

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 20th 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:

ELLEN ROBERTSON GREEN	COUNCILMEMBER NO. 1
BRIAN EADES	COUNCILMEMBER NO. 2
LILIA ESCAJEDA	COUNCILMEMBER NO. 3
JIM SIMMS	COUNCILMEMBER NO. 4

Absent was Paul Harpole. 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 Pro Tem Green led the audience in the Pledge of Allegiance.

Mayor Pro Tem Green established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

**ITEM 1:** Mayor Pro Tem Green presented the minutes of May 13, 2014. Motion was made by Councilmember Simms; motion was seconded by Councilmember Escajeda, and unanimously carried, to approve the minutes.

**ITEM 2:** Mayor Pro Tem Green 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 representing Rib Crib Restaurant stated he was available to answer any questions. 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. 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 Pro Tem Green, Councilmembers Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Council.

**ITEM 3:** Mayor Pro Tem Green 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. Mr. Atkinson explained the Freeport exemption law passed in 2013, which allows tax exemption status for aviation parts held in

stock from 175 days to 730 days. He further stated the Council would consider granting the Freeport tax exemption to companies like Bell Helicopter in the future. Motion was made by Councilmember Eades, seconded by Councilmember Simms, and that the following captioned ordinance be passed on second and final 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 Pro Tem Green, Councilmembers Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 4: Mayor Pro Tem Green presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 5406 Keystone Drive. Motion was made by Councilmember Simms to select options ii and v, seconded by Councilmember Escajeda, and that the following captioned resolution be passed:

RESOLUTION 05-20-14-1

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 and stated the fire damaged property at 5406 Keystone Drive is a nuisance to the community and creates an unsafe environment and demolition and cleanup is recommended. The original placard was posted on April 30, 2014. There has been no permit activity. There are \$238.79 current taxes due on the property and \$21,495.28 delinquent taxes due for tax years 2002-2012. There has been no water service on the property since May 16, 2013. There is \$128.65 owed to the City for prior mowing and cleanup on the property.

Jose Castillo, 4911 Northside Drive, was also sworn in and inquired about purchasing the trailer and moving it to his property. Mr. Norris replied if the Council agreed to demolish the property and Mr. Castillo could get the owner's permission, it would save the City from having to hire a contractor and hauling it off to the landfill.

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

ITEM 5: Mayor Pro Tem Green advised that appointment is needed for the Greenways Public Improvement Advisory Board. Motion was made by Commissioner Escajeda seconded by Commissioner Eades and unanimously carried to appointed Don Carthel to replace Jim Schooler on the Greenways Public Improvement Advisory Board, such term to expire on 09/30/2017. Voting AYE were Mayor Pro Tem Green, Councilmembers Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 6: Mayor Pro Tem Green presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Mr. Atkinson stated item 6C was a renewal no-cost fire agreement with Texas A&M Forest Service. 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. Award – 2014 Milling and Overlay of Various City Streets:

Award to low responsive bidder: L.A. Fuller & Sons Construction, LTD. -- \$1,957,000.00

This item awards a contract for the annual street milling and overlay project. The contract includes the needed repairs, milling, and installation of a new layer of hot-mix asphalt on eight existing arterial street. The contract price is a 15.4% increase from the 2013 contract. Funding for this award is in the approved FY 2013 Street Department Capital Improvement Project and also includes funds from the Street Improvement fund.

B. Award – Engineering Services Phase 1 Conceptual Study for Osage Water Treatment and Hollywood Road Wastewater Treatment Plants:

Award to best qualified proposer: CDM Smith, Inc. -- \$59,225.00

This item awards a professional services contract to provide a conceptual study for sludge dewatering improvements at both the Osage Potable Water Treatment and Hollywood Road Wastewater Treatment Plants. These studies will identify the most efficient and effective improvements to the present dewatering systems at the plants. Future work after this study phase will be authorized to develop plans and specifications to bid the projects. Funding is available for this contract from the approved 2011 and 2012 Utilities Capital Improvement Project budgets.


C. Approval – Emergency Facilities & Land Use Agreement Renewal:  
Texas A&M Forest Service

This item approves a Emergency Facilities and Land Use Agreement between the City and the Texas Forest Service (TFS). TFS is re-establishing an airbase at the Rick Husband Amarillo International Airport to stage and operate both fixed and rotary-wing fire fighting and fire surveillance aircraft. The lease is provided at no cost to TFS. The aircraft will be stationed at the Airport on an as-needed basis to ensure prompt aerial response to wildfires in Amarillo and the surrounding region.

Mayor Pro Tem Green 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. Shea White, 4212 West 12<sup>th</sup> Avenue, stated she attended the Animal Control Board meeting yesterday, and she encouraged the City Council to put the approved ordinance on their next agenda. There were no further comments.

Mayor Pro Tem Green advised that the meeting was adjourned and the Council would return to Closed Session.

ATTEST:

  
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Frances Hibbs, City Secretary

  
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Ellen Robertson Green, Mayor Pro Tem