

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 13th day of October 2015, the Amarillo City Council met along with the Amarillo Economic Development Corporation Board of Directors in the Amarillo Civic Center at 401 South Buchanan Street in the Hospitality Room at 3:00 p.m.

City Council:

PAUL HARPOLE
ELISHA L. DEMERSON
BRIAN J. EADES
RANDY BURKETT
MARK NAIR

MAYOR
COUNCILMEMBER NO. 1
COUNCILMEMBER NO. 2
COUNCILMEMBER NO. 3
COUNCILMEMBER NO. 4

AEDC Board Members:

TOM BIVINS
JOHN KRITSER
BRIAN BRUCKNER
ROY BARA
GINGER NELSON

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

JARRETT ATKINSON
BRYAN MCWILLIAMS
KELLEY SHAW
FRANCES HIBBS

CITY MANAGER
ASSISTANT CITY ATTORNEY
PLANNING DIRECTOR
CITY SECRETARY

RICHARD DAVID
STEVE PRITCHETT
DOUG NELSON
CHRIS LYLES

AEDC STAFF
AEDC STAFF
AEDC STAFF
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Mayor Harpole established that a quorum of the Amarillo City Council was present and called the meeting to order at 3:04 p.m. John Kritser established a quorum of the AEDC Board. Mayor Harpole welcomed those in attendance and the following items of business were conducted:

Richard David, AEDC, stated the general mission and policies and focus of the AEDC in regard to incentive projects focuses primarily on job creation, to create jobs and bring in industry and expand industry. Bringing new money into the community and making the economy more viable. Mr. David presented handouts to the group. He further stated that the new annual report would be printed in December which acknowledges the activities, events, and progress of the AEDC over the past 25 years. Mr. David stated that the AEDC staff spends a lot of time with local, nationwide and international companies looking for good fits with our community.

Councilmember Nair inquired as to AEDC's biggest successes. Mr. David stated Bell Helicopter and Hilmar Cheese created thousands of jobs throughout the community. He further stated that the physical location of Amarillo on I-40 and I-27 attracts lots of companies like Gestamp because of our transportation routes and allows them to get their products to their market. Councilmember Nair stated he recently toured the Bell Helicopter facility and stated it was extraordinary. Mayor Harpole noted that the General Manager of Bell Helicopter has invited the Council to take a tour. Ms. Nelson stated it is estimated that Bell Helicopter spends \$150 million every year into our economy, paying approximately \$2 million to local taxes, and gives \$800,000 to charitable organizations.

Mr. David stated that Hilmar Cheese employees between 400-500 people. Pacific Cheese Distributing was spun off from Hilmar Cheese. Pacific Cheese packages shredded cheese and delivers it from California to Florida. Amarillo is the hub of the

Panhandle, shoppers come here and spend their tax dollars. Mr. David stated Gestamp will be turning dirt in the next couple of weeks on their building and some of their suppliers are already looking at relocating here as well.

Bryan McWilliams advised at 3:31 p.m. that the Boards would convene in Closed Session to discuss the potential purchase, sale, or lease of downtown property, together with (i) economic incentives that may be available for a prospective or existing business and (ii) attorney-client communication and advice regarding same, per Texas Government Code sections 551.071, .072 and .087.

Mr. McWilliams announced that the Closed Session was adjourned at 4:04 p.m. and reconvened the Regular Meeting.

Mr. David presented an invitation to the WTAMU Amarillo Center project launch.

Mayor Harpole announced a public forum. Alan Finegold, 2601 North Grand Street, inquired as to the total amount AEDC has spent since the time it was formed; its debt and whether it is in the form of Certificates of Obligation or general debit. He asked that all the grants AEDC has made be posted on its website, along with a list of all properties owned by AEDC. He asked for a comparison between present wages for manufacturing and other jobs compared to wages nationally. He further inquired what might be done to revamp the older industrial neighborhoods.

