

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 12th day of October 2010, the Amarillo City Commission met at 1:30 p.m. at City Hall on the third floor in Room 303 in the Conference Room to receive a presentation regarding use of wireless communication devices in school zones, presentation from Downtown Amarillo, Inc. report on downtown redevelopment efforts including the September 29, 2010 public meeting regarding the draft Civic Center Area Land Use Plan, review agenda items and consider 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:

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

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

JARRETT ATKINSON	INTERIM CITY MANAGER
KELLEY SHAW	DIRECTOR OF PLANNING
MARCUS NORRIS	CITY ATTORNEY
DONNA DERIGHT	CITY SECRETARY

The invocation was given by Gene Shelburne, Anna Street Church of Christ.

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 October 5, 2010. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, and unanimously carried, to approve the minutes.

ITEM 2: Mayor McCartt presented an ordinance to adopt the City of Amarillo Comprehensive Plan. This plan provides an overall strategic framework and suggestions to help elected officials and staff guide the orderly development, growth and redevelopment of Amarillo in the upcoming years. Mayor McCartt asked for comments.

John Sawyers, P. O. Box 7154, Kathy Altman, 2105 S. Lipscomb, Erma Heras, 1604 S. Harrison, Gary Lindvay, 4802 Carole Lane, Robert Goodrich, 6510 Sandie Drive, Jim Ammons, 1514 S. Pierce, Amy Taylor-Restine, 721 Short Street, Charlene Taylor, 906 Crockett, appeared with concerns about the Comprehensive Plan. Many of them requested the City Commission table the final approval of the Plan to allow citizens more time to study it. They expressed concerns about the future of their property and their neighborhood. It was pointed out that the Plan they were given had pages missing and that it would be helpful if a table of contents had been included. They stated that the document was difficult to read and print and asked if the City could provide copies of the Plan.

Ken Graham, 3007 Harmony, member of the Comprehensive Plan Committee, and Beth Duke, 3141 W. 28th, member of the Comprehensive Plan Committee, appeared in support of the Plan. It was stated that at the open meetings held around the city there would be thirty to fifty people in attendance. They commented that the committee received significant feedback from those who attended the meetings. It was stated that this Plan will protect people's property rights in all neighborhoods of the city. They advised that the Comprehensive Plan is good for the future of Amarillo.

Mayor McCartt explained that the Comprehensive Plan will not take homes away from people or hurt people's neighborhoods. She expressed how good it will be for the future of our city and how it will help Amarillo to be an even better place to live. Commissioner Simms stated that the Comprehensive Plan is just a document at this time. He explained that once it is adopted the City Commission would have to approve any action that is recommended to them resulting from the Plan. He commented that it would be considered at the City Commission meetings and the public would be allowed to express their comments before the Commission voted on what was being proposed. Commissioner Boyd advised that the Comprehensive Plan affects everyone. He stated that the City Commission also owns property and they are not going to approve something that would not be good for them or the citizens of this city. He commented that this is just a plan they are considering for approval today. Commissioner Eades stated that the idea of looking into a Comprehensive Plan came about when developers wanted to start new developments and the City of Amarillo could not afford to continue paying for the infrastructure necessary for the new developments. He advised that this plan sets policy to help with how those costs will be taken care of in the future. He stated that a plan is necessary for future growth and development of the city. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7243

AN ORDINANCE ADOPTING THE CITY OF AMARILLO COMPREHENSIVE PLAN PURSUANT TO CHAPTER 213 OF THE TEXAS LOCAL GOVERNMENT CODE; DEFINING THE RELATIONSHIP OF THE PLAN TO THE CITY'S DEVELOPMENT REGULATIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 3: Mayor McCartt presented an ordinance changing the zoning of a tract of land in the vicinity of Southwest 81st Avenue and Coulter Street from Agricultural District to Planned Development District 365 for a hair salon and mini-storage warehouses. There were no comments. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7244

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 EIGHTY-FIRST AVENUE AND COULTER STREET, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 4: Mayor McCartt presented a resolution supporting the Harrington Regional Medical Center of Amarillo, Inc. in its efforts to attract new healthcare services and expand and modernize existing healthcare services through the potential obtainment of Enterprise Project Funds from the Texas Enterprise Zone Program. Mike Callahan, 2028 S. Austin, President of the Harrington Regional Medical Center, appeared and thanked the City Commission for their support. He advised that if these funds were to be received they would provide growth, expansion and new services for the Medical Center Campus. There were no further comments. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned resolution be passed:

RESOLUTION NO. 10-12-10-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS, IN SUPPORT OF THE DON AND SYBIL HARRINGTON REGIONAL MEDICAL CENTER, INC., EFFORTS TO OBTAIN FUNDING FOR ENTERPRISE PROJECTS; PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND EFFECTIVE DATE.

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

ITEM 5: Mayor McCartt presented a resolution approving and authorizing the City to preserve its ability to reimburse project capital expenditures for the proposed renovation of the Ross Rogers golf course (Old Course). The City will issue tax exempt bond debt to support this project. This resolution will provide for the reimbursement of eligible project expenses incurred prior to this project debt issuance. Mr. Atkinson advised of the need for this renovation project at Ross Rogers golf course and explained the financing process that will provide the funding for the project. There were no comments. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, that the following captioned resolution be passed:

RESOLUTION NO. 10-12-10-2

A RESOLUTION OF THE AMARILLO, TEXAS, CITY COMMISSION:
DECLARING EXPECTATION TO REIMBURSE EXPENDITURES WITH
PROCEEDS OF FUTURE DEBT.

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

ITEM 6: Mayor McCartt presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, and unanimously carried, to approve the consent agenda and authorize the City Manager to execute all documents necessary for each transaction.

