

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 14th day of February 2012, 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
JIM SIMMS	COMMISSIONER NO. 4

Absent were none. Also in attendance were the following administrative officials:

JARRETT ATKINSON	CITY MANAGER
VICKI COVEY	ASSISTANT CITY MANAGER
DEAN FRIGO	ASSISTANT CITY MANAGER
MARCUS NORRIS	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	ASSISTANT CITY SECRETARY

The invocation was given by Mark Love, Central Church of Christ. 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 February 7, 2012. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance amending Chapter 10-3, Article III of the Amarillo Municipal Code to add a new section 10-3-29 to restrict the residence location of certain registered sex offenders, providing for a waiver, and other necessary matters. As proposed, the ordinance would restrict registered sex offenders assigned a risk level of "High," "Moderate," or "Not Reported" by the Texas Department of Criminal Justice from establishing a residence within 1,000 feet of certain day care centers and other premises where children commonly gather. The ordinance would apply to those affected parties establishing new or relocated residences. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7319

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 10-3, ARTICLE III, TO ADD SECTION 10-3-29 TO RESTRICT THE RESIDENCE LOCATION OF CERTAIN SEX OFFENDERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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

ITEM 3: Mayor Harpole presented an ordinance amending Chapter 4-3 of the Amarillo Municipal Code concerning substandard dangerous structures; repealing portions of Chapter 8-3 regarding the accumulation of solid waste and vegetation and adopting a

new section 4-3-2 regulating the accumulation of trash and excess vegetation. Collectively, these changes to the Amarillo Municipal Code will streamline the process for addressing substandard and dangerous structures and the accumulation of trash and excess vegetation while protecting the property rights of all parties. Commissioner Escajeda commented that this ordinance will provide a great service to our community by speeding up the process on substandard properties. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7317

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-3, ARTICLE I, SECTION 4-3-3 TO REVISE PROCEDURES AND REGULATIONS CONCERNING SUBSTANDARD DANGEROUS STRUCTURES; REPEALING CHAPTER 8-3, ARTICLE V, SECTIONS 8-3-116 THROUGH 8-3-121 RELATING TO ACCUMULATION OF SOLID WASTE AND VEGETATION; ADOPTING A NEW SECTION 4-3-2, OF CHAPTER 4-3, ARTICLE I, REGULATING ACCUMULATION OF TRASH AND EXCESS VEGETATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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

ITEM 4: Mayor Harpole presented an ordinance approving the reassessment of properties within the Point West Public Improvement District (PID). This reassessment is necessary to account for parcels (property accounts) that were added in the approved 2011/2012 assessment roll that were not included when calculating the assessment values. This ordinance does not change the total approved assessment of \$52,000. Motion was made by Commissioner Green, seconded by Commissioner Simms, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7318

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: REASSESSING PROPERTY WITHIN THE POINT WEST PUBLIC IMPROVEMENT DISTRICT TO CORRECT AN ERROR, AS AUTHORIZED BY CHAPTER 372 OF TEXAS LOCAL GOVERNMENT CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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

ITEM 5: Mayor Harpole presented a resolution replacing the resolution approved on November 15, 2011 which approved the nomination of Bell Helicopter Textron, Inc. as a Qualified Business and Enterprise Project for economic development assistance under the Texas Enterprise Zone Act. The Governor's Office of Economic Development and Tourism has requested a revision to the nominating resolution to strike the word "substantially" when describing the local incentives as the local incentives are the "same" as originally submitted in 2006 rather than "substantially the same." All other terms in the November resolution remain the same. The approval of the revised resolution is necessary to allow the State of Texas to continue its review Bell Helicopter's Enterprise Zone Project. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, that the following captioned resolution be passed:

RESOLUTION NO. 02-14-12-1

A RESOLUTION OF THE CITY OF AMARILLO; AUTHORIZING THE CITY OF AMARILLO TO NOMINATE BELL HELICOPTER TEXTRON INC. TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT AND TOURISM ("OOGEDT") THROUGH THE ECONOMIC DEVELOPMENT BANK ("BANK") FOR DESIGNATION AS A QUALIFIED BUSINESS AND ENTERPRISE PROJECT ("PROJECT") UNDER THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE

TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE ("ACT").

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

ITEM 6: Mayor Harpole advised that appointments are needed for the Amarillo Economic Development Corporation Board of Directors. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, and unanimously carried, to reappoint Tom Bivins and Ginger Nelson, such terms to expire March 31, 2015.

ITEM 7: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Commissioner Eades, seconded by Commissioner Green, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. Award -- Rock Salt Annual Contract:
Low responsive bidder: Lubbock Imports -- \$62,500.00

This is the annual supply contract for rock salt used by the Street Department in de-icing streets and intersections.

- B. Award – Potter County Pump Station Lightning Strike Repairs:
Sole responsive bidder: Brandon & Clark, Inc. -- \$51,726.85

This is a contract to purchase parts to repair certain electrical and electronic items at the new Potter County Pump Station which was damaged by a lightning strike in November 2011. The lightning strike overwhelmed the surge protection and damaged several components, including radios, sensors, switches and related items.

- C. Award – Hamlet Park Walkway Lighting:
Low responsive bidder: American Electric Inc. -- \$81,969.00

This is a contract for the installation of a metal Halide lighting system on the walkways at Hamlet Park and the installation of a new, larger electrical service which is required for the walkway project and the proposed spray ground project.

- D. Award – Demolition and Clearance Contract at 2003 S.W. 7th Avenue:
Low responsive bidder: Howell Sand Company -- \$68,475.00

This is a contract for the asbestos abatement and demolition of the substandard two story apartment building, associated foundation and parking area at 2003 S.W. 7th Avenue. The City Commission previously declared this property to be dangerous and substandard and ordered it to be demolished. The property has significant quantities of asbestos containing materials (ACM) and as such, the demolition and abatement will be performed simultaneously to ensure compliance with all state and federal requirements.

- E. Approval – Engineering Services for N.E. 24th Avenue Pump Station:
Reynolds Engineering Associates, Inc. -- \$30,110.00

This is an agreement for professional engineering services for the design and installation of a Variable Frequency Drive (VFD) at the N.E. 24th Avenue Pump Station.

- F. Approval– Change Order #1 – Osage Water Storage Tank Rehabilitation and Repainting Project:
Horizon Brothers Painting, Inc.:
Original Contract Amount: \$592,600.00
Requested Change Order: \$ 43,000.00
Revised Total Contract: \$635,600.00

Cumulative Change%: 7.2%

This approves a change order to the contract awarded on November 1, 2011 for the painting of the 34th Street Water Storage Tank. The change order provides for the replacement of an additional intermediate rafter and 42 outer roof rafters which were found to be defective after removing the existing paint from the roof structure.

G. Dedication Deeds – Rights-of-Ways:

Dedication Deeds of various private rights-of-ways within the La Paloma Subdivision in Sections 12 and 23, Block 9, BS&F Survey, Potter County, Texas, in the vicinity of Fairway Drive and Cypress Point.

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. No one appeared.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:

Frances Hibbs, Assistant City Secretary

Paul Harpole, Mayor