

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 15th day of November 2016, the Amarillo City Council met at 3:30 p.m. for a work session, and the regular session was held at 5:00 p.m. in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE	MAYOR
ELISHA DEMERSON	COUNCILMEMBER NO. 1
LISA BLAKE	COUNCILMEMBER NO. 2
RANDY BURKETT	COUNCILMEMBER NO. 3
MARK NAIR	COUNCILMEMBER NO. 4

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

TERRY CHILDERS	INTERIM CITY MANAGER
BOB COWELL	DEPUTY CITY MANAGER
MICK MCKAMIE	CITY ATTORNEY
BLAIR SNOW	MANAGEMENT ANALYST
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Bob Schroeder, Hillside Christian Church. Mayor Harpole led the audience in the Pledge of Allegiance.

A proclamation was presented for "Amarillo Cultural District."

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 for November 8, 2016. Motion was made by Councilmember Nair to approve the minutes, seconded by Councilmember Blake, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole opened a public hearing and first reading of an ordinance amending the Ordinance defining the City's participation in the Texas Enterprise Zone Program, stating possible incentives, nominating BSA Hospital LLC as a qualified business and an enterprise project and designating a liaison for overseeing Enterprise Projects. There were no comments. Mayor Harpole closed the public hearing. Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7629

AN ORDINANCE OF THE CITY OF AMARILLO AUTHORIZING THE CITY OF AMARILLO PARTICIPATE IN THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE: STATING POSSIBLE INCENTIVES: NOMINATING BSA HOSPITAL, LLC. TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT AND TOURISM THROUGH THE ECONOMIC DEVELOPMENT BANK FOR DESIGNATION AS A QUALIFIED BUSINESS AND AN ENTERPRISE PROJECT UNDER THE ACT; AND DESIGNATING A LIAISON FOR OVERSEEING ENTERPRISE PROJECTS AND COMMUNICATING WITH INTERESTED PARTIES.

Voting AYE were Mayor Harpole, Councilmembers Blake, Demerson, Burkett and Nair; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3: Mayor Harpole opened a public hearing to present an ordinance amending Chapter 8-2, Amarillo Municipal Code, for the purpose of enacting a program for the management of Community Cats through a Trap-Neuter-Return program.

Councilmember Nair stated he has been helping the Humane Society with this issue and he previously spoke to the City Attorney about a possible conflict of interest. Mr. McKamie stated the Legal Department has reviewed his assistance and found no legal conflict of interest. To avoid any appearance of impropriety, Mr. Nair stated he would abstain from voting. Mr. Richard Havens, AM&W Director, made a presentation on the Community Cat Program. Melanie Davidson, 3409 South Hayden Street, stated in September 2014, the Amarillo shelter was presented with a 30-page outline of how the animal shelter was doing and what needed improving. These goals were to decrease shelter intake and increase live release rates. Chase Steinmetz, 5713 Spencer Street, stated the TNR method has proven to reduce the amount of cats being born. TNR helps to stabilize the population. Mayor Harpole closed the public hearing. Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7630

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS; AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-2 FOR THE PURPOSE OF ENACTING A PROGRAM FOR THE MANAGEMENT OF COMMUNITY CATS THROUGH A TRAP-NEUTER-RETURN PROGRAM BY AMENDING ARTICLE I, SECTION 8-2-1 "DEFINITIONS" TO AMEND AND ADD DEFINITIONS; BY ADDING ARTICLE V "COMMUNITY CATS" TO DESCRIBE THE RESPONSIBILITIES OF OWNERS OF DOMESTICATED CATS, THE RESPONSIBILITIES OF THE AMARILLO-PANHANDLE HUMANE SOCIETY AND CARETAKERS, THE REMEDIES WHEN COMMUNITY CATS CAUSE A NUISANCE, PROVIDING FOR THE REMOVAL OF COMMUNITY CATS, AND DESCRIBING ENFORCEMENT MECHANISMS FOR THE PROVISIONS OF ARTICLE V; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Blake, Demerson and Burkett; voting NO were none; Councilmember Nair abstained; the motion carried by a 4:0:1 vote of the Council.

