

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 30th day of July 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
BRIAN EADES
LILIA ESCAJEDA
JIM SIMMS

MAYOR
COMMISSIONER NO. 2
COMMISSIONER NO. 3
COMMISSIONER NO. 4

Absent was Commissioner 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 Davlyn Duesterhaus, Baptist St. Anthony's Health Systems. Mayor Harpole 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 July 23, 2013. Motion was made by Commissioner Simms seconded by Commissioner Escajeda, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance updating the membership of the Risk Management Board to accurately reflect changes to the City's organizational structure since the Board's 1987 inception. There are no other changes proposed for the Board. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7416

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING ORDINANCE NO. 5705 TO UPDATE MEMBERSHIP OF THE RISK MANAGEMENT BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioners Eades, Escajeda and Simms; 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 .96 acre portion of Area "B" Amended Tascosa Estates Unit No. 1 in Section 11, Block 8, BS&F Survey, Potter County, in the vicinity of Trevino Avenue and Fairway Drive from Planned Development District 165D to Amended Planned Development District for the addition of two single-family detached lots. This is recommended for approval by a 6:0:1 vote of the Planning and Zoning Commission. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7417

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OR THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE

VICINITY OF TREVINO AVENUE AND FAIRWAY DRIVE, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR REPEALER; PROVIDING FOR EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioners Eades, Escajeda and Simms; 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 31.23 acre tract of unplatted land in Section 231, Block 2, AB&M Survey, Randall County, in the vicinity of Farmers Avenue and City View Drive from Agricultural District to Residential District 2. This is recommended for approval by a 7:0 vote of the Planning and Zoning Commission. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7418

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OR THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF FARMERS AVENUE AND CITY VIEW DRIVE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR REPEALER; PROVIDING FOR EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioners Eades, Escajeda and Simms; 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 a 4.54 acre tract of unplatted land in Section 63, Block 9, BS&F Survey, Randall County, in the vicinity of Soncy Road/Loop 335 and Southwest 45th Avenue from Agricultural District to Planned Development District 375 for and outdoor new/used auto sales lot. This is recommended for approval by a 6:0:1 vote of the Planning and Zoning Commission. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7419

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OR THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF SONCY ROAD AND SOUTHWEST FOURTY-FIFTH AVENUE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR REPEALER; PROVIDING FOR EFFECTIVE DATE.

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

ITEM 6: Mayor Harpole presented an ordinance amending Ordinance No. 7351 to clarify and reinforce Section R907.1 of the 2012 International Residential Code related to residential roofing requirements.

David Alexander, 3502 Farwell, asked for clarification on the ordinance change. He stated his insurance company would not pay for deck repairs unless it was damaged. Mr. Norris stated that when the 2012 International Residential Code was adopted, Chapter 9 in its entirety was adopted which required new and repair roofs to be brought to current code. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned ordinance be passed on the first reading:

ORDINANCE NO. 7420

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-3, ARTICLE III, SECTION PERTAINING TO THE 2012 INTERNATIONAL RESIDENTIAL CODE, SECTION R907.1, TO CLARIFY AND REINFORCE APPLICABILITY OF SAID CODE TO REPAIRS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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

ITEM 7: Mayor Harpole presented an ordinance appointing existing judges now serving in the City of Amarillo Municipal Court. These appointments for a two (2) year period are as follows: Sonya Letson – Full-time Presiding Judge, Jennifer Cates – Part-time Associate Judge, Donald Conley – Part-time Associate Judge and Inda Crawford – Part-time Associate Judge. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on the second and final reading:

ORDINANCE NO. 7415

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: APPOINTING MUNICIPAL COURT JUDGES FOR FISCAL YEARS 2013-2014 AND 2014-2015; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR EFFECTIVE DATE.

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

ITEM 8: Mayor Harpole presented a resolution closing the public hearings and sets the date of August 20, 2013 for the first reading of an ordinance annexing 340+ acres of land in Section 65, Block 9, BS&F Survey Randall County, Texas in the vicinity of Soncy Road and Arden Road. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned resolution be passed:

RESOLUTION NO. 07-30-13-1

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 AN EFFECTIVE DATE.

