

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 23rd day of April 2013, the Amarillo City Commission 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 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	DEPUTY CITY MANAGER
MARCUS NORRIS	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Howard Griffin, First Presbyterian Church. Mayor Harpole led the audience in the Pledge of Allegiance.

Proclamations were presented for "Alcohol Awareness Month," and "Amarillo's Donate Life Day."

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 April 16, 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 amending Ordinance No. 7003, the existing gas franchise between the City of Amarillo and Atmos Energy. This amendment is limited to the transportation of natural gas and the value thereof pursuant to Atmos' franchise rights for the use of the public rights of way. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7403

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS:
AMENDING ORDINANCE 7003, THE EXISTING GAS
FRANCHISE BETWEEN THE CITY AND ATMOS ENERGY
CORPORATION, (A TEXAS AND VIRGINIA
CORPORATION, WITH ITS PRINCIPAL OFFICE IN THE
CITY OF DALLAS, DALLAS COUNTY, TEXAS), TO
PROVIDE FOR ADDITIONAL CONSIDERATION;
PROVIDING AN EFFECTIVE DATE; PROVIDING FOR
ACCEPTANCE BY ATMOS ENERGY CORPORATION;
FINDING AND DETERMINING THAT THE MEETING AT
WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE
PUBLIC AS REQUIRED BY LAW.

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 amending the Amarillo Municipal Code, Chapter 2-8, Article IV, Section 2-8-113, to increase the warrant fee from \$25.00

to \$50.00. This amendment updates the ordinance to match the approved FY 2012/2013 Municipal budget. Motion was made by Commissioner Green, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7404

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 2-8, ARTICLE IV, SECTION 2-8-113; PROVIDING FOR RATIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING FOR 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 Lot 9-A, Block 55, Olsen Park Unit No. 53, in Section 8, Block 9, BS&F Survey, Potter County, in the vicinity of Interstate 40 and Hancock Street from Planned Development District 160 to Amended Planned Development District for expansion of existing office uses. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on the second and final reading:

ORDINANCE NO. 7401

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 INTERSTATE FORTY AND HANCOCK STREET, 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 an ordinance changing the zoning of Lot 10, Block 25, Oak Dale Unit No. 3, in Section 122, Block 2, AB&M Survey, Randall County, in the vicinity of Ricks Street and Southeast 33rd Avenue from Residential District 1 to Residential District 1 with a specific use permit for placement of a carport within the front yard setback. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on the second and final reading:

ORDINANCE NO. 7402

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 RICKS STREET AND SOUTHEAST THIRTY-THIRD 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 6: 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 Green, seconded by Commissioner Escajeda, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. Award – Water Distribution Improvements Replacement of Water Main:
Award: Amarillo Utility Contractors - \$175,073.37
This item awards a construction contract for the installation of six (6) inch water mains in various alley locations: Arthur C. Champion Avenue and

Northwest 11th Avenue from Travis to Ong Streets, and Northwest 13th and Northwest 14th Avenues from McMasters to Rusk Streets. The project will replace deteriorated and undersized two (2) inch mains. The contract award is 27.26% less than the estimate. Funding for this project is available from the approved FY 2012-13 Utilities Division Capital Improvements Project for water main replacements.

B. Purchase – Mowers and Utility Carts:

Award to low responsive bidder by line item as follows:

James Bros Implement Co Inc. (Line 2,4,5)	\$ 66,505.00
James Bros Implement Co Inc. Alternate (Line 1,3)	\$ 51,670.00
Western Equipment LLC (Lines, 6,7,9,10,14)	\$209,115.00
Hall Manufacturing DBA Bush Whacker (Line 8)	\$ 2,576.00
Professional Turf Products (Lines 11,12,13)	\$126,641.12
Total Award	\$456,507.12

This item is the routine purchase of various carts and mowers to replace existing units that have reached or exceeded their usable lifespan. Equipment purchased under this bid will be used by various departments throughout the City. Pricing under this bid reflects a 19% increase. Funding for this purchase is in the approved Municipal Garage Replacement budget.

C. Approval – Communications Equipment Location License Agreement:

Terms and Conditions as noted

This item approves a License Agreement between Northwest Texas Healthcare Systems, Inc. and the City of Amarillo. This agreement allows the City to locate communications equipment on the Northwest Texas Healthcare Systems, Inc. property to support and improve the City's public safety radio network.

D. Approval – Aviation Clear Zone Easement:

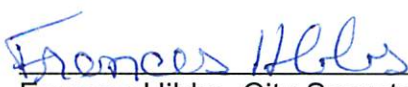
Aviation Clear Zone Easement being 4,425 feet MSL above the plat of Haines Acres Unit No. 2, in Section 143, Block 2, AB&M Survey, Randall County, from Miguel Morales.

7. PRESENTATION – Amarillo 101 Graduation and recognition. Plaques were presented to: Steven Bledsoe, Paul Brannon, Alan Davidson, Dean Downey, Mike Good, Melissa Ann Griswold, Anthony Harris, Howard Hollar, Jeff Mitchell, John Moya, Dr. Rakhshanda Rahman, Liz Marie Rascon, Rodney Ruthart, Lenny Sadler, Gary Schack, Clay Stribling, D.J. Stubben, Richard Walton, William Ware, and Todd Wetsel. Individual comments were made by the group. Favorable comments were made regarding the City's operations, staff and employees.

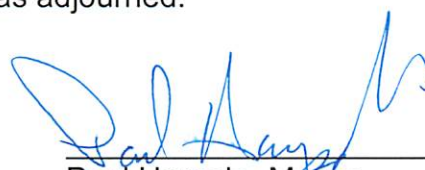
Mayor Harpole announced that this is the end of the regular agenda, but time is reserved to hear any citizen concerning matters pertaining to City policies, programs or services. The public forum is set under the Open Meetings Act and that during the public forum the City Commission can respond with a statement of fact, a statement of city policy or decide whether to place an item on a future agenda. Susan White with the Amarillo Symphony introduced their third and final candidate, Maestro Jacomo Rafael Bairos. Maestro Bairos stated the Amarillo Symphony was a vibrant and talented group. He also stated the Amarillo Globe News Center had great acoustics. There were no other comments.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor