

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 25<sup>th</sup> day of October 2011, 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  
BRIAN EADES  
LILIA ESCAJEDA  
JIM SIMMS

MAYOR  
COMMISSIONER NO. 2  
COMMISSIONER NO. 3  
COMMISSIONER NO. 4

Absent was Ellen Robertson Green, Commissioner No. 1, due to personal business. Also in attendance were the following administrative officials:

JARRETT ATKINSON  
VICKI COVEY  
MARCUS NORRIS  
KELLEY SHAW  
DONNA DERIGHT

CITY MANAGER  
ASSISTANT CITY MANAGER  
CITY ATTORNEY  
PLANNING DIRECTOR  
CITY SECRETARY

The invocation was given by Tiller Watson, New Hope Baptist Church. Mayor Harpole led the Pledge of Allegiance.

Mayor Harpole congratulated Mr. Norris on his appointment as President of the Texas City Attorneys Association.

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 October 18, 2011. Commissioner Simms stated at this time, he would like to encourage everyone to vote. He advised voting in favor of number two on the ballot regarding funding for the Water Development Board. He stated that the funding from this board was instrumental in providing assistance to some of our city projects. Mayor Harpole also stated that it is important to vote and encouraged everyone to take the time to go vote. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, and unanimously carried, to approve the minutes.

ITEM 2: Mayor Harpole presented a resolution approving two amendments to the Bylaws of the Amarillo Local Government Corporation. The first change amends Article I, Section 8 to provide for committees that function in an advisory-only role and that may be appointed by the President. The second change amends Article II, Section 10 to provide that a Director may rely on both the work of consultants to the Board and also that of employees, agents, and authorized consultants of the City of Amarillo. Motion was made by Commissioner Escajeda, seconded by Commissioner Eades, that the following captioned resolution be passed:

RESOLUTION NO. 10-25-11-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO APPROVING BYLAW AMENDMENT FOR AMARILLO LOCAL GOVERNMENT CORPORATION PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioners Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 3: Mayor Harpole presented a resolution approving the City's participation with the Texas Department of Transportation (TxDOT) in a project to develop a frontage road on the north section of Loop 335 east of Coulter. Under the terms of this resolution, TxDOT will acquire the necessary right-of-way through donation and the City agrees to bear 10% of the cost of the right-of-way and any necessary utility adjustments. Due to the donation of the property and no apparent utility conflicts, there is no expected cost to the City. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned resolution be passed:

RESOLUTION NO. 10-25-11-2

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT TO CONTRIBUTE FUNDS AND DESIGNATION OF THE TEXAS DEPARTMENT OF TRANSPORTATION AS THE AGENCY RESPONSIBLE FOR THE DEVELOPMENT OF STATE LP 335 [ROW CSJ 2635-04-027] AND APPROPRIATING FUNDS THEREFORE.

Voting AYE were Mayor Harpole, Commissioners Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 4: Mayor Harpole presented an ordinance changing the zoning of Lot 5, Block 210, Holland Addition in Section 156, Block 2, AB&M Survey, Potter County, in the vicinity of Northeast 3<sup>rd</sup> Avenue and Lincoln Street, from Multiple-Family District 1 to Multiple-Family District 1 with a specific use permit for placement of a Type A manufactured home. Motion was made by Commissioner Simms, seconded by Commissioner Escajeda, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7299

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 NORTHEAST THIRD AVENUE AND LINCOLN STREET, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioner Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 5: Mayor Harpole presented an ordinance changing the zoning of Lot 29, Block 17, Mesa Verde Addition in Section 126, Block 2, AB&M Survey, Potter County, in the vicinity of Northeast 32<sup>nd</sup> Avenue and Grand Street, from Residential District 2 to Residential District 2 with a specific use permit for placement of a carport within the front-yard setback. Motion was made by Commissioner Eades, seconded by Commissioner Green, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7300

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 NORTHEAST THIRTY-SECOND AVENUE AND GRAND STREET, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Harpole, Commissioner Eades, Escajeda and Simms; voting NO were none; the motion carried by a 4:0 vote of the Commission.

ITEM 6: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Commissioner Eades, seconded by Commissioner Simms, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

A. Award – Medical Supplies Annual Contract:  
 Low responsive bidder by line item as follows:

Moore Medical (Lines 1, 3, 10, 11, 15, 20-22, 26, 27, 29, 45, 47, 51, 53, 54, 60, 64, 66, 68, 69-71, 74, 77-80, 84, 85, 91, 92, 95-97, 102-104, 108-110, 116, 118, 126, 128, 134, 151, 152, 154, 174, 177, 186, 202)	\$25,144.43
Alert Services (Line 2)	\$ 107.51
McKesson General Medical (Lines 4-6, 24, 28, 30, 31, 37, 38, 58, 63, 75, 132, 137, 138, 140, 166, 168, 181, 182, 199)	\$18,292.20
Bound Tree Medical (Lines 32-34, 41, 42, 86, 87, 90, 105, 106, 119, 141-143, 160-162, 170, 171, 189, 190)	\$ 5,815.02
Port City Medical (Lines 88, 111, 145, 200)	\$ 2,112.60
Midsouth Distribution (Lines 9, 14, 72, 153)	\$ 254.70
Henry Schein/Matrix Medical (Lines 7, 16-18, 25, 36, 39, 40, 43, 44, 49, 50, 52, 65, 67, 81, 82, 89, 94, 99, 101, 112-115, 122, 144, 146-149, 157, 165, 175, 178-180, 185, 191)	\$ 3,225.65
Physician Sales and Service (Lines 8, 12, 13, 48, 55, 61, 62, 73, 76, 83, 93, 98, 107, 120-125, 127, 129-133, 136, 156, 167, 183, 184, 187, 194, 197)	\$21,958.88
Emed (Lines 155, 1258, 159, 164, 172-173, 176, 188, 193, 193, 195, 196)	\$ 9,930.11
Normed (Lines 23, 57, 59, 163)	\$ 43.84
Medical Wholesale (Lines 23, 57, 59, 163)	\$ 27.00
Henry Schein (Lines 19, 35, 46, 56, 135, 139, 150, 169, 198, 201)	<u>\$ 2,815.56</u>
Total Award	\$89,728.20

This is the annual contract for consumable medical supplies. These supplies will be used by the Amarillo Department of Public Health, Women, Infants & Children (WIC), and the CityCare Clinic

- B. Approval – Asphaltic Concrete Annual Contract:  
 Best evaluated proposer – Advantage Asphalt Contracts  
 Cost Per Ton: \$54.00  
 Estimated Annual Contract - \$900,000
- Liquid Asphalt Base Price per Ton: \$525.00  
 Adjustment Based on Change in Asphalt Price:  
 \$2.00/ton to City per \$25.00 change in Liquid Asphalt Price/ton

This is the annual contract to purchase asphaltic concrete (hot-mix). The contract contemplates the purchase of an estimated 16,666 tons of material throughout the year. Due to the fluctuation in the cost of the base product throughout the year, the contract includes an escalator/de-escalator in the cost per ton paid by the City based on the change in the cost of the base material.

C. Purchase – Fire Trucks:

Award on Houston Galveston Area Council of Governments (HGAC) Cooperative Purchasing Contract to Hall Buick, Pontiac GMC - \$586,597.00

This approves the purchase of two fire trucks for the Amarillo Fire Department. The first unit is a Grass Fire truck that will replace an existing 1993 unit that has surpassed its usable lifespan. The second unit is a standard pumper engine that will replace an existing 1995 unit.

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.

Robin Cupell, 4013 Julie, appeared on behalf of Texas Panhandle Pet Savers. She stated that Amarillo has a high rate of euthanasia and they would like to ask the City to consider other ways and programs to deal with the situation. She asked if a committee could be established to consider possible programs and to work with the Animal Control Advisory Board to find the best solution. Mary Katherine Whittle, 2218 S. Washington, appeared concerning the procedures and care of the animals being held at Animal Control. She presented instances where she did not feel the animals were taken care of properly. Mayor Harpole asked City staff to set up a meeting with the group and follow up with the City Commission. No one else appeared.

Mayor Harpole advised that the City Commission would return to Executive Session and the meet was adjourned.

ATTEST:

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Donna DeRight, City Secretary

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Paul Harpole, Mayor