

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 22nd day of March 2016, the Amarillo City Council met at 3:00 p.m. for a work session, executive session, and the regular session held at 5:00 p.m. in the Council Conference Room and Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE	MAYOR
ELISHA L. DEMERSON	COUNCILMEMBER NO. 1
BRIAN J. EADES	COUNCILMEMBER NO. 2
RANDY BURKETT	COUNCILMEMBER NO. 3
MARK NAIR	COUNCILMEMBER NO. 4

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

TERRY CHILDERS	INTERIM CITY MANAGER
MICK MCKAMIE	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Leah Fort, Worship Pastor at Amarillo First Nazarene 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 for March 15, 2016. Motion was made by Councilmember Demerson to approve the minutes; motion was seconded by Councilmember Eades, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance rezoning a 3.80 acre tract of land in Section 63, Block 9, BS&F Survey, Randall County, Texas, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District, Planned Development District 373A, and Planned Development 373B to amended planned development for indoor recreational use, in the vicinity of Chatham Square and McKenna Square. This item was recommended for approval by a 5:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7591

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 CHATHAM SQUARE AND MCKENNA SQUARE, 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 3: Mayor Harpole presented an ordinance rezoning a 39.68 acre tract of unplatted land in Section 153 and 172, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Light Industrial District. This item was recommended for approval by a 5:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7592

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 SOUTHEAST 34TH AVENUE AND TRADEWIND 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 4: Mayor Harpole presented an ordinance rezoning of a 37.39 acre tract of land out of Section 65, Block 9, BS&F Survey, Randall County, Texas, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District to Residential District 2, in the vicinity of Soncy Road/Loop 335 and Heritage Hills Parkway. This item was recommended for approval by a 5:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Burkett, seconded by Councilmember Nair, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7593

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 HERITAGE HILLS PARKWAY, 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 Lot 7, Block 38, Grandview Addition Unit No. 11, Section 139, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Residential District 1 to Residential District 1 with a Specific Use Permit for a carport. This item was recommended for approval by a 5:0 vote of the Planning and Zoning Commission. Councilmember Nair inquired about the number of carport rezonings. Mr. Shaw stated in order to put up a carport you have to be in front of your building line. To go past the line requires a rezoning and allows neighbors to comment. Motion was made by Councilmember Demerson, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7594

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 SOUTHEAST 34TH AVENUE AND BRONWING 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 6: Mayor Harpole presented an ordinance rezoning a 1.49 acre tract of land in Section 65, Block 9, BS&F Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to General Retail District. This item was recommended for approval by a 5:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Eades, seconded by Councilmember Demerson, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7595

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 HERITAGE HILLS PARKWAY, 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 7: Mayor Harpole presented a resolution setting the date and time for public hearings on April 5, 2016, at 5:00 p.m. to determine if the properties at 113 Northeast 12th Avenue and 827 North Apache Street constitute 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 Demerson, seconded by Councilmember Burkett, that the following captioned resolution be passed:

RESOLUTION NO. 03-22-16-1

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: Mr. Childers stated the Council previously expressed that one of their priority initiatives was community appearance. Citizens in the community have also expressed their concerns on the community's appearance. City Council has also expressed an interest in the salvage yards operations in the community. Scott McDonald, Director, presented to the Council the Community Appearance Initiative and a proposed ordinance amending the regulation of junkyards, automotive wrecking and salvage yards, recycling businesses and scrap tires.

Councilmember Nair expressed concerns about having conversations with the business owners to understand their point of view. Councilmember Eades inquired if the City could offer rewards for the arrest and conviction of people dumping scrap tires. Mr. McKamie replied it would be legal. Councilmember Demerson inquired if the objection was to penalize or to beautify the community. He suggested a place where people could take the tires. Mr. McDonald stated the majority of the tires are from people picking them up from businesses and then dumping them. He further stated all the tires could not be taken to the landfill. Mr. Childers stated they would begin with the community engagement process and hear from the business owners and then come back to Council with specific thoughts and ideas for specific programs.

Shawn Bullard, 3801 Paramount Street, stated he did not like the homeless being included in the community appearance. Greg Dankworth, 5510 Cpt. Augustus McCrea Trail, Scrap Processing Co., agreed with beautifying where it is feasible. He also preferred the name scrap yard and not junk yard. Steve Fisk, Interim Solid Waste Superintendent, 6009 Hampton Drive, stated the City gets many calls regarding tires that have been dumped. He further stated that TECQ had regulations on the amount of tires on the ground at the landfill and something needs to be done to get the problem resolved. Councilmember Demerson stated the tire issue should be single issue, separate from the scrap yards.

ITEM 9: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Mayor Harpole did inquire as how the items in Item E were related. Mr. Hartman stated the water plants operate as mini waste water treatment plants and are permitted by TECQ regulations. Motion was made by Councilmember Nair to approve the consent agenda, seconded by Councilmember Eades.

- A. Award – Paving of Hillside Road from Soncy Road to Helium Road:
Holmes Construction Company, L.P. -- \$1,399,054.71

This item is to approve the contract for the paving of Hillside Road beginning just east of Soncy Road and extending west to Helium Road. This proposed project will consist of the widening and construction of the road surface. Funding for this project is available in the approved Capital Improvement Project Budget for the Capital Projects & Development Engineering Department.

- B. Purchase – Toughbook Computer Hardware:
Award on Texas Department of Information Resources (DIR) Cooperative Purchasing Contract to Austin Ribbon and Computer Supplies, Inc. -- \$78,505.02

This item approves the purchase of eighteen (18) Panasonic CF-31 Toughbook laptop computers and associated components with enhanced memory and theft management/security capabilities. These mobile, in-car computers are scheduled replacements for existing public safety units that have reached their useable lifespan. Funding for this purchase is available in the approved Information Technology public safety budget.

- C. Approval -- Change Order One (1) – Job# 560020: Martin Road Lake Drainage Improvements:

Original Contract:	\$ 4,000,330.25
Previous Change Orders:	\$ 0.00
Current Change Order:	\$57,000.00
Total of Change Orders:	\$57,000.00
Revised Contract:	\$4,057,330.25

This item approves Change Order No. 1 to the contract with D. E. Rice Construction Company, Inc. for additional work required on the project.

- D. Approval – Professional Services Agreement – Addendum #2 Engineering Services - Project #521725 Arden Road Pipeline and Pump Station Improvements:
HDR Engineering, Inc.

This item approves Addendum #2 to a June 5, 2013 Agreement for Engineering Services to perform additional engineering services to cover daily construction observation, reports and monitor compliance with the contract to meet the requirements of the Texas Water Development Board Drinking Water State Revolving Fund Loan Program (DWSRF). This addendum provides for the continuation of services by HDR, Inc. at a cost not-to-exceed \$198,000.00.

- E. Approval – Professional Services Agreement – Addendum #1 Engineering Services - Project #520985 Hollywood Rd WWTP Sludge Dewatering & Project #521621 Osage WTP Lagoon Solids Dewatering:
CDM Smith, Inc.

This item approves Addendum #1 to a May 20, 2014 Agreement for Engineering Services to perform additional engineering services. This addendum provides for the continuation of services by CDM Smith, Inc. at a cost not-to-exceed \$10,200.00.


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.


James Schenek, 6216 Gainsborough Street, stated the importance of conflict of interest on city boards. Andrews Holley, 4302 West 51st Avenue, stated the importance of respecting and not infringing upon the rights of property owners. There were no further comments.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor