

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 24th day of April 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 was 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
DONNA DERIGHT	CITY SECRETARY

The invocation was given by Mark Love, Central Church of Christ. Mayor Harpole led the audience in the Pledge of Allegiance.

A proclamation was presented for "Beta Sigma Phi Week."

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 17, 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 changing the zoning of an 8.32 acre tract of unplatted land in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Bayswater Road and Greenways Drive, to change from Agricultural District to Residential District 1 for single-family detached home development. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7326

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, 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 changing the zoning of a 2.91 acre tract of unplatted land in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Bayswater Road and Greenways Drive, to change from Agricultural District to Residential District 3 for single-family detached home development. Motion was made

by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7327

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, 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 amending the Amarillo Municipal Code, Chapter 10-3, Article II, to add Section 10-3-17 declaring graffiti to be a nuisance, requiring the removal thereof, declaring an offense by a parent or guardian of a minor, regulating possession of aerosol paint by minors, and providing for enforcement. Terry Harmon, 4809 Aberdeen, appeared and asked what methods would be used to remove the graffiti. Mayor Harpole advised that it would depend on the type of surface. Dwight Ubben, 5707 Spencer, appeared about a building that has been marked with graffiti. He stated that the people who do it should have to clean it up. Carolyn Thornton, 1947 S. Marrs, appeared and asked if a study had been done on why people graffiti other people's property. Mayor Harpole stated there have been studies but what remains is that they are committing a crime on private property. Jimmy Hammon, 1514 S. Pierce, appeared and asked if there is a loitering law. Mr. Norris advised that there is not one any longer.

Motion was made by Commissioner Green, seconded by Commissioner Simms, to change Section 10-3-17, (c) from three (3) business days to (5) business days and that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7329

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 10-3, ARTICLE II, TO ADD SECTION 10-3-17 DECLARING GRAFFITI TO BE A NUISANCE, REQUIRING THE REMOVAL THEREOF, DECLARING AN OFFENSE BY PARENT OR GUARDIAN OF MINOR, REGULATING POSSESSION OF AEROSOL PAINT BY MINORS, PROVIDING FOR ENFORCEMENT; 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 5: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. He noted that the City Manager asked that Item D be removed. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, and unanimously carried, to approve Items A through C, E and F on the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. Purchase – Street Sweeper:
Cooperative Purchasing Purchase:
Kinloch Equipment & Supply, Inc. -- \$218,473.00

This approves the purchase of a street sweeper from the Buyboard Cooperative Purchasing Contact.

- B. Purchase – Vactor Truck:
Cooperative Purchasing Purchase: Freightliner of Austin – \$307,530.00

This approves the purchase of an additional vactor truck from the Buyboard Cooperative Purchasing Contact.

- C. Award – Water Distribution Improvements at Willow Creek and Cherry Avenue:
Award to low responsive bidder:
Amarillo Utility Contractor Inc. --\$178,098.00

This is a construction contract to re-route the 10-inch water main at Willow Creek and the 12-inch water main at Cherry Avenue. Both projects are required for the Dumas Drive (US 287) TXDOT Bridge Replacement project at both locations.

- D. ITEM REMOVED:
Award – Water Well Motors, Pumps and Electrical Cable Annual Contract:
Award to low responsive bidder:
Gicon Pump & Equipment, Inc. -- \$502,830.00

This item awards a contract to replace 16 well motors and pumps and 8,000 feet of electrical cable to ensure that City's water wells are available for use throughout the year. The award represents a 20% savings from the project estimate.

- E. Award – Mower Equipment:
Award on various cooperative purchasing contracts as follows:
Bid 4049 - C&M Golf & Grounds Equipment (BuyBoard) -- \$248,742.36
Bid 4052 - John Deere Company (TXMAS) -- \$133,990.94
Bid 4053 - Professional Turf Products (BuyBoard) -- \$356,379.21

This approves the purchase of mowing equipment for Parks Maintenance, Ross Rogers Golf Course and Comanche Trail Golf Course from two cooperative purchasing contracts. A total of twenty-three (23) pieces of equipment, which include large and small park mowers, greens mowers, groomers, seeder/thatchers, and greens sweepers will be purchased.

- F. Approval – Emergency Purchase Hangar 605 Repair:
Award to Parsley's Sheet Metal and Roofing -- \$36,000

This approves the emergency repair of Hangar 605 at the Rick Husband Amarillo International Airport. This hangar was damaged by high winds and required immediate repair on portions of the roof, the side panels, and skylights.

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. Ruby Estelle, 2300 N.W. 14th Avenue, appeared concerning problems with a trucking company next to her home. There were no further comments.

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

ATTEST:

Donna DeRight, City Secretary

Paul Harpole, Mayor