

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, Kelsey Ward and Randy Ray.

Also present were the following City Staff: City Manager Joe Price, Assistant City Manager Jon Behrens, City Secretary Gretchen Mercer, Planning and Development Director Lucas Raley, Planning and Development Building Official Craig Brown, Police Chief Steve Brush, Police Captain Matt Coggins, Public Works Director Dan Reese, Assistant Public Works Director Chris Enriquez, HR Director Hector Mendoza, Library Director Carlene Harguess, Assistant Library Director Andrea High, Finance Director Joel Wright, Purchasing Director Beau Boyer, Billing Manager Lee Porter, Canyon Economic Corporation Executive Director Stephanie Tucker, Canyon Economic Corporation Admin. Assistant Brittaney Bates, Director of Golf Casey Renner, Golf Course Superintendent John Haun, Parks and Recreation Director Brian Noel, Water Superintendent Eric Whitten, City of Canyon Intern Jessie Hall, Canyon Economic Corporation President Jim Bryan, City Engineer Adolfo Garcia, and City Attorney Chuck Hester.

Item 1. Call to Order.

Mayor Hinders called the meeting to order at 4:35 pm.

Item 2. Invocation.

Mayor Pro-Tem Jones gave the invocation.

Item 3. Pledge of Allegiance.

The Pledge of Allegiance was led by Commissioner Ray.

Item 4. Approval of the Minutes of the Meeting of December 5, 2022

Commissioner Ray moved, duly seconded by Commissioner Ward to approve the minutes of December 5, 2022 as presented. Motion carried unanimously.

Item 5. Public Comment – Comments from Interested Citizens

No comments were made.

Item 6. Presentation of Proclamation for Canyon High School State Title Recipients.

Mayor Hinders presented a Proclamation honoring students of Canyon High School that had been awarded state titles.

Item 7. Introduction and Welcome of Economic Development Executive Director Stephanie Tucker.

City Manager Joe Price introduced Economic Development Executive Director Stephanie Tucker. Commissioners welcomed Ms. Tucker.

Item 8. Consider and Take Appropriate Action on Base Bid from Plains Builders for the Kylie Hiner Memorial Playground Project.

City Engineer Adolfo Garcia presented bids received and opened December 1, 2022 for the Kylie Hiner Playground project and reported both bids were lower than anticipated and included the road construction and park construction.

PLAINS BUILDERS	\$1,104,164.00	130 DAYS
PANHANDLE STEEL	\$1,197,299.28	151.55 DAYS

Mr. Garcia said it was staff's recommendation to award the bid to the low bidder, Plains Builders with a bid amount of \$1,104,164.00 with a proposed completion in 130 days.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ward to approve the Base Bid from Plains Builders for \$1,104,164.00 for the Kylie Hiner Memorial Playground project and to authorize the City Manager to enter into a contract with Plains Builders for the completion of this project. Motion carried unanimously.

Item 9. AMBUCS Presentation of Funds from the Kylie Hiner Memorial Playground Committee.

Assistant City Manager and Parks Director Brian Noel gave an update on the AMBUCS fundraising for the Kylie Hiner Memorial Playground stating the committee raised approximately 1.2 million for the project. AMBUCS committee members present were Vance Hall, Gene Wells, Mary and Ron Hiner, Harry and Maryann Hueston, Brenton Leonard, and Ms. Mack. Lions Club was recognized for raising \$200,000 for the project.

No action required.

Item 10. Consider and Take Appropriate Action on Utility Rate Study Report as Presented by NewGen Strategies & Solutions.

Director of Finance Joel Wright introduced NewGen Strategies and Solutions President Dave Yanke. Mr. Yanke gave a presentation of the results of the Rate Study conducted by approval of the City Commission September 21, 2021. Mr. Yanke also provided a timeline leading up to the adoption of recommended rates in March 2023.

After discussion Commissioner Ward moved, duly seconded by Commissioner Ray to officially receive the Water, Wastewater and Municipal Solid Waste Cost of Service and Rate Design Report and to take official action to adopt the report at an upcoming City Commission meeting. Motion carried unanimously.

Item 11. Presentation of Canyon Area Library Annual Report.

Library Director Carlene Harguess and Assistant Library Director Andrea High presented the annual report for the Canyon Area Library.

No action required, informational only.

Item 12. Presentation of the Palo Duro Creek Golf Course Annual Report.

Director of Golf Casey Renner and Golf Course Superintendent John Haun presented the annual report for Palo Duro Creek Golf Course.

No action require, informational only.

Item 13. Consider and Take Appropriate Action on Resolution No. 02-2023, A Resolution of the City of Canyon, Randall County, Texas Adopting the Downtown Master Plan; Providing for Savings, Repealing and Severability Clauses; and Providing for an Effective Date.

Assistant City Manager Jon Behrens presented Resolution No. 02-2023 for consideration. Mr. Behrens stated the adoption of Resolution NO. 02-2023 would official adopt the Downtown Master Plan as presented at the December 5, 2022 meeting.

After discussion, Commissioner Ray moved, duly seconded by Mayor Pro-Tem Jones to adopt Resolution No. 02-2023 adopting the Canyon Downtown Plan. Motion carried unanimously.

