

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 8th day of December 2015, the Amarillo City Council met at 4:00 p.m. for review of agenda items, and consideration of future agenda items. Then at 5:00 p.m. the City Council met 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	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
WILLIAM MCKAMIE	INTERIM CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Interim City Manager Terry Childers. 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 December 1, 2015. 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 announced a public hearing on the proposed public swimming pool ordinance. Shaun May, Environment Health Director, stated the proposed ordinance is to ensure health and safety. The proposal adopts the Texas State Health and Safety rules and includes permit and inspection processes. Councilmember Demerson stated the need for ample public engagement. Mr. May stated that permit fees for additional water units at the same location would be reduced. Mr. May further stated he believed the cost of the certified pool technician classes would be offset by the savings used on chemicals. Craig Gualtiere, 4407 Southwest 3rd Avenue, stated the need to review the imposed permit fees. Mayor Harpole stated the need to be proactive. Councilmember Demerson stated the need to be cognizant about government overreach.

Robert Goodrich, 4111 Stony Point, stated he is serving as president for the hotel/motel association. He asked the Council to consider another planning session because the fees for large and small properties were a challenge. Councilmember Nair replied that the Council was not voting on the ordinance today, but soliciting information from the community. Alan Abraham, 7205 Southwest 35th Avenue, inquired if it was possible to figure the actual cost.

Councilmember Eades left at this time.

Jesse Pfrimmer, 5723 South Milam Street, inquired how a permit would be honored for seasonal pools. Mr. May replied a permit would be good for a year and if a violation did not lead to a closure, there is no charge for the first reinspection. Mayor Harpole concluded the public hearing.

ITEM 3: Mayor Harpole presented an ordinance amending Chapter 16-3-1002, Traffic Schedule B, of the Amarillo Municipal Code by changing the speed limit on Tee Anchor Boulevard from Southeast 10th Avenue to I-40 North Frontage Road from 45 mph to 40 mph. This is recommended for approval by a 5:0 vote of the Traffic Commission.

Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7570

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE MUNICIPAL CODE OF THE CITY OF AMARILLO, CHAPTER 16-3, ARTICLE XXI, SECTION 16-3-1002, CHANGING THE MAXIMUM SPEED LIMIT ON SEGMENTS OF VARIOUS STATE HIGHWAYS THROUGH THE CITY; PROVIDING FOR SEVERABILITY, REPEALER, CONTINUATION OF PRIOR LAW, PENALTY, PUBLICATION AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 4: 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. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned ordinance be passed on second and final 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, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 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 and three accessory structures located at 512 West Studebaker Avenue. Motion was made by Councilmember Nair to select Option(s) II and V seconded by Councilmember Burkett, that the following captioned resolution be passed:

RESOLUTION NO. 12-08-15-1

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.

Randy Schuster, Deputy Building Official, John Crossland, James Williams and Carol Martin were sworn in. Mr. Schuster stated the property at 512 West Studebaker Avenue was an unsecured residential structure and three unsecured accessory buildings. There have been no recent applications for permits to abate the nuisance and demolition is recommended. The doors and windows 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 \$1,307.51 current taxes and \$6,213.04 delinquent taxes due on the property. There has been no water service since September 2011. The City has \$2,609.10 due for mowing and cleanup. Mayor Harpole asked if there was an owner, property owner or neighbor in attendance. There were none.

John Crossland, 519 West Studebaker Avenue, stated he lived across the street. He stated the structure was dangerous, hazardous and a menace to the neighborhood. James Williams, 520 West Studebaker Avenue, stated the City has mowed the tall weeds which attracts vermin and lowers surrounding property values. Carol Martin, 538 West Studebaker Avenue, stated she has seen the property decline over the last few

years. She further stated the photographs do not do justice on the dead trees and the number of vagrants the property attracts.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 6: Mayor Harpole presented a resolution considering for approval a request from the Amarillo Local Government Corporation ("LGC") to amend their bylaws, specifically, Article II, Section 8, Committees. Mr. Cowell stated LGC reviewed several possible bylaws amendments. This resolution will allow appointments to advisory committees be appointed by a majority of the board. Motion was made by Councilmember Demerson and seconded by Councilmember Burkett, that the following captioned resolution be passed:

RESOLUTION NO. 12-08-15-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPROVING AN AMENDMENT TO THE BYLAWS OF THE AMARILLO LOCAL GOVERNMENT CORPORATION; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 7: Mayor Harpole presented a resolution approving the City Council creating an ad hoc subcommittee; under the existing Amarillo Continuum of Care Collaborative. The subcommittee will consider the consequences of previously adopted City Ordinance No. 7333, which prohibits camping on public property, and examine the ordinances' effectiveness and assess any unintended negative impacts on the homeless community. Mr. Childers stated after receiving some direction from the Council, members were selected to serve on the ad hoc subcommittee and an advisory subcommittee. Virginia Williams Trice, inquired as to the number of committee members. Mayor Harpole replied there was an abundant of interest from the community. Motion was made by Councilmember Demerson after adding Warren Coble to the ad hoc subcommittee and seconded by Councilmember Burkett, that the following captioned resolution be passed:

