

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 21st day of April 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	MAYOR
ELLEN ROBERTSON GREEN	COUNCILMEMBER NO. 1
BRIAN EADES	COUNCILMEMBER NO. 2
LILIA ESCAJEDA	COUNCILMEMBER NO. 3
RONALD BOYD	COUNCILMEMBER NO. 4

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

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

The invocation was given by Gene Shelburne, Anna Street Church of Christ. Mayor Harpole led the audience in the Pledge of Allegiance.

Proclamations were presented for: "Beta Sigma Phi Week" and "National Safe Digging Month."

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 April 14, 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 changing the zoning of a 77.49 acre tract of land in Section 63, Block 9, BS&F Survey, Randall County, from Planned Development District 373 to Amended Planned Development District 373A, in the vicinity of Hillside Road and Time Square Boulevard for allowing on-premise primary use, sales and service of alcohol. This is recommended for approval by a 7:0 vote of the Planning and Zoning Commission. Kelley Shaw stated the on-premises zoning was for four (4) specific areas. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7526

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 HILLSIDE ROAD AND TIME SQUARE BOULEVARD, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Boyd, Eades, Escajeda and Green; 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 Lot 24 and the north half of Lot 23, Block 224, Plemons Addition, in Section 170, Block 2, AB&M Survey, Potter County, from Planned Development District 130 to Amended Planned

Development District, in the vicinity of Southwest 16th Avenue and Van Buren Street for an industrial laundry service. This is recommended for approval by a 7:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Eades, seconded by Councilmember Green, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7527

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 SOUTHWEST SIXTEENTH AVENUE AND VAN BUREN STREET, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 4: Mayor Harpole presented an ordinance changing the zoning of a 0.12 and a 0.29 acre tract of land to change from Agricultural District and Residential District 3, respectively, to Residential District 1 and a 0.44 acre tract of land to change from Agricultural District and Residential District 1 to Residential District 3, all in Section 40, Block 9; rezoning of a 4.22 acre tract of unplatted land in Section 64, Block 9, BS&F Survey, Randall County, from Agricultural District to Residential District 2, in the vicinity of Patriot Drive and Wesley Road. This is recommended for approval by a 7:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Green, seconded by Councilmember Boyd, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7528

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 PATRIOT DRIVE AND WESLEY ROAD, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 5: Mayor Harpole presented an ordinance changing the zoning of a 4.22 acre tract of unplatted land in Section 64, Block 9, BS&F Survey, Randall County, from Agricultural District to Residential District 2, in the vicinity of Digby Lane and Saxon Way. This is recommended for approval by a 7:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Boyd, seconded by Councilmember Escajeda, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7529

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 SAXON WAY AND DIGBY LANE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 6: Mayor Harpole presented an ordinance amending Ordinance No. 7507 which was approved on March 3, 2015 and effective on March 23, 2015. With approval of Ordinance No. 7507 the Development Services Division put into place new regulations and a review process related to subdivision platting. This ordinance reinstates certain design standards that were inadvertently repealed and need to be reinstated. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7525

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-6, ARTICLES II AND II, TO INCORPORATE CERTAIN MINIMUM DESIGN STANDARDS AND UPDATE OUTDATED AND REDUNDANT LANGUAGE REGARDING CERTAIN PROCEDURES WITHIN THE PLATTING, AND DEVELOPMENT REGULATIONS AND PROCEDURES; PROVIDING FOR SEVERABILITY; CONFORMING TO ORDINANCE NO. 7507; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND REFFECTIVE DATE.

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

ITEM 7: Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 1323 South Garfield Street. Motion was made by Councilmember Eades to select Option ii, seconded by Councilmember Boyd, that the following captioned resolution be passed:

RESOLUTION NO. 04-21-15-1

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. Mr. McDonald stated the property at 1323 South Garfield Street sustained a fire on July 19, 2013. The previous owner requested a permit on March 4, 2009 but there was never an inspection. There have been no recent applications for permits to abate the nuisance. The property was originally posted with a condemnation placard on March 31, 2015. The doors are not secure and there has been minimal attempt by the owner to abate the hazards. The property is a nuisance to the community and creates an unsafe environment. There are no delinquent or current taxes due on the property. There has been no water service since July 23, 2013. The City has no liens on the property for mowing or cleanup. A Isabel Rodriguez at 2618 Sanborn called on April 8, 2015 to state she was not the owner of the property. Mayor Harpole asked if there was an owner, property owner or neighbor in attendance. There were none. Councilmember Eades stated it was a unique situation and no one is responding to the notices. Mayor Harpole added that no taxes or mowing liens were due, but the structure still remains a danger to the neighborhood. Mr. Norris inquired if the death records, obituaries, and probate records were checked. Mr. McDonald stated all records were reviewed. Councilmember Eades inquired if the City had exhausted due diligence on proper notification. Mr. Norris stated the proper notices, mailings, records, and a standard checklist was followed to satisfy the courts. The City is not required to hire investigators or to go to extreme measures.

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

ITEM 8: 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 D was the application for funding. The Summer Lunch program is very successful. Last year's program provided lunches until the Friday before school started. The City partners with local businesses and Snack Pak for Kids, so food is also available on the Saturday and Sunday before school starts. Mr. Atkinson stated Item G was for the Buchanan Street storm sewer improvements running from 2nd Avenue north to 8th Avenue south. The current storm sewer is undersized and the improvements will allow for future growth. Parts of this storm sewer were originally installed in 1927. Mayor Harpole stated these utilities needed to be replaced soon.

