

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 8th day of February 2011, 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 a presentation and discussion on the 2010 City of Amarillo Audit and Comprehensive Annual Financial Report, for discussion of the Comprehensive Plan Implementation and Implementation Committee, for presentation and discussion on drainage utility, 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:

DEBRA MCCARTT	MAYOR
MADISON SCOTT	COMMISSIONER NO. 1
BRIAN EADES	COMMISSIONER NO. 2
RONALD BOYD	COMMISSIONER NO. 3
JIM SIMMS	COMMISSIONER NO. 4

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

JARRETT ATKINSON	CITY MANAGER
MARCUS NORRIS	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
DONNA DERIGHT	CITY SECRETARY

The invocation was given by Jeff Geske, Prince of Peace Lutheran Church. Mayor McCartt led the Pledge of Allegiance.

A proclamation was presented for "Congenital Heart Defect Awareness Week".

Mayor McCartt established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

ITEM 1: Mayor McCartt presented the minutes of the regular meeting held February 1, 2011. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, and unanimously carried, to approve the minutes.

ITEM 2: Mayor McCartt presented an ordinance changing the zoning of Lots 2 through 7, Block 2, EW Raef Addition Unit No. 13 in Section 125, Block 2, AB&M Survey, Potter County, in the vicinity of Eastern Street and State Highway 136 from Industrial District to Light Commercial District for single-family detached homes. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7262

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 EASTERN STREET AND STATE HIGHWAY 136, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 3: Mayor McCartt presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Mayor McCartt advised that Sharlene Taylor, 906 S. Crockett, had a question regarding Item E and she asked her to appear. Ms. Taylor appeared and it was determined that her questions were not related to Item E. Mayor McCartt advised her to appear during the Public Forum. There were no further comments. Motion was made by Commissioner Eades, seconded by Commissioner Scott, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

A. Purchase – Sheet Steel:

Award to low responsive bidder: Lake Steel LTD -- \$128,770.00

This is the annual purchase of sheet steel for use by the Solid Waste Maintenance Department. The purchase is for 1,580 steel sheets that will be used to repair both front- and side-loading solid waste containers throughout the year.

B. Purchase – Police Armored Vehicle Upgrade:

Award to sole bidder:

ATS Technical, Inc. dba Integrated Armor Systems -- \$31,047.00

This is the upgrade of the ballistic windows on the existing Amarillo Police Department armored vehicle. The protection factor of the existing windows has degraded over time and the new windows will provide additional protection for officers involved in high-risk situations. In addition to the window upgrade, the radiator on the vehicle will be fitted with additional protection as well.

C. Award – Bivins Lake Partial Dam Removal Professional Services Contract:

Award to Freese and Nichols, Inc. in an amount not to exceed \$78,500.00

This is the award of a contract to provide all necessary professional engineering services to design and construct modifications to the Bivins Lake Dam. This is an earthen dam owned by the City and located southwest of Amarillo. The dam was originally constructed in the early 1930's and the lake has not held water for many years. Due to recent Texas Commission on Environmental Quality regulations, the City must either expand the existing spillway to handle a potential maximum flood event, add a second spillway large enough to handle a potential maximum flood event or remove a portion of the existing dam large enough to handle such an event. The best evaluated and most cost efficient method to comply with these regulations is to remove a portion of the dam. The proposed contract is based on a not to exceed total cost and will cover testing, design, and construction phase services.

D. Award – Water Main Rehabilitation Project:

Award to low responsive bidder:

SAK/Murphy Joint Venture -- \$587,120.00

This is the award of a contract to rehabilitate 2,100 linear feet of thirty inch water line by installing an HDPE liner and related appurtenances. The line to be rehabilitated is located at the 34th Street Pump Station and extends northeast. Rehabilitation of this line provides the quickest repair method and insures minimum service interruption.

E. Award – Fertilizer and Herbicide Annual Purchase:
Award by line item to low responsive bidder as follows:

Golf Enviro Systems, Inc. (Lines 1-3, 18, 33)	\$55,500.00
Humphries Farm & Turf Supply (Lines 8, 21)	\$20,748.78
BWI Dallas/Ft. Worth (Lines 5-7, 9-17, 19, 20, 23, 28-32)	\$45,664.33
Justin Seed (Lines 24-27)	\$79,167.00
Red River Specialties (Line 4)	\$11,035.20
	Total
	\$212,115.31

Line 22 – No Award

This is the annual purchase of fertilizers and herbicides for use by the City Parks Departments. These products are used throughout the year at City parks, athletic fields, public improvement districts and golf courses.

F. Award – Alley Infrastructure Improvement:
Award to low responsive bidder:
Advanced Pavement Maintenance Ltd. -- \$36,540.00

This is the award of a contract to complete the 2008-2009 alley drainage improvements in a previously undeveloped alley at S. Mirror and Houston Streets from Southeast 27th to Southeast 29th Avenues by paving the alley in conformance with the City's development requirements.

G. Approval – Lease of City Property:
Lessee: Jesus Vargas dba APD Café

The is the approval of a two year lease for food concessions in the basement of the Amarillo Police and Courts building at 200 Southeast 3rd Avenue. The lease may be extended an additional two years upon written request from the lessee.

H. Approval – Consulting Services Agreement:
Award to Alan Plummer and Associates, Inc.
Maximum not to exceed fee -- \$1,355,612.00

This is the approval of an agreement for professional engineering services associated with the preparation of a Wastewater Master Plan Study which consists of several components, including an overall technical analysis of the existing Wastewater Collection System, recommendations for improvements as part of the Capital Improvement Schedule, and recommendations of how best to serve future areas of growth in the City. The project will also result in a data management system that will enable the Utilities Division to efficiently reprioritize the system to meet needs.

Mayor McCartt 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 Texas Open Meetings law sets out the responses that can be made by the City Commission during the Public Forum. The responses are to provide a policy or state a fact that may address or answer the concern, direct the person to contact the City Manager or other City staff or consider placing the topic on a future meeting agenda for full discussion. In order to speak at this time an Appearance Registration form is to be completed and submitted to the City Secretary prior to the meeting.

Sharlene Taylor, 906 S. Crockett, appeared with questions about the wording of the ordinances that were recently passed to issue bonds for the golf course and TIRZ. She stated that the minutes reflected the bonds would be repaid from golf fees and TIRZ funding but the ordinances stated it would be repaid with ad valorem taxes. She

commented that it had been stated that city taxes would not be used to repay these bonds. Mr. Atkinson advised her that the ordinances are the standard ones used by all cities and are worded that way because the city is the issuer. Jimmy Pressley Hammons, 1514 S. Pierce, appeared and presented petitions to repeal the Downtown Urban Design Standards ordinance, to repeal the sign ordinance, and to change the structure of the City Commission from the at-large system to a single member district system. Karl Taylor-Restine, 721 Short Street, appeared and asked if property in the residential area of the Urban Design Standards were to be sold if the new owner would be affected by the requirements set out in the Standards. Mr. Shaw explained that a change in ownership does not have anything to do with the requirements of the Urban Design Standards. He advised that the Standards only affect the property if improvements are not done the way they were before the improvements were made. Mr. Taylor-Restine also stated that when the citizens were signing the petitions they expressed that they want the issues presented in the petitions to be brought to them for a vote. John Sawyers, P. O. Box 7154, appeared and asked for further explanation about the Urban Design Standards. He stated that if the sidewalks are replaced as they originally existed there would be no requirements by the Standards for the property owner. Mr. Shaw advised that he was correct. Mr. Sawyers read a letter from Johnny L. Johnson, Co-Chairman of the Amarillo Citizens for Property Rights. The letter stated that the first phase of the petition drive was completed but there would be more petitions. It expressed appreciation to certain media, organizations and individuals who provided assistance in the petition drive. It was also stated the group's endeavor to bring their cause to the voters and actively seek strong and honest men and women to serve our city on the commission and the various boards. There were no other requests to appear before the City Commission.

Mayor McCartt stated that the meeting was adjourned and the City Commission would return to Closed Session.

ATTEST:

Donna DeRight, City Secretary

Debra McCartt, Mayor