The Amarillo City Council met at 4:30 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 Council met at 6:00 p.m. in regular session in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAULHARPOLE	MAYOR
ELISHA L. DEMERSON	COUNCILMEMBER NO. 1
BRIAN J. EADES	COUNCILMEMBER NO. 2
RANDY BURKETT	COUNCILMEMBER NO. 3
MARK NAIR	COUNCILMEMBER NO. 4

Brian Eades left the meeting at 5:00 p.m. Also in attendance were the following administrative officials:

JARRETT ATKINSON	CITY MANAGER
CLAUD DRINNEN	DEPUTY CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

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

A proclamation was presented for "National Community Planning Month."

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 October 6, 2015. Motion was made by Councilmember Burkett to approve the minutes as presented; motion was seconded by Councilmember Nair, and unanimously carried to approve the minutes.

Item taken out of order.

ITEM 2: Mayor Harpole presented the first reading of an ordinance transferring the current Office of Fire Marshal, City Department #1930 to the Development Services Group as headed by the Assistant City Manager for Development Services. The City Fire Marshal shall be at the rank of Department Head and report directly to the Assistant City Manager for Development Services.

Mayor Harpole recommended this ordinance be passed. Councilmember Burkett asked this item be tabled to allow time to talk to both sides. Motion was made by Councilmember Burkett, seconded by Councilmember Nair that this item be tabled until November 3.

ORDINANCE NO. 7560

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: TO FURTHER REORGANIZE THE CITY'S DEVELOPMENT SERVICES, TO NOW INCLUDE THE FIRE MARSHAL'S OFFICE AND CORRESPONDING TRANSFER OF ACCOUNTING FUND; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING FOR EFFECTIVE DATE.

Voting AYE were Burkett, Nair and Demerson, voting no were Mayor Harpole and Councilmember Eades, motion carried by a 3:2 vote of the Council.

ITEM 3: Mayor Harpole presented the first reading of an ordinance voluntarily annexing a 39.68 acre of land in Sections 153 and 172, Block 2, AB&M Survey, Randall County, Texas. This ordinance addresses the voluntary annexation of approximately 39.68 acres of sparsely populated land located adjacent to the existing City limits in the vicinity of Southeast 34th Avenue and Tradewind Street. This is the first of two readings regarding the annexation. Mr. Atkinson stated this item was requested by the property owner and the property was not currently in the city limits. Motion was made by Councilmember Demerson, seconded by Councilmember Burkett, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7561

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: VOLUNTARY ANNEXATION OF SPARSELY POPULATED TERRITORY ADJACENT TO THE PRESENT CORPORATE LIMITS OF THE CITY OF AMARILLO, FINDING THAT ALL NOTICES AND HEARINGS AS REQUIRED BY LAW HAVE BEEN ISSUED AND CONDUCTED, DESCRIBING THE TERRITORY ANNEXED, OBLIGATING THE PROPERTY SITUATED THEREIN TO BEAR ITS PRO RATA PART OF TAXES LEVIED, PROVIDING RIGHTS AND PRIVILEGES AS WELL AS DUTIES AND RESPONSIBILITIES OF INHABITANTS AND OWNERS IN SAID TERRITORY; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; the motion carried by a 4:0 vote of the Council.

ITEM 4: Mayor Harpole presented the second and final reading of an ordinance amending Chapter 16-3-1001, Traffic Schedule A, of the Amarillo Municipal Code. This proposed change is requested by the City Transit system to restore two-way traffic operations on the one block segment of Southeast 14th Avenue from Bolton to Lake Streets that is currently part of the one-way traffic circulation around Benton Park. This change is requested to allow the City Transit SpecTrans system to better access and serve a disabled customer in the area. This segment was originally converted to one-way traffic at the request of the Amarillo Police Department in 1993 and the issues that gave rise to the request have since subsided. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7558

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE MUNICIPAL CODE OF THE CITY OF AMARILLO, CHAPTER 16-3, ARTICLE XXII, SECTION 16-3-1001, SCHEDULE A, TO MODIFY AN EXISTING ONE WAY STREET; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; the motion carried by a 4:0 vote of the Council.

