

The City Commission of the City of Canyon met at 4:30 pm in the Cole Community Center at 300 16th Street in the City of Canyon, Texas with the meeting broadcast on YouTube. Mayor Gary Hinders presided over the meeting with the following Commissioners in attendance, Mayor Pro-Tem Cody Jones, Roger Remlinger, Randy Ray, and Paul Lyons.

Also present were the following City Staff: City Manager Joe Price, Assistant City Manager Jon Behrens, City Secretary Gretchen Mercer, IT Manager Shaun Holtman, Business and Community Development Director Evelyn Ecker, Canyon Economic Development Corporation Board President Don Lee, Fire Chief Dennis Gwyn, Director of Public Works Dan Reese, City Engineer Dwight Brandt, Director of Planning and Development Danny Cornelius, and City Attorney Chuck Hester.

Item 1. Call to Order.

Mayor Hinders called the meeting to order at 4:34 p.m.

Item 2. Invocation.

Mayor Pro-Tem Jones gave the invocation.

Item 3. Pledge of Allegiance.

The Pledge of Allegiance was led by Commissioner Remlinger.

Item 4. Approval of Minutes of the Meeting of December 7, 2020.

Commissioner Ray moved, duly seconded by Commissioner Remlinger to approve the minutes of December 7, 2020 as presented. Motion carried unanimously.

Item 5. Public Comment – Comments from Interested Citizens.

No comments were made.

Item 6. Consider and Take Appropriate Action on Update of Governor Greg Abbotts Executive Orders Directed at Slowing the Spread of COVID-19 in the State of Texas.

City Manager Joe Price and Assistant City Manager Jon Behrens gave an update on COVID vaccine availability and locations. Anthony Spinel, Director of the City of Amarillo Environmental Health was present to answer questions. Mr. Spanel stated the City of Amarillo had administered over 17,000 COVID vaccines and was moving people through the process quickly and efficiently.

No action was taken at this time.

Item 7. First Reading of Resolution No. 01-2021, A Resolution of the City Commission of the City of Canyon Approving a Project Funding Agreement Between Mandy Williams dba Cake Company of Canyon and the Canyon Economic Development Corporation Relating to Funding Building Improvements and Business Expansion.

Canyon Economic Development Corporation Board President Don Lee presented Resolution No. 01-2021 for its first required reading of two. Mr. Lee stated the Cake Company was planning to remodel the current business adding 1,000 square feet to the existing space allowing for more baking stations, office relocation, designated break room for employees, additional equipment and the ability to serve 3 plus customers at once; currently they can only serve one customer at a time. Mr. Lee stated the plan is to also add 24 new products to the current menu.

Mr. Lee stated a public hearing for the project was held during the Canyon Economic Development Corporation Board meeting December 10, 2020 with no opposition for the project.

No Action required for the first reading of Resolution No. 01-2021.

RESOLUTION NO. 01-2021
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
CANYON APPROVING A PROJECT FUNDING AGREEMENT
BETWEEN MANDY WILLIAMS dba CAKE COMPANY OF
CANYON AND THE CANYON ECONOMIC DEVELOPMENT
CORPORATION RELATING TO FUNDING BUILDING
IMPROVEMENTS.

Item 8. Consider and Take Appropriate Action on Authorization for the City Manager to Enter Into a Contract with Freese and Nichols for the Development of a Downtown Master Plan.

Assistant City Manager Jon Behrens presented a proposed contract from Freese & Nichols authorizing the City Manager to enter into a contract on behalf of the City of Canyon for the development of a Downtown Master Plan. Mr. Behrens stated the anticipated start date was for early February and should take approximately 15 months.

After discussion, Commissioner Remlinger moved, duly seconded by Mayor Pro-Tem Jones to authorize Canyon City Manager, Joe Price, to enter into a contract on behalf of the City of Canyon with Freese and Nichols for the development of a Downtown Master Plan. Motion carried unanimously.

Item 9. Consider and Take Appropriate Action on Ordinance No. 1134, An Ordinance of the City of Canyon, Texas Amending Title XI, Business Regulations of the City of Canyon Code of Ordinances, by Adding Chapter 119, Bicycle and Scooter Sharing; Providing for Severability, Providing for Repealer, Providing for Penalty, and Providing for an Effective Date.

Assistant City Manager Jon Behrens presented Ordinance No. 1134 for consideration. Mr. Behrens stated in 2019 the city was contacted by West Texas A&M Student Senate leadership regarding bringing motorized scooter sharing to Canyon. Mr. Behrens said the consideration of bringing scooters to Canyon was again being discussed and it was time to address them within the City. Mr. Behrens stated Ordinance No. 1134 was the result of research he and Planning and

Development Director Danny Cornelius, and former Police Chief Dale Davis found in order to develop an ordinance with the regulations and requirements necessary to protect the City and allow scooter companies to safely and efficiently operate in the City of Canyon if and when they contract with WTAMU.

