

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 12th day of January 2016, the Amarillo City Council met at 3:00 p.m. for work session and at 5:00 p.m. for the regular session both held in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE  
ELISHA L. DEMERSON  
BRIAN J. EADES  
RANDY BURKETT  
MARK NAIR

MAYOR  
COUNCILMEMBER NO. 1  
COUNCILMEMBER NO. 2  
COUNCILMEMBER NO. 3  
COUNCILMEMBER NO. 4

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

TERRY CHILDERS  
WILLIAM MCKAMIE  
KELLEY SHAW  
FRANCES HIBBS

INTERIM CITY MANAGER  
INTERIM CITY ATTORNEY  
PLANNING DIRECTOR  
CITY SECRETARY

The invocation was given by Keith Grays. 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 for January 5, 2016. Motion was made by Councilmember Demerson to approve the minutes; motion was seconded by Councilmember Burkett, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole presented a resolution honoring the services of City employee Jimmy Michael Stover, Sr. City Council unanimously approved the following captioned resolution:

RESOLUTION NO. 01-12-16-1  
A RESOLUTION HONORING CITY EMPLOYEE JIMMY MICHAEL  
STOVER, SR.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3: Mayor Harpole presented an ordinance amending the Amarillo Municipal Code, Chapter 8-5 to amend procedures and definitions, adopt regulations and set fees for public swimming pools and spas and other water facilities to include the issuance of permits and conduct of inspections. Andrew Holley, 4302 Southwest 51 Avenue, stated the fees needed to be more definite on whether they cover the cost of the services. Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7575  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO,  
TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-  
5, ARTICLE I, TO ADD NEW DEFINITIONS, ADOPT STATE LAW FOR  
PUBLIC SWIMMING POOLS AND SPAS, RE-ORDER OF SOME  
EXISTING PROVISIONS; ARTICLE IV, TO AMEND THE PROCEDURES  
FOR PERMIT SUSPENSIONS, APPEALS, AND PERMIT DISPLAY;  
CLARIFYING CERTAIN RESTAURANT AND ON-SITE SEPTIC RULES;  
AND AMENDING FEE SCHEDULE; PROVIDING FOR SEVERABILITY;  
PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF  
PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION

AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 4: Mayor Harpole presented an ordinance rezoning 1.12 acre tract of land out of Block 8, Lawrence Park Addition Unit No. 4, in Section 227, Block 2, AB&M Survey, Randall County, to change from Planned Development District 144 to Light Commercial District, in the vicinity of Mockingbird Lane and Georgia Street. Motion was made by Councilmember Nair, seconded by Councilmember Demerson, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7576

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF MOCKINGBIRD LANE AND GEORGIA STREET, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 5: Mayor Harpole presented an ordinance rezoning 6.62 acre tract of land in Section 39, Block 9, BS&F Survey, Randall County, to change from Multiple Family District 1 to General Retail District and Office 1 District, in the vicinity of Soncy Road/Loop 335 and Hillside Road. Motion was made by Councilmember Nair, seconded by Councilmember Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7577

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF SONCY ROAD/LOOP 335 AND HILLSIDE ROAD, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 6: Mayor Harpole stated this item needed to be struck from the agenda.

ITEM 7: Mayor Harpole presented a resolution setting the date and time for a public hearing on February 2, 2016, at 5:00 p.m. to determine if the properties at 113 Northeast 12<sup>th</sup> Avenue, 3909 Southeast 12<sup>th</sup> Avenue and 402 South Tennessee Street constitutes public nuisances and thereby declared as dangerous structures. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing. Motion was made by Councilmember Eades, seconded by Councilmember Demerson, that the following captioned resolution be passed:

RESOLUTION NO. 01-12-16-2

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTE A PUBLIC NUISANCE AT THE LOCATION(S) STATED; PROVIDING FOR NOTICE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 8: Mayor Harpole advised that appointments are needed for certain boards and commissions. Motion was made by Councilmember Burkett, seconded by Councilmember Eades and unanimously carried to appoint Bruce Moseley to replace

Doug Hammett on the Advisory Commission for People with Disabilities, such term to expire March 1, 2017; to reappoint to the Bi-City County Health District, Kevin W. Hawkins, such term to expire January 31, 2019; to appoint to the Planning and Zoning Commission, Bowden Jones to replace Dean Bedwell, such term to expire May 15, 2018; and to appoint to the Zoning Board of Adjustment, Claudia Stuart and Matthew Taven to replace Barry Lunch and Matt Tomas, to reappoint Ryan Brewster, such terms to expire September 1, 2017.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; voting NO were none; the motion carried by a 5:0 vote of the Council.

