



Amarillo City Council Regular Meeting

July 11, 2023

3:00 PM

City Hall - Council Chamber
601 S. Buchanan Street, 3rd Floor
Amarillo, Texas 79101

AGENDA

1. **Call to Order**
2. **Invocation** Pastor Herman Moore
3. **Pledge of Allegiance**
4. **The Texas Pledge**
5. **Public Comment** The public will be permitted to offer public comment on agenda items and items related to City business. Citizens interested in commenting may sign up online at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form>, by calling the City Secretary's office at (806) 378-3014, or in person in Room 303 of City Hall, 601 S. Buchanan. Citizens should sign up at least 15 minutes prior to the scheduled meeting start time.
6. **Discussion Items** City Council will discuss or receive reports on the following current matters or projects.
 - 6.A. Review agenda items for regular meeting and attachments;
 - 6.B. Discussion of City Weed Liens
 - 6.C. Amarillo Economic Development Corporation Quarterly Update
 - 6.D. Request future agenda items and reports from City Manager.
7. **Consent Items** It is recommended that the following items be approved and that the City Manager be authorized to execute all documents necessary for each transaction. The following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Councilmember, in which event the item shall be considered in its normal sequence after the items not requiring separate discussion have been acted upon by a single motion.
 - 7.A. **CONSIDER APPROVAL – MINUTES**
This item considers approval of the City Council minutes for the regular meeting held on June 27, 2023. (Contact: Stephanie Coggins, City Secretary)

7.B. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the workshop held on June 28, 2023. (Contact: Stephanie Coggins, City Secretary)

7.C. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the workshop held on June 29, 2023. (Contact: Stephanie Coggins, City Secretary)

7.D. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the special meeting held on July 5, 2023. (Contact: Stephanie Coggins, City Secretary)

7.E. CONSIDERATION OF ORDINANCE NO. 8062

This item is a second and final reading to consider an ordinance rezoning 34.01 acres of unplatted land, in Section 40, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District. (VICINITY: Soncy Rd. and Hillside Rd.; APPLICANT/S: Furman Land Surveyors Inc. for Attebury Elevators LLC, Happy Horizons Properties LP, and Rockrose Development LLC) (Contact: Brady Kendrick, Senior Planner)

7.F. CONSIDERATION OF ORDINANCE NO. 8063

This item is a second and final reading to consider an ordinance rezoning the east 381.09 feet of Lot 6, Block 2, Soncy Park Unit No. 7, an addition to the City of Amarillo, in Section 62 Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Planned Development District 293 to Planned Development District 293-A for expansion of allowed General Retail land uses. VICINITY: Soncy Rd. and Tarter Ave.; APPLICANT/S: Nicholas Eyhorn for Great Minds Enterprises, Inc. (Contact: Brady Kendrick, Senior Planner)

7.G. CONSIDER AWARD - SULFUR DIOXIDE ANNUAL CONTRACT RENEWAL

Award to: Brenntag Southwest Inc - \$63,990.00

This item considers the renewal of an annual contract for Sulfur Dioxide to be used at the Hollywood Road Water Reclamation Facility and River Road Wastewater Treatment Plant. This is the first of three renewals available under the contract. (Contact: John Collins, Director of Utilities)

7.H. CONSIDER AWARD - ROOF REPLACEMENT FOR BONHAM PUMP STATION AND OSAGE OZONE BUILDING

Award to: Parsley's Sheet Metal and Roofing - \$194,200.00

This item considers the award of a contract for roof replacements at the Bonham Pump Station and Osage Ozone Building. (Contact: John Collins, Director of Utilities)

7.I. CONSIDER AWARD - HYDRANT, VALVE, AND METER BOX SUPPLY AGREEMENT

Award to: Premier Waterworks - \$367,201.74

This item considers the award of a supply agreement to purchase hydrants, valves, and meter boxes to replenish warehouse stock for use by the water and sewer utilities department. (Contact: Trae Kepley, Purchasing Agent)

7.J. CONSIDER AWARD - CONTRACT FOR WESTERN PLAZA DRIVE RENTAL PUMP AT LAWRENCE LAKE

Award to: United Rentals - \$220,377.77

This item considers the award of a contract to keep the temporary pump previously operated by the Texas Department of Transportation (TXDOT) on Western Plaza Drive for an additional four weeks. (Contact: Alan Harder, Interim Director of Public Works)

7.K. CONSIDER AWARD - CONTRACT FOR EXTENSION OF PLAYA 7 GREENWAYS LAKE TEMPORARY PUMP

Award to: United Rentals - \$231,418.29 (HGAC Contract #RN11-19)

This item considers the award of a contract to extend the rental of a temporary pump used to remove water from Playa 7 Greenways Lake for up to 12 additional weeks. (Contact: Alan Harder, Interim Director of Public Works)

7.L. CONSIDER PURCHASE - REGENERATIVE AIR STREET SWEEPER

Award to: Heil of Texas - \$304,775.00 (HGAC Contract # SW04-20)

This item considers the purchase of a street sweeper for use by Drainage Utility in daily operations. This item is a scheduled replacement of a Fleet unit that has reached or exceeded its usable life cycle. (Contact: Alan Harder, Interim Director of Public Works)

7.M. CONSIDER AWARD - CHANGE ORDER NO. 3 FOR VEHICLE SCHEDULED REPLACEMENTS ORDERED THROUGH ROBERTS TRUCK CENTER

Award to: Roberts Truck Center

Original Award	\$2,303,652.00
Previous Change Orders	320,895.00
Change Order #3	<u>15,255.00</u>
Total Award	\$2,639,802.00

This item considers approval of Change Order No.3 for the manufacture of and installation of bodies and related equipment on three 24,000 GVW 12-ft Dump Trucks and one 64,000 GVW Roll-Off Truck from Purchase Order #158947. Once delivered, two of the dump trucks will be assigned to the Street Division, and one of the dump trucks and the roll-off truck will be assigned to Solid Waste Collections to replace existing vehicles. (Contact: Alan Harder, Interim Director of Public Works)

7.N. CONSIDER PURCHASE - LITTER PICKER

Award to H. Barber & Sons, Inc. - \$66,800.00 (HGAC Contract #RH08-20)

This item considers the purchase of a litter picker to be used by Parks and

Recreation in its daily operations. (Contact: Michael Kashuba, Director of Parks and Recreation)

7.O. CONSIDER AWARD - CONTRACT TO REPLACE FLOORING AT SOUTHWEST AND NORTHWEST BRANCH LIBRARIES

Award to: Ingrams Flooring - \$151,165.00

This item considers the award of a contract for the removal and installation of new flooring and new cove base at both the Southwest Branch and Northwest Branch Library locations. (Contact: Jerry Danforth, Director of Facilities)

7.P. CONSIDER AWARD - CIVIC CENTER ENERGY EFFICIENT LAMP & FIXTURE REPLACEMENT

Award to: AAA Electric Company - \$341,787.00

This item considers the award of a contract for Civic Center Energy Efficient Lamp and Fixture Replacement for the North and South Exhibit Halls. (Contact: Jerry Danforth, Director of Facilities)

