

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 26th day of March 2013, the Amarillo City Commission met at 1:00 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 Commission met at 3:00 p.m. in regular session in the Commission 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	COMMISSIONER NO. 1
BRIAN EADES	COMMISSIONER NO. 2
LILIA ESCAJEDA	COMMISSIONER NO. 3

Absent was Commissioner Jim Simms. Also in attendance were the following administrative officials:

VICKI COVEY	ASSISTANT CITY MANAGER
MARCUS NORRIS	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Craig Albracht, Hillside Christian Church. Mayor Harpole led the audience in the Pledge of Allegiance.

Proclamation was presented for "Sexual Assault 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 March 19, 2013. Motion was made by Commissioner Escajeda seconded by Commissioner Eades, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance changing the zoning of Lot 20, Block 3, South Park Unit No. 31, in Section 30, Block 9, BS&F Survey, Randall County, in the vicinity of Bell Street and Hyde Parkway from Planned Development District 269 to Amended Planned Development District for expansion of existing office complex. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7396

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 BELL STREET AND HYDE PARKWAY,  
RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS  
CLAUSE; PROVIDING A REPEALER CLAUSE; AND  
PROVIDING AN EFFECTIVE DATE.

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 3: Mayor Harpole presented an ordinance changing the zoning of a 6.57 and a 26.53 acre tract of unplatted land in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Pineridge Drive and Glenwood Drive from Agricultural District and Moderate Density District to Residential District 3 and Residential District 1, respectively. Motion was made by Commissioner Green, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7397

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 ELLEN HOPE STREET AND PERRY AVENUE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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 4: Mayor Harpole presented an ordinance changing the zoning of a 24.95 acre tract of unplatted land in Section 64, Block 9, BS&F Survey, Randall County, in the vicinity of Ellen Hope Street and Perry Avenue from Agricultural District to Residential District 2. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7398

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 PINERIDGE DRIVE AND GLENWOOD DRIVE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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 5: Mayor Harpole presented a resolution approving an agreement with the Texas Department of Transportation and authorizes the contribution of 10% of the costs for the acquisition of right of way and the associated relocation and adjustment of utilities for the development and construction of Loop 335 from Interstate 27 east to BNSF Railroad. The cost is estimated to be \$291,193. The funding for the City participation is available from the transfer of funds from completed street improvement projects. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned resolution be passed:

RESOLUTION NO. 03-26-13-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: APPROVING AGREEMENT TO CONTRIBUTE RIGHT OF WAY FUNDS AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO ACQUIRE RIGHT OF WAY AND ADJUST UTILITIES FOR A PROJECT ON LOOP 335 FROM INTERSTATE HIGHWAY 27 EAST TO BNSF RAILROAD; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

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 a resolution which authorizes the submission of an application for financial assistance to the Texas Water Development Board (TWDB) in an amount not to exceed \$875,000. The application is to construct improvements and extensions to the City's Sewer System. Should this application be approved, the City will receive favorable financing terms for the \$875,000 and will receive preference towards future TWDB applications related to construction of the proposed project. Motion was made by Commissioner Green, seconded by Commissioner Escajeda, that the following captioned resolution be passed:

RESOLUTION NO. 03-26-13-2

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS REQUESTING FINANCIAL ASSISTANCE (APPLICATION 2013A) FROM THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE

FILING OF AN APPLICATION FOR ASSISTANCE; AND  
MAKING CERTAIN FINDINGS IN CONNECTION  
THEREWITH.

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 7: Mayor Harpole presented a resolution which authorizes the submission of an application for financial assistance to the Texas Water Development Board (TWDB) in an amount not to exceed \$700,000. The application is to construct improvements and extensions to the City's Sewer System. Should this application be approved, the City will receive favorable financing terms for the \$700,000 and will receive preference towards future TWDB applications related to construction of the proposed project. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned resolution be passed:

RESOLUTION NO. 03-26-13-3

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS REQUESTING FINANCIAL ASSISTANCE (APPLICATION 2013B) FROM THE TEXAS WATER DEVELOPMENT BOARD; AUTHORIZING THE FILING OF AN APPLICATION FOR ASSISTANCE; AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH.

