

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 21<sup>st</sup> day of August 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, discussion of the fiscal year 2012/2013 City of Amarillo budget and related items, discussion and report by the Traffic Commission regarding cell phone use while driving and associated recommendations, discussion of proposed adoption of 2012 International Codes as recommended by the City of Amarillo Construction Advisory and Appeals Board, discussion of proposed application for Texas Enterprise Zone Project designation submitted by Northwest Texas Healthcare System, Inc., 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
DONNA DERIGHT	CITY SECRETARY

The invocation was given by Greg Dowell, 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 August 14, 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 Vineyard Public Improvement District (PID). The Vineyard PID is located in northwest Amarillo south of the Loop and Broadway Drive. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7348

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE VINEYARD 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; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; 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 changing the zoning in Block 58, Bivins Addition Amended, Section 187, Block 2, AB&M Survey, Potter County, from Residential District 1 to Residential District 1 with a specific use permit for philanthropic uses related to Mary E. Bivins Foundation. Judy Day, Executive Director of the Bivins Foundation, appeared and stated that the Bivins Foundation considered moving their offices to the historic Bivins home. They felt like it would be a great way to extend the legacy of the Bivins family. She thanked the Commission for their consideration of the zoning change. Commissioner Simms expressed his thanks to the Bivins Foundation for restoring this historic structure. Motion was made by Commission Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7349

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 INTERSTATE FORTY AND GEORGIA 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, Escajeda and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 4: Mayor Harpole presented a resolution adopting the State purchasing threshold of \$50,000 and over for City Commission approval and authorizing the City Manager or his designees to approve purchases under \$50,000. Further, the resolution authorizes the City Manager to revise the City's purchasing policies and procedures to implement these changes. These policy changes will promote efficiency, reduce cost for both bidders and the City, and allow for more prompt and timely purchases of items under the \$50,000 limit required for Commission approval. Mayor Harpole stated that there will continue to be a bidding process but this change will allow the bidding process to be done more quickly. Mr. Atkinson advised that this change will save time and expense by approving purchases in this manner. He stated that twenty cities were polled and they have all implemented this policy. Motion was made by Commissioner Green, seconded by Commissioner Simms, that the following captioned resolution be passed:

RESOLUTION NO. 08-21-12-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: AUTHORIZING STATUTORY PURCHASING AUTHORITY; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE 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. There were none. Motion was made by Commissioner Simms, 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 - Underpass Flood Gates:  
Award to lowest responsive bidder:  
Consolidated Traffic Controls, Inc. -- \$44,750.00

This approves the purchase of flood gate systems for the railroad underpasses at Southeast 3<sup>rd</sup> and Southeast 10<sup>th</sup> Avenues. The installation of this flood gate system includes warning lights, gates, and backup LED warning signs.

- B. Approval – Motor Fuels Annual Contract:  
Award to lowest responsive bidder: Davidson Oil Company as follows:  
Diesel: \$0.0275/gallon discount from the OPIS composite  
Gasoline: \$0.0175/gallon discount from the OPIS composite

This is the annual contract to provide diesel fuel estimated at a value of \$2,231,552 and unleaded gasoline estimated at a value of \$1,679,400 to the City of Amarillo. Fuel is purchased on an as-needed basis and delivered to strategic locations to service the various City fleets.

- C. Approval – License and hold Harmless Agreement:  
License and Hold Harmless for a marquee sign overhanging in the public right-of-way on Polk Street, adjacent to Lot 11, Block 61, Glidden & Sanborn Addition, Section 169, Block 2, AB&M Survey, Potter County in the vicinity of Southeast 6<sup>th</sup> Avenue and Polk Street for Amarillo National Bank.

- D. Approval – Amendment to Automated Red Light Program Services Contract and Right of Way Use Contract:  
The is the approval of the first amendment to the Automated Red Light Program Services Contract and Right of Way Use Contract with American Traffic Solutions, Inc. that will extend the program for five (5) additional years. The amendment also authorizes automatic renewals of the contract for subsequent five (5) year periods unless terminated.

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. Gerald Owens, 501 West St. Francis, appeared and stated that he does not have curb and gutter or city water. He stated that he has a septic system and a well. He commented that it is not fair to have to pay this fee when it will not benefit him. Mayor Harpole asked him to meet with City Staff after the meeting and to call him if he has further questions. Mr. Atkinson advised him to meet with Michael Rice, Public Works Director, after the meeting. There were no further comments.

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

ATTEST:

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Donna DeRight, City Secretary

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Paul Harpole, Mayor