7.Q. CONSIDER AWARD - DECORATIVE STREET LIGHTS

Award to: Techline Inc - \$620,029.48

This item considers the award of a contract to purchase decorative street lights to be used for various new downtown projects and to maintain, replace and repair installed lights. (Contact: Trae Kepley, Purchasing Agent)

7.R. CONSIDER ACCEPTANCE - COMMUNITY MENTAL HEALTH GRANT

Grantor: Health and Human Services Commission (HHSC) - HHSC Award \$99,380.00; Contractor Match \$49,690.00

This item considers the acceptance of a contract between the City of Amarillo and Texas Health and Human Services for a fourth renewal of the Community Mental Health Grant. This grant supports the work of the LOSS Team. (Contact: Casie Stoughton, Director of Public Health)

7.S. CONSIDER APPROVAL - DUO MULTI-FACTOR AUTHENTICATION SUBSCRIPTION ANNUAL RENEWAL

Award to: Lakeshore IT Solutions - \$106,917.76 (Texbuy Contract #021-010)

This item considers the approval of an annual subscription for a multi-factor authentication application used to protect City applications and network resources by requiring a secondary source of user validation before granting access to the City's applications and network. (Contact: Missy Tucker, Director of Information Technology)

7.T. CONSIDER AWARD - RENEWAL OF MOTOROLA SERVICE AGREEMENT FOR RADIO COMMUNICATIONS NETWORK

Award to: Motorola - \$554,147.02 (DIR Contract # DIR-TSO-4101)

This item considers a 15-month renewal of the service agreement for maintenance of the microwave system and network cybersecurity monitoring of the City's radio communications system. (Contact: Missy Tucker, Director of Information Technology)

7.U. CONSIDER AWARD - AUDIO/VIDEO PROFESSIONAL SERVICES CONTRACT

Award to: Amarillo Media Systems - Not to exceed \$300,000.00

This item considers the award of a three-year agreement to provide audio and video solutions on an as-needed basis to various City departments. (Contact: Robert Rasmussen, Assistant Director of IT)

7.V. CONSIDER AWARD - ABATEMENT AND DEMOLITION OF A DANGEROUS STRUCTURE, 209 N. MADISON

Award to: Howell Sand Company, Inc. - \$69,020.00

This item considers the award of a contract for the abatement and demolition of a dangerous structure located at 209 N. Madison. (Contact: Vanessa Robinson, Grant Manager, Samantha Pena, Grant Monitor)

7.W. CONSIDER AWARD - ANNUAL PAINTING SERVICES CONTRACT

Award to: Jack C. Thomas & Son Inc. - Not to exceed \$80,000.00

This item considers the renewal of an annual contract for paint services for miscellaneous jobs on City-owned buildings. (Contact: Jerry Danforth, Director of Facilities)

7.X. CONSIDER APPROVAL - CHANGE ORDER NO. 2 FOR IMPLEMENTATION SERVICES CONTRACT FOR ENTERPRISE RESOURCE PLANNING SOFTWARE

Award to: Cognizant Worldwide Limited (Collaborative Solutions, LLC)

Original Award: \$2,382,515.00

Change Order No. 1: 127,196.00

Change Order No. 2: 28,200.00

Total Revised Award (not to exceed): \$2,537,911.00

This item considers the approval of Change No. 2 to the Implementation Services Contract for Enterprise Resource Planning Software in order to address additional scoping issues identified during the architect and integration discovery sessions for the Human Capital Management (HCM) and Payroll phase of implementation. (Contact: Matthew Poston, Director of Finance)

7.Y. CONSIDER APPROVAL - CENTER CITY TAX INCREMENT REINVESTMENT ZONE #1 DEVELOPER AGREEMENT WITH AMARILLO TOWER, LTD.

This item approves a Tax Increment Reinvestment Zone (TIRZ) #1 Developer Agreement for the Amarillo Tower, LTD. parking lot project to be located at 700 S. Harrison Street. The agreement is for a \$100,000 grant to help with costs associated with streetscape improvements. The payment of the grant is contingent upon project completion and acceptance or periodic draws/progress payments at the developer's request. (Contact: Drew Brassfield, Assistant Director of Planning)

7.Z. CONSIDER PURCHASE - 28.15 ACRES OF LAND OUT OF THE PARK SUBDIVISION LOCATED IN POTTER COUNTY, IN THE VICINITY OF WHITAKER ROAD AND NE 12TH AVENUE

Seller: Amarillo Habitat for Humanity, Inc. - \$5,000.00 plus closing costs

This item considers the purchase of 28.15 acres of land out of the Park subdivision located in Potter County, Texas in the vicinity of Whitaker Road and NE 12th Avenue. (Contact: Andrew Freeman, Assistant City Manager)

8. Non-Consent Items

8.A. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8064

This item is a public hearing and first reading to consider an ordinance vacating a 0.032-acre portion of a public sanitary sewer easement in Lot 3, Block 2, Air Park Unit No. 5, an addition to the City of Amarillo, in Section 154, Block 2, A.B.&M. Survey, Potter County, Texas. VICINITY: Interstate 40 and Ross-Osage Dr.; APPLICANT/S: Tiffany Lehman for Tigerlily Properties LLC (Contact: Brady Kendrick, Senior Planner)

8.B. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8065

This item is a public hearing and first reading to consider an ordinance rezoning 22.43 acres of unplatted land in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District and Planned Development District 373A to Residential District 3. VICINITY: Town Square Blvd. and Battery St.; APPLICANT/S: Furman Land Surveyors, Inc. for PEGA Development, LLC (Contact: Brady Kendrick, Senior Planner)

8.C. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8066

This item is a public hearing and first reading of an ordinance designating certain areas as Reinvestment Zone No. 23 for commercial/industrial tax abatement. The zone is approximately 413.49 acres, located east of Folsom Road and north of 24th Street. (Contact: Kevin Carter, Amarillo Economic Development Corporation)

8.D. PUBLIC HEARING AND CONSIDERATION OF RESOLUTION NO. 07-11-23-1

This item is to conduct a public hearing and consider a resolution approving the 2023/2024 Annual Action Plan (AAP) for the Community Development Block Grant (CDBG) for \$1,628,247.00 and HOME Investment Partnership (HOME) for \$865,228.00. (Contact: Vanessa Robinson, Grant Manager)

8.E. CONSIDERATION OF RESOLUTION NO. 07-11-23-2

This item considers a resolution providing for the annual selection of the Mayor Pro Tempore. (Contact: Stephanie Coggins, City Secretary)

8.F. CONSIDER APPROVAL - NORTHEAST INTERCEPTOR - TEMPORARY CONSTRUCTION EASEMENT, SANITARY SEWER LINE EASEMENT, AND SURFACE DAMAGE AND RESORTATION AGREEMENT

This item considers approval of a Temporary Construction Easement, a Sanitary Sewer Line Easement and a Surface Damage and Restoration Agreement by and between CVMR (Texas) Inc. and the City of Amarillo for \$55,000.00. (Contact: Chris Ray, Resource Administrator)

8.G. DISCUSS AND CONSIDER APPOINTMENTS TO CITY BOARDS AND COMMISSIONS

This item considers the appointment of elected officials and citizens to fill vacancies on the following City of Amarillo boards and commissions:

Requiring Councilmembers:

- Beautification and Public Arts Advisory Board (1 position)
- Convention and Visitors Bureau (1 position)
- Council Audit Committee (2 positions)
- First Responders Excellence and Innovation Fund (2 positions)

Not requiring Councilmembers:

- Canadian River Municipal Water Authority (1 position)
- Parks Advisory Board (1 position)

(Contact: Stephanie Coggins, City Secretary)

9. Executive Session The City Council may convene in Executive Session to receive reports on or discuss any of the following pending projects or matters:

9.A. Section 551.072 - Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position:

- i. Purchase and sale of real property located in the Northeast quadrant of the City of Amarillo
- ii. Purchase of real property located in the Southwest quadrant of the City of Amarillo

9.B. Section 551.087 – Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect:

- i. Project # 22-05-01 (Manufacturing)
- ii. Project # 23-02-02 (Warehousing & Distribution)
- iii. Project # 23-03-01 (Warehousing & Distribution)
- iv. Project # 23-03-02 (Warehousing & Distribution)

v. Project # 23-04-01 (Warehousing & Distribution)

10. Adjourn

Please note: The City Council may take up items out of the order shown on any Agenda. The City Council reserves the right to discuss all or part of any item in an executive session at any time during a meeting or work session, as necessary and allowed by state law. Votes or final decisions are made only in open Regular or Special meetings, not in either a work session or executive session.

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (601 S. Buchanan Street) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations, or a sign language interpreter must contact the City Secretary's Office 48 hours prior to meeting time by telephoning 378-3013 or the City TDD number at 378-4229.

Watch the meeting live: <http://amarillo.gov/city-hall/city-government/view-city-council-meetings>.

I certify that the above notice of meeting was posted on the electronic bulletin board in City Hall, 601 S. Buchanan, Amarillo, Texas, and the City website (www.amarillo.gov) on or before the 7th day of July, 2023 at 4:00 p.m., in accordance with the Open Meetings Laws of the State of Texas, Chapter 551, Texas Government Code.

/s/ Stephanie Coggins

Stephanie Coggins, City Secretary



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Customer Service
Department: City Secretary
Contact Person: Stephanie Coggins, City Secretary

Agenda Caption: CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the regular meeting held on June 27, 2023.

Agenda Item Summary: This item considers approval of the City Council minutes for the regular meeting held on June 27, 2023.

Requested Action: Consider for approval as presented.

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval as presented.

Attachments: 1. Minutes 2023_06_27 (draft)



Amarillo City Council Regular Meeting

June 27, 2023

3:00 PM

City Hall - Council Chamber
601 S. Buchanan Street, 3rd Floor
Amarillo, Texas 79101

MINUTES

1. Call to Order

On June 27, 2023 the Amarillo City Council met at 3:00 PM for a regular meeting held in Council Chamber, located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

Mayor Cole Stanley
Councilmember, Place 2 Don Tipps
Councilmember, Place 3 Tom Scherlen
Councilmember, Place 4 Howard Smith
Absent were none.

Also in attendance were the following administrative officials:

Jared Miller, City Manager
Andrew Freeman, Deputy City Manager
Rich Gagnon, Assistant City Manager
Floyd Hartman, Assistant City Manager
Laura Storrs, Assistant City Manager
Bryan McWilliams, City Attorney
Stephanie Coggins, City Secretary

Mayor Stanley called the meeting to order at 3:02 p.m.

2. Invocation Stan Austin, First Baptist Church

Stan Austin, with First Baptist Church, gave the invocation.

3. Pledge of Allegiance

Mayor Stanley led the Pledge of Allegiance.

4. Proclamation

4.A. "Arts in the Sunset Day"

Councilmember Scherlen read the proclamation, and it was accepted by Rachel Flores, Executive Director of the Amarillo Art Institute.

5. Recognition

5.A. Recognizing Councilmember Howard Smith

Mayor Stanley and Emeritus Mayor Pro Tem Freda Powell recognized Councilmember Smith's service to the community and presented him with a crystal plaque and a street sign. Councilmember Smith shared his outgoing remarks.

6. Announcements

Mr. Miller introduced Alan Harder as the Interim Director of Public Works. Councilmember Scherlen announced some staff recognition for Amanda Barrera and library staff that he received compliments about from a citizen.

6.A. Interim Director of Public Works

- 7. Public Comment** The public will be permitted to offer public comment on agenda items and items related to City business. Citizens interested in commenting may sign up online at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form>, by calling the City Secretary's office at (806) 378-3014, or in person in Room 303 of City Hall, 601 S. Buchanan. Citizens should sign up at least 15 minutes prior to the scheduled meeting start time.

Speaking during public comment were Nathan Smith, of Amarillo; Stephnie Menke, not of Amarillo; Hobert Gunny Brown, of Amarillo; Nancy Parsons, of Amarillo; Jamie Beckham, of Amarillo; Jerry Michels, of Amarillo; Roni Swindell, of Amarillo; Claudia Stravato, of Amarillo; Michael Ford, of Amarillo; Charles Lynch, of Amarillo; and Richard Bartlett, not of Amarillo. Signed up to speak but not presenting was Rupert C. Brashears, Jr.

- 8. Discussion Items** City Council will discuss or receive reports on the following current matters or projects.

8.A. Review agenda items for regular meeting and attachments;

8.B. Discuss Service Agreement for COVID-19 communications and marketing services funded through a grant provided by the Texas Department of State Health Services

Casie Stoughton presented the item and answered questions. Mayor Stanley allowed three citizens to provide public comment on the item, including Dr. Richard Bartlett, not of Amarillo; a citizen whose name was not given, of Amarillo; and Dr. Ben Edwards, not of Amarillo. After these speakers, Mayor Stanley called an end to public comment and concluded the item.

8.C. Discuss Downtown Parking Management

8.D. Discuss Homelessness

8.E. Request future agenda items and reports from City Manager.

- 9. Consent Items** It is recommended that the following items be approved and that the City Manager be authorized to execute all documents necessary for each transaction. The following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Councilmember, in which event the item shall be considered in its normal sequence after the items not requiring separate discussion have been acted upon by a single motion.

Mayor Stanley introduced the item.

ACTION: Motion to approve the consent agenda as presented by Tom Scherlen, second by Howard Smith;
Motion passed with a 4:0 vote.