After discussion Commissioner Remlinger moved, duly seconded by Commissioner Ray to adopt Ordinance No. 1134 amending Title XI, Business Regulations of the City of Canyon Code of Ordinances, by adding Chapter 119, Bicycle and Scooter sharing. Motion carried unanimously.

ORDINANCE NO. 1134
Bicycle and Scooter Sharing
AN ORDINANCE OF THE CITY OF CANYON, TEXAS,
AMENDING TITLE XI, BUSINESS REGULATIONS OF THE
CITY OF CANYON CODE OF ORDINANCES BY ADDING
CHAPTER 119, BICYCLE AND SCOOTER SHARING;
PROVIDING FOR SEVERABILITY; PROVIDING FOR
REPEALER; PROVIDING FOR PENALTY; AND PROVIDING
FOR AN EFFECTIVE DATE.

- Item 10. Consider and Take Appropriate Action on Resolution No. 02-2021, Ordering a General Election to be Held on the 1st Day of May, 2021, 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.

City Secretary Gretchen Mercer presented Resolution No. 02-2021 ordering the May 1, 2021 General Election for consideration.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Remlinger to adopt Resolution No. 02-2021 as presented. Motion carried unanimously.

RESOLUTION NO. 02-2021
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
CANYON, TEXAS, ORDERING A GENERAL ELECTION TO BE
HELD ON THE 1ST DAY OF MAY 2021, 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 11. Consider and Take Appropriate Action on Bids Received for Water System Improvements – Water Well No. 38.

Director of Public Works Dan Reese presented bids opened December 23, 2020 for water system improvements – Water Well No. 38. Mr. Reese stated the project is for drilling and completion of Well No. 38 located on the campus of the new Spring Elementary School. Mr. Reese said the well will be used in the future by the City of Canyon, but initially will be used by CISD for irrigation satisfying High Plains Water District mandates that to have a permitted well, it must be fully equipped and operational. Mr. Reese stated the contract and payment for the well will be handled by the City of Canyon with currently budgeted funds, but an Interlocal agreement with CISD will be executed addressing payment for their part of the project and water usage. Mr. Reese stated only one bid was received for the project from Hydro Resources Mid Continent, Inc. in the amount of \$261,135.00 for the base bid and \$89,605 for the alternate for a total bid of \$354,740.00.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Remlinger to award the base and alternate bid for the drilling and completion of Well No. 38 to Hydro Resources Mid Continent, Inc. in the amount of \$354,740.00. Motion carried unanimously.

Item 12. Executive Session Pursuant to §551.074 Personnel Matters (Municipal Court Judge), §551.074 Board and Committees (Downtown Master Plan Committee), §551.087 Economic Development Negotiations, and §551.071 Consultation with Attorney.

Mayor Hinders indicated the Commission would adjourn into Executive Session at 5:40 pm.

Item 13. Consider and Take Appropriate Action on Items Discussed in Executive Session.

Upon returning from Executive Session at 7:14 pm, the following action was taken.

Commissioner Remlinger moved, duly seconded by Mayor Pro-Tem Jones to appoint the following to Downtown Master Plan Committee:

- 1 – City Commissioner – **Commissioner Randy Ray**
- 1 – P&Z Commission member – **Bill Craddock**
- 1 – CEDC member – **Matt West**
- 1 – Chamber of Commerce Board member – **Misty Sutton**
- 1 – WTAMU representative – **Randy Rikel**
- 2 – Business owners from the Square – **Stan Ware & Mandi Williams**
- 1 – Citizen working downtown – **Warren Pitt**
- 1 – Mainstreet Committee member – **Janna Wartes**
- 4 – Local residents – **Blake Henderson, Neal Hinders, Joe Rodriguez, Lori Wilhite** (realtor)
- 1 – CISD – **Cameron Rosser**
- 2 – City staff members – **Evelyn Ecker & Jon Behrens**

The Commission directed staff to add 2 more business owners in Canyon to the list. Motion carried unanimously.

Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to appoint Judge Jennifer Cates as the Alternate Municipal Court Judge at a salary of \$60,000 annually with an offer of Health Insurance Benefits and all benefits afforded to a Full-Time Employee. Motion carried unanimously.

Item 14. Adjourn

There being no further business, Mayor Pro-Tem Jones moved this meeting be adjourned at 7:28 pm.

Gary Hinders, Mayor

ATTEST:

Gretchen Mercer, City Secretary