

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 16th day of December 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 Southeast 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
RONALD BOYD	COUNCILMEMBER NO. 4

Absent were none. 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 Harpole also 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 of December 9, 2014. Motion was made by Councilmember Boyd; motion was seconded by Councilmember Escajeda, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented a ordinance changing the zoning of a 2.79 acre tract of unplatted land from Agricultural District and Residential District 1 to Residential District 3 and a 2.94 acre tract of unplatted land from Agricultural District to Residential District 1, all in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Bayswater Road and Greenways Drive. This is recommended for approval by a 7:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Escajeda, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7499

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 BAYSWATER ROAD AND GREENWAYS DRIVE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Green, Escajeda, Eades and Boyd; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3: Mayor Harpole presented a ordinance amending Chapter 8-2, Amarillo Municipal Code, to add Section 8-2-15. This Code amendment would deem the City of Amarillo to be the temporary custodian of animals entering the possession, care, custody or control of the Animal Management & Welfare Department. As such, the Department will be authorized to lawfully administer medical treatment such as immunizations as necessary or prudent.

Motion was made by Councilmember Eades to amend Section 8-2-55 (3), to remove Panhandle Society for the Prevention of to Cruelty to Animals to bring the ordinance up-to-date, as the Society no longer exists, seconded by Councilmember Green, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7500

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-2, ARTICLE I, SECTION 8-2-15 TO PROVIDE FOR GUARDIANSHIP AND CLARIFY TRANSFER OF TITLE TO ANIMALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Green, Escajeda, Eades and Boyd; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 4: Mayor Harpole presented a resolution approving and authorizing the submission of a Justice Assistance Grant (JAG) to the Governor's Office of Criminal Justice entitled Amarillo SWAT Team Enhancement Project. The Amarillo Police Department will use \$50,000.00 to purchase night vision equipment and communication devices to enhance the Amarillo SWAT response capabilities on active shooter and bomb scene situations. Motion was made by Councilmember Green, seconded by Councilmember Boyd, that the following captioned resolution be passed:

RESOLUTION 12-16-14-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE CRIMINAL JUSTICE DIVISION OF THE GOVERNOR'S OFFICE TO PURCHASE NIGHT VISION EQUIPMENT AND RELATED DEVICES; AUTHORIZING THE CITY MANAGER TO REPRESENT THE CITY IN ALL MATTERS PERTAINING TO THIS APPLICATION; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; 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 1300 North Madison Street. Motion was made by Councilmember Eades to select Options iii and v, seconded by Councilmember Green, that the following captioned resolution be passed:

RESOLUTION NO. 12-16-14-2

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 and Doyle Clayton were sworn in. Mr. McDonald stated the property at 1300 North Madison Street has been vacant since January 1975. There have been no applications for permits to abate the nuisance. The property was originally posted with a condemnation placard on November 11, 2014. The property is a nuisance to the community and creates an unsafe environment. There are no current taxes due on the property and there are no delinquent taxes due. There has been no water service since November 9, 2012. The City had four previous liens on the property but they were paid. Doyle Clayton, 2046 South Ong Street, stated he was trying to fix the house and he has received bids for the electrical and plumbing. He was requesting a provisional permit.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; 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 1301 North

Monroe Street. Motion was made by Councilmember Escajeda to select Options iii and v, seconded by Councilmember Eades, that the following captioned resolution be passed:

RESOLUTION NO. 12-16-14-3

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.

Scott McDonald, Building Official and Doyle Clayton were sworn in. Mr. McDonald stated the property at 1301 North Monroe Street has been vacant since April 2014. There have been no applications for permits to abate the nuisance. The property was posted with a condemnation placard on November 11, 2014. The property is a nuisance to the community and creates an unsafe environment. Current taxes due on the property are \$581.92; there are no delinquent taxes due. There has been no water service since November 2012. There are no contractor liens on the property. He further stated the foundation is in great disrepair.

Doyle Clayton, 2046 South Ong Street, stated he wanted to refurbish this house as well. He stated his sister will help with expenses and he has made a list of what needs to be done. He has also received repair bids on this house from a plumber and a electrician, and the costs are similar to the house on Madison Street. Mr. Clayton also stated he is working on three other houses. Councilmember Boyd inquired about the value of the property and whether it would be beneficial to clear the lot and build a new structure. Mr. McDonald interjected the City does not take property, they just abate the property by removing substandard structures.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; the motion carried by a 5:0 vote of the Council.

ITEM 7: Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 2201 Rule Street. Motion was made by Councilmember Boyd to select Options ii and v, seconded by Councilmember Green, that the following captioned resolution be passed:

RESOLUTION NO. 12-16-14-4

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 property at 2201 Rule Street has been vacant since September 8, 2011. There have been no applications for permits to abate the nuisance. The property was posted with a condemnation placard on November 18, 2014. The owner has looked into removing the structure for additional parking, but said he could not afford to demolish the structure. Currently taxes due on the property are \$534.13. There are no delinquent taxes due. There has been no water service since September 2011. The City does not have any contractor liens on the property. There were no other comments.

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; the motion carried by a 5:0 vote of the Council.

ITEM 8: Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure located at 3100 South Woodland Street. Motion was made by Councilmember Green to table this item, seconded by Councilmember Boyd, that the following captioned resolution be tabled until December 22, 2014:

RESOLUTION NO. 12-16-14-5

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

Scott McDonald, Building Official, Nancy Wedgeworth and Cheryl Austin were sworn in. Mr. McDonald stated the property at 3100 South Woodland Street has been vacant since February 2012. The property was posted with a condemnation placard on November 18, 2014. Mr. McDonald stated in June 2014 Mrs. Wedgeworth was granted two months to do the work to repair the structure, in September 2014, Building Safety was notified that they would be boarding up the structure. There have been no applications for permits or other conversations to abate the nuisance. The property is a nuisance to the community and creates an unsafe environment. Current taxes due on the property are \$238.79; there are \$22,053.19 in delinquent taxes due for years 2000-2013 on a disability deferral. There has been no water service since February 2010. The City has contractor liens totaling \$3,062.50 on the property.

Nancy Wedgeworth, 1113 North Houston Street and Cheryl Austin, 3503 Southeast 13 Avenue. Ms. Austin stated they have made improvements to property and presented recent photographs. Ms. Austin stated Mrs. Wedgeworth's husband is hospitalized and their social security has been withheld for a year. They have had five other properties taken away by predatory loans. Ms. Austin further stated that even after the fire the home was structurally sound but they had no insurance. The home has been in the family since 1962, and they would like to opportunity to rebuild the home. Dewayne Dixon, 3123 South Woodland Street, stated this home is an eyesore and for almost three years nothing has been done. Councilmember Escajeda stressed that the homeowners do not have to wait until the hearing date to get things started on these substandard structures.

ITEM 9: Mayor Harpole presented a resolution setting the date and time for a public hearing on January 20, 2015 at 3:00 p.m. to determine if the properties at 1414 South Cleveland Street and 305 South Kentucky Street 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 Boyd, seconded by Councilmember Escajeda, that the following captioned resolution be passed:

RESOLUTION 12-16-14-6

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

Voting AYE were Mayor Harpole, Councilmembers Green, Eades, Escajeda and Boyd; the motion carried by a 5:0 vote of the Council.

ITEM 10: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Councilmember Escajeda asked to remove Items D and E for separate consideration. Motion was made by Councilmember Escajeda to approve Items A, B and C on the consent agenda, motion was seconded by Councilmember Eades, and unanimously carried, to approve Items A, B and C of the consent agenda and authorize the City Manager to execute all documents necessary for each transaction. Motion was made by Councilmember Escajeda to approve Item D, motion was seconded by Councilmember Eades, motion carried 4-0-1 with Councilmember Green abstaining, to approve Item D of the consent agenda and authorize the City Manager to execute all documents necessary. Motion was made by Councilmember Green to approve Item E, motion was seconded by Councilmember Boyd, motion carried 3-0-2, Councilmembers Escajeda and Eades abstaining, to approve Item E of the consent agenda and authorize the City Manager to execute all documents necessary.

A. Award – Water Main Improvements:

Award to low responsive bidder: Amarillo Utility Contractors - \$230,611.00

This item awards a construction contract for the installation of a twenty (20) inch water main in Pullman Road under Interstate 40 East. The project will install 2,000 feet water line and a fire line tap for an adjacent property. Funding for this project is available from owner participation and the approved 2014-15 Capital Improvements Program for water main expansion and improvements.

B. Approval – Five Year On-Call Engineering and Architectural Services:
Best Evaluated Statement for Qualifications: RS&H, Inc - \$217,500.00

This item approves a contract for engineering and architectural consulting services for potential capital projects at the Rick Husband International Airport. The term of the agreement will be December 2014 through December 2019. The scope of work is anticipated to involve the expansion and improvement of runways, taxiways, aprons and commercial airport facilities. Funding for the contract is available from the Airport Department's annual operating budget and funded through FFA Entitlement grants.

C. Approval – Car Rental Concession Agreements Amendment 2:

This item approves an amendment to each concession agreement with the car rental companies operating at Rick Husband Amarillo International Airport. With the completion of the Consolidated Rental Car Service Center (CONRAC), the amendment provides for car rental companies to purchase fuel from the CONRAC and establishes a flowage fee of \$0.09 per gallon for fuel pumped into such vehicles. The amendment has been accepted by each company as follows:

Avis Rent A Car System, LLC
EAN Holdings, LLC, dba Enterprise Rent-a-Car
EAN Holdings, LLC, dba National Car Rental
The Hertz Corporation

D. Approval – City of Amarillo Group Health Plan – 2015:

This item approves the City of Amarillo Health Group Plan Summary Plan Description (plan document) and the related updates and changes for the 2015 plan year. This plan document governs the use and administration of the Plan for the 2015 year for all employees and other covered lives.

E. Approval – Renewal Acute Care Hospital Services Agreement:
Parties: City of Amarillo and Northwest Texas Healthcare System

This item is the renewal for an additional year of the agreement between the City and Northwest Texas Healthcare System for acute care hospital services for the City Group Health Plan. This renewal is contemplated in the original agreement and will run from January 1, 2015 through December 31, 2015. The renewal incorporates minor adjustments as noted and does include a waiver of the 3% escalator in overall charges.

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.

Edmond Johnston, 2116 South Hayden Street, appreciated everything the Council and staff does and wished everyone a happy holiday. There were no further comments.

Mayor Harpole advised that the meeting was adjourned and the Council would return to Closed Session.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor