

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 3rd day of May 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 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 was none. Also in attendance were the following administrative officials:

JARRETT ATKINSON	CITY MANAGER
VICKI COVEY	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 McCartt led the Pledge of Allegiance.

Proclamations were presented for "Motorcycle Safety Awareness Month", "Elder Abuse Awareness Month" and "National Bike Month and Bicycle Safety Month".

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 April 26, 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 Lot 8 and the south half of Lot 9, Block 4, Nobles Subdivision of Plemons Addition, in Section 170, Block 2, AB&M Survey, Potter County, in the vicinity of Southwest 17th Avenue and Polk Street from Multiple-Family District 2 to Planned Development District 367 for a cigar shop. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7276

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 SOUTHWEST SEVENTEENTH AVENUE AND POLK STREET, 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 an ordinance vacating a portion of Kingsgate Drive east of the southwest corner of Lot 6, Block 6, The Greenways at Hillside Unit No. 24, in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Kingsgate Drive and Parkwood Place. Motion was made by Commissioner Eades, seconded by

Commissioner Simms, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7277

AN ORDINANCE OF THE CITY OF AMARILLO DETERMINING LACK OF PUBLIC NECESSITY FOR A PORTION OF A STREET IN THE VICINITY OF KINGSGATE DRIVE AND PARKWOOD PLACE, RANDALL COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED RIGHT-OF-WAY SAVE AND EXCEPT CREATION OF A UTILITY EASEMENT; PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

Voting AYE were Mayor McCartt, Commissioners Eades, Boyd and Simms; voting NO were none; ABSTAINING was Commissioner Scott; the motion carried by a 4:0:1 vote of the Commission.

ITEM 4: Mayor McCartt presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Commissioner Scott, seconded by Commissioner Simms, and unanimously carried, approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. Purchase – Traffic Marking Paint:
Low responsive bidder: Ennis Paint, Inc. – \$94,920.00

This approves the annual contract to supply approximately 12,000 gallons of traffic marking paint to be used throughout the year by the Traffic Engineering Department to apply various markings and stripes on City streets.

- B. Purchase –Top Dress Material for Athletic Fields and Golf Courses:
Low responsive bidder:
Texas Sand and Gravel, Inc. -- \$44,637.50

This approves the annual supply contract for top dress material to be used for turf maintenance at the Ross Rogers and Comanche Trail Golf Courses and for City athletic fields.

- C. Award – HOME Rental Rehabilitation Project Contract:
Award to AB Equity Investment Properties, LLC

Owner Share:	\$46,510.00
HOME Funds:	\$46,450.00
Total Project Cost:	\$92,960.00

This approves a contract to rehabilitate a vacant, substandard duplex located at 1406 Tennant into a five bedroom single family dwelling. The total cost for this project is \$92,960. Of this amount, the property owner is paying \$46,510 and funds from the City's Department of Housing and Urban Development's Home Investment Partnership Program will provide \$46,450. Upon completion of the rehabilitation of this structure, it will be utilized as affordable rental property for low-income individuals or families for a period of 15 years.

- D. Award – Carson County Wellhead and Piping Project:
Low responsive bidder: Morton Irrigation -- \$189,695.00

This approves a contract to make final improvements to well #663 in the Carson County Wellfield. The project consists of the construction of a concrete well house, installation of approximately 5,500 linear feet of pipe, electrical control and mechanical equipment. Upon completion, this well will produce approximately 650 gallons per minute and serves as a part of the on-going efforts to ensure adequate production capacity is maintained in the Carson County Wellfield.

- E. Award – Overlay of Various Streets Project:
 Lowest responsive bidder:
 L. A. Fuller & Sons Construction, Ltd -- \$922,880.00

This approves a contract to mill and overlay segments of various City arterial streets. This is part of the routine maintenance program for arterial streets and serves to extend their usable lifespan. Street segments for this project include portions of Hughes Street, Southwest 6th Avenue, Ross-Mirror Connector, Bell Street and Southwest 45th Avenue

- F. Approval – Potter County Wellfield Collection System Pipeline Project Change Order #1:
 Award to S. J. Louis Construction of Texas, Ltd, LLP

Original Contract Amount:	\$11,387,713.61
Change Order #1	<u>\$ 78,310.56</u>
Revised Contract Amount:	\$11,466,024.17
Cumulative Change Order %:	0.69%

This approves Change Order #1 to the contract with S.J. Louis Construction of Texas for construction of the Potter County Well Field Collection System. The change order is necessary to trench and backfill for the installation of approximately 15,100 linear feet of underground electric service power lines between some of the new wells. The landowner, Bison Development Company has exercised their option to bury these power lines as provided in Surface Use Agreement dated December 27, 2010. The cost of this change order will be paid by the landowner with the funds on-hand and available.

- G. Approval – Amarillo Police Department Grant Submittal:
 This approves a grant application to the Texas Alcohol Beverage Commission in the amount of \$15,000. This grant is designed to fund targeted enforcement and education efforts related to underage drinking. The project period runs from 07/01/2011 – 04/30/2012 and will be a joint campaign between the Amarillo Police Department (APD) and the Texas Alcohol Beverage Commission. Proceeds from the grant will pay for the direct overtime costs of the officers, supplies and equipment.

- H. Dedication and Acceptance – Drainage Easement:
 Dedication of a 818 square foot drainage easement in Lot 7, Block 32, Westcliff Park Unit No. 34 and Lots 31 and 32, Block 16-C, Westcliff Park Unit No. 9, in Section 24, Block 9 BS&F Survey, Potter County, Texas in the vicinity of Westwood Drive and Montview Drive.

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.

Kathie Altman, 2105 S. Lipscomb, and Gary Lindvay, 4802 Carole Lane, with the Amarillo Citizens for Property Rights, appeared and read an article from The Amarillo Independent regarding the actions and conduct of the City Commission. Mayor McCartt stated that she was frustrated with people attending the meeting and criticizing the Commission about the actions they have taken on issues regarding the city. She stated that the entire City Commission has tried to do their best to make our city better and she is tired of the constant criticism. The Commissioners each stated the reason why they wanted to serve on the City Commission. They expressed their desire to serve on the

Commission was to give back to the community and to do their best to make our community a better place to live. Mayor McCartt thanked the people with the Amarillo Citizens for Property Rights for attending the meetings and stated that the Commission has learned from them. She commented that even after she ends her service on the City Commission, she will continue to care about our city.

No one else from the audience requested to appear before the City Commission. Mayor McCartt stated that the meeting was adjourned.

ATTEST:

Donna DeRight, City Secretary

Debra McCartt, Mayor