**ITEM 9:** Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. James Allen, Community Development Administrator, stated Item 9B, was a reconstruction project. The current substandard structure will be demolished because it cannot be rehabilitated. Motion was made by Councilmember Burkett to approve the consent agenda, seconded by Councilmember Demerson.

- A. Award – Pre Fabricated Restroom Building:  
Award to lowest responsive bidder: CXT Incorporated -- \$51,538.02

This item approves the purchase and installation of a pre-fabricated 500 square foot restroom building for the Medical Center Park play area. The restroom will be ADA accessible, fully equipped and will include ADA drinking fountains. Funding for this purchase is available in the approved Department Capital Improvements Budget in the Amarillo Athletic Complex and Park Restroom Replacements account.

- B. Award -- Single Family Home Construction:  
Award to lowest responsive bidder: Arnett Homes, Inc. -- \$148,900.00

This item approves the construction of a new single family home at 4849 Mountain Drive. The homeowner has qualified for assistance as a low and moderate income household. Funding for the project is in the approved Department budget as provided by the Department of Housing and Urban Development – HOME Investment Partnership Program.

- C. Award – Amarillo and Airport Police Uniforms:  
Award to lowest responsive bidder: Nardis Public Safety -- \$62,116.22

This item approves the purchase of uniforms for both the Amarillo and Airport Police Departments. The uniforms are stocked at the Police Department as inventory and distributed to officers as replacements for worn-out uniforms and issued to new officers. Funding for this purchase is in the approved Department budget in the quartermaster inventory account.

- D. Approval – Replacement and Extension of Sanitary Sewer Mains:  
Award to lowest responsive bidder: Amarillo Utility Contractors, Inc. -- \$317,920.14

This item replaces the sewer main south of 34<sup>th</sup> Avenue and Grand Street and extends the main at Ross Rogers Golf Course located at 722 Northwest 24<sup>th</sup> Avenue and Jefferson Street. Funding for this project is in the approved Department budget in the sanitary sewer replacement and extension accounts.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

Mayor Harpole announced that this is the end of the regular agenda, but this time is reserved to hear from any citizen concerning matters pertaining to City policies, programs or services not on today's agenda. The public forum is set under the Open Meetings Act and that during the public forum the City Council can respond with a statement of fact, a statement of City policy or decide whether to place an item on a future agenda.

H. R. Kelly, 2301 Judy Street, encouraged Council to fully support DAI. Allen Finegold, 2601 North Grand Street, read from an article in today's paper on the CRMWA pipe blowout and the need for the City to do a complete survey of all storm sewers, water mains and sanitary sewers. Carolyn Thornton, 4101 Southwest 45<sup>th</sup> Avenue, offered her support for DAI. Alan Abraham, 7205 Southwest 35<sup>th</sup> Avenue, stated he appreciated the Council opening up the conversation on DAI. He further encouraged the Council to give DAI serious thought. James Schenek, 6216 Gainborough Street, stated the need for DAI to fund themselves and to bring the projects in-house. Andrew Holley, 4302 Southwest 51<sup>st</sup> Avenue, stated he was concerned that citizens are afraid to call Building Safety because of the need to have permits and the threat of having their houses torn down. Verlinda Watson, 904 North Lincoln Street, stated the City has an application process whereby they can help people repair their homes.

Laura Hankins, Commercial Real Estate, 45<sup>th</sup> Avenue, stated she supports Melissa Dailey and DAI. She has been working with working with developers and they consider the demographics along with the work of the Council. Keith Grays, 2322 Northwest 11 Avenue, stated he also supports DAI and the Council should continue their funding.

Mayor Harpole recognized a Boy Scout in audience.

Cindi Bulla, 1400 Reagan Court, stated the Council should consider the net gain of DAI and that the revitalization of downtown is an important component. Kit Rudd, stated the Council cannot ignore the homeless ordinance and it needs to be a priority because there are not enough shelters for the homeless. There were no further comments.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:

  
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Frances Hibbs, City Secretary

  
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Paul Harpole, Mayor