STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 8th day of January 2013, the Amarillo City Commission met at 1:30 p.m. at City Hall on the third floor in Room 303 in the Conference Room for review of agenda items, and consideration of future agenda items.

The City Commission met at 3:00 p.m. in regular session in the Commission Chamber located on the third floor of City Hall at 509 E. 7th Avenue, with the following members present:

PAUL HARPOLE	MAYOR
ELLEN ROBERTSON GREEN	COMMISSIONER NO. 1
BRIAN EADES	COMMISSIONER NO. 2
LILIA ESCAJEDA	COMMISSIONER NO. 3
JIM SIMMS	COMMISSIONER NO. 4

Absent were none. Also in attendance were the following administrative officials:

JARRETT ATKINSON	CITY MANAGER
VICKI COVEY	ASSISTANT CITY MANAGER
MARCUS NORRIS	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Kevin Deckard, Polk Street United Methodist Church. Mayor Harpole led the audience in the Pledge of Allegiance.

Mayor Harpole established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

ITEM 1: Mayor Harpole presented the minutes of January 2, 2013. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance amending Chapter 16-3, Section 16-3-1002 (Schedule B) changing the maximum speed limit on North Coulter Street. The change extends the present 35 mph speed limit starting on Tascosa Road to White Poplar north to Jersey Elm. The remaining segment of North Coulter Street from Jersey Elm north to Loop 335 will be 45 mph. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7386

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE MUNICIPAL CODE OF THE CITY OF AMARILLO, CHAPTER16-3, ARTICLE XXI, SECTION 16-3-1002, CHANGING THE MAXIMUM SPEED LIMIT ON A SEGMENT OF NORTH COULTER STREET; PROVIDING FOR SEVERABILITY, REPEALER, PENALTY, PUBLICATION AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioners Green, Eades, Escajeda and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 3: Mayor Harpole presented an ordinance vacating of a 20 foot alley, in Block 338, Holland's Addition, in Section 156, Block 2, AB&M Survey, Potter County, in the vicinity of Southeast 3rd Avenue and South Arthur Street. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7387

AN ORDINANCE OF THE CITY OF AMARILLO DETERMINING LACK OF PUBLIC NECESSITY FOR AN ALLEY IN THE VICINITY OF SOUTHEAST THIRD AVENUE AND ARTHUR STREET, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED RIGHT-OF-WAY SAVE AND EXCEPT CREATION OF A UTILITY AND DRAINAGE EASEMENT; PROVIDNG AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

Voting AYE were Mayor Harpole, Commissioners Green, Eades, Escajeda and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 4: Mayor Harpole presented a resolution to conduct a public hearing on and considers the removal of a substandard structure located at 304 North Prospect Street. Motion was made by Commissioner Green, seconded by Commissioner Simms, that the following captioned resolution be passed:

RESOLUTION NO. 01-08-13-1

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS; PROVIDING FOR FILING OF LIENS; PROVIDING A REPEALER CLAUSE; PROVIDING SEVERANCE CLAUSE; PROVIDING EFFECTIVE DATE.

Scott McDonald, Building Official was sworn in and stated the property at 1712 North Hughes Street had been abandon for nine years. There have been no applications for permits to abate the property. Commission Simms stated new State law allowed the condemnation process to move more rapidly, and he encouraged people to come forward with other properties. Byron Miles, 611 Carnegie, stated he lived adjacent to this property and wished the process was more streamlined.

Voting AYE were Mayor Harpole, Commissioners Green, Eades, Escajeda and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 5: Mayor Harpole presented a resolution to conduct a public hearing on and considers the removal of a substandard structure located at 1712 North Hughes Street. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, that the following captioned resolution be passed:

RESOLUTION NO. 01-08-13-2

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS; PROVIDING FOR FILING OF LIENS; PROVIDING A REPEALER CLAUSE; PROVIDING SEVERANCE CLAUSE; PROVIDING EFFECTIVE DATE

Scott McDonald, Building Official was sworn in and stated the property at 1724 North Hughes Street had been abandon for four years. There have been no applications for permits to abate the property.