ITEM 4: Mr. Childers stated there was one modification made to the legislative agenda. He expressed support for legislation that would support funding for secondary education in terms of accelerating refugee students into the school system. He stated the City has received written communication from a Representative inquiring about the Council's agenda. The Council will also reach out to the State Senator and the second Representative. Mayor Harpole stated the extra funding was for public schools to support their funding. Mayor Harpole also expressed how the TxDot funding was important for continuation of the Loop. Mr. Childers stated bills are beginning to be filed and as items come up they will demand Council attention. Council will be briefed to allow for support or opposition. Mayor Harpole encouraged Council to attend the Chamber's Austin trip. Motion was made Councilmember Nair that the City adopt the 2017 Legislative Agenda, seconded by Councilmember Blake.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Blake, Burkett and Nair; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 5: Mr. Childers stated the Mayor and several Councilmembers suggested looking into the Albuquerque program. Kevin Starbuck presented for Council's consideration the Amarillo's Homeless Outreach Providing Encouragement (Hope) Pilot Program Plan. This pilot program for Amarillo would be the HOPE program. It would create an innovative, proactive approach to connect Amarillo's homeless population to our community's support services as part of our on-going commitment to move this population from crisis to stability and beyond. Mr. Starbuck stated the funding to be used would come from the Gulf Coast relief reimbursement. The current Homeless Management System would be used to track statistics on the number of participants and the services they have been connected with and make any needed adjustments.

Councilmember Blake inquired how workers will be protected in the event they get hurt. Mr. Starbuck stated that would be up to the agency they partner with and they will assume the liability. Mr. Starbuck stated the key to its success is getting assistance

from support service programs who are trained and qualified to work through the process. Councilmember Demerson inquired if the City would be looking at opportunities for the public sector so it could be handed-off. Mr. Childers stated this was a pilot program and they would learn some lessons on what works and how to go about taking this type of program and partnering in a different way with a community based organization. Mayor Harpole stated this was a small portion of the homeless problem but they could engage and use the resources available. Mr. Starbuck stated they would begin the program in March because of the upcoming weather. Mr. McKamie stated Council will receive for approval the Memorandum of Understanding (MOU) after application is received.

ITEM 6: Mr. Childers presented a reorganizational chart and resolution to streamline the organizational structure for the City of Amarillo. Mr. Childers stated the current structure has existed since the early 60's and 70's and does not address the current challenges. He suggested simplifying the organization structure to allow to enhance the decision-making, to think and act strategically, promote teamwork, collaboration and establish best practices. Mr. Childers stated the need to establish three offices: Office of Public Community and Community Engagement, Economic Development, and Strategic Initiatives who would all report directly to the City Manager. Strategic Initiatives would address issues that Council has stated they want such as addressing the BluePrint for Amarillo. Create a Community Health Department to combine the health programs to share common visions under a common leader. Create three management portfolios: Community Services, Public Safety and Organizational Services, and Planning and Development Services. Councilmember Nair questioned if these would remove some of the burdens on the Assistant City Managers. Motion was made that the following captioned resolution be passed by Councilmember Nair, seconded by Councilmember Blake:

RESOLUTION NO. 11-15-16-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: TO RECOGNIZE THE CITY GOVERNMENT ORGANIZATIONAL STRUCTURE TO PROVIDE FOR MORE ECONOMICAL AND EFFICIENT GOVERNMENT SERVICES; PROVIDING FOR SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Blake, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 7: Presentation and discussion to consider failed wastewater main claims and litigation arising from the Hillside Estates project, and directing the City Manager and City Attorney to pursue all legal remedies to protect the City's interests related thereto and authorize outside counsel to initiate and prosecute litigation against all responsibility parties. Floyd Hartman spoke on the wastewater main claims. Mr. Childers stated staff recommends authorizing the City Attorney to move forward with the litigation. Motion was made Councilmember Blake that the City Manager and City Attorney move forward with litigation, seconded by Councilmember Demerson.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Blake and Nair; voting NO were none; Councilmember Burkett abstained; the motion carried by a 4:0:1 vote of the Council.

ITEM 8: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Mayor Harpole asked for a brief explanation of Item D. Mr. Childers stated this was previously approved administratively by the City Manager and the community has had input. Councilmember Nair inquired if Item A was a mandated issue. Mr. Childers replied that it was on the design and installation. Motion was made by Councilmember Nair to approve the consent agenda, seconded by Councilmember Blake.

