

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 11th day of March 2014, 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 E. 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

Absent was Jim Simms. 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 Bryan Houser, Amarillo Area Baptist Association. Mayor Harpole led the audience in the Pledge of Allegiance.

A proclamation was presented for "American Red Cross 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 March 4, 2014. Motion was made by Councilmember Escjaeda; motion was seconded by Councilmember Eades, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance changing the zoning of a portion of Lots 1 and 2, Block 30, Tradewind Air Park Unit No. 8 in Section 153, Block 2, AB&M Survey, Randall County, from Agricultural District to Planned Development District, in the vicinity of Williams Street and Southeast 42nd Avenue for residential development. This item was tabled until March 18, 2014.

ORDINANCE NO. 7451

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS:
PROVIDING FOR SPECIFIED CHANGES IN THE
OFFICIAL ZONING MAP OF THE CITY OF AMARILO,
TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT
CLASSIFICATION OF SPECIFIED PROEPRTY IN THE
VICINITY OF WILLIAMS STREET AND SOUTHEAST
FORTY-SECOND AVENUE, RANDALL COUNTY, TEXAS,
PROVIDING A SAVINGS CLAUSE, PROVIDING A
REPEALER CLAUSE; AND PROVIDNG AN EFFECTIVE
DATE.

ITEM 3: Mayor Harpole presented an ordinance approving a settlement agreement in the recently filed Atmos Energy Corporation rate case. This settlement is the result of extensive negotiations between Atmos and the affected cities. The rate case, as filed in October, 2013 called for an increase in base revenue for the Amarillo jurisdiction of \$4.0 million and an overall base revenue percentage increase of 20%. The proposed settlement agreement will result in an increase in base revenue for the Amarillo jurisdiction of \$2.85 million and an overall base revenue percentage increase of 14.58%. The resulting impact to an average residential bill in the Amarillo jurisdiction will be approximately \$2.68 per month. Councilmember Green stated the City has been in negotiations since October 2013 and that the increase 2.68% was 5% less than the original rate. Councilmember Eades introduced David Park and Roy Urruitra with Atmos Energy. Mr. Park stated he was appreciative for all the work put

into the compromise settlement. Motion was made by Councilmember Eades, seconded by Councilmember Green, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7452

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: APPROVING RATES FOR ATMOS ENERGY-WEST TEXAS DIVISION ("COMPANY" OR "ATMOS") RELATED TO THE COMPANY'S STATEMENT OF INTENT TO CHANGE RATES SUBMITTED ON OCTOBER 18, 2013; APPROVING A SETTLEMENT AGREEMENT RELATED TO SUCH STATEMENT OF INTENT; DECLARING EXISTING RATES TO BE UNREASONABLE; DENYING THE COMPANY'S PROPOSED RATES; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE SETTLEMENT AGREEMENT; AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; FINDING THE CITY'S AND THE COMPANY'S RATE CASE EXPENSES REASONABLE; DIRECTING ATMOS TO REIMBURSE THE CITY ITS REASONABLE RATE CASE EXPENSES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETING ACT; DECLARING AN EFFECTIVE DATE; REPEALING ANY PRIOR ORDINANCES INCONSISTENT WITH THIS ORDINANCE AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND LEGAL COUNSEL.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, and Escajeda; voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 4: Mayor Harpole presented a resolution authorizing the execution of an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) associated with the Downtown Amarillo Streetscape Project. Under the terms of the Agreement, TXDOT will provide \$1,925,941 and the TIRZ will provide matching funds of \$385,188. The City of Amarillo will provide the required engineering services. The project will construct streetscape improvements on portions of Buchanan Street and Southeast 6th Avenue. Councilmember Escajeda thanked the Downtown Amarillo Inc. and Center City staff. Mr. Atkinson reviewed the streetscape boundaries and conceptual renderings. Motion was made by Councilmember Green, seconded by Councilmember Escajeda, that the following captioned resolution be passed:

RESOLUTION NO. 03-11-14-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPROVING LOCAL PROJECT ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE DOWNTOWN AMARILLO STREETScape; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, and Escajeda; voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 5: Mayor Harpole advised that an appointments are needed for a certain board and commissions. Motion was made by Commissioner Escajeda seconded by Commissioner Eades, and unanimously carried to reappointed Doug Hammett, Jim Mitchell, Joe Rogers and Mark Sturkie on the Advisory Committee for People with Disabilities, such terms to expire 03/01/2017; to reappoint Belinda Taylor on the Bi-City County Public Health Board, such term to expire 01/31/2017; and to reappoint Scott Bentley and Richard Brown as Chair on the TIRZ #1 Board of Directors, such terms to expire 03/20/2016. Voting AYE were Mayor Harpole, Commissioners Green, Eades, and Escajeda; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 6: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Councilmember Green stated the playground equipment at Sleepy Hollow would be wheelchair and ADA accessible. Motion was made by Councilmember Eades, 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. Award – Playground Equipment:

Award on BuyBoard Cooperative Purchasing Agreement: Exerplay, Inc. -- \$174,984.20

This item awards a contract for the purchase and installation of a new ADA Accessible playground at Sleepy Hollow School Park. The new equipment will replace equipment installed in the early 1990's that does not meet current ADA & CPSC requirements. The cost of the project is a 21% increase from two previous purchases in 2013. The increase in cost results primarily from the need to replace curbing and extend a sidewalk connection. The approved budget is \$175,000 and is available in the FY 2013-2014 Parks Department Capital Improvement Program budget.

B. Award - City Telephone System Hardware and Software:

Award on State of Texas DIR contract pricing: North American Communications Resource, Inc. (NACR) -- \$90,750.11

This item awards a contract to purchase the Avaya Communication Suite telephone system, voice mail system servers and Avaya Aura Communication Suite software. The purchase will replace obsolete telephone equipment at City Hall and the Police Department. Funding for this purchase is available in the approved Capital Improvement Program budget for Telephone Switch Upgrades.

C. Award – Fertilizer Annual Contract:

Award to low responsive bidders by line item as follows:

Justin Seed	\$64,649.60
Lines 1,7,15,16	
BWI Dallas/Ft. Worth	\$128,367.96
Lines 2,3,8,10,14,18-21	
Golf Enviro Systems	\$5,737.60
Lines 4,12,13	
John Deere Landscapes	\$7,866.72
Lines 5,11	
Pro Chem Sales	\$4,258.68
Lines 6,17	
Direct Solutions	\$15,250.00
Line 9	
Total Award	\$226,130.56

This item approves the annual purchase of various fertilizers, herbicides, insecticides and related products. These items are used throughout the year on City parks, public improvement districts, athletic fields, Ross Rogers and Comanche Trail Golf Complexes. The total bid price reflects a decrease of 8.43% since the last contract in 2013. Funding is available in the approved FY 2013-2014 operating budgets for the various departments.

D. Dedications and Acceptances:

- 1) A 0.43 acre public utility easement and 2.14 acres for public right-of-way, both in Section 43, Block 9, BSF Survey, Potter County
- 2) A 10' sanitary sewer easement in Section 155, Block 2, AB&M Survey, Potter County

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.

ATTEST:

Frances Hibbs
 Frances Hibbs, City Secretary

Paul Harpole
 Paul Harpole, Mayor