

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 13th day of May 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 S.E. 7th Avenue, with the following members present:

PAUL HARPOLE
BRIAN EADES
LILIA ESCAJEDA
JIM SIMMS

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

Absent was Ellen Robertson Green. 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 Reed Redus, First Baptist Church. Mayor Harpole led the audience in the Pledge of Allegiance.

Proclamations was presented for "Older Americans Month," and "Elder Abuse Awareness 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 May 6, 2014. Motion was made by Councilmember Simms; 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 14.03 acre tract of land and a 17.24 acre tract of land to change from Agricultural District and General Retail District 2 to Moderate Density District and Residential District 2, respectively. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, and that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7458

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 NICK STREET AND PRATHER AVENUE,
RANDALL COUNTY, TEXAS, PROVIDING A SAVINGS
CLAUSE, PROVIDING A REPEALER CLAUSE, AND
PROVIDING AN EFFECTIVE DATE.

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

ITEM 3: Mayor Harpole presented an ordinance changing the zoning of Lot 4, Block 1, The Colonies Unit No. 54, in Section 40, Block 9, BS&F Survey, Randall County, from Planned Development District 238 to Amended Planned Development District 238D for a restaurant. Ron Fiscus, Rib Crib Restaurant, appeared to answer any questions. Motion was made by Councilmember Simms, seconded by Councilmember Escajeda, and that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7459

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 COULTER STREET AND SOUTHWEST FORTY-FIFTH AVENUE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 4: Mayor Harpole presented an ordinance amending the City of Amarillo's Freeport Tax Exemption which will extend the number of days allowed for aviation parts before they must be transported outside of Texas, from 175 days to 730 days. The extension is recommended by the Amarillo Economic Development Corporation Board of Directors as incentive for aviation manufacturing and assembly companies to remain in or move to Amarillo. The option to extend the Freeport exemption was approved by the passage of Proposition 3 last November. Buzz David, Amarillo Economic Development Corporation, stated voters approved Proposition 3 allowing inventoried items exempt for longer periods of time before they are taxed. This amendment to 730 days will attract more aircraft manufacturing companies or companies which support or compliment them. George Herring, Bell Helicopter, stated that Proposition 3 has significant impact on aircraft businesses in Texas. He also pointed out the importance of the inventory in Amarillo for Bell Helicopter, and the incentive to their suppliers. Buzz David further stated he will be requesting the same action from all impacted jurisdictions. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, and that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7460

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 14-2, ARTICLE II, ADDING SECTION 14-2-34 TO EXTEND THE FREEPORT GOODS TAX EXEMPTION FOR AIRCRAFT PARTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Eades, Escajeda and Simms; 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 and approves the City of Amarillo's fiscal year 2014-2016 Disadvantaged Business Enterprise (DBE) Program for the Department of Transportation, Federal Transit Administration (FTA). The new triennial DBE goal is \$142,201.11 or 9.27% of the anticipated Amarillo City Transit purchases from August 1, 2014 to July 31, 2016 period. The DBE program is a grant condition as the City accepts FTA funding for the transit system. Prior to adoption, the proposed annual goal was published for a 45-day public comment period and no comments have been received. Upon conclusion of the public hearing the 2014-2016 DBE program will be submitted to FTA for approval. No comments were received and the public hearing was closed. Motion was made by Councilmember Eades, seconded by Councilmember Simms, and that the following captioned resolution be passed:

RESOLUTION 05-13-14-1

A RESOLUTION OF THE CITY OF AMARILLO CONDUCTING A PUBLIC HEARING AND ESTABLISHING A TRIENNIAL GOAL FOR AUGUST 1, 2014 TO JULY 31, 2016 FOR THE DISADVANTAGED BUSINESS ENTERPRISE PROGRAM FOR PROJECTS FUNDED BY THE UNITED STATES DEPARTMENT OF TRANSPORTATION; PROVIDING FOR ESTABLISHMENT OF GOALS; PROVIDING A SAVINGS CLAUSE;

PROVIDING A REPEALER CLAUSE; PROVIDING AN EFFECTIVE DATE.

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

ITEM 6: Mayor Harpole presented a resolution sets the date and time for a public hearing on June 10, 2014 at 3:00 p.m. to determine if the properties at 918 North Washington Street and 911 Southwest 1st Avenue, constitute public nuisances and thereby declared as dangerous structures. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing. Motion was made by Councilmember Simms, seconded by Councilmember Escajeda, and that the following captioned resolution be passed:

RESOLUTION 05-13-14-2

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTE A PUBLIC NUISANCE AT THE LOCATION(2) STATED; PROVIDING FOR NOTICE.

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

ITEM 7: Mayor Harpole advised that appointments are needed for the Planning and Zoning Commission. Motion was made by Commissioner Escajeda seconded by Commissioner Eades and unanimously carried to appointed Mark Rowh and Rob Parker to replace Judy Day and Casey Webb on the Planning and Zoning Commission, such terms to expire 05/15/2017. Voting AYE were Mayor Harpole, Councilmembers Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 8: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none.

Mayor Harpole stated the City began the conversation with Coca-Cola about moving their facility. Coca-Cola's district hub could have gone elsewhere. Coca-Cola has been in Amarillo for 108 years, and their new facility will create a stronger warehouse for the next 108 years.

Mayor Harpole also stated the Adequan Select World Championship Show beat out Las Vegas, Nevada and Oklahoma City. This is one of the highest attended functions held at the Potter-Venue District facility.

Councilmember Simms expressed the need to support AMBUCS with their efforts to have a playground built for handicapped children.

Buzz David, explained the concept of the exchange and deeding the properties to the City for the Downtown Event Venue project. Mr. David stated this tax abatement request was unique from others. He introduced Luisa Casso, Director of Public Affairs and Communications, and Dale Whitehead, Distribution Center Manager with the Coca-Cola Company. Ms. Casso stated they were excited to be at this juncture. She further stated it has taken many months, but they have taken the move of their operations this very seriously. Coca-Cola has been in Amarillo for 108 years providing good paying jobs to this community, considering the highest and best use of their properties, its value that it contributes, the investment in the land, and the future economic growth and facility growth anticipated. Ms. Casso thanked the Council for their vision and stated this marked a point in the history of Amarillo. Councilmember Simms replied he appreciated Coke's attitude on this tax abatement. He reiterated that Coke would pay the same amount of taxes it has been paying, the tax abatement would only be on the industrial park part. He further stated that downtown has been stalled for a number of years, and in ten years the City would receive its full benefits.

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

- A. Approval: Tax Abatement Agreement for Coca-Cola Refreshments USA, Inc:
This item approves a Tax Abatement Agreement with Coca-Cola Refreshments granting a ten (10) year abatement of 100% of the City Property Taxes on qualified improvements and personal property taxes for the construction and development of a new facility in Reinvestment Zone 7 (CenterPort). The abatement of property taxes will be calculated only on the increase taxable value over the current property value in downtown Amarillo.
- B. Approval – License and Hold Harmless Agreement:
License and Hold Harmless Agreement for the encumbrance of a private storm drain within the public right-of-way of Southwest 9th Avenue in Section 25, Block 9, BS&F Survey, Potter County.
- C. Acceptance – 2014 Special Events Trust Fund:
American Quarter Horse Association Adequan Select World Championship Show
This item accepts the designation from the Texas Comptroller for Special Event Trust funding for the 2014 American Quarter Horse Adequan World Championship Show in Amarillo. The funding will be used to enhance the event to increase participation and attendance. The special event funding will allow for a multi-party contract with American Quarter Horse Association, the Amarillo Chamber of Commerce on behalf of the Amarillo Convention and Visitors Bureau, and the Amarillo Potter Event Venue District.
- D. Acceptance – AMBUCS Playground for Special Needs Children:
The item approves an agreement with the Southwest Chapter of AMBUCS to reserve a location at Medical Center Park for the installation of a playground for special needs children. The site will be reserved for five (5) years to allow AMBUCS time for fundraising.
- E. Award – Specialized Paving Products:
Award to Responsive Proposer: Professional Coating Technologies, Inc. -- \$168,000.00
This item awards a contract for the purchase of paving products used to seal pavement in alleys. The Request for Proposal was distributed to 10 vendors, with only one response was received. The contract is for one year term with four (4) year options to renew. Funding for the purchase is available from the Street Department's approved 2013-14 Repair and Maintenance Improvement budget.
- F. Award – Swimming Pools and Zoo Concession Supplies:
Award to Low Responsive Bidder: Ben E. Keith Foods -- \$68,613.37
This item awards an annual contract for concession merchandize that will be sold at concession stands at the Amarillo Zoo and the three Parks and Recreation swimming pools. Ben E. Keith Foods submitted the sole bid from among eight (8) vendors receiving the bid. All specifications were met but costs comparison is not available as this is the first bid for a concessions contract. The contract is for a one year term with two (2) one year options to renew. Funding for the contract is available from Pool Operating Concessions and the Zoo Trust Fund Concessions budgets.
- G. Purchase – Sheet Steel:
Award to low responsive bidder: Kloeckner Metals/Lake Steel -- \$104,833.00
This item approves the purchase of sheet steel used by the Solid Waste Department to repair trash containers. The proposed purchase is for 1,580 4x8 foot sheets of steel. Funding for this purchase is in the approved Solid Waste Collection Department operating budget. The bid price reflects a 12.23% increase from the last purchase price in February 2013.

H. Purchase – Roof Top Chiller:


Award to low responsive bidder: CHE Inc. -- \$53,690.00

This item approves the purchase of a 145 ton roof top chiller located on the Civic Center Grand Plaza roof. The chiller will replace the 1979 chiller damaged in last year's hail storm. The estimated cost was \$75,000. Once delivered the installation of the chiller will be performed by the City's Facilities Department. Funding for the purchase and subsequent installation is available from the insurance settlement.

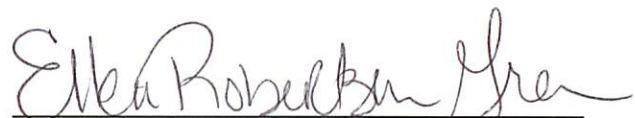
Mayor Harpole announced that this is the end of the regular agenda, but time is reserved to hear any citizen concerning matters pertaining to City policies, programs or services not on today's agenda. The public forum is set under the Open Meetings Act and that during the public forum the City Council 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:



Frances Hibbs, City Secretary



Ellen Robertson Green, Mayor Pro Tem