

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 29th day of May 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

Absent was Jim Simms, Commissioner No. 4, due to personal business. 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 Tiller Watson, New Hope Baptist Church. Mayor Harpole led the audience in the Pledge of Allegiance.

Mayor Harpole recognized and expressed appreciation to those who participated in the "Take Back the Wall" anti-graffiti cleanup day and the remodeling of Mama Ruby Estell's home.

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 May 22, 2012. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance to prohibit camping or remaining overnight on public property. The ordinance is designed to protect the ingress and egress rights of citizens, vendors, contractors and employees to public property and municipal facilities for the conduct of routine business and to prevent the obstruction of such facilities. The ordinance would further provide protection from the potential health, security and sanitation risks associated with camping in areas without proper facilities. The ordinance preserves the ability to use such public property for expressive purposes, public speech and the redress of grievances.

Mayor Harpole asked for comments. Trina Fournier, 4426 S. Hayden, Alan Finegold, 2601 N. Grand, and Carolyn Thornton, 1947 S. Marrs, appeared and expressed concern about when and where the homeless people would relocate. Mrs. Covey stated that City staff has been in contact with the shelter agencies to provide information to those camping on public property at this time.

Motion was made by Commissioner Eades, seconded by Commissioner Green, to amend Sec. 10-3-45 (a) (3) and (d) (1) and the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7333

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 10-3, ARTICLE IV, ADDING SECTION 10-3-45 PROHIBITING CAMPING ON PUBLICLY OWNED PROPERTY AND PROVIDING EXCEPTIONS; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION 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 3: Mayor Harpole presented an ordinance changing the zoning of the east 135 feet of Lot 5, Block 250, Eberstadt Subdivision of Holland Addition, in Section 156, Block 2, AB&M Survey, Potter County, in the vicinity of Northeast 7th Avenue and Arthur Street for a manufactured home. Motion was made by Commissioner Green, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7334

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 NORTHEAST SEVENTH AVENUE AND ARTHUR STREET, POTTER 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 a resolution expanding the Point West Public Improvement District (PID) Advisory Board from three to five members. The expansion of the board is consistent with the original 2003 Point West petition and is recommended for approval by the current advisory board. The expanded advisory board will consist of two lot owners within the PID, two recommended by the developer, and one recommended by the owners. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned resolution be passed:

RESOLUTION NO. 5-29-12-1

A RESOLUTION EXPANDING THE POINT WEST PUBLIC IMPROVEMENT DISTRICT ADVISORY BOARD FROM A THREE MEMBER BOARD TO A FIVE MEMBER BOARD AS PROVIDED IN THE PETITION APPROVED IN 2003; PROVIDING SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION 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 5: Mayor Harpole advised that appointments are needed for the Point West Public Improvement District Advisory Board. Motion was made by Commissioner Eades, seconded by Commissioner Green, and unanimously carried, to appoint Joe McCormick to the unexpired term of James Rutledge as a lot owner representative, such term to expire September 30, 2014, appoint Edwin Leland as recommended by the developer and Alkesh Patel as a lot owner representative, such terms to expire September 30, 2015.

ITEM 6: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Robert Goodrich appeared concerning Item 6 (I). He asked if the public would have the opportunity to review the document before it is acted on by the Commission. Commissioner Eades stated that the downtown projects and the documents necessary for those projects have been discussed in previous meetings so through those discussions the public was made aware of contracts such as this one. Buzz David with the Amarillo Economic Development Corporation appeared to review the projects in Item H.

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. Purchase – Slope Mower Tractor:
Award to: H.E.R.S Inc. -- \$29,413.36

This is the purchase of a 72-inch slope mower to be used by the Surface Water Treatment Department for mowing and maintenance of the grounds at multiple locations where side slopes are a safety issue.

- B. Purchase – Computer Hardware Equipment:
Award on Department of Information Resources (DIR) Cooperative Purchasing Contract: Dell -- \$101,115.86

This is the purchase of 13 servers and 13 minitower workstations that provide service for the Amarillo Emergency Communication Center, Police and Fire Department and American Medical Service.

- C. Purchase – Intergraph Computer Aided Dispatch Software Upgrade:
Award to Intergraph Corporation -- \$109,423.00

This is the purchase of the required software upgrade for the Intergraph Computer Aided Dispatch (CAD) and mobile computer applications. This upgrade is necessary to ensure functionality and ongoing support for the CAD and Mobile applications used by the Amarillo Emergency Communications Center, Amarillo Police Department, Amarillo Fire Department, and EMS personnel. Included in the purchase are the necessary upgrade, consulting services, implementation services and training.

- D. Award – Auctioneering Services Contract:
Best-evaluated proposer – Assiter and Associates

This is a non-exclusive one (1) year contract for auctioneering services with up to four (4) one-year extensions. These services are used on an as-needed basis to ensure that the City of Amarillo receives the maximum possible return on the sale of surplus or out-of-service vehicles, equipment, and materials. The contract allows for a sliding fee scale between the City and the auctioneer and also includes a ten (10%) percent buyer's premium to the auctioneer.

- E. Award – Oils and Grease Annual Contract:
Low responsive bidder by line item as follows:

Western Marketing (Lines 1,2,5-9,12,13,15,18,19,21-23)	\$ 78,363.19
Griffin Oil (Lines 3,4,10,11,16,17,20,24-27)	\$ 75,002.15
Lubrication Services LP (Line 14)	<u>\$ 6,810.00</u>
Total Award	\$160,175.34

This approves the annual contract for oils and greases used throughout the year by the City's Municipal Garage as well as the Transit, Airport, Fire Department, and Wastewater Treatment departments.

- F. Award – High Speed Internet Service Agreement:
Award to Ama TechTel -- \$28,800.00

This is a three-year agreement for high speed internet service at the Amarillo Public Library. The existing service can no longer accommodate the traffic generated by the Library and the various learning labs and on-line programs used by patrons.

G. Approval – Change Order #5 – Potter County Wellfield Transmission Pipeline Contract:

S. J. Louis Construction of Texas, LTD as follows:

Original Contract Total:	\$24,515,941.00
Previous Change Orders:	\$ 878,603.12
Requested Change Order:	<u>\$ 51,452.90</u>
Revised Contract Total:	\$25,445,997.02
Cumulative % Change:	3.79%

This approves change order #5 for the large diameter pipeline contract at the Potter County Wellfield. The change order is necessary to finalize this contract based on field conditions, provide additional erosion control, and to meet the requirements of the previously agreed upon Surface Use Agreements with the landowners. The change order also includes a time extension, primarily to provide sufficient time to establish the needed grass cover and complete the other items along the pipeline. The pipeline and the interconnecting line are complete and in service.

H. Approval – Amarillo Economic Development Corporation Projects:

Project 12-03-03 – Western National Life/AIG – This item is a project to bring 53 new jobs to Amarillo from the Sun America division of Western National Life/AIG. The 53 positions would consist of management, professional and customer service employees with an estimated total annual payroll impact of \$1.25 million per year. The AEDC will provide a grant of \$530,000 to assist in expenses for facility improvements, equipment, software and training for these new positions in their Amarillo operations center.

Project 12-03-01 – Texas Tech Health Sciences Center (TTUHSC) – this item is a project to assist in the development of a new medical simulation center referred to as Sim Central. The total project cost is \$6.7 million and will be constructed on a site north of the existing TTUHSC School of Pharmacy. The Amarillo EDC will provide a grant of \$500,000 towards the project. The Sim Center will be used by nursing and medical students from several different entities in the region.

I. Approval – Downtown Properties Prime Lease:

Landlord: City of Amarillo
Tenant: Amarillo Local Government Corporation (ALGC)

This approves the long-term lease of the block bounded by 7th Avenue, Buchanan Street, 6th Avenue and Pierce Street and the block bounded by Pierce Street, Buchanan Street and 6th Avenue immediately south of the Globe News Center for the Performing Arts. The first site is to be used for the construction of a multi-story parking garage and the second for the new Downtown Convention Hotel. This lease is required for the ALGC to meet its obligations under the recently approved Downtown Convention Hotel and Parking Garage Lease and Development Agreement.

J. Approval - Employment Contract:

This approves an employment contract with the City Manager providing for expectations, compensation, and severance terms. In accordance with the City charter, the contract is for no specified term and the manager remains employed at the will of the City Commission. Following a positive performance evaluation, the Manager will receive a salary raise of 2.5%, his first since beginning the job in November 2010.

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.

Carolyn Thornton appeared and asked if the City could loan her some items to clean up the area by the bridge where some of the homeless people are staying. Beth Duke with Center City offered some materials for her to use. 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