

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 23<sup>rd</sup> day of November 2010, the Amarillo City Commission met at 1:15 p.m. at City Hall on the third floor in Room 303 in the Conference Room to review agenda items and to 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 none. Also in attendance were the following administrative officials:

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

The invocation was given by Kevin Deckard, Polk Street United Methodist Church. 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 November 16, 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 changing the zoning of a tract of land in the vicinity of Plum Creek Drive and Quail Creek Drive from Office District-2 to Office District-2 with a Specific Use Permit for a medical appliance, fitting, sales or rental facility. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7249

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 PLUM CREEK DRIVE AND QUAIL CREEK DRIVE, POTTER 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 3: Mayor McCartt presented an ordinance changing the zoning of a tract of land in the vicinity of Broadway Drive and Shiraz Boulevard from Agricultural District to Residential District-3. Motion was made by Commissioner Eades, seconded by Commissioner Simms, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7250

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 BROADWAY DRIVE AND SHIRAZ BOULEVARD, POTTER 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 an ordinance appointing Stacy Hand to the office of Associate Judge for the City of Amarillo Municipal Court. The term of this appointment shall run through Fiscal Year 2010-2011, at which time the appointment shall be considered to coincide with the standard two year terms of office for the present Associate Judges. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7251

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS: APPOINTING MUNICIPAL COURT ASSOCIATE JUDGE FOR PARTIAL TERM (FISCAL YEAR 2010-2011); PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING A PENALTY; 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 5: Mayor McCartt presented a resolution approving and accepting grant funding from the Texas Traffic Safety Program for the 2010- 2011 Selective Traffic Enforcement Program for Impaired Driving Mobilization in the amount of \$30,000. The required \$10,000 in matching funds are on-hand and available from the approved FY 2010/2011 Amarillo Police Department budget. Proceeds from this grant will be used to fund police overtime costs associated with targeted enforcement activities related to impaired driving during holiday periods. Motion was made by Commissioner Boyd, seconded by Commissioner Eades, that the following captioned resolution be passed:

RESOLUTION NO. 11-23-10-1

A RESOLUTION APPROVING PARTICIPATION IN THE COMPREHENSIVE SELECTIVE TRAFFIC ENFORCEMENT GRANT PROGRAM; 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 6: Mayor McCartt advised that appointments are needed for certain boards and commissions. Motion was made by Eades, seconded by Simms, to the Airport Board reappoint Michael Cruz and Lawrence Walker, appoint John Whitaker to the expired term of Craig Gualtiere, appoint General Bob Dempsey to the expired term of Chuck Speed, such terms to expire October 1, 2013, to the Amarillo Hospital District Board of Managers reappoint Murielle Barnes and Greg Graham and appoint Chuck Speed to the expired term of Craig Bryan, such terms to expire October 1, 2013.

ITEM 7: Mayor McCartt presented the appointment of the City Manager. Motion was made by Commissioner Simms, seconded by Commissioner Boyd, and unanimously carried, to appoint Jarrett Atkinson as City Manager. Comments were made by the City Commission about the excellent candidates that applied for the position and how that reflects well on our city. The Commission commented on the excellent job Mr. Atkinson has done since he was appointed Interim City Manager and they look forward to working with him as he brings new direction and ideas to the city. Mr. Atkinson thanked the Commission for the phenomenal opportunity. He stated that he looks forward to leading the city and continuing the work that is being done.

ITEM 8: 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. Approval – Agreement to Accept Memorial Steel from the Former World Trade Center:  
Parties: Port Authority of New York and New Jersey & City of Amarillo

This is the approval of an agreement to accept permanent ownership of two pieces of steel from the former World Trade Center from the Port Authority of New York and New Jersey. These are being provided to the Amarillo Fire Department for permanent display in the new Amarillo Fire Department museum and the future Memorial site. The Amarillo Fire Department has worked diligently to negotiate the donation of these items and recommends approval of this agreement.

- B. Approval – Potter County Well Field - Addendum to Agreement for Engineering Services:

This is the approval of Addendum No. 2 to the Agreement for Engineering Services with Parkhill, Smith and Cooper, Inc for the Potter County Well Field project in the amount of \$1,378,721. The addendum provides for design, bidding, and construction oversight services related to the well field. In addition, it provides for the programming for the SCADA system at the well fields, pump station and treatment plant as required by the Texas Water Development Board (TWDB).

- C. Approval – Potter County Well Field Well Drilling Contract - Change Order No. 6:

Contractor: Hydro Resources Mid-Continent  
Original Contract Amount: \$4,848,370.92  
Previous Change Orders: \$ 87,902.00  
Requested Change Order #6: \$ 60,511.05  
Revised Contract Amount: \$4,996,783.97  
Cumulative Change Percent 3.06%

This is the approval of Change Order No. 6 to the Phase 2 Potter County Well Field Well Drilling Contract. The change order provides for the re-alignment of an access road to well 516 and the relocation of well 521 to accommodate system design and property owner requests.

- D. Approval – Osage Pump Station Project - Change Order No. 9:

Contractor: Garney Companies, Inc.  
Original Contract Amount: \$15,370,000.00  
Previous Change Orders: \$ 754,267.00  
Requested Change Order #9 \$ 81,574.00  
Revised Contract Amount: \$16,205,841.00  
Cumulative Change Percent: 5.4%

This is the approval of Change Order No. 9 to the Osage Pump Station Project. This change order is necessary to approve and fund the City's portion of the cost to replace a severely deteriorated storm sewer that was discovered during the construction process. It is recommended to undertake this replacement at this time and with the on-site contractor to prevent disturbing the project site in the future.

- E. Purchase – Computer Hardware and Software:

Award to Synetra  
Award Amount \$34,543.08

This is the award of a contract under the Department of Information Resources (DIR) State Cooperative Purchasing Contract for new computer equipment and software to provide network connections for the Panhandle Regional Planning Commission's Regional Data Hub project being implemented by the City of Amarillo. The Data Hub is a collaborative project that will allow law enforcement personnel in the 26-county region secure access to necessary information while in the field.

F. Purchase – Front Loader Refuse Truck:

Award to East Texas Mack Sales

Award Amount - \$118,250.00

Award to Heil of Texas

Award Amount - \$ 84,457.00

Total Award - \$202,707.00

This is the award of two purchases through the Houston Galveston Area Council of Governments (HGAC) Cooperative Purchasing Contract to acquire a new 40 yard front load commercial refuse truck for the Solid Waste Collection Department.

G. Dedication and Acceptance – Right-of-Way Deed:

Dedication of a 112.5 square foot triangle portion of Lot 14, Block 5, Westover Park Unit No. 3 in Section 31, Block 9, BS&F Survey, Randall County in the vicinity of Pinnacle Drive and Coulter Street for construction of a traffic signal light.

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. Lt. Dana Havlik with the Fire Department appeared and advised the City Commission that through the sale of the pink tee shirts they raised \$19,000. He stated that the money was divided and given to the Susan Komen Foundation and the Harrington Cancer Center. He thanked the City Commission for allowing them to do the fund raiser. There were no further comments. Mayor McCartt announced that the meeting was adjourned.

ATTEST:

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Donna DeRight, City Secretary

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Debra McCartt, Mayor