- A. Award – Professional Services Agreement for Engineering Services for Project #430036.1130 Phase I Landfill Gas Collections and Control Systems:
 HDR Engineering, Inc. -- \$411,000.00
 This agreement for engineering services is for the design of the Phase I Landfill Gas Collection and Control Systems.

- B. Award – Direct Read Water Meters:
 Award to HD Supply Waterworks \$335,253.00
 Award to Zenner USA \$ 21,000.00
 Total \$356,253.00
 This award is to approve a contract for the purchase of Direct Read Water Meters.
- C. Award –Office Furniture Annual Contract:
 Award to Hon Office Products in care of OfficeWise in an estimated amount of \$500,000.00
 Furniture Contact awarded on TCPN Blanket Purchase Agreement R142208.
 This award is to approve a contract for the purchase of Office Furniture.
- D. Award – Professional Services Agreement for Engineering Services:
 HDR Engineering, Inc. - \$411,000.00
 This agreement is for engineering services for the design of the Phase I Landfill Gas Collections and Control Systems.
- E. Approval -- Contract for Participation in City of Amarillo Rotation Log for Wrecker Services for Abandoned, Impounded, Junked and Disabled Vehicles:
 The Wrecker Services Contract provides for the City of Amarillo Police Department to contact the wrecker service operator to remove and impound abandoned, junked, and disabled vehicles. The purpose of the Agreement is to establish minimum acceptable standards and criteria which wrecker service operators will be required to meet in order to participate in the City's Rotation Log. This agreement was previously reviewed and discussed by Council. At Council's direction, the Contract contains language requiring a heavy-duty certification for operators that conduct heavy duty towing operations.
- F. Approval – Supply Agreement for the Purchase of Fire Truck Parts:
 Ferrara Fire Apparatus, Inc. -- \$70,000.00
 This supply agreement will be for the proprietary parts for Ferrara-built fire trucks of all types.
- G. Acceptance – FY2017 State Energy Conservation Agreement – Interlocal Cooperation Act, Interlocal Contract #CMD 17-6218JM
 This item is acceptance of the FY2017 State Energy Conservation Agreement – Interlocal Cooperation Act, Interlocal Contract #CMD 17-6218JM between the Texas Comptroller of Public Accounts, State Energy Conservation Office and the City of Amarillo in the amount of \$184,459.00.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Blake, Burkett and Nair; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 9: Mr. Childers stated as a part of Council priorities they have been addressing bootleg tires in the community. The objective is to clean up bootleg tires in the community. Scott McDonald presented Scrap Tire Regulations & Enforcement Discussion. Mr. McDonald stated the overall goal was community appearance. Councilmember Burkett inquired if there was a restriction on how many tires the landfill can take a year. Mr. McDonald replied the landfill is limited to 500 per year. Mr. Childers stated formal action will be presented to Council to implement these various elements.


Mayor Harpole announced that this is the end of the regular agenda, but this time is reserved to hear from any citizen concerning matters pertaining to City policies, programs or services not on today's agenda. The public forum is set under the Open Meetings Act and that during the public forum the City Council can respond with a statement of fact, a statement of City policy or decide whether to place an item on a future agenda.

Al Patel 112 Amarillo Boulevard West, stated he previously questioned the recycling on Amarillo Boulevard and Grand Street. Mr. Patel also inquired about the possible


Amarillo Boulevard TIRZ. Mayor Harpole replied that staff will respond. Cole Camp, 4402 Charlene Avenue, stated he appreciated all the effort the City went through to educate the public on the propositions and needs. Further, he stated the need to continue the outreach and to find ways to fund the other items. Allen Finegold, 2601 North Grand Street, urged Council to have a public discussion on scrap yards and the possibility that the City pass an ordinance prohibiting the height of scrap. James Schenck, 6216 Gainsborough Street, stated the need to leave the Local Government Corporation Board as is. He inquired about a future agenda item to discuss Propositions 1 and 2 and how those items will proceed. Mr. Schenck further stated the organization chart lacked the citizens. Robert Goodrich, 4111 Stony Point, stated he had a number of questions about Item No. 7 and the Mayor did not invite comments. Mr. McKamie stated there is no public comment on legal matters. There were no further comments.

Mayor Harpole advised that the meeting was adjourned and the Council would go back into Closed Session then adjourn.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor