

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 13th day of January 2015, the Amarillo City Council 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 Council met at 3:00 p.m. in regular session in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE  
ELLEN ROBERTSON GREEN  
BRIAN EADES  
LILIA ESCAJEDA  
RONALD BOYD

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

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

JARRETT ATKINSON  
VICKI COVEY  
MARCUS NORRIS  
KELLEY SHAW  
FRANCES HIBBS

CITY MANAGER  
DEPUTY CITY MANAGER  
CITY ATTORNEY  
PLANNING DIRECTOR  
CITY SECRETARY

The invocation was given by Kevin Deckard, Polk Street United Methodist Church. Mayor Harpole also 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 6, 2015. Motion was made by Councilmember Boyd; motion was seconded by Councilmember Escajeda, and unanimously carried, to approve the minutes.

**ITEM 2:** Mayor Harpole presented an ordinance to amend Chapter 8-2, of the Amarillo Municipal Code to provide for a nuisance and an additional offense for failure to comply with requirements for dangerous animals and providing for seizure procedures and disposition of a dangerous animal. This ordinance is recommended for approval by the Animal Management & Welfare Board. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

**ORDINANCE NO. 7502**

AN ORDINANCE OF THE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-2, ARTICLE I, SECTION 8-2-5 AND SECTION 8-2-10, PROVIDING FOR A NUISANCE AND AN ADDITION OFFENSE FOR FAILURE TO COMPLY WITH REQUIREMENTS FOR DANGEROUS ANIMALS, AND PROVIDING FOR SEIZURE PROCEDURES AND DISPOSITION OF A DANGEROUS ANIMAL; 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 Green, Eades, Escajeda and Boyd; voting NO were none; the motion carried by a 5:0 vote of the Council.

**ITEM 3:** Mayor Harpole presented an ordinance changing the zoning of a 2.36 acre tract of land, all in Section 30, Block 9, BS&F Survey, Randall County, from Planned Development District 331 to Moderate Density District, in the vicinity of Bell Street and Hyde Parkway. Motion was made by Councilmember Eades, seconded by Councilmember Green, that the following captioned ordinance be passed on second

and final reading:

**ORDINANCE NO. 7501**

**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 BELL STREET AND HYDE PARKWAY, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

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

**ITEM 4:** Mayor Harpole presented a resolution calls the regular municipal election to be held on May 9, 2015. The election will be for the offices of Mayor, Councilmember Place 1, Councilmember Place 2, Councilmember Place 3, and Councilmember Place 4. Motion was made by Councilmember Green, seconded by Councilmember Boyd, that the following captioned resolution be passed:

**RESOLUTION NO. 01-13-15-1**

**A RESOLUTION OF THE AMARILLO CITY COUNCIL: ORDERING THE REGULAR MUNICIPAL ELECTION OF THE CITY OF AMARILLO, TEXAS, TO BE CONDUCTED ON MAY 9, 2015 IN THE CITY OF AMARILLO, TEXAS, AS A JOINT ELECTION WITH ONE OR MORE OTHER ENTITIES; DESIGNATING POLLING PLACES AND VOTE CENTERS; DESIGNATING JUNE 13, 2015 AS THE RUN-OFF ELECTION DATE; AND PROVIDING FOR THE CONDUCT OF SUCH ELECTION, EARLY VOTING, PAYMENT OF ELECTION EXPENSES; PROVIDING OTHER ADMINISTRATIVE CLAUSES.**

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; the motion carried by a 5:0 vote of the Council.

**ITEM 5:** Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 2810 San Jacinto Avenue. Motion was made by Councilmember Boyd to select Options ii and v, seconded by Councilmember Escajeda, that the following captioned resolution be passed:

**RESOLUTION NO. 01-13-15-2**

**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. Mr. McDonald stated the property at 2810 San Jacinto Avenue has been vacant since June 2001. There have been no applications for permits to abate the nuisance. The property was originally posted with a condemnation placard on December 19, 2014. The property is a nuisance to the community and creates an unsafe environment. There are \$528.09 current taxes due on the property and there are \$2,491.59 delinquent taxes due for years 2010-2013. There has been no water service since June 2001. The City has liens on the property in the amount of \$784.81.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; the motion carried by a 5:0 vote of the Council.

**ITEM 6:** Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 810 Florida Street. Mayor Harpole stated this item has been withdrawn:

**RESOLUTION NO. 01-13-15**

**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.

**ITEM 7:** Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 312 North Pierce Street (Rear). Mayor Harpole stated this item has been withdrawn:

**RESOLUTION NO. 01-13-15**

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.

**ITEM 8:** Mayor Harpole advised that an appointment is needed for a certain board and commission. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, and unanimously carried to reappoint to the Animal Management & Welfare Board, Sunny Hodge-Campbell (Humane Society appointment) and Brooke Reeves (City appointment) such terms to expire 01/12/2017; to reappoint to the Board of Hospital Managers, Mark Logsdon, Smith Ellis, and Chuck Speed such terms to expire 10/01/2016; to appoint to the Convention and Visitors Council, Jeff Bara to replace Kris Miller such term to expire 09/30/2016; and to reappoint to the Zoning Board of Adjustment, Farrah Mansfield and Larry Mills such terms to expire 09/01/2017.

Voting AYE were Mayor Harpole, Councilmembers Boyd, Green, Eades and Escajeda abstained; 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. Mr. Atkinson stated Item A was the purchase of a little over 5,000 acres of water rights. These water rights are funded through the water rights account and they continue to build a solid block of water rights and protection for the future. Mr. Atkinson explained that Item C will eliminate the Austin Park lift station and the 42" lines will be buried under Georgia Street through micro-tunneling. He further stated there would be minor traffic interruptions on Georgia Street and construction would begin in approximately 60 days. Motion was made by Councilmember Eades to approve the consent agenda, motion was seconded by Councilmember Green, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. **Purchase – Groundwater Rights – Roberts and Ochiltree Counties:**  
 Parties: City of Amarillo and Mc Cattle Company and M&D McLain Family  
 Property: Approximately 5,020 acres +/-  
 Estimated Purchase Price: \$1,506,000  
 Terms and Conditions: As Noted

This item is the purchase contract for approximately 5,020 acres +/- of groundwater rights located in Roberts and Ochiltree Counties. These groundwater rights are located in and among existing groundwater rights owned by the City and will provide both additional water for the future of Amarillo and for future regulatory compliance. The final purchase price will be based on the actual amount of water (saturated thickness) available as determined by a licensed hydrologist in accordance with the negotiated terms of the contract. The purchase includes the necessary easement rights for future development of the groundwater rights. Funding for this purchase is available from the City's Water Rights Account.

- B. **Approval – Agreement for Hydrological Engineering Services:**  
 Lee Wilson & Associates, Inc.  
 Maximum not to exceed fee of – \$116,437.00

This agreement shall provide for Hydrological Engineering Services associated with the investigation of certain areas of Roberts and Ochiltree

Counties subject to the purchase contract above to assess quantity and quality of groundwater occurring under the indicated sections of land. Funding for the contract is available from the City Water Rights Account.

- C. Award – Georgia Street Interceptor:  
Award to low responsive bidder: Spiess Construction Co. Inc. -- \$4,889,331.00

This item awards a construction contract for the extension of the existing 42 inch sewer line in Georgia Street from south of Wolflin Avenue to Southwest 26<sup>th</sup> Avenue and the removal and installation of a 36-inch sewer line in Southwest 28<sup>th</sup> Avenue from Wimberly Road to Crockett Street. The Engineer's estimate of the project cost was \$8,426,000. This is a new wastewater collection project and is funded from a grant and loan from the Texas Water Development Board (TWDB).

- D. Award – Fire Hydrant Annual Supply Contract:  
Award to low responsive bidder: K W Sharp, Inc. -- \$67,980.00

This item is the annual purchase of fire hydrants. The proposed supply contract is for fifty (50) hydrants, which will be used both for system expansion and for replacement of non-serviceable units. The bid price is a 1.82% increase from last year. Funding for this purchase is in the approved FY 2015-16 Central Stores Department Operating budget.

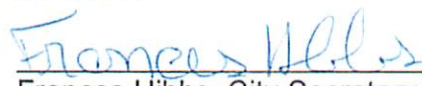
- E. Approval –Traffic Signal Installation Participation Agreement:  
Wal-Mart Real Estate Business Trust


This item approves a traffic signal installation participation agreement with Wal-Mart Real Estate Business Trust for the design and installation of a new traffic signal on Coulter Street at Arden Road. Wal-Mart will fund the construction costs 70%/30% with the City, plus Wal-Mart will pay for the signal design costs. Wal-Mart's commitment is limited to \$125,000.00.

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 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. There were no comments.

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

ATTEST:

  
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Frances Hibbs, City Secretary

  
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Paul Harpole, Mayor