

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 22<sup>nd</sup> day of January 2013, 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:

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
MARCUS NORRIS	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Howard Griffin, First Presbyterian Church. 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 January 15, 2013. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, and unanimously carried, to approve the minutes as amended.

**ITEM 2:** Mayor Harpole presented of an ordinance changing the zoning of two lots in the vicinity of Airport Boulevard and Tiltrotor Drive from Agricultural District to Planned Development District for the expansion of existing Bell Helicopter/Textron Company operations. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned ordinance be passed on first reading:

**ORDINANCE NO. 7388**

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 AIRPORT BOULEVARD AND TILTROTOR  
DRIVE, 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 3:** Mayor Harpole presented an ordinance changing the zoning of a lot in the vicinity of Glenoak Lane and Bell Street from Light Commercial District to Heavy Commercial District. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on first reading:

**ORDINANCE NO. 7389**

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 GLENOAK LANE AND BELL STREET, RANDALL 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 an ordinance vacating and abandoning a 2.58 acre drainage easement in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Coulter Street and South Bend Road. Motion was made by Commissioner Green, seconded by Commissioner Simms, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7390

AN ORDINANCE DETERMINING LACK OF PUBLIC NECESSITY FOR AN EASEMENT IN THE VICINITY OF SOUTHEAST COULTER STREET AND SOUTH BEND ROAD, RANDALL COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED EASEMENT; PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

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 renaming Stapleton Street to Pro Tech Drive.

ORDINANCE NO. 7391

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS; RENAMING A PUBLICLY DEDICATED STREET, FORMERLY KNOWN AS STAPLETON STREET TO PRO TECH DRIVE AS IS MORE FULLY DESCRIBED HEREIN; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Ordinance No. 7391 died for a lack of a motion.

ITEM 6: Mayor Harpole presented a resolution to conduct a public hearing on and consider the removal of a substandard structure located at 1410 South Lincoln Street. Mr. McDonald stated option iii would give Mr. Thornton 10-days to submit his scope of work for a provisional permit for 60-days. Motion was made by Commissioner Simms to select option iii and require owner to pay the taxes and liens, seconded by Commissioner Escajeda, that the following captioned resolution be passed:

RESOLUTION NO. 01-22-13-1

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS; PROVIDING FOR FILING OF LIENS; PROVIDING A REPEALER CLAUSE; PROVIDING SEVERANCE CLAUSE; PROVIDING EFFECTIVE DATE.

Scott McDonald, Building Official and Marcus Thornton, owner, were sworn in. Mr. McDonald stated the property at 1410 South Lincoln Street has been vacant for 15 years. Notices were sent to Amarillo Capital Investments, LP, Marcus Thornton, registered agent. He further stated that the current taxes due are \$477.96. There has been no water service at this address since September 1990. There are City liens in the amount of \$568.61 to clean up junk and debris. A stop notice was issued on January 8, 2013. Mr. McDonald stated this residence is a nuisance to the community and creates an unsafe environment. A permit application was presented in March 2011 to repair the structure. No permit was issued. In October 2008, a permit was issued for a gas line. There have been no other applications for permits to abate the property. Marcus Thornton, 1402 Southwest 10<sup>th</sup> Avenue, indicated he had not received notice. He stated the foundation does need to be stabilized. He presented photographs of other properties in the neighborhood that are in similar condition. He stated Mr. McDonald was unwilling to assist him. He stated he would be able to show substantial improvement in 60-days.

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 7: 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. Award – Water Distribution Improvements Replacement of Water Main:  
Award: Roberts Ditching LLC - \$239,337.00

This item awards a construction contract for the installation of six (6) inch water mains in various locations in the South Lawn area. The project will replace deteriorated and undersized two (2) inch mains. The contract award is 2.3% less than the estimate. Funding for this project is available from the FY 2012-13 Capital Improvements Project for water main replacements.

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. Frank Sheets, 532 Linden Way, Fullerton California, addressed a few of his concerns. James Schenck, 4217 Summit, addressed the Mayor and Commission about the cell phone ban petition and asked if they would consider delaying the February 3, 2013 deadline until the issue is put on the ballot. There were no further comments.

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

ATTEST:

  
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Frances Hibbs, City Secretary

  
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Paul Harpole, Mayor