Motion was made by Councilmember Boyd to approve the consent agenda, motion was seconded by Councilmember Escajeda, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. Award -- Civic Center Regency Kitchen Renovations:
Low responsive bidder: A&S General Contractors, Inc. -- \$310,975.00

This item awards a construction contract for the remodel of the Regency Kitchen in the Amarillo Civic Center, 400 South Buchanan. The kitchen has been relocated from the basement and will be updated to current service needs and standards. Funding for the construction is available in the approved Civic Center Improvements budget and from insurance settlement proceeds.

- B. Purchase - Tapping Machine and Parts:
Award to low responsive bidder: Ferguson Waterworks, Inc. -- \$72,190.92

The item approves the purchase of a tapping machine, parts and accessories to be used by the Water Distribution line replacement crews who repair and replace water mains. Funding for this purchase is available in the approved Water Distribution Line Replacement budget.

- C. Purchase – Heavy Equipment:
Award by line item to low responsive bidders as follows:

Associated Supply Company (Lines 1-5)	\$194,950.00
Bandit of Texas LLC (Line 2)	41,800.00
Yellowhouse Machinery (Lines 3, 4)	\$162,059.38
Total Award	\$398,809.38

This item is the routine purchase of heavy equipment for use by various City departments. The requested items include scheduled replacements for existing units as well as the addition of one large air compressor and one backhoe. These units will be used by the Water and Wastewater, Traffic Field Operations and Parks Maintenance departments. Funding for this purchase is available in the approved Municipal Garage Equipment Replacement Fund.

- D. Approval - Summer Food Service Program Application:
This item approves the application to the Texas Department of Agriculture (TDA) for the 2015 Summer Lunch Program. The program begins on June 1st and ends August 21st. The AISD school year begins on August 24, 2015. Through this program, the City anticipates serving 133,530 lunches and 100,750 snacks to children at 52 sites in Amarillo. The sites include 17 parks, 32 schools and 2 community centers. TDA will reimburse the City \$3.58 per meal, \$0.845 per snack, including operating and administrative costs.

- E. Approval - Agreement for of Summer Food Service Program:
Amarillo Independent School District (AISD)

This item approves an agreement with the Amarillo Independent School District to prepare and deliver meals to 52 sites during the 2015 Summer Lunch Program. Under the Summer Lunch Program guidelines, AISD has the first option on preparing and delivering meals. AISD has provided this service in the past and desires to continue its participation in the Summer Lunch Program. The AISD rates to be charged to the 2015 program are \$0.845 per snacks and \$2.7. per lunch. The cost will be reimbursed by the City's Summer Lunch Program from the Texas Department of Agriculture.

- F. Approval – Sacked Cement Supply Agreement:
Award by line item to low responsive bidders as follows:

Tascosa Brick, Inc. (Line 1)	\$78,008.00
CMC Construction Services (Lines 2 and 3)	11,730.32
Total Award	\$89,738.32

This item approves the annual supply agreement for the purchase of sacked Portland cement, Quikrete concrete mix and Quikrete sand mix for use by various city departments. The bid represents a .53% increase from last year's pricing. Funding for the purchase is available in the approved Central Stores operating budget.

- G. Approval – Buchanan Street Storm Sewer Improvements:
Award to low responsive bidder: SJ&J Construction, LLC -- \$1,385,655.66

This item is the award of a contract for installation of storm sewer improvements on Buchanan Street from 2nd Avenue to 8th Avenue. Funding for this improvement will come from the approved Public Works Capital Improvement Program budget and the Drainage Fund Reserves. This project will relieve the demand on the existing Buchanan and Pierce Streets storm sewer systems.

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.

Robert Goodrich, 4111 Stony Point, stated he supported Downtown Amarillo, Inc.'s efforts to renovate the Liberty Theater. He further stated his support for a park next to the theater. Mayor Harpole stated the Council has discussed a park which would enhance that part of town and it would be an opportunity to gain some green space in the downtown area.


Eloy Heras, 1604 South Harrison Street, also stated his support to save the historic Liberty Theater and he would also like to see the Herring Hotel restored. He inquired as to who funded the Summer Lunch program. Mr. Atkinson stated it was funded through the federal government Monday through Friday and privately funded through the weekends. Mr. Heras stated the need to increase the number of police officers due to the influx of refugees. Mayor Harpole replied two Community Consultation meetings have been held in the last six months. He stated the need to restrict the number of refugees and Amarillo has the highest refugees per capita in the United States. It is not fair to the refugees or the City's resources. Mayor Harpole stated Council has raised taxes for police needs, and they may consider more this year. Mayor Harpole stated that the pet registration ordinance will take a great amount of discussion to learn of any benefits and receive input from the public, if it happens at all. Mr. Heras stated a recent newspaper editorial endorsed the pet registration before the Council discussed it or approved an ordinance. Mayor Harpole replied that the Council would study the proposed ordinance with the public.

Irma Heras, 1604 South Harrison Street, stated she has been overcharged on her water bill \$15 dollars each month for 15 years. Mr. Atkinson stated they would look into the issue. Ms. Heras also asked if anyone was going to be held responsible for the Wallace Bajjali expenses. Mayor Harpole responded that the City received services on the monies it paid. Ms. Heras stated no one was fired and there was no accountability held.

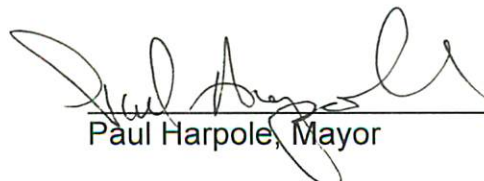
Tom Warren, 2000 South Hughes Street, stated at a recent forum he spoke to Judy Glidewell who stated the pet registration would be voluntary and not a mandatory registration. Mayor Harpole responded the ordinance has been submitted but not jointly discussed with the Council. Councilmember Eades stated this issue will be highly publicized and discussed on a future agenda. There were no further comments.

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

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor