

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 28<sup>th</sup> day of September 2010, the Amarillo City Commission met at 4:00 p.m. at City Hall on the third floor in Room 303 in the Conference Room to review agenda items, to receive a presentation on the Hospital Services Contract and to consider future agenda items.

The City Commission met at 5:30 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:

DEBRA MCCARTT	MAYOR
MADISON SCOTT	COMMISSIONER NO. 1
BRIAN EADES	COMMISSIONER NO. 2
RONALD BOYD	COMMISSIONER NO. 3
JIM SIMMS	COMMISSIONER NO. 4

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

JARRETT ATKINSON	INTERIM CITY MANAGER
KELLEY SHAW	DIRECTOR OF PLANNING
CLAUD DRINNEN	DEPUTY CITY ATTORNEY
DONNA DERIGHT	CITY SECRETARY

The invocation was given by Kevin Deckard, Polk Street United Methodist Church.

A proclamation was presented for "International Week – Norway".

Mayor McCartt established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

ITEM 1: Mayor McCartt presented the minutes of the regular meeting held September 21, 2010. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, and unanimously carried, to approve the minutes.

ITEM 2: Mayor McCartt stated that at this time a public hearing would be conducted on the proposed City of Amarillo Comprehensive Plan. She advised that this public hearing would provide an opportunity for interested parties to receive a presentation on the proposed Plan and to allow for questions and comments. She explained that the proposed Plan is the result of a nearly two-year long public process consisting of multiple public meetings and hearings held in all areas of the city.

Gary Mitchell with Kendig Keast Collaborative presented an overview of the proposed Comprehensive Plan. He explained that once the plan is adopted the work begins on implementing and putting the Plan into action. He advised that it will be beneficial as growth occurs over the next decade. He reviewed the different sections and key planning themes identified in the Plan and explained how each piece will be important as the city grows and develops. He stated that the Comprehensive Plan is intended as a guidance and reference document for the future planning needs of the city.

Anette Carlisle, 1216 S. Lamar, Chairman of the Comprehensive Plan Committee, stated that implementing this Plan will be a slow, steady process and will be a benefit for the future of our city. Amy Taylor-Restine, 721 Short Street, stated concern about what will happen to people's property rights. Erma Heras, 1604 S. Harrison, stated concern about her home and what may happen to it. Johnny Johnson, 708 E. St. Francis, asked why the Plan needed to be adopted. Mr. Shaw advised that by adopting the Comprehensive Plan we are signifying that we believe in the goals and policies that are set out in it. Gary Lindvay, 4802 Carole Lane, stated that he volunteers at his church and encouraged everyone to volunteer at their church or other organizations.

Beth Duke, 3141 W. 28<sup>th</sup>, member of the Comprehensive Plan Committee, stated this is a plan for our future that will benefit neighborhoods throughout all areas our city. Alan Abraham, 7205 S.W. 35<sup>th</sup>, stated that this is a good planning process for our city. Don Sanders, 3609 Bayswater, member of the Comprehensive Plan Committee, stated that in the neighborhood meetings held during the planning stages most of the people were concerned with cleaning up our neighborhoods. Eloy Heras, 1604 S. Harrison, expressed concern for people's property rights. James Baker, 6425 Euston, stated that traffic flow is a problem and needs to be addressed. Bob Juba, 3220 S. Milam, member of the Comprehensive Plan Committee, urged the Commission to adopt the Plan. Charlene Taylor, 906 S. Crockett, stated she is worried about people's property rights. Eddie Scott, 6300 Jameson, member of the Comprehensive Plan Committee, stated they have been working on the Plan for two years and in this process they studied all areas of development. There were no further comments. Mayor McCartt advised that the Commission would vote on the Comprehensive Plan at the meeting next week.

ITEM 3: Mayor McCartt presented an ordinance changing the zoning of a tract of land in the vicinity of Southwest 27<sup>th</sup> Avenue and Paramount Boulevard from Multiple Family District 1 to General Retail District for retail space. There were no comments. Motion was made by Commissioner Boyd, seconded by Commissioner Scott, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7242

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 CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF SOUTHWEST TWENTY-SEVENTH AVENUE AND PARAMOUNT BOULEVARD, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor McCartt, Commissioners Scott, Eades, Boyd and Simms; voting NO were none; the motion carried by a 5:0 vote of the Commission.

