

## MINUTES

### AMARILLO ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS MEETING November 14, 2013

The meeting of the AEDC Board of Directors was held in the in the AEDC Conference Room, 801 S. Fillmore, Suite 205, Amarillo, Texas at 11:00 AM on November 14, 2013. Board members in attendance were:

TOM BIVINS	CHAIRMAN
GINGER NELSON	VICE-CHAIR/SECRETARY
CLIFF BICKERSTAFF	DIRECTOR
ROY BARA	DIRECTOR
JOHN KRITSER	DIRECTOR

Also in attendance were the following staff members:

RICHARD DAVID	PRESIDENT
STEVE PRITCHETT	VICE PRESIDENT/BUSINESS DEVELOPMENT
DOUG NELSON	VICE PRESIDENT/FINANCIAL SERVICES
BRIAN JENNINGS	VICE PRESIDENT/ BUS DEVELOPMENT MGR
ASHTON ALLISON	DIRECTOR-MARKETING AND COMMUNICATIONS
CHRIS LYLES	OFFICE ADMINISTRATOR

Chairman Bivins established that a quorum was present and called the meeting to order.

ITEM 1: Call to order of the Public Meeting. Director Bickerstaff made a motion to approve the minutes of the October 15, 2013 meeting as written. Director Bara seconded the motion. The motion was approved.

It was requested for clarification in the future, to identify participants by their first name when there are multiple persons with the same last name.

ITEM 2: Chairman Bivins adjourned the meeting into Executive Session at 11:04am.

No action was taken during the executive session because none is permitted by law. The public session reconvened at 11:13am.

**Project 13-10-01, Zarges Rebuild:** In the process of investigating an expansion of the existing building, concerns related to the design of the structure were discovered. Upon receiving these initial concerns, the Amarillo EDC commissioned two independent reports from separate structural engineering firms which substantiated the issues with the structural design of the building. In an effort to resolve this matter, the original contractor was contacted. The attempts have proved unsuccessful.

Based on preliminary repair cost estimates, it is expected that the repair costs will be up to \$1.6M.

The Amarillo EDC requests approval from the Board of Directors the following items:

1) Approval to sign a contract to address the issues and proceed with the repairs to the existing building.

Vice Chair Nelson made a motion to approve the recommendation for signing a contract to proceed with the repairs to the existing building. Director Bickerstaff made a second to the motion. The motion was approved.

2) Upon the recommendation of their attorneys, the Amarillo EDC requests approval from the Board of Directors, to file lawsuit against Commercial Industrial Builders (CIB), the original contractor, in relation to the repairs to the building known as the former Zarges building, at 8701 Centerport Blvd.

Director Kritser made a motion to approve the filing of the lawsuit on CIB, as recommended by attorneys retained by the Amarillo EDC. Director Bara made a second to the motion. The motion was approved.

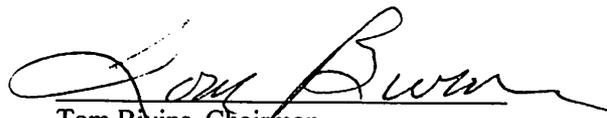
Chairman Bivins adjourned the meeting into Executive Session at 11:19am.

No action was taken during the executive session because none is permitted by law. The public session reconvened at 12:50pm.

ITEM 3: There were no items to discuss.

ITEM 4: The next meeting of the Amarillo EDC Board of Directors is scheduled for Tuesday, December 10, 2013 @ 9am. The Board of Directors meeting of November 14, 2013 was adjourned at 1:00pm.

The undersigned certifies that the foregoing information is correct.

  
Tom Bivins, Chairman