RESOLUTION NO. 02-2023

A RESOLUTION OF THE CITY OF CANYON, RANDALL COUNTY, TEXAS, ADOPTING THE DOWNTOWN MASTER PLAN; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

Item 14. Consider and Take Appropriate Action on Ordinance no. 1169, an Ordinance of the City Commission of the City of Canyon, Texas, Amending the City's Budget for the Fiscal Year Beginning October 1, 2021 and Ending September 30, 2022 as Adopted by Ordinance No. 1142; Providing for an Increase of Expected Revenues, Expenditures and Transfer of Certain Funds; Providing That Prior Pars of Ordinance No. 1142 Inconsistent with or in Conflict with Any of the Provisions of this Ordinance are Hereby Expressly Repealed to the Extent of Any Such Inconsistency or Conflict; Providing for Severability; and Providing for an Effective Date.

Director of Finance Joel Wright presented Ordinance No. 1169 for consideration. Mr. Wright stated this amendment addressed the end of year revenues and expenditures that were unanticipated during the original budget process.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ward to adopt Ordinance No. 1169 amending the FY 2021-2022 Operating Budget as presented. Motion passed unanimously.

ORDINANCE NO. 1169

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CANYON, TEXAS, AMENDING THE CITY'S BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022 AS ADOPTED BY ORDINANCE NO. 1142; PROVIDING FOR AN INCREASE OF EXPECTED REVENUES, EXPENDITURES, AND TRANSFER OF CERTAIN FUNDS; PROVIDING THAT PRIOR PARTS OF ORDINANCE NO. 1142 INCONSISTENT WITH OR IN CONFLICT WITH ANY OF THE PROVISIONS OF THIS ORDINANCE ARE HEREBY EXPRESSLY REPEALED TO THE EXTENT OF ANY SUCH INCONSISTENCY OR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

- Item 15. Conduct First Public Hearing 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 the first of two required public hearings for the purpose of voluntary annexation of property as requested by N&B Properties. Mr. Hester said the proposed use of the property was for a development, Myra Park.

Mayor Hinders opened the Public Hearing. There being no comments, Mayor Hinders closed the Public Hearing.

No action required, public hearing only.

ORDINANCE NO. 1168

ANNEXING TERRITORY TO THE CITY OF CANYON
N&B PROPERTIES, INC.
MYRA 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 15. Conduct Second Public Hearing 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 the second of two required public hearings for the purpose of voluntary annexation of property as requested by N&B Properties. Mr. Hester said the proposed use of the property was for a development, Myra Park.

Mayor Hinders opened the Public Hearing. There being no comments, Mayor Hinders closed the Public Hearing.

No action required, public hearing only.

ORDINANCE NO. 1168
ANNEXING TERRITORY TO THE CITY OF CANYON
N&B PROPERTIES, INC.
MYRA 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 17. Consider and Take Appropriate Action on Developers Agreement for Crestview Estates.

City Manager Joe Price presented a Developers Agreement between the City of Canyon and proposed Crestview Estates for consideration.

After discussion, Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ray to adopt the Planned Development Agreement for the Crestview Estates Subdivision and authorize the City Manager to sign the agreement. Motion carried with Commissioner Lyons abstaining.

Item 18. Discuss the Proposed Draft of the Subdivision Regulations.

Planning and Development Director Lucas Raley presented a draft of the proposed Subdivision Regulations for discussion. Mr. Raley highlighted areas the City Commission should look over and answered questions. Staff recommended the Commissioners look over the draft of the Subdivision Regulations, submit their questions to the City Manager who would provide answers and provide all questions and answers submitted to the Commission for their consideration. Mr. Raley said the current subdivision regulations have not been updated in decades and the new regulation would provide a clear process for developers and include a Developers Guide. Mr. Raley said the Regulations would be on the Agenda for the Planning and Zoning Commission to discuss January 17 and would be considered by the City Commission at a special meeting scheduled for February 6, 2023. Mr. Raley said Freese & Nichols would be presenting the regulations with the option to take action on adoption. Mayor Pro-Tem Jones commented the stakeholder meetings were very good and provided a lot of good information.

No action, informational only.

Item 19. Executive Session Pursuant to §551.071 Consultation with Attorney, §551.087 Economic Development and §551.074 Board Appointments (Construction Advisory and Appeals Board, Canyon Area Library Board, Planning and Zoning Commission, Parks Open Space and Recreation Advisory Committee, Zoning Board of Adjustment, Main Street Advisory Board).

Mayor Hinders indicated the City Commission would adjourn into Executive Session at 6:30 pm.

Item 20. Consider and Take Appropriate Action on Items Discussed in Executive Session.

Upon returning from Executive Session at 6:52 pm with the following action taken.

Commissioner Ray moved, duly seconded by Mayor Pro-Tem Jones to appoint Adriana Campos to replace expired seat of Bonnie Pendleton and to reappoint Wendy Cornelius and Raimy Doggett for another three year term to the Canyon Area Library Board. Motion carried unanimously.

Commissioner Ward moved, duly seconded Mayor Pro-Tem Jones to appoint Kara Gist to the expired seat of Lenzi Field, Helen Campsey to the expired seat of Warren Pitt, Haleigh Hudson to the expired seat of Andy Hicks, Kristin Johnson to the expired seat of Heather Friemel, and to re-appoint Maryann Hueston to serve a one-year term as Past President. Motion carried unanimously.

Mayor Pro-Tem Jones moved, duly seconded by Commissioner Ward to re-appoint Annie Miller, Deanna Porter, Larry Bedwell for another term, and to appoint Blake Henderson to the expired seat of Becky Usleton to the Parks and Recreation Board. Motion carried unanimously.

Item 21. Adjourn.

There being no further business, Mayor Pro-Tem Jones moved this meeting be adjourned at 6:55 pm.

Gary Hinders, Mayor

ATTEST:

Gretchen Mercer, City Secretary