ITEM 4: Mayor McCartt presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Commissioner Eades stated that Item E needed to be removed for consideration at a later date. Motion was made by Commissioner Eades, seconded by Commissioner Scott, and unanimously carried, to approve Items A through D and F through I on the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

- A. Award – City Health Plan Stop Loss Insurance Coverage:  
Award to best evaluated proposer: ING

This is a contract to provide specified stop loss insurance coverage for the City of Amarillo Health Plan. The City is self-insured for health insurance and the requested stop loss coverage provides a limit on the amount of exposure faced by the Plan for large claims

- B. Award – Water Main Extension and Replacement Project:  
Award to low responsive bidder: Amarillo Utility Contractors - \$433,132.00

This is a contract to perform two 6" and one 12" water main extensions and two 2" water main replacement projects. Each of the extension projects will address locations that have been identified as having consistently low pressures, excess line breakages or water quality issues. The line replacement projects are part of the ongoing City plan to eliminate small diameter mains throughout the city. This program results in increased service for affected residents and eliminates dead-end water mains from the system.

- C. Approval – Amendment #11 for the Agreement in Principle (AIP) Grant Parties: City of Amarillo and the State Energy Conservation Office (SECO)  
Amendment amount: \$123,930

This approves Amendment #11 to the grant contract between the State Energy Conservation Office (SECO) and the City of Amarillo. This grant contract is commonly referred to as the Agreement in Principle (AIP) grant and is used to establish and fund an emergency management working agreement between the City and the Pantex Plant. Common activities under this grant include joint planning and communication efforts, public information and outreach efforts, and the establishment and maintenance of the warning system in the Emergency Planning Zone (EPZ).

- D. Approval – Airport Tenant Lease Assignment:  
Original Parties: City of Amarillo and ExpressJet Airlines, Inc.  
New Parties: City of Amarillo and Continental Airlines, Inc.  
Terms: Unchanged

This approves the assignment of an airport tenant lease at the Rick Husband Amarillo International Airport. This assignment transfers the lease currently held by ExpressJet Airlines, Inc. to Continental Airlines, Inc. The assignment of this lease is necessary due to the recent merger between United Airlines and Continental Airlines and all terms and conditions remain unchanged.

- E. REMOVED FOR CONSIDERATION AT A LATER DATE

Approval – Surface Use Agreement:  
Parties: City of Amarillo and Bison Development Company  
Terms and Conditions: As Noted  
Cost: \$0

This approves a Surface Use Agreement for a portion of the water rights area being developed as part of the Potter County Wellfield. The City owns the underground water rights on the subject property and this Agreement serves to clearly define the terms and conditions associated with the surface use of this property.

- F. Acceptance – Women, Infants & Children (WIC) Grant Contract:  
Parties: City of Amarillo and the Texas Department of State Health Services  
Grant Amount: \$1,799,032

This is the acceptance of the FY 2010/2011 grant contract for the City of Amarillo's Women, Infants & Children (WIC) Program. The WIC program is a supplemental nutrition program for eligible participants up to age 5. The WIC Program provides services in Potter, Randall, Armstrong, Carson and Oldham counties and this important program provides services to an average of more than 9,000 participants each month.

- G. Dedication and Acceptance – Aviation Clear Zone Easement and Utility Easement:

1. 5000 ft. MSL above the plat of Washington Industrial Tracts Addition Unit No. 16 from TCH Property Co., LLC.
2. 10 ft. SPS Utility Easement in Lot 1, Block 17, The Shores Unit No 15, Section 229, Block 2, AB&M Survey, Randall County from City of Amarillo.

- H. Award – 8" Sanitary Sewer Project:  
Award to low bidder: L. A. Fuller and Sons Construction - \$380,432.00

This is a contract to rehabilitate and replace an existing 8" sanitary sewer at Soncy Road and Westgate Parkway West and at the crossover at 7100 Interstate 40 West.

- I. Award – HVAC renovation for the WIC Building:  
Award to lowest bidder meeting specs: Brown Construction - \$68,048.00

This is a contract to renovate the HVAC system at the WIC Building on Austin Street. The low bidder at \$67,685 did not include the related electrical work. Brown was the next low bidder and met all specifications. The additional electrical work required by the low bidder together with the low bid would have exceeded the Brown Construction bid.

Mayor McCartt 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. There were no comments. Mayor McCartt announced that the meeting was adjourned.

ATTEST:

---

Donna DeRight, City Secretary

---

Debra McCartt, Mayor