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

ITEM 9: Mayor Harpole presented a resolution conducting a public hearing on potential environmental impacts and alternatives of a proposed water pipeline. The proposed transfer pipeline will connect the new high service pump station at the Osage Water Treatment Plant with the Arden Road Pump Station. This will increase capacity for current and future growth in the area.

Lance Ferland, HDR Engineer presented the proposed water pipeline. He stated it has been available for public review for over 30 days. This hearing was following the Texas Water Development Board guidelines. The estimated cost is \$16,910,000 or \$1.14 per month per average household. Motion was made by Commissioner Eades to close the public hearing and provide approval of the resolution, seconded by Commissioner Simms, that the following captioned resolution be passed:

RESOLUTION NO. 07-30-13-2

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 AN EFFECTIVE DATE.

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

ITEM 10: Mayor Harpole advised that appointments are needed for a certain board and commission. Motion was made by Commissioner Simms seconded by Commissioner Escajeda and unanimously carried to reappoint to the Downtown Urban Design Review Board, Chan Davidson, David Horsley, Wes Reeves, and Dana Walton, such terms to expire August 17, 2016. Voting AYE were Mayor Harpole, Commissioners Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 11: 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. Award – Radio Communications for School Flashers and Traffic Signals:

Award on HGAC Smart Buy Contract
Consolidated Traffic Controls, Inc. -- \$138,993.44

This item awards a contract for the installation of radio communication system for school zone flashers and traffic signals. The purchase will begin a three year replacement program of the outdated modem pager system. Funding for the purchase is available in the approved 2012 Capital Improvement Project for the Signal and School Flasher Communication System.

B. Acceptance – Amendment to Agreement in Principle Grant Contract:

Grant Amendment Amount: \$240,000.00
Grantor: Texas Department of State Health Services

This item accepts amendment #3 to the 2011-16 Agreement in Principle Grant Contract for services related to the Pantex Program. The Office of Emergency Management will use these carryover funds for the purchase of personnel contamination monitors. The amendment increases the grant award to \$467,360.00

C. Sale – Property:

- 1) Sheriff Sale Property in Potter County.
- 2) Sheriff Sale Property in Randall County.

D. Approval – Aviation Clear Zone Easements:

- 1) Aviation Clear Zone Easement being 3,755 feet MSL above the plat of W.E. Juett Addition Unit No. 2, in Section 75, Block 2, AB&M Survey, Potter County, from Jane Juett.
- 2) Aviation Clear Zone Easement being 5,150 feet MSL above the plat of City View Unit No. 13, in Section 231, Block 2, AB&M Survey, Randall County, from Matt Griffith.

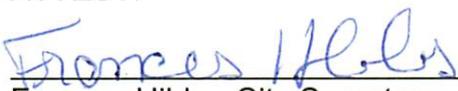
E. Approval – License and Hold Harmless Agreements:

- 1) License and Hold Harmless for monitoring wells and creating four sites for proposed environmental wells, in Sections 123 and 124, Block 2, AB&M Survey, Potter County, Texas for Chevron Environmental Management Company.
- 2) License and Hold Harmless for an environmental monitoring well within a portion of Erik Avenue right-of-way, in Lot 9, Block 106, Olsen Park Unit No. 58, in Section 8, Block 2, AB&M Survey, Potter County, Texas for Daniel B. Stephens & Associates, Inc.

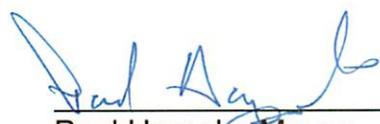
Mayor Harpole announced that this is the end of the regular agenda, but time is reserved to hear any citizen concerning matters pertaining to City policies, programs or services. The public forum is set under the Open Meetings Act and that during the public forum the City Commission can respond with a statement of fact, a statement of city policy or decide whether to place an item on a future agenda. Commissioner Simms invited the public to attend the budget meetings next week beginning on Tuesday. There were no comments.

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

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor