYON POLICE DEPARTMENT; AND AUTHORIZING THE CHIEF OF POLICE TO REPRESENT THE CITY IN ALL MATTERS PERTAINING TO THIS APPLICATION.

- Item 13. Consider and Take Appropriate Action on Resolution No. 06-2023, A Resolution by the City of Canyon, Texas Supporting the Application and Acceptance of a FEMA Safer Grant for the Hiring of Nine Full-time Firefighters for the Canyon Fire Department; and Authorizing the Fire Chief to Represent the City in All Matters Pertaining to the Administration of the Grant.

Fire Chief Dennis Gwyn presented Resolution No. 06-2023 for consideration. Chief Gwyn said December 5, 2022, the City Commission gave approval to the Canyon Fire Department to apply to the FY 2022 FEMA SAFER Grant program requesting funding for nine additional full-time firefighters.

After discussion, Commissioner Ray moved, duly seconded by Mayor Pro-Tem Jones to approve Resolution No. 06-2023 authorizing the submission and administration of the FY 2022 FEMA SAFER Grant as presented. Motion carried unanimously.

RESOLUTION NO. 06-2023

A RESOLUTION OF THE CITY OF CANYON, TEXAS SUPPORTING THE APPLICATION AND ACCEPTANCE OF A FEMA SAFER GRANT FOR THE HIRING OF NINE FULLTIME FIREFIGHTERS FOR THE CANYON FIRE DEPARTMENT; AND AUTHORIZING THE FIRE CHIEF TO REPRESENT THE CITY IN ALL MATTERS PERTAINING TO THE ADMINISTRATION OF THE GRANT.

- Item 14. Consider and Take Appropriate Action on Resolution No. 04-2023, A Resolution of the City Commission of the City of Canyon, Texas Establishing Legislative Priorities and Adopting a Legislative Agenda for the 88th Texas Legislature Including Any Special Called Sessions and the Interim.

Assistant City Manager Jon Behrens presented Resolution No. 04-2023 for consideration. Mr. Behrens said there were many bills being introduced during the 2023 Legislative Session that would impact cities and that it was important cities pay attention. Mr. Behrens clarified that the information outlined in the memo included in the 02-13-2023 Agenda Packet for today's meeting outlined information that the city would monitor throughout the 2023 session.

After discussion, Mayor Hinders moved, duly seconded by Mayor Pro-Tem Jones to approve Resolution No. 04-2023 establishing legislative priorities for the 88th Texas Legislature as outlined

in the City of Canyon Agenda Memo dated February 13, 2023. Motion carried 4-1 with Commissioner Lyons voting against.

RESOLUTION NO. 04-2023

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS ESTABLISHING LEGISLATIVE PRIORITIES AND ADOPTING A LEGISLATIVE AGENDA FOR THE 88TH TEXAS LEGISLATURE INCLUDING ANY SPECIAL CALLED SESSIONS AND THE INTERIM.

Item 15. Update on Utility Rate Study and Upcoming Public Forum.

Finance Director Joel Wright gave an update on the Rate Study and upcoming Public Forum scheduled for 02-21-2023. Mr. Wright said the Commission would be provided with the questions and statements made by the public when the rate study is presented for adoption.

No action, informational only.

Item 16. Executive Session Pursuant to §551.071 Consultation with Attorney, §551.087 Economic Development and §551.074 Board Appointments (Construction Advisory and Appeals Board, Planning and Zoning Commission, Zoning Board of Adjustment).

Mayor Hinders indicated the City Commission would adjourn into Executive Session at 5:36 pm.

Item 17. Consider and Take Appropriate Action on Items Discussed in Executive Session.

Upon returning from Executive Session at 6:02 pm with the following action taken.

Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to appoint David Hendrix and Loretta Forbis to replace expired seats of Mike Wartes and Jeremy Bradford for three year terms to the Canyon Planning and Zoning Commission. Motion carried unanimously.

Item 18. Adjourn.

There being no further business, Mayor Pro-Tem Jones moved this meeting be adjourned at 6:03 pm.

Gary Hinders, Mayor

ATTEST:

Gretchen Mercer, City Secretary