A. Purchase – Cationic High Float Rapid Set – 2% Polymer:

Award to best evaluated proposer – Western Emulsions, Inc.

Award Amount: \$165,000.00

Price per Gallon: \$2.39

This is a contract to provide a specialized emulsion product used to seal cracks in city streets on an ongoing basis. Western Emulsions offered an initial price as well as an adjustment clause whereby if they provide this material to other purchasers at a lower cost, the City of Amarillo will receive a commensurate reduction.

B. Acceptance – Public Health Refugee Health Grant:

Grant Amount: \$387,314.00

This is the acceptance of the fiscal year 2010/2011 grant funding from the Texas Department of State Health Services (DSHS) for the Amarillo Department of Public Health Refugee Health Screening Program. This program provides initial health screenings for primary and secondary international refugees who relocate to the Amarillo area. The grant amount is an increase of approximately \$72,963 from the prior year and will allow the addition of a Licensed Vocational Nurse position in anticipation of increased numbers of refugees and related service requirements.

C. Acceptance - Tuberculosis Prevention and Control Grant:

Grant Amount: \$63,500.00

This is the acceptance of the fiscal year 2010/2011 grant funding from the Texas Department of State Health Services (DSHS) for the Amarillo Department of Public Health Tuberculosis Prevention and Control Program. The grant funds are used to support the Public Health Department's efforts to prevent and control Tuberculosis in the City and Potter and Randall Counties.

- D. Approval – Office Furniture Annual Contract:
Award to Hon Company through Elliott Russell Office Supply on Texas Multiple Award System (TXMAS) Cooperative Purchasing Contract
Estimated annual spending (award) amount: \$65,000.00
This is a non-exclusive contract to supply general office furniture to the City. The contract term is for one-year with the option for up to 4 one-year renewals. Under the terms of this contract, Elliott Russell will extend favorable discount pricing to the City using the negotiated TXMAS pricing structure.
- E. Approval – Office Supplies Annual Supply Agreement:
Award to Elliott Russell Office Supply on Texas Multiple Award System (TXMAS) Cooperative Purchasing Contract
Award Amount: \$225,000.00
This is the annual contract to provide and deliver office supplies for use by various City Departments. The contract term is for one-year with the option for up to 4 one-year renewals. This contract provides an extended price discount and delivery services for purchased items and represents a significant cost savings.
- F. Approval – Fire Station Property Purchase:
Approximately 1.52 acre tract of land in Amarillo, Randall County, Texas as more particularly shown on Exhibit A and located immediately west of the intersection of Coulter Street and Oxford Drive
Seller: Attebury Elevators, LLC, A.G. Attebury Testamentary Trust, and Happy Horizons Properties, L.P.
Purchase Price: \$250,140.00 (being 66,000 sq. feet +/- at \$3.79 per sq. foot)
This is the purchase of an approximate 1.52 acre tract of land west of the intersection of Coulter Street and Oxford Drive for the future construction of a City Fire Station.
- G. Approval – Agreement for Engineering Services:
Award to Parkhill, Smith & Cooper, Inc. in an amount not to exceed \$189,235.00
This is a contract for the professional services necessary to identify and evaluate the appropriate right-of-way for the proposed Northwest Sewer Interceptor Line. The need for this line was identified in the 2007 Northwest Serviceability Study and is necessary to support the current and future growth in the northwest portion of Amarillo. The sewer line is approximately seven (7) miles in length and the services in this contract will provide the necessary information for the future design and construction of the project.
- H. Approval – Golf Course Design Services Contract:
Award to best evaluated proposer:
Colligan Golf Design in the amount of \$210,000.00
This is a contract for professional services necessary to design the proposed renovation of the Ross Rogers Old Course (golf course). The contract includes services necessary through the design, bidding and construction phase of the project. The need for the renovation to this golf course was identified in the 2010 Golf Course Preliminary Master Plan.
- I. Approval – Golf Course Irrigation Design Services Contract:
Award to best evaluated proposer: Rodgers Design Group, Inc. - \$46,540.00
This is a contract for professional services necessary to design a modern, computerized irrigation system to support the renovation of the Ross Rogers Old Course (golf course). The contract includes the services necessary through the design, bidding, and construction phase of the irrigation system on the renovated course. The need for the renovation to this golf course and associated irrigation system was identified in the 2010 Golf Course Preliminary Master Plan.

J. Approval – Potter County Wellfield Well Drilling Contract Change Orders:

Contractor: Hydro Resources Mid-Continent

Original Contract Amount: \$ 4,848,370.92

Previous Change Orders: \$ 13,320.00

Change Order #3: \$ 41,107.00

Change Order #4: \$ 24,400.00

Revised Contract Amount: \$ 4,927,197.92

Cumulative % Change: 1.63%

This is the approval of Change Orders 3 and 4 to the well drilling contract for the Potter County Wellfield Project. Change Order 3 is necessary to drill two additional test holes and the associated analysis to determine the best location for one of the twenty-one wells in the project. Change Order 4 is necessary to perform additional pump testing of a constructed well in order to properly select and design the final pumping unit for maximum capacity and longevity.

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. Robert Goodrich, 6510 Sandie Drive, appeared regarding the article written by Gene Shelburne that was published on Saturday in the Amarillo Globe News. He stated that it referred to an issue being considered by the U.S. Supreme Court and therefore he sent the article to the Supreme Court in hopes they would refer to it as they make their decision. There were no further comments. Mayor McCartt announced that the meeting was adjourned and the City Commission would return to Executive Session.

ATTEST:

Donna DeRight, City Secretary

Debra McCartt, Mayor