

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 1st day of December 2015, the Amarillo City Council met at 4:00 p.m. at City Hall on the third floor in Room 303 in the Council Chamber for review of agenda items, and consideration of future agenda items.

The City Council met at 5:00 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
ELISHA L. DEMERSON	COUNCILMEMBER NO. 1
BRIAN J. EADES	COUNCILMEMBER NO. 2
RANDY BURKETT	COUNCILMEMBER NO. 3
MARK NAIR	COUNCILMEMBER NO. 4

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

TERRY CHILDERS	INTERIM CITY MANAGER
BRYAN MCWILLIAMS	ASSISTANT CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Councilmember Elisha Demerson. 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 November 24, 2015. Motion was made by Councilmember Burkett to approve the minutes as corrected; motion was seconded by Councilmember Demerson, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole stated this item appoints citizen representatives to the ad hoc subcommittee regarding Ordinance No. 7333. Mr. Childers stated the names for the subcommittee have been previously identified and a resolution would be brought back to the Council next week that will offer structure, scope of the subcommittee, and look into the mental health issues and facilities. Motion was made by Councilmember Eades to table this item until next week. The motion was seconded by Councilmember Nair.

David Behsman, 623 South Vernon Street, appreciated the Council looking at the mental health issues, but the City has a reputation, and the people on street know what to expect. Marc Durham, 1525 South Carolina Street, stated the homelessness numbers were way off. He further stated the cure for homelessness was housing.

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 vacating a portion of an existing drainage easement and a portion of an existing public utility easement both in Lot 13, Block 10, Quail Creek Addition Unit No. 2 Amended, in Section 25, Block 9, BS&F Survey, Potter County, Texas. This is recommended for approval by a 6:0 vote of the Planning and Zoning Commission. Mr. Shaw stated this was a property owner request. Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7569
AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: DETERMINING
LACK OF PUBLIC NECESSITY FOR PORTIONS OF A DRAINAGE

EASEMENT AND A PUBLIC UTILITY EASEMENT IN THE VICINITY OF BENT OAK DRIVE AND CLUB MEADOWS DRIVE, POTTER COUNTY, TEXAS, VACATING AND ABANDONING THE HEREIN-DESCRIBED DRAINAGE EASEMENT AND PUBLIC UTILITY EASEMENT; PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

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 a resolution conducting a public hearing on and considers ordering the removal of unlawful accumulation of solid waste located at 710 Northeast 7th Avenue. Motion was made by Councilmember Eades to select Option(s) V, seconded by Councilmember Demerson, that the following captioned resolution be passed:

RESOLUTION NO. 12-01-15-1

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 there have been no recent applications for permits to abate the nuisance at the property at 710 Northeast 7th Avenue. The property was originally posted with a condemnation placard on November 11, 2015. The property is a nuisance to the community and creates an unsafe environment. There are \$2,954.53 in delinquent and \$465.86 in current taxes due on the property. There is also \$6,217.93 owed to the City against this property for previous mowing and cleanup. There is no water service. Mayor Harpole asked if there was an owner, property owner or neighbor in attendance. There were none.

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 a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 506 South Vernon Street. Motion was made by Councilmember Demerson to select Option(s) II and V seconded by Councilmember Nair, that the following captioned resolution be passed:

RESOLUTION NO. 12-01-15-2

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 506 South Vernon Street was an unsecured residential structure and two unsecured accessory buildings. There have been no recent applications for permits to abate the nuisance and demolition is recommended. The property was originally posted with a condemnation placard on November 11, 2015. The doors are not secured 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 delinquent taxes of \$721.83 due on the property. There has been no water service since September 2008. The City has no liens on the property for mowing or cleanup. Mayor Harpole asked if there was an owner, property owner or neighbor in attendance. There were none.

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 a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 1309 South

Lincoln Street (aka 1311 South Lincoln Street). This item was tabled on November 17, 2015.

Mayor Harpole stated the hearing was previously closed and could not be reopened. Scott McDonald was sworn in and stated he met with the contractor and Mr. Hancock with Christmas in Action. Mr. Hancock signed a voluntary release to condemn the structure with the help of a CDBG grant. Mr. McDonald stated storage facilities have been donated to Christmas in Action for the next two years rent free. Mr. McDonald further stated an asbestos survey will be done this week and then the structure will be abated by the voluntary release. Building Safety considers it a dangerous structure and recommends demolition. Motion was made by Councilmember Nair to select Option(s) II, seconded by Councilmember Burkett that the following captioned resolution be passed:

RESOLUTION NO. 12-01-15-3

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.

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 which casts the City of Amarillo's votes for the Potter and Randall County Appraisal District Board of Directors. Michelle Bonner briefed the Council on their nominees and the number of votes available for each county. Motion was made by Councilmember Demerson to cast the votes evenly among the nominees, 124 votes per individual for Randall County and 117 votes per individual for Potter County, seconded by Councilmember Eades, that the following captioned resolution be passed:

RESOLUTION NO. 12-01-15-4

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO CASTING VOTES FOR DIRECTORS OF THE POTTER-RANDALL COUNTIES APPRAISAL DISTRICT; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE 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 8: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Motion was made by Councilmember Nair to approve the consent agenda and authorizes the City Manager to execute all documents necessary for each transaction. Motion was seconded by Councilmember Eades.

- A. Approval – Professional Services Agreement – Addendum #2 Engineering Services 24th Street Water Main Project:
HDR Engineering Inc.

This item approves an addendum (#2) to a June 26, 2012 Agreement for Engineering Services associated with the design of the extension of the Potter County Well Field transmission main from the NE24th Street pump station to the Osage Water Treatment Plant. This addendum provides for the continuation of services by HDR, Inc. at a cost not to exceed \$50,706.

- B. Sale – Properties:
Sheriff Sale Properties in Potter County.

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 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.


Jesse Pfrimmer, 5723 South Milam Street, stated his recent water bill increased 3% for water and sewer and over the past seven years his utility rates have increased 48%. He further suggested the City approve a resolution to not bring refugees to our city. James Schenck, 6216 Gainsborough Street, stated there was manipulation in the Interim City Attorney's opinion for the Type A and Type B ruling. He further stated AEDC abused the use of its executive sessions. Michael Hancock, Christmas in Action, 2011 Crocket Street, appreciated Mr. McDonald and the volunteered use of storage space for the next two years rent free. Mr. Childers voiced to the Council the need for them to review the Boards and Commissions packet presented to them. There were no further comments.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor