

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 7th day of August 2012, the Amarillo City Commission met at 11:30 a.m. at City Hall on the third floor in Room 303 in the Conference Room for the presentation and discussion of the City of Amarillo proposed 2012/2013 fiscal year budget.

The City Commission met at 4:00 p.m. for review of agenda items, discussion of photographic traffic signal safety program renewal and potential expansion, and consideration of future agenda items.

The City Commission met at 5:30 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
EMMETT AUTREY	DIRECTOR OF UTILITIES
KELLEY SHAW	PLANNING DIRECTOR
DONNA DERIGHT	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.

A proclamation was presented for "811 Safe Digging 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 July 31, 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 adopting the 2012/2013 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Point West Public Improvement District (PID). Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7344

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE POINT WEST PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2012-2013; ADOPTING A BUDGET FOR FISCAL YEAR 2012-2013 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT

ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND 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 adopting the 2012/2013 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Tutbury Public Improvement District (PID). Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7345

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE TUTBURY PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2012-2013; ADOPTING A BUDGET FOR FISCAL YEAR 2012-2013 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND 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 adopting the 2012/2013 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Colonies Public Improvement District (PID). Motion was made by Commissioner Green, seconded by Commissioner Simms, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7346

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE COLONIES PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2012-2013; ADOPTING A BUDGET FOR FISCAL YEAR 2012-2013 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND 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 5: Mayor Harpole presented an ordinance amending the boundaries of the existing City ordinance that prohibits open alcohol containers in outdoor public places within the Central Business District (CBD). The changes to Chapter 10-3 of the Municipal Code would expand the boundary currently in the ordinance as follows: North – railroad tracks; South – South 15th Avenue; West – Washington/Adams Streets; and East – railroad tracks (existing). The conditions under which open alcohol containers are regulated will remain as stated in the present ordinance. A second change by this ordinance would revise the number and location of festivals allowed in the CBD by clarifying that up to 8 shall be allowed per year in the area bounded by South 3rd Avenue on the north and South 12th Avenue on the south. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7347

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 10-3, ARTICLE IV, SECTION 10-3-44 ADJUSTING THE BOUNDARY OF CENTRAL BUSINESS DISTRICT FOR PROHIBITION OF OPEN ALCOHOL CONTAINERS; REVISING EXEMPTION PROVISIONS FOR STREET FESTIVALS; 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 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 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. Purchase – Microsoft Licenses on Enterprise Agreement

Award on Department of Information Resources (DIR) Cooperative Purchasing Contract: Dell -- \$219,556.64

This approves the purchase of citywide product licenses on a Microsoft Enterprise Agreement which will replace existing licenses reaching end-of-life cycles. The Enterprise Agreement is more cost effective than individual purchases and provides for the purchase of these licenses over a three year period.

B. Purchase – Sod for River Road Ballfields:

Award to sole responsive bidder: H Bar H Turf Farms, LLC -- \$43,326.50

This is a contract for the purchase of 163,426 square foot of Celebration Bermuda grass sod to be installed at the three ballfields at River Road Park. This is the first purchase of this type of sod which will be installed by the Park and Recreation Department.

C. Acceptance – Consolidated Texas Department of State Health Services Grant Cooperative Agreement:

Grantee:	City of Amarillo
Grant Amount:	\$1,236,174

This approves the acceptance of a grant cooperative award from the Texas Department of State Health Services for FY2012-13. The total funding represents level funding for all of the programs except Refugee Services which has seen an increase in funding. This cooperative award consolidates several individual contracts into one agreement and will allow for reallocation of up to 25% of the funds within each program without a formal contract amendment. The programs and funding are as follows:

Regional and Local Public Health Services	\$ 111,744
HIV Surveillance	53,636
Public Health Preparedness	274,466
Immunizations	261,049
Refugee Services	<u>535,279</u>
	\$1,236,174

D. Approval – Addendum to Independent Contractor Agreement Contractor:
Patricia I. Ladd – \$35,000

This approves an addendum in the amount of \$11,000 to the independent contractor agreement with Patricia I. Ladd for professional services provided to the Section 8 Housing Assistance Program in the Community Development Department. Additional work is needed which will exceed the original agreement amount of \$24,000.

E. Dedications and Acceptances:

1) A 34.5 square foot Public Right-of-Way in Lot 1, Block 1, East Amarillo Addition Unit No. 1, AB&M Survey, Potter County, in the vicinity of Grand Street and Northeast 16th Avenue for a City bus stop pad.

2) A 150 square foot Public Utility Easement in Block 14, Martin Addition Unit No. 10, in Section 136, Block 2, AB&M Survey, Potter County, in the vicinity of Grand Street and Northeast 24th Avenue for a traffic signal device.

ITEM 7: Mayor Harpole asked Mr. Autrey to appear. Mr. Autrey provided an overview of the year-to-date water usage and advised of the continuing conservation and education efforts. He stated that the record for the largest monthly consumption was set in July. Also, the month of July had five consecutive days where the water demand exceeded eighty percent of the available water production capability and therefore, Stage 1 of the Drought Contingency Plan was implemented. The public service announcements recorded by the City Commission that will be shown on each of the television stations were shown on the screens. Kathy Altman, 2105 S. Lipscomb, commented that not everyone listens or reads the news or has a computer to know the Drought Contingency Plan has been implemented. Mr. Atkinson thanked her for bringing that to the City’s attention. Alan Finegold, 2601 N. Grand, stated that the City should consider implementing a higher rate structure during the months of May through September.

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. Joseph Hayes, 708 S. Tennessee, appeared and stated that the ordinance regarding camping on public property should be reconsidered because the homeless people who live in tents need a place to pitch them. Irma Herras, 1604 S. Harrison, appeared concerning some vacated, abandoned structures at 15th Avenue and Harrison Street. She stated that homeless people are living in them and they are destroying them. She would like something done to keep the houses from being torn down. Alan Finegold, 2601 N. Grand, appeared and asked if during the budget sessions, the Commission would consider putting in sidewalks along Grand between 24th Avenue and N.E. 3rd Avenue and also on Coulter between Amarillo Boulevard and Interstate 40. Carolyn Thornton, 1947 S. Marrs, appeared about the homeless people needing a place where they can live in their tents. There were no further comments.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:

Donna DeRight, City Secretary

Paul Harpole, Mayor