Voting AYE were Mayor Harpole, Commissioners Green, Eades, Escajeda and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 6: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Commissioner Escajeda, seconded by Commissioner Simms, to approve Items A-C and E, the motion carried by a 5:0 vote of the Commission. Motion was made by Commissioner Green, seconded by Commissioner Simms, to approve Item D, AGAINST was Commissioner Eades; the motion carried by a 4:0:1 of the Commission, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

A. Purchase – Liquid Ferrous Chloride:
Award to low responsive bidder: PENCCO, Inc. -- $102,600.00

This item approves the annual contract for the purchase of liquid ferrous chloride. This chemical is used by the City Wastewater Collection Department to help control odors in the system. The annual contract is for approximately 180,000 pounds of product delivered in a liquid form. Funding for this purchase is in the approved FY 2012-13 Wastewater Collection Department operating budget.

B. Purchase – Computer Hardware:
Award on Department of Information Resources (DIR) Cooperative Purchasing Contract: Dell -- $92,828.50

This item approves the purchase of a variety of replacement computer equipment and hardware including two minitower workstations, 80 desktop computers, two tablet computers, and eight new desktop scanners for records management. Funding for the purchase is available in the Information Technology Department's approved capital improvement project budgets for Infrastructure and Support Hardware.

C. Approval - Tax Abatement Agreement for Bell Helicopter Textron, Inc.:
This item approves a Tax Abatement Agreement with Bell Helicopter Textron, Inc., granting a ten (10) year abatement of 100% of the eligible City property taxes for the construction of Bell's newest military assembly center. The proposed project is a 249,000 square foot facility at an estimated construction cost of $28 million. The project is anticipated to be complete in April 2013 and is located in the City of Amarillo's newest Tax Abatement Reinvestment Zone Number 8.

D. Approval – Amendment to Automated Red Light Program Service Contract and Right of Way Use Contract:
The item amends the contract with American Traffic Solutions (ATS) modifying the intersection locations at the following approaches and provides notice to proceed with installation of the cameras. The locations were recommended by the Amarillo Citizens Advisory Committee on October 31, 2012. The Texas Department of Transportation (TXDOT) has approved the additional locations and authorized an amendment to the Municipal Maintenance Agreement between the City of Amarillo and TXDOT.

Remove Pierce Street at SE 3rd Ave, southbound approach
Replace with Amarillo Boulevard at Tascosa Road, northbound approach
Add Amarillo Boulevard at Fillmore Street, westbound approach
Add Amarillo Boulevard at Pierce Street, westbound approach
Add South Taylor Street/US287 at SE 10th Ave, southbound approach

E. Dedications and Acceptances:
1) Dedication of a 15 foot drainage easement in Section 40, Block 9, BS&F Survey, Randall, County, in the vicinity of Hillside Road and Coulter Street, to channel watershed from the Colonies Subdivision to Hillside Road.

2) Dedication of a 0.46 acre public ingress/egress easement in Section 40, Block 9, BS&F Survey, Randall County, in the vicinity of Hillside Road and Coulter Street to provide emergency response vehicles unencumbered access to Barrington Court.

3) Dedication of a Common Area related to the Greenways at Hillside Public Improvement District, Lot 7, Block 6, The Greenways at Hillside Unit No. 27, Section 39, Block 9, BS&F survey, Randall County.

Mayor Harpole announced that this is the end of the regular agenda, but time is reserved to hear any citizen concerning matters pertaining to City policies, programs or services. The public forum is set under the Open Meetings Act and that during the public forum the City Commission can respond with a statement of fact, a statement of

city policy or decide whether to place an item on a future agenda.

Robert Taliaferro, 4400 S.W. 3rd Avenue, appeared and inquired as to the policies and procedures of the commission meetings, and further stated he believed he was due a public apology. He further stated that Commission Green had called some people trying to get them to encourage him to back-off. Commission Simms stated he had spoke of the recent security precautions a few weeks ago. He further added the extra protection was for the audience as well as the Commission's protection. David Kossey, 1014 Cimarron, Canyon, inquired as to how the police officers were protecting the public without a controlled access. Mr. Kossey also asked for a definition of official capacity. Mayor Harpole stated everyone has the ability to use a cell phone in the event of an emergency situation. David Waldrop, 5014 Fannin, stated he had recently written a letter to the editor concerning the cell phone ban. He further stated he would attempt to obtain an injunction to stop the enforcement of the ordinance. There were no further comments.

Mayor Harpole advised that the meeting was adjourned and the Commission would return to Closed Session.

ATTEST:

Frances Hibbs

Frances Hibbs, City Secretary

Paul Harpole, Mayor