RESOLUTION NO. 12-08-15-3

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO CREATING AD HOC SUBCOMMITTEE; UNDER THE EXISTING AMARILLO CONTINUUM OF CARE COLLABORATIVE; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 8: Mayor Harpole presented a resolution recommending that a "Two Hour Parking" restriction be established and passed in the 600 block of South Tyler Street, west side, north half between the hours of 8:00 a.m. – 5:00 p.m., Monday – Friday. These parking restrictions are recommended by a 5:0 vote of the Traffic Commission. David Szmagalski, Traffic Operations Technician, stated the request was made by the manager of the Amarillo Club. Motion was made by Councilmember Burkett and seconded by Councilmember Nair, that the following captioned resolution be passed:

RESOLUTION NO. 12-08-15-4

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO: IMPOSING PARKING RESTRICTIONS ON SEGMENTS OF SOUTH TYLER; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 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. 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 Burkett.

A. Award – Construction of Medical Center Park Play Area Renovations:
Tri-State General Contracting Group -- \$298,800.00

This item awards a contract with Tri-State General Contracting Group for the construction of flat work, retaining walls, enclosures, and fencing associated with the new all-inclusive playground and plaza at Medical Center Park. Funding for this purchase is in the Parks and Recreation Division's approved budget in the Restroom Replacement in Area Parks Account.

B. Award – Purchase of a Pothole Patching Truck:
Freightliner of Austin -- \$292,055.40

This item awards the purchase of a 35M Freightliner truck with a pothole patcher body for the scheduled replacement of an existing pothole patch truck. Funding for this purchase is in the Municipal Garage's approved budget in the Rolling Stock and Equipment Account

C. Award – Purchase of Water Works Fittings:

Morrison Supply --	\$39,372.82
HD Supply Waterworks --	\$11,467.54
Total	\$50,840.36

This item awards the purchase of various water works fittings to replenish the warehouse stock. Funding for this purchase is in the Department's approved budget in the Inventory – Central Stores Account.

D. Approval – Agreement for Professional Services for Parking Facility Assessment:
RS&H, Inc. -- \$115,800.00

This item approves an agreement with RS&H, Inc. for a physical and aesthetic assessment of the airport parking garage and customer parking lots to identify any remedial actions or future needs. RS&H, Inc. is working under a previously approved Master Consulting Service Agreement, dated December 8, 2014. Funding for this item is in the Department's budget for parking lot and garage enhancements.

E. Approval – Lease Agreement: Rick Husband Amarillo International Airport:
Lessee: Bell Helicopter Textron
Term: Three (3) year extension with an option for five (5) additional periods
Lease Rate: \$28,000.00 monthly over the term of the extension subject to cost of living adjustments as per the agreement

This item approves a lease agreement for storage Building 602 adjacent to the Rick Husband Amarillo International Airport terminal.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; Voting NO were none; the motion carried by a 4:0 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.

Costa Ndayisabye, 1514 Hacienda Drive, thanked the City for welcoming migrants. He stated the need to educate migrants about our culture. Bill Mosteller, 1831 Lawson

Lane, inquired if the Council was looking into limiting or expanding red light camera program with consideration to the 5th & 6th Constitutional Amendments. Carolyn Thornton, 4101 Southwest 45th Avenue, asked the Council to go back to their 3:00 p.m. meetings except for the first Tuesday of each month

Mayor Harpole left at this time.

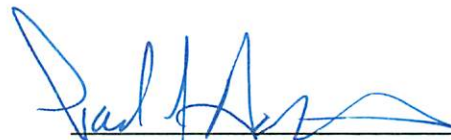
Dutch Worth, 1004 South Lamar Street, asked the Council to go back to the 6:00 p.m. meetings. Craig Gualitere, 4407 Southwest 3rd Avenue, stated he believed the later Council times worked better. He further stated the work sessions in the Chamber allowed for more transparency. Andrew Holley, 4302 Southwest 51st Avenue, complained about the internet service providers and Building Safety permitting process. Trina Fournier, 4427 South Hayden Street, stated she also preferred the 3:00 p.m. meetings. She further stated the work sessions in the Conference Room seemed more helpful to the Council in their conversations and allowed them to view each other. She stated the lack of transparency from the Amarillo Local Government Corporation and Amarillo Economic Development Corporation because they seemed to always be in executive sessions. Jesse Pfrimmer, 5723 South Milam Street, stated he also saw a need for a Council table, but appreciated the fact that citizens have a place to sit. He further stated he like the 5:00 p.m. meeting time. There were no further comments.

Mayor Pro Tem Burkett advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor