

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 31<sup>st</sup> day of August 2010, the Amarillo City Commission met at 3:30 p.m. at City Hall on the third floor in Room 303 in the Conference Room for a presentation of the Amarillo Hospital District, Tax Increment Reinvestment Zone, Center City of Amarillo, and Downtown Amarillo, Inc. 2010/2011 fiscal budgets and program of services, review agenda items and discuss the City of Amarillo 2010/2011 budget.

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:

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

The invocation was given by Larry Miles, Trinity Fellowship Church.

A proclamation was presented for "Lamplight Youth Theatre Company Day".

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 August 24, 2010. 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 a tract of land in the vicinity of Southwest 17<sup>th</sup> Avenue and Western Street from Residential District 1 to Planned Development District for off-street parking and single-family residential development. There were no comments. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7236

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 WESTERN 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 adopting the 2010/2011 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Greenways Public Improvement District (PID). There were no comments. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7233

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE GREENWAYS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2010-2011; ADOPTING A BUDGET FOR FISCAL YEAR 2010-2011 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 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 an ordinance adopting the 2010/2011 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Quail Creek Public Improvement District (PID). There were no comments. Motion was made by Commissioner Scott, seconded by Commissioner Simms, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7234

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE QUAIL CREEK PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2010-2011; ADOPTING A BUDGET FOR FISCAL YEAR 2010-2011 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 McCartt, Commissioners Scott, Eades, Boyd and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 5: Mayor McCartt presented an ordinance adopting the 2010/2011 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Brennan Boulevard Public Improvement District (PID). There were no comments. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7235

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE BRENNAN BOULEVARD PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2010-2011; ADOPTING A BUDGET FOR FISCAL YEAR 2010-2011 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 McCartt, Commissioners Scott, Eades, Boyd and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 6: Mayor McCartt advised that appointments are needed for two boards. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, and unanimously carried, to the Construction Advisory and Appeals Board appoint Van Dryden to the unexpired term of Dennis McHugh as the master electrician representative and reappoint Timothy Pillsbury as the engineer representative, such terms to expire December 31, 2012, and to the Tax Increment Reinvestment Zone #1 Board of Directors appoint James Wester to the unexpired term of John McKissack as the Panhandle Ground Water Conservation District representative, such term to expire March 20, 2011.

ITEM 7: Mayor McCartt presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were no 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 – Police Low-Light Equipment:

Award to low responsive bidder: LSG Tactical Arms -- \$26,551.00

This is the purchase of seven sets of low-light equipment for the Amarillo Police Department. This equipment is used by the SWAT Team to enhance their ability to safely and effectively operate in low-light environments.

B. Award – Civic Center East Ramp Renovations:

Award to low responsive bidder: Perry Williams, Inc. -- \$43,668.00

This is a contract to remove and replace damaged concrete surfacing and subgrade material on the East Ramp of the Amarillo Civic Center. These repairs are necessary due to deterioration of this ramp caused by age, water and de-icing agents.

C. Award – Airport Concourse 20 Asbestos Abatement:

Award to low responsive bidder: Zavala Environmental Solutions -- \$38,950.00

This is a contract to remove asbestos containing material (ACM) from the remaining structural components of the former Concourse 20.

D. Approval – Flexible Aggregate Base Material Annual Contract:

Award to low responsive bidder: J. Lee Milligan, Inc. -- \$195,000.00

This is the annual supply contract to provide flexible aggregate base material for use by the City Street Department in the maintenance and repair of unpaved streets and alleys. The contract is for approximately 15,000 tons of material, which will be purchased throughout the year on an as-needed basis.

E. Dedication and Acceptance – Right-of-Way Deed:

Dedication of a 6,427 square foot tract of land in the vicinity of Grand Street and Industrial Avenue from Pine Street Salvage Co. for the upcoming Grand Street Bridge Project.

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. Ricky Cantu, 305 S. Williams, owner of Ricky's Towing, appeared and asked the Commission to consider raising the rates for private property towing. He explained that new regulations will go into effective September 1, 2010 that will increase costs for towing companies. Mayor McCartt advised that the City Staff and Commission would review his request. Ken Graham, 3007 Harmony, appeared on behalf of Share the Road. Displayed on the screens in the Chamber was Share the Road signs that will be installed throughout the city. Mr. Graham stated that the signs were very nice and thanked the City for getting them done so quickly. He asked the Commission to consider banning the use of cell phones in school zones and he also read a letter from Tom Ellis stating the same request. Mayor McCartt advised that the Commission would review their request.

Karl Taylor-Restine, 721 Short Street, appeared and asked questions concerning Downtown Amarillo, Inc. Mr. Norris advised him that Downtown Amarillo, Inc. is a Texas Corporation and therefore the City Commission could not answer for them. He advised him to contact the attorney for Downtown Amarillo, Inc. Amy Taylor-Restine, 721 Short Street, appeared and also had questions concerning Downtown Amarillo, Inc. Mr. Norris also advised her that they are a private corporation and to seek answers from their attorney. She also asked how members were selected to City boards and commissions. She was advised that the City Commission selects board members from names that are submitted to them and that she could submit her name and information for consideration. David Lindvay, 4802 Carole Lane, appeared and stated that he does not understand the difference in the TIRZ Board and Downtown Amarillo, Inc. Board and the need for both boards. Mr. Norris offered to meet with him at a later time to explain the different boards. There were no further comments. Mayor McCartt announced that the meeting was adjourned.

ATTEST:

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Donna DeRight, City Secretary

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Debra McCartt, Mayor