ITEM 5: Mayor Harpole presented the second and final reading of an ordinance vacating an existing 154.59 acre drainage easement in Sections 24 and 25, Block 9, BS&F Survey, Potter County, Texas and replacing such with the dedication of a 4.14 acre drainage easement within the same described property. Vacating the blanket

easement and replacing it with a dedicated easement that follows the actual storm water run-off through the natural channel results in the ability for future development while maintaining the needed drainage easement. Alan Finegold, 2601 North Grand Street, inquired as to the motivation and future development in the area. Mr. Atkinson explained this was currently a non-specific easement. This easement would follow the natural drainage channels and the City would maintain a smaller portion needed to convey stormwaters. Motion was made by Councilmember Demerson, seconded by Councilmember Nair, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7559

AN ORDINANCE DETERMINING LACK OF PUBLIC NECESSITY FOR A DRAINAGE EASEMENT IN THE VICINITY OF TASCOSA ROAD AND RAVENWOOD DRIVE, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED DRAINAGE EASEMENT PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; the motion carried by a 4:0 vote of the Council.

Item taken out of order.

ITEM 6: Mayor Harpole presented a resolution approving the adoption of a Chapter 380 Economic Development Program. This economic development plan will promote local economic development and stimulate business and commercial activity by attracting jobs and high quality development in the City. Motion was made by Councilmember Nair that this item be held indefinitely for further discussion, seconded by Councilmember Burkett. Councilmember Eades returned during this item.

RESOLUTION NO. 10-13-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPROVING AND ADOPTING A CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; the motion carried by a 5:0 vote of the Council.

ITEM 7: Mayor Harpole stated that the Potter-Randall Appraisal District has one (1) position vacancy each on its individual Potter and Randall County Appraisal District Board of Directors. This resolution nominates individuals for these two vacant board positions. Upon the receipt of these nominations, the Appraisal Districts will schedule an election for government entities in Potter and Randall County to vote on these Board of Director positions, as established by State law requirements. Mr. Atkinson stated these Board appointments were a two-step process, and each taxing jurisdiction would be making nominations to the Board and then it will be voted on at a later date. Doug West, 307 South Kentucky Street, inquired how the City had jurisdiction and authority.

Motion was made by Councilmember Burkett, seconded by Councilmember Demerson, to renew the Randall County Appraisal District Board of Directors: Dennis Beene, Elaine Dollar, Henry Hamilton, Joseph Shelton, and to replace Sharon Hollingsworth with Chrsitna McMurray and Annette Hargis with Jeff Bryant. For the Potter County Appraisal District Board of Directors to reappoint: Zachary Plummer, Gilbert Guzman, Cindy Spanel, Kay Ledbetter, Sherri Aylor and to replace Lenny Sadler with Vanessa W. Miles, and that the following captioned resolution be passed:

RESOLUTION NO. 10-13-15-1

A RESOLUTION TO MAKE NOMINATIONS TO FILL VACANCIES ON THE BOARD OF DIRECTORS OF THE POTTER-RANDALL APPRAISAL DISTICTS.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; the motion carried by a 4:0 vote of the Council.

ITEM 8: Mayor Harpole presented a resolution setting the date and time for a public

hearing on November 3, 2015, at 6:00 p.m. to determine if the property at 615 South Lake Street constitutes a public nuisance and thereby declared as a dangerous structure. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned resolution be passed:

RESOLUTION NO. 10-13-15-2

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTE A PUBLIC NUISANCE AT THE LOCATION(S) STATED PROVIDING FOR NOTICE.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Burkett and Nair; the motion carried by a 4:0 vote of the Council.

ITEM 9: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Jesse Perez, 4301 West 51 Avenue, inquired if the City employees were going to have an increase on their health insurance. Mr. Atkinson stated they were looking for ways to keep the increase to a minimum, but that the City Clinic would still be available. Councilmember Mr. Atkinson stated the new insurance would not go into effect until January 1, 2016. Motion was made by Councilmember Nair, to approve the consent agenda and authorizes the City Manager to execute all documents necessary for each transaction. Motion was seconded by Councilmember Demerson. Motion carried by a 3:1 vote of the Council with Councilmember Burkett voting no.

A. Approval – License and Hold Harmless Agreement:
Assignment of License and Hold Harmless to MRT of Amarillo TX – 1st Mortgage IRF, LLC for an encumbrance of a private storm drain within the public right-of-way of Southwest 9th Avenue, Potter County, Texas.

B. Award – CHFRS-2P Asphaltic Emulsion:
Award to low responsive bidder: Ergon Asphalt & Emulsions, Inc. -- \$90,000.00

This item awards a contract with Ergon Asphalt & Emulsions, Inc. for the purchase of asphalt emulsion used in the City's pavement preservation program, specifically for sealing cracks in residential streets and arterials. This purchase is an annual purchase and funding is available from the Street Department's R&M Improvements Account.

C. Award – Self-Contained Breathing Apparatus (SCBA) Repair parts:
Award to low responsive bidder: Panhandle Breathing Air Systems, Inc. -- \$93,775.70

This item awards a contract with Panhandle Breathing Air Systems, Inc. for the purchase, on an as-needed basis of self-contained breathing apparatus parts required for normal repairs to the apparatus used by the Amarillo Fire Department. This purchase is an annual purchase and funding is available from the Fire Department's SCBA Parts Inventory Account.

D. Award – Major Medical Administrative Services:
Award to best evaluated proposer: Aetna Life Insurance Company - \$3,329,339

This item awards a contract with Aetna Life Insurance Company for the administrative service of the City of Amarillo health plan. The contract is for a base term of three years with two one year options to renew, if agreeable by both parties. The three year contract price is \$3,329,339 based on an administrative fee per employee per month. Funding is available from the City of Amarillo self-funded health plan. The City expects to see increased network discounts, allowances, and guarantees as well as an enhanced hospital contract through the Aetna Life Insurance Company. All medical claim processing, billing, and payments will be administered through Aetna Life Insurance Company.

- E. Award – Pharmacy Administrative Services:
Award to best evaluated proposer: MaxorPlus - \$750,000


This item awards a contact with MaxorPlus for the administrative service of the City of Amarillo pharmacy services. The contract is for a base term of three years with two one year options to renew, if agreeable by both parties, based on a \$3.35 administrative fee per claim with approximately 74,000 claims per year. Funding is available from the City of Amarillo self-funded health plan. All pharmacy claim processing, billing, and payments will be administered through MaxorPlus.

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 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.

Ms. Dutch Worth, 1004 South Lamar Street, commented on the donations made in favor of the MPEV. Claud Drinnen reminded those in attendance that the Texas Open Meetings Act and an Attorney General Opinion restricted the Council from commenting during the open forum on items not listed on the agenda. The Council may refer the item to staff, request the item be placed on a future agenda, or comment by a factual statement or City policy. Doug West, 307 South Kentucky Street, asked to present a copy of a declaration and Texas Penal Code, Title 8, Section 39.03. David Kossey, 1014 Cimarron Canyon, Canyon, inquired as to the estimated return on the ballpark over 30 years. Mayor Harpole stated he would referred this to staff. Mr. Kossey inquired if the public could get a two-week lead time on board appointments so they could know who the Council was appointing. He asked how much money was spent out of general revenue to prepare for the ballpark downtown minus the utilities. Mr. Kossey further asked how the purchase of the Coca-Cola building was funded. Mr. Atkinson replied it was paid from AEDC reserves. There were no further comments.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:



Frances Hibbs, City Secretary



Paul Harpole, Mayor