

The City Commission of the City of Canyon met in regular session 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 Justin Richardson, Cody Jones, Roger Remlinger and Paul R. Lyons.

Also present were the following City Staff: City Manager Randy Criswell, Assistant City Manager Jon Behrens, City Secretary Gretchen Mercer, Public Works Director Dan Reese, Parks Director Brian Noel, Planning and Development Director Danny Cornelius, Water Superintendent Eric Whitten, Incoming Commissioner Randy Ray and City Attorney Chuck Hester.

Item 1. Call to Order.

Mayor Hinders called the meeting to order at 4:33 p.m.

Item 2. Invocation.

Mayor Pro-Tem Richardson gave the invocation.

Item 3. Pledge of Allegiance.

The Pledge of Allegiance was led by Commissioner Remlinger.

Item 4. Approval of Minutes of the Special Meeting of March 28, 2019.

Mayor Pro-Tem Richardson moved, duly seconded by Commissioner Jones to approve the minutes of March 28, 2019 as presented. Motion carried unanimously.

Item 5. Approval of Minutes of the Meeting of April 1, 2019.

Mayor Pro-Tem Richardson moved, duly seconded by Commissioner Jones to approve the minutes of April 1, 2019 as presented. Motion carried unanimously.

Item 6. Approval of Minutes of the Special Meeting of April 8, 2019.

Mayor Pro-Tem Richardson moved, duly seconded by Commissioner Jones to approve the minutes of April 8, 2019 as presented. Motion carried unanimously.

Item 7. Public Comment – Comments from Interested Citizens.

No comment was made.

Item 8. Comments from Mayor and Commissioners Thanking City Manager Randy Criswell for 24 Years of Service to Canyon.

Mayor Hinders commended City Manager Randy Criswell on a great job of building a great team, making it fun, all the revitalization under his supervision such as the pavilions, the entry way, quiet

zones, and his wisdom and foresight. Mayor Hinders stated he felt Randy had done a tremendous job and thanked him for his heart for the City of Canyon.

Mayor Pro-Tem Richardson agreed with all Mayor Hinders said adding the Randy is an incredible leader that values people over all else. Mayor Pro-Tem Richardson said Randy is a great role model and thanked him for being the person he is.

Commissioner Lyons stated that he came to Canyon in 1974 to attend WTSU and fell in love with Canyon. Commissioner Lyons said he started his business in 1983 and it was difficult to start a business. Commissioner Lyons stated Randy changed that culture and made it grow, businesses have been able to grow, and he didn't feel that would have happened without Randy. Commissioner Lyons stated Randy always treated him with dignity and respect and he will always appreciate that. Commissioner Lyons stated Randy gave Canyon a great future.

Commissioner Jones stated The City of Mineral Wells hit the jackpot by hiring Randy. Commissioner Jones said he has worked under Randy's management style and appreciates all Randy did for him as an employee and as a commissioner, that he appreciated his style and love of people. Commissioner Jones said he would model himself after Randy's traits as he is a good man and more of what this world needs.

Commissioner Remlinger stated he thought the world of Randy and appreciated that Randy understood the importance of the City and The Chamber to have a good bond. Commissioner Remlinger said he appreciates all Randy has done for Canyon and for him personally adding that Randy will always have a place to come home to.

City Manager Randy Criswell stated that what he does is a passion of his. Mr. Criswell said he had equal respect, admiration for all and that there is nothing more important than people. Mr. Criswell shared that when you find yourself in a position of leadership, you have to let people around you be successful, help them to be successful. Mr. Criswell thanked the City Commission for the opportunity to be successful and that it had been a true pleasure. Mr. Criswell thanked the Commission for their accolades.

Mayor Hinders closed with Randy would be missed.

Item 9. Hold Public Hearing and Consider and Take Appropriate Action on a Specific Use Permit Request by Crystal Garvin to Operate a Massage Therapy Establishment at 1 Hunsley Hills Blvd.

Planning and Development Director Danny Cornelius presented a Specific Use Permit from Crystal Garvin to operate a Massage Therapy establishment at 1 Hunsley Hills Blvd. Mr. Cornelius stated a Massage Therapy establishment is allowed as per the Summary Use Chart of the Zoning Ordinance in the RC-2 Zoning Districts by Specific Use Permits only. Mr. Cornelius stated 13 letters were sent to property owners within 200 feet with 3 responses received, all in opposition. Mr. Cornelius stated he felt there was a misunderstanding on the fact that the zoning is already for commercial use and that any business could establish itself there, but a SUP is required for a Massage Therapy establishment. After his conversation he said the person felt better. Mr.

Cornelius stated since more than 20% of the land owners were in opposition it would take a super majority of the City Commission to approve the request. Mr. Cornelius stated the Planning and Zoning Commission voted unanimously to recommend the request for approval to the City Commission.

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

Commissioner Lyons asked Ms. Garvin to share her story of what brought her to Canyon. Mr. Garvin shared that after the loss of her husband two years ago, she felt it was a good move to move to Canyon and start over.

After discussion, Commissioner Jones moved, duly seconded by Commissioner Remlinger to approve the Specific Use Permit as recommended by the Canyon Planning and Zoning Commission. Motion carried unanimously.

Item 10. Consider and Take Appropriate Action on Ordinance No. 1104, an Ordinance of the City of Canyon, Texas, Adopting a Water Conservation Plan in Compliance with the Requirements of the Texas Water Code and the TCEQ.

Public Works Director Dan Reese presented Ordinance No. 1104 for consideration. Mr. Reese stated in 2007 the Texas Legislature amended the Texas Water Code to require public water systems serving 3,300 connections or more to submit a water conservation plan to the Texas Water Development Board. Mr. Reese stated Canyon's original water conservation plan was adopted in 2009 by Ordinance No. 889. Mr. Reese said the regulations require an update every 5 years, so the plan was last updated in 2014 bringing us to the required 5 year update for 2019. Mr. Reese stated all the minimum requirements are met in the plan.

Mayor Hinders stated he would like to have a work session in the future on the status of wells, landscape ordinances, growth and number of lawns with sprinkler systems.

After discussion, Commissioner Remlinger moved, duly seconded by Commissioner Jones to adopt Ordinance No. 1104, approving the updated water conservation plan for the City of Canyon. Motion carried unanimously.

Item 11. Consider and Take Appropriate Action on Proposed AMBUCS Playground at Conner Park.

Parks Director Brian Noel presented a proposal for a playground at Conner Park. Mr. Noel stated the CAP was entering its 3<sup>rd</sup> year of operation and there was a need for replacing the playground at Conner Park that the current playground is in need of resurfacing and updating of equipment. Mr. Noel said he had met with AMBUCS and they expressed a desire to work with the City of Canyon to build an all-inclusive playground at Conner Park. Mr. Noel said there have since been several meetings with AMBUCS choosing a design that includes approximately 9,000 sf of play area for all children can enjoy and will work well with Canyon's park needs. Mr. Noel said Conner Park was chosen due to its location, handicap accessibility, being away from school traffic and

allowing for ample parking in sharing the CAP parking lot. Mr. Noel Stated the AMBUCS group has a strong passion for these projects and has expressed interest in being the fundraising arm for this playground project including raising all the funds through donations and grants from the Canyon and Amarillo Area. Mr. Noel said the timeline to raise funds could take a full year. Mr. Noel said the Parks and Recreation Committee has considered the AMBUCS Park and they support moving forward.

After discussion, Commissioner Remlinger moved, duly seconded by Commissioner Jones to direct staff to move forward with the engineering part of the playground site to get cost estimates of the playground and required site preparation so fundraising plans can be finalized with AMBUCS. Motion carried unanimously.

Item 12. Executive Session Pursuant to §551.074 Regarding Personnel Matters (City Manager) and §551.071 Consultation with Attorney.

Mayor Hinders indicated the Commission would adjourn into Executive Session at 5:21 pm.

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

Upon returning from Executive Session at 7:16 pm, the following action was taken.

Commissioner Remlinger moved, duly seconded by Commissioner Jones to pay Interim City Manager Jon Behrens a stipend of \$2,500 per month through the time he serves as Interim City Manager. Motion carried unanimously.

Item 14. Adjourn.

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

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Gary Hinders, Mayor

ATTEST:

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Gretchen Mercer, City Secretary