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 8: Mayor Harpole presented a resolution designating the City of Amarillo as a Management Agency for wastewater collection and treatment and in accordance with the requirements of the Federal Water Pollution Control Act. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned resolution be passed:

RESOLUTION NO. 03-26-13-4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS DESIGNATING THE CITY OF AMARILLO AS A MANGEMENT AGENCY FOR THE PURPOSES OF THE FEDERAL WATER POLLUTION CONTROL ACT, SECTION 208, PROVIDNG AN EFFECTIVE DATE.

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 9: Mayor Harpole advised that appointments are needed for certain boards and commissions. Motion was made by Commissioner Green, seconded by Commissioner Escajeda, and unanimously carried to reappointment to the Advisory Committee for People with Disabilities, Hilda Easley and Myrtle Hodge; to the Amarillo Hospital District, Roger Williams to replace Liz Hughes and reappointing Bob Stafford; and to the Tax Increment Reinvestment Zone No. 1 Board of Directors, reappointing Jason Herrick. 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 10: 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 Commissioner Escajeda, seconded by Commissioner Eades, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

A. Acceptance – Contract for Women, Infants & Children (WIC) Nutrition Program:

Agency: Texas Department of State Health Services -- \$751,491.00

This item accepts a contract extension for the City of Amarillo's Women, Infants & Children (WIC) Supplemental Nutrition Program for a second six months. The maximum funding for the fiscal year is \$1,656,690. WIC provides supplemental nutritious foods, health assessments and referrals, and nutrition and breastfeeding education services for residents of Potter, Randall, Armstrong, Carson and Oldham Counties.

B. Approval – Change Order #7 – Potter County Well Field Collection System:  
S. J. Louis Construction of Texas Ltd, LLP -- \$ 74,360.00

Original Contract Total:	\$11,387,713.61
Previous Change Orders:	\$ 710,676.56
Requested Change Order:	<u>\$ 74,360.00</u>
Revised Contract Total:	\$12,172,750.17
Cumulative % Change:	6.89%

This item approves the final change order to the construction contract for the Potter County Well Field Collection System. The change order adjusts the final quantities for the total project, the most significant change is funding for 92 acres of grass. Funding for this change order is available within the original project budget.

C. Purchase – Solid Waste Refuse Containers:  
Award to low responsive bidders:

Line 1	Three-cubic yard containers	
	Roll Offs of America/USA	\$ 59,250.00
Line 2	Eight-cubic yard containers	
	Wastequip Incorporated	<u>\$ 41,900.00</u>
		\$101,150.00

This item approves the annual purchase of solid waste containers used for both residential and commercial solid waste customers. Both types of containers will replace existing units that are no longer repairable and to accommodate new service. The requested purchase is for 125 three-cubic yard residential style containers and 50 eight-cubic yard commercial style containers. Funds for this purchase are in the approved FY 2012-13 Solid Waste Collection Department operating budget.

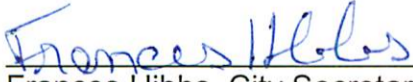
D. Purchase – Downtown Lighting Project:  
Award to Techline, Inc. -- \$51,468.00

This item approves the purchase of 100 decorative downtown pedestrian LED lights to replenish the warehouse stock. The last purchase was made in April 2011. The demand for the LED pedestrian lights has exceeded the original expectation and all the lights received under the original purchase have been committed. The LED lights are sold to downtown property owners or developers undertaking streetscape improvements at cost. The costs of the lights have increased 14.79%. Funding for the purchase is available from the Warehouse Inventory account and will be reimbursed as the lights are sold.

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. The public forum is set under the Open Meetings Act and that during the public forum the City Commission 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 Commission would return to Closed Session.

ATTEST:

  
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Frances Hibbs, City Secretary

  
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Paul Harpole, Mayor