AYES: Cole Stanley, Don Tipps, Tom Scherlen, Howard Smith

NOES: None

ABSTAIN: None

9.A. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the regular meeting held on June 13, 2023. (Contact: Stephanie Coggins, City Secretary)

9.B. CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the special meeting held on June 20, 2023. (Contact: Stephanie Coggins, City Secretary)

9.C. CONSIDERATION OF ORDINANCE NO. 8059

This item is the second and final reading of an ordinance amending the Amarillo Municipal Code Chapter 4-10: the Comprehensive Zoning Ordinance of the City of Amarillo, Article V, Supplemental Regulations at Division 2, General Area Regulations, Section 4-10-170(b)(6), "front yard," for revisions to special front yard regulations.

9.D. CONSIDERATION OF ORDINANCE NO. 8061

This item is a second and final reading to consider an ordinance rezoning a 136.63 acre tract of unplatted land in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 3, Moderate Density District, Agricultural District, Planned Development Districts 400, 400A, 401, and 401A to Planned Development District 404 for a single-family subdivision with varying development standards. (VICINITY: SW 34th Ave. and Soncy Rd.; APPLICANT/S: Furman Land Surveyors Inc. for Betenbough Homes LLC.) (Contact: Brady Kendrick, Senior Planner)

9.E. CONSIDERATION OF RESOLUTION NO. 06-27-23-1

This item is to consider a resolution ratifying the execution of a cooperation

agreement and other related documents with Village Communities Development Corporation. (Contact: Andrew Freeman, Assistant City Manager)

9.F. CONSIDER APPOINTMENT - POINT WEST PUBLIC IMPROVEMENT DISTRICT BOARD OF DIRECTORS

This item considers the appointment of Tim Ingalls to fill a vacant position on the Point West PID Board of Directors. (Contact: Carrie Roberts, Development Services Project Coordinator)

9.G. CONSIDER APPROVAL - FIRST AMENDMENT TO INTERLOCAL CONTRACT FOR LICENSING SOUTH CENTRAL PLANNING AND DEVELOPMENT COMMISSION SOFTWARE

This item considers approval of a first amendment to the interlocal contract between the City of Amarillo and the South Central Planning and Development Commission (SCPDC) to allow expansion of SCPDC's software to be used by Parks and Recreation and Public Works departments. (Contact: Michael Kashuba, Director of Parks and Recreation, Alan Harder, Interim Director of Public Works)

9.H. CONSIDER ACCEPTANCE - TUBERCULOSIS (TB) FEDERAL GRANT

Grantor: Department of State Health Services (TB FEDERAL) - \$44,024.00

This item considers the acceptance of a contract from the Texas Department of State Health Services from September 1, 2023 to August 31, 2024 to continue funding to prevent and control the transmission of active and latent tuberculosis. This contract renewal is moving from a calendar year to a state fiscal year. (Contact: Casie Stoughton, Director of Public Health)

9.I. CONSIDER APPROVAL - PROFESSIONAL SURGE STAFFING CONTRACT RENEWAL

Award to: Angel Staffing - Not to exceed \$2,481,280.000 per year

This item considers the approval of a one-year renewal of a contract to Angel Staffing, Inc to provide professional surge staffing for public health. Staffing includes registered nurses, licensed vocational nurses, epidemiologists, and public health specialists. This item is funded through grants available through the Texas Department of State Health Services. (Contact: Casie Stoughton, Director of Public Health)

9.J. CONSIDER AWARD - RICK KLEIN SOCCER FIELDS AND JOHN STIFF MEMORIAL PARK SAND VOLLEYBALL COURTS FENCE INSTALLATION

Award to: All Star Fence Co. LLC. - \$256,494.00

This item considers the award of a contract for the purchase and installation of fencing and gates for Rick Klein Sports Complex Soccer Fields and John Stiff Memorial Park Sand Volleyball Courts. (Contact: Michael Kashuba, Director of Parks and Recreation, James Stow, Assistant Director of Parks and Recreation)

9.K. CONSIDER AWARD - AIRPORT TAXIWAY LINE PAINTING

AWARD to: Hi-Lite Airfield Services, LLC. - \$205,557.58. (Sourcewell # 110122-HLA)

This item considers the award of a contract for the removal and repainting of airfield taxiway pavement lines at the Rick Husband Amarillo International Airport. (Contact: Michael Conner, Director of Aviation)

9.L. CONSIDER AWARD - AMARILLO POLICE DEPARTMENT TASER CONTRACT

Award to: Axon Enterprises, Inc. - \$1,028,600.00

This item considers the award of a five-year contract for the use of two hundred fifty (250) Taser7s, all accessories and batteries, maintenance, and instructor certification. (Contact: Jimmy Johnson, Assistant Police Chief)

9.M. CONSIDER PURCHASE - SCREW PUMPS FOR HOLLYWOOD ROAD WASTEWATER TREATMENT PLANT

Award to: Evoqua - \$382,707.99

This item considers the award of a contract to purchase three new screw pumps for the influent pump system at the Hollywood Road Wastewater Treatment Plant. (Contact: John Collins, Director of Utilities)

9.N. CONSIDER APPROVAL - RENEWAL OF INSURANCE COVERAGES

Award to: USI SOUTHWEST. INC - \$4,304,802.00

This item considers the renewal of insurance coverages presented by USI Southwest, Inc. for the following lines of coverage: Inland Marine (Rare Books), Professional Liability (Medical Malpractice), Cyber Liability, Public Officials Liability, Law Enforcement Liability, Property, Boiler & Machinery, AFD Fire Fleet - Auto Physical Damage, and Fiduciary Liability. (Contact: Mitchell Normand, Director of Human Resources)

9.O. CONSIDER AWARD - INVESTMENT ADVISORY SERVICES

Award to: Valley View Consulting LLC - Not to exceed \$300,000

This item considers the award of a two-year contract, with two one-year options to renew, for Investment Advisory Services to Valley View Consulting LLC. (Contact: Matthew Poston, Director of Finance)

9.P. CONSIDER AWARD - BALLISTIC VEST SUPPLY AGREEMENT

Award to: Apetto - \$73,000.00

This item considers the award of a contract for the purchase of ballistic vests. (Contact: Martin Birkenfeld, Chief of Police, Jimmy Johnson, Assistant Police Chief)

9.Q. CONSIDER AWARD - FORENSIC PHONE EXTRACTION DEVICE AND SOFTWARE CONTRACT

Award to: Greyshift -\$151,972.50

This item considers the award of a three-year contract to purchase a forensic phone extraction device and software to be used for police investigations. (Contact: Martin Birkenfeld, Chief of Police, Jimmy Johnson, Assistant Police Chief)

10. Non-Consent Items

Mayor Stanley recessed the regular meeting at 5:08 p.m.

At 5:24 p.m., Mayor Stanley resumed the regular meeting.

10.A. CONSIDERATION OF ORDINANCE NO. 8060

This item is a second and final reading to consider an ordinance rezoning a 8.12 acre tract of unplatted land, in Section 11, Block 9, B.S.&F. Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Planned Development District 405 for a multi-building development with General Retail land uses. (VICINITY: N. Western St. and NW 12th Ave.; APPLICANT/S: OJD Engineering, LLC for Tascosa Development Company LLC, Tascosa Golf Club LLC, and Marsh Gwendolyn O'Brien Estate) (Contact: Brady Kendrick, Senior Planner)

Mayor Stanley introduced the item and abstained himself. Brady Kendrick, Senior Planner, presented the item.

ACTION: Motion to adopt ordinance no. 8060 as presented by Tom Scherlen, second by Howard Smith;
Motion passed with a 3:0 vote.

AYES: Don Tipps, Tom Scherlen, Howard Smith

NOES: None

ABSTAIN: Cole Stanley

10.B. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8062

This item is a public hearing and first reading to consider an ordinance rezoning 34.01 acres of unplatted land, in Section 40, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District. (VICINITY: Soncy Rd. and Hillside Rd.; APPLICANT/S: Furman Land Surveyors Inc. for Attebury Elevators LLC, Happy Horizons Properties LP, and Rockrose Development LLC) (Contact: Brady Kendrick, Senior Planner)

Mayor Stanley introduced the item. Mr. Kendrick presented the item. Mayor Stanley opened a public hearing. Matt Griffith, with Rockrose Development, spoke for the item. Mayor Stanley closed the public hearing.

ACTION: Motion to adopt Ordinance No. 8062 as presented by Howard Smith, second by Tom Scherlen;
Motion passed with a 4:0 vote.

AYES: Cole Stanley, Don Tipps, Tom Scherlen, Howard Smith

NOES: None

ABSTAIN: None

10.C. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8063

This item is a public hearing and first reading to consider an ordinance rezoning

the east 381.09 feet of Lot 6, Block 2, Soncy Park Unit No. 7, an addition to the City of Amarillo, in Section 62 Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Planned Development District 293 to Planned Development District 293-A for expansion of allowed General Retail land uses. VICINITY: Soncy Rd. and Tarter Ave.; APPLICANT/S: Nicholas Eyhorn for Great Minds Enterprises, Inc. (Contact: Brady Kendrick, Senior Planner)

Mayor Stanley introduced the item. Mr. Kendrick presented the item. Mayor Stanley opened a public hearing. Nicholas Eyhorn spoke for the item. Mayor Stanley closed the public hearing.

ACTION: Motion to adopt Ordinance No. 8063 as presented by Tom Scherlen, second by Howard Smith;
Motion passed with a 4:0 vote.

AYES: None

NOES: None

ABSTAIN: None

10.D. PUBLIC HEARING AND CONSIDERATION OF RESOLUTION NO. 06-27-23-3

This item is the first reading of a resolution conducting a public hearing; authorizing the acceptance of grants with the Federal Transit Administration for the Urbanized Area Formula Grant (49 U.S.C. 5307), the Texas Department of Transportation for an operating grant, the Bus and Bus Facilities Infrastructure Investment Program (49 U.S.C. 5339) grant, and for Transportation Development Credits. (Contact: Brianna Mills, Accountant III)

Mayor Stanley introduced the item. Brett Lawler, Assistant Transit Director, presented the item. Mayor Stanley opened a public hearing. There were no speakers. Mayor Stanley closed the public hearing.

ACTION: Motion to adopt Resolution No. 06-27-23-3 as presented by Don Tipps, second by Howard Smith;
Motion passed with a 4:0 vote.

AYES: None

NOES: None

ABSTAIN: None

10.E. CONSIDERATION OF RESOLUTION NO. 06-27-23-4

This item considers a resolution recognizing the North Heights Advisory Association, or NHAA, as the Recognized Neighborhood Association for the North Heights neighborhood. (Contact: Emily Koller, Director of Planning and Development Services)

Mayor Stanley introduced the item. Emily Koller presented the item. Melodie Graves, President of North Heights Advisory Association, spoke about the item.

ACTION: Motion to adopt Resolution No. 06-27-23-4 as presented by Don Tipps, second by Tom Scherlen;

	Motion with a 4:0 vote.
AYES:	None
NOES:	None
ABSTAIN:	None

- 11. Executive Session** The City Council may convene in Executive Session to receive reports on or discuss any of the following pending projects or matters:

Mr. McWilliams advised at 6:00 p.m. that the City Council would convene into executive session per Texas Government Code A) Section 551.072 - Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position: i) Purchase and Sale of real property located in the Northeast quadrant of the City of Amarillo; and B) Section 551.087 – Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect: i) Project # 22-05-01 (Manufacturing); ii) Project # 23-02-02 (Warehousing & Distribution); iii) Project # 23-03-01 (Warehousing & Distribution); iv) Project # 23-03-02 (Warehousing & Distribution); and v) Project # 23-04-01 (Warehousing & Distribution).

- 11.A.** Section 551.072 - Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position:

- i. Purchase and Sale of real property located in the Northeast quadrant of the City of Amarillo

11.B. Section 551.087 – Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect:

- i. Project # 22-05-01 (Manufacturing)
- ii. Project # 23-02-02 (Warehousing & Distribution)
- iii. Project # 23-03-01 (Warehousing & Distribution)
- iv. Project # 23-03-02 (Warehousing & Distribution)
- v. Project # 23-04-01 (Warehousing & Distribution)

12. Adjourn

Mr. McWilliams announced that Executive Session was recessed at 6:58 p.m., and the Regular Meeting was adjourned.

ATTEST:

Stephanie Coggins, City Secretary

Cole Stanley, Mayor



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Customer Service
Department: City Secretary
Contact Person: Stephanie Coggins, City Secretary

Agenda Caption: CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the workshop held on June 28, 2023.

Agenda Item Summary: This item considers approval of the City Council minutes for the workshop held on June 28, 2023.

Requested Action: Consider for approval as presented.

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval as presented.

Attachments: 1. Minutes 2023_06_28 (draft)



Amarillo City Council Work Session

June 28, 2023

9:00 AM

Amarillo Civic Center Complex - Regency Room
401 S. Buchanan Street
Amarillo, Texas 79101

MINUTES

1. Call to Order

On June 28, 2023 the Amarillo City Council met at 9:00 a.m. for a workshop held in the Regency Room of the Amarillo Civic Center Complex, 401 South Buchanan Street, with the following members present:

Mayor Cole Stanley
Councilmember, Place 2 Don Tipps
Councilmember, Place 3 Tom Scherlen
Councilmember, Place 4 Howard Smith
Absent were none.

Also in attendance were the following administrative officials and guests:

Jared Miller, City Manager
Andrew Freeman, Deputy City Manager
Rich Gagnon, Assistant City Manager
Floyd Hartman, Assistant City Manager
Laura Storrs, Assistant City Manager
Bryan McWilliams, City Attorney
Stephanie Coggins, City Secretary
Josh Craft, Councilmember Elect
Les Simpson, Councilmember Elect

Mayor Stanley called the meeting to order at 9:05 a.m.

2. Strategic Planning and Governance Workshop

- 2.A.** This item is a facilitated workshop for the City Council and senior staff to discuss and develop governance policies and skills for the City Council. The Council may discuss numerous broad topics such as public safety, infrastructure, development, community services, parks and recreation, water resources, public works, finance, council pillars, policies and procedures and other matters related to the desired direction and plans for the City as well as general issues and matters related to the current and future needs and expectations for the City. The Council may reach broad consensus on the mission, values, priorities, expectations, milestones,

funding options and opportunities for the City but no final decision or vote will occur.

No votes were taken on any topic discussed.

3. Adjourn

Mayor Stanley adjourned the meeting at 3:23 p.m.

ATTEST:

Stephanie Coggins, City Secretary

Cole Stanley, Mayor



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Customer Service
Department: City Secretary
Contact Person: Stephanie Coggins, City Secretary

Agenda Caption: CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the workshop held on June 29, 2023.

Agenda Item Summary: This item considers approval of the City Council minutes for the workshop held on June 29, 2023.

Requested Action: Consider for approval as presented.

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval as presented.

Attachments: 1. Minutes 2023_06_29 (draft)



Amarillo City Council Work Session

June 29, 2023

9:00 AM

Amarillo Civic Center Complex - Regency Room
401 S. Buchanan Street
Amarillo, Texas 79101

MINUTES

1. Call to Order

On June 29, 2023 the Amarillo City Council met at 9:00 a.m. for a workshop held in the Regency Room of the Amarillo Civic Center, at 401 South Buchanan Street, with the following members present:

Cole Stanley, Mayor
Don Tipps, Councilmember, Place 2
Tom Scheren, Councilmember, Place 3
Absent were none.

Also in attendance were the following administrative officials and guests:

Jared Miller, City Manager
Andrew Freeman, Deputy City Manager
Rich Gagnon, Assistant City Manager
Floyd Hartman, Assistant City Manager
Laura Storrs, Assistant City Manager
Bryan McWilliams, City Attorney
Stephanie Coggins, City Secretary
Josh Craft, Councilmember Elect
Les Simpson, Councilmember Elect

Mayor Stanley called the meeting to order at 9:13 a.m.

2. Strategic Planning and Governance Workshop

- 2.A.** This item is a facilitated workshop for the City Council and senior staff to discuss and develop governance policies and skills for the City Council. The Council may discuss numerous broad topics such as public safety, infrastructure, development, community services, parks and recreation, water resources, public works, finance, council pillars, policies and procedures and other matters related to the desired direction and plans for the City as well as general issues and matters related to the current and future needs and expectations for the City. The Council may reach broad consensus on the mission, values, priorities, expectations, milestones, funding options and opportunities for the City but no final decision or vote will occur.

No votes were taken on any topic discussed.

3. Adjourn

Mayor Stanley adjourned the workshop at 2:22 p.m.

ATTEST:

Stephanie Coggins, City Secretary

Cole Stanley, Mayor



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Customer Service
Department: City Secretary
Contact Person: Stephanie Coggins, City Secretary

Agenda Caption: CONSIDER APPROVAL – MINUTES

This item considers approval of the City Council minutes for the special meeting held on July 5, 2023.

Agenda Item Summary: This item considers approval of the City Council minutes for the special meeting held on July 5, 2023.

Requested Action: Consider for approval as presented.

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval as presented.

Attachments: 1. Minutes 2023_07_05 (draft)



Amarillo City Council Special Meeting

July 5, 2023

3:00 PM

City Hall - Council Chamber
601 S. Buchanan Street, 3rd Floor
Amarillo, Texas 79101

MINUTES

1. Call to Order

On July 5, 2023 the Amarillo City Council met at 3:00 p.m. for a regular meeting held in Council Chamber, located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

Mayor Cole Stanley
Councilmember, Place 2 Don Tipps
Councilmember, Place 3 Tom Scherlen
Absent were none.

Also in attendance were the following administrative officials:

Jared Miller, City Manager
Andrew Freeman, Deputy City Manager
Rich Gagnon, Assistant City Manager
Floyd Hartman, Assistant City Manager
Bryan McWilliams, City Attorney
Stephanie Coggins, City Secretary

Mayor Stanley called the meeting to order at 3:00 p.m.

2. Invocation Murray Gossett, First Presbyterian Church

Murray Gossett, with First Presbyterian Church, provided an invocation.

3. Pledge of Allegiance

Mayor Stanley led the Pledge of Allegiance.

4. Public Comment

The public will be permitted to offer public comment on agenda items and items related to City business. Citizens interested in commenting may sign up online at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form>, by calling the City Secretary's office at (806) 378-3014, or in person in Room 303 of City Hall, 601 S. Buchanan. Citizens should sign up at least 15 minutes prior to the scheduled meeting start time.

There was no one signed up to speak.

5. Agenda Items

5.A. CONSIDER RESOLUTION NO. 07-05-23-1

This item considers a resolution canvassing the returns and declaring the results for the runoff election held in the City of Amarillo on the 24th day of June 2023 for city offices. (Contact: Stephanie Coggins, City Secretary)

Mayor Stanley introduced the item. Ms. Coggins presented the item.

ACTION: Motion to adopt Resolution No. 07-05-23-1 by Tom Scherlen, second by Don Tipps;

Motion passed with a 3:0 vote.

AYES: Cole Stanley, Don Tipps, Tom Scherlen

NOES: None

ABSTAIN: None

5.B. OATH OF OFFICE

This item is to conduct the Oath of Office for the Councilmembers elected on June 24, 2023.

- Josh Craft - Councilmember, Place 1
- Les Simpson - Councilmember, Place 4

Josh Craft was sworn in as Councilmember, Place 1 by Joanne Garcia Flores, Justice of the Peace for Randall County, Precinct 4.

Les Simpson was sworn in as Councilmember, Place 4 by Matt Hand, presiding judge of Potter County Court at Law #2.

5.C. CONSIDERATION OF RESOLUTION NO. 07-05-23-2

This item is the consideration of a resolution further confirming and continuing the Mayor's Declaration of Disaster. (Contact: Max Dunlap, Emergency Management Coordinator)

Mayor Nelson introduced the item. Max Dunlap, Director of Emergency Management, presented the item.

ACTION: Motion to adopt Resolution No. 07-05-23-2 as presented by Don Tipps, second by Tom Scherlen;

Motion passed with a 5:0 vote.

AYES: Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson

NOES: None

ABSTAIN: None

6. Adjourn

ACTION: Motion to adjourn the meeting by Josh Craft, second by Les

Simpson;

Motion passed with a 5:0 vote.

AYES:

Cole Stanley, Josh Craft, Don Tipps, Tom Scherlen, Les Simpson

NOES:

None

ABSTAIN:

None



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: Planning and Development Services
Contact Person: Brady Kendrick, Senior Planner

Agenda Caption: CONSIDERATION OF ORDINANCE NO. 8062

This item is a second and final reading to consider an ordinance rezoning 34.01 acres of unplatted land, in Section 40, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District. (VICINITY: Soncy Rd. and Hillside Rd.; APPLICANT/S: Furman Land Surveyors Inc. for Attebury Elevators LLC, Happy Horizons Properties LP, and Rockrose Development LLC)

Agenda Item Summary: Purpose: The request for General Retail is to facilitate future retail development on the tracts.

Adjacent Zoning: Adjacent zoning consists of Agricultural District to the north, General Retail and Residential District 1 to the south, Residential Districts 1, 2, and 3 to the east, and Agricultural District and General Retail District to the west.

Adjacent Land Uses: Adjacent land uses consist of some undeveloped land in all directions as well as a City water well to the north, two restaurants and a single family home to the south, single family homes to the east, and a gas station and restaurant to the west.

Future Land Use Map: The tracts are identified as being mostly in the Suburban Commercial category which General Retail District is one of the recommended districts for the category. Approximately 0.80 acres of the tract at the southeast corner is identified as the Suburban Residential category. The applicant's request would not conform with the Suburban Residential category.

Neighborhood Unit Concept: The request would not conform with the Neighborhood Unit Concept as the proposed General Retail zoning would be found further north from the section line intersection of Hillside Road and Soncy Road than typically recommended. Additionally, the request would result in General Retail zoning being located immediately adjacent to residential zoning without the typically called for transition in zoning between these districts.

Existing Zoning and Development Patterns: In examining existing zoning and development patterns in the area, the Planning and Zoning Commission notes that Soncy Road is now primarily a major retail corridor with stretches of General Retail or retail based Planned Developments extending beyond section line intersections along the corridor. Some of these areas do also feature General Retail zoning that immediately backs upon single family zoning (for example along the Greenways south of Hillside Road). In summary, the request by the applicant is of similar nature to other locations along Soncy Road in this area and also of similar nature to zoning patterns found along

other arterial roadways in Amarillo (GR zoning backing upon single-family districts).

Additional Notes: While the Planning and Zoning Commission does note that there are multiple locations in Amarillo that feature General Retail zoning backing upon single-family development, the Planning and Zoning Commission does note that a more ideal development pattern would be to incorporate a more defined transition in zoning from Soncy Road to the Colonies subdivision to the east.

That being said, upon discussion with the applicant, it was relayed to the City Staff that several tracts have been sold located immediately adjacent to the residential subdivision for office-related uses. Additionally, with the property being located along a TxDot right-of-way (Soncy Road), the applicant is required to retain storm water runoff. The applicant is proposing a design in which the retention ponds for the site will be located between the more retail oriented land uses along Soncy Road and the neighborhood to the east, which will also function as green space for both users of the retail development and the neighborhood. This design would offer a transition and buffer that would help mitigate the impact of retail development on these tracts. However, the Planning and Zoning Commission does note that with this simply being a request for General Retail District, there would be nothing in place to hold the developer to this design as described.

The Planning and Zoning Commission also notes that there is higher density single-family zoning incorporated along the east side of the Colonies (R-3, R-2) that would provide some transition in zoning from the R-1 found further to the east within the interior of the Colonies.

Considering the just mentioned factors and also taking into account typical development standards the site will have to follow upon development, the Planning and Zoning Commission is of the opinion that proper protections are in place for the homes to the east.

Requested Action: This Ordinance is ready for consideration and a second reading by City Council as a Consent Agenda item.

Funding Summary: N/A

Community Engagement Summary: Public notices were sent as required by State Law and as of this writing, one comment in opposition has been received. The commenter expressed concern about the full range of uses allowed in General Retail District being adjacent to single-family homes.

Staff Recommendation: The Planning and Zoning Commission is of the opinion that the request is a logical continuation of zoning and development patterns found in the area and recommends approval as presented with a 5-0 vote. The City Council voted to adopt the ordinance as presented by a 4-0 vote during the June 27th meeting.

Attachments:

1. Ordinance No. 8062 (draft)
2. Z-23-07 Map Sketch

ORDINANCE NO. 8062

**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 SONCY ROAD AND HILLSIDE ROAD, RANDALL COUNTY,
TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A
REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City Council adopted the "Amarillo Comprehensive Plan" on October 12, 2010, which established guidelines in the future development of the community for the purpose of promoting the health, safety, and welfare of its citizens; and

WHEREAS, the Amarillo Municipal Code established zoning districts and regulations in accordance with such land use plan, and proposed changes must be submitted to the Planning and Zoning Commission; and

WHEREAS, after a public hearing before the Planning and Zoning Commission for proposed zoning changes on the property hereinafter described, the Commission filed its final recommendation and report on such proposed zoning changes with the City Council; and

WHEREAS, the City Council has considered the final recommendation and report of the Planning and Zoning Commission and has held public hearings on such proposed zoning changes, all as required by law; and

WHEREAS, the City Council further determined that the request to rezone the location indicated herein is consistent with the goals, policies, and future land use map of the Comprehensive Plan for the City of Amarillo, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO:

SECTION 1. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. The zoning map of the City of Amarillo adopted by Section 4-10 of the Amarillo Municipal Code and on file in the office of the Planning Director is hereby amended to reflect the following zoning use changes:

Rezoning of 34.01 acres of unplatted land, in Section 40, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District and being further described in Exhibit A attached herein.

SECTION 3. In the event this Ordinance or any part hereof is found to be invalid, such invalidity shall not affect the remaining portions of the Ordinance, and such remaining portions shall continue to be in full force and effect. The Director of Planning is authorized to make corrections and minor changes to the site plan or development documents to the extent that such does not materially alter the nature, scope, or intent of the approval granted by this Ordinance.

SECTION 4. All ordinances and resolutions or parts thereof that conflict with this Ordinance are hereby repealed, to the extent of such conflict.

SECTION 5. This Ordinance shall become effective from and after its date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the 27th day of June, 2023 and PASSED on Second and Final Reading on this the 11th day of July, 2023.

Cole Stanley, Mayor

ATTEST:

Stephanie Coggins
City Secretary

APPROVED AS TO FORM:

Bryan McWilliams,
City Attorney

S.W. 40TH AVENUE

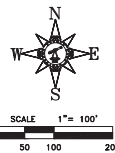
NW CORNER SEC 40

LINGTON SQUARE

LOT 15, BLOCK 15,
THE COLONIES UNIT NO. 65
CLERK'S FILE NO. 000504276LOT 14, BLOCK 15,
THE COLONIES UNIT NO. 65
CLERK'S FILE NO. 000504276REMAINDER OF 6.005 ACRES
CLERK'S FILE NO. 000504276TRACT 2
- 15.072 ACRES -TRACT 1
- 18.042 ACRES -

HILLSIDE ROAD

CLERK'S FILE NO. 00010403



LEGEND:

- 1/2" IRON ROD SET W/CAP
- △ STAMPED "FURMAN RPLS"
- △ BARRIAGE STAKE PND
- ⊗ BRASS BOW MONUMENT PND
- ⊗ 5/8" IRON ROD W/CAP PND
- ⊗ 1/2" IRON ROD W/CAP PND
- ⊗ 1/2" IRON ROD PND
- ⊗ MAG NAIL PND
- PM RECORD MONUMENT
- NAME OR NUMBER IN () INDICATES MONUMENT USUIN

NOTES

- Original seal and signature of the surveyor must be present on each page for survey to be valid.
- This plat is the property of Furman Land Surveyors Inc. Furman Land Surveyors Inc. accept no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and issuance of title insurance for the property surveyed. Reproduction of this plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Furman Land Surveyors Inc. Copyright 2023.
- No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that, as accurate and current title search may disclose have been made by this Surveyor.

DESCRIPTION - TRACT 1

An 18.04+/- acre tract of land out of Section 40, Block 9, B.S.A.F. Survey, Randall County, Texas, being a portion of that certain tract of land being described in that certain instrument recorded in Volume 1901, Page 91 of the Deed Records of Randall County, Texas, and a portion of those certain tracts of land being described in those certain instruments recorded under Clerk's File Nos. 01-23540, 02-7384, 02-7383, 200500073 and 200500074, of the Official Public Records of Randall County, Texas, and 18.04+/- acre tract of land having been surveyed on the ground on May 3, 2023 by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod with cap (FURMAN) found at the intersection of the East Right-of-Way line of Soncy Road, as monumented on the ground, and the South Right-of-Way line of Patriot Drive as dedicated per plat of The Colonies Unit No. 63, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 201007499 of the Official Public Records of Randall County, Texas, for the Northwest corner of this tract of land;

THENCE S. 89° 45' 52" E. 61.76 feet along the South Right-of-Way line of said Patriot Drive to a 1/2 inch iron rod with cap (FURMAN) found;

THENCE N. 87° 22' 23" E. 100.12 feet to a 1/2 inch iron rod with cap (FURMAN) found;

THENCE S. 89° 45' 52" E. 59.35 feet to a 1/2 inch iron rod with cap (FURMAN) found for the beginning of a curve to the left whose center bears N. 00° 14' 08" E. 1060.00 feet;

THENCE Northeasterly 404.71 feet along said curve to the left with a long chord of S. 79° 17' 58" E. 402.28 feet to a 1/2 inch iron rod with cap (FURMAN) found in the East line said The Colonies Unit No. 63 for the Northeast corner of this tract of land;

THENCE S. 18° 30' 36" E. 352.73 feet along the East line of said The Colonies Unit No. 63 to a 1/2 inch iron rod with cap (FURMAN) found;

THENCE S. 00° 14' 08" W. 700.38 feet to a jog corner in the East line of said The Colonies Unit No. 63;

THENCE N. 89° 45' 52" E. 5.00 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set;

THENCE S. 00° 14' 08" W. 37.00 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the North Right-of-Way line of Hillside Road (Clerk's File No. 00010403) for the Southeast corner of this tract of land;

THENCE N. 89° 45' 52" E. 696.85 feet along the North Right-of-Way line of said Hillside Road to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most South Southwest corner of this tract of land;

THENCE N. 50° 40' 02" W. 52.12 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the East Right-of-Way line of said Soncy Road, as monumented on the ground, for the most West Southwest corner of this tract of land;

THENCE N. 00° 09' 47" W. 1558.10 feet along the East Right-of-Way line of said Soncy Road, as monumented on the ground, to the PLACE OF BEGINNING and containing 18.04 acres of land, more or less.

Base Line West line of Section 40, Block 9, B.S.A.F. Survey, Randall County, Texas - N. 00° 09' 28" W.

DESCRIPTION - TRACT 2

A 15.97+/- acre tract of land out of Section 40, Block 9, B.S.A.F. Survey, Randall County, Texas, being a portion of that certain tract of land being described in those certain instruments recorded in Volume 1901, Page 94 and Volume 1901, Page 98 of the Deed Records of Randall County, Texas, and a portion of that certain tract of land being described in that certain instrument recorded under Clerk's File No. 01-23540 of the Official Public Records of Randall County, Texas, and 15.97+/- acre tract of land having been surveyed on the ground on May 3, 2023 by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set at the intersection of the East Right-of-Way line of Soncy Road, as monumented on the ground, and the North Right-of-Way line of Patriot Drive as dedicated per plat of The Colonies Unit No. 63, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 201007499 of the Official Public Records of Randall County, Texas, for the Southwest corner of this tract of land;

THENCE N. 00° 09' 47" W. at 435.28 feet pass a Brass BOW monument of record, continuing for a total distance of 1311.70 feet along the East Right-of-Way line of Soncy Road, as monumented on the ground to a point in the South line of that certain 1.00 acre tract of land being described in that certain instrument recorded in Volume 132, Page 32 of the Deed Records of Randall County, Texas, for the Northeast corner of this tract of land, from whence a 1/2 inch iron rod found, of record, in the North line of said 1.00 acre tract of land bears N. 00° 09' 47" W. 258.33 feet;

THENCE N. 89° 52' 46" E. at 10.00 feet pass a 1/2 inch iron rod found, of record, continuing for a total distance of 134.87 feet along the South line of said 1.00 acre tract of land to a 1/2 inch iron rod with cap (2507) found for the Southeast corner of said 1.00 acre tract of land, same being the most South Southwest corner of that certain 6.025 acre tract of land being described in that certain instrument recorded under Clerk's File No. 02-10078 of the Official Public Records of Randall County, Texas;

THENCE S. 89° 45' 47" E. 394.59 feet along the South line of said 6.025 acre tract of land to a 3/8 inch iron rod with cap (2507) found, of record, for the Northwest corner of The Colonies Unit No. 70, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 201003557 of the Official Public Records of Randall County, Texas, same being the Northeast corner of this tract of land;

THENCE S. 00° 14' 31" W. 781.82 feet along the West line of said The Colonies Unit No. 70 to a mag nail found for the Southwest corner of said The Colonies Unit No. 63;

THENCE S. 00° 14' 08" W. 234.66 feet along the West line of said The Colonies Unit No. 63 to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set;

THENCE S. 18° 30' 36" E. 240.53 feet to a mag nail found in the North Right-of-Way line of said Patriot Drive for the beginning of a curve to the right whose center bears N. 21° 49' 43" W. 1000.00;

THENCE Southwesterly 385.08 feet along said curve to the right with a long chord of S. 79° 17' 58" E. 382.71 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the end of said curve;

THENCE N. 89° 45' 52" E. 59.35 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set;

THENCE N. 86° 54' 07" W. 100.12 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set;

THENCE N. 89° 45' 52" E. 62.25 feet to the PLACE OF BEGINNING and containing 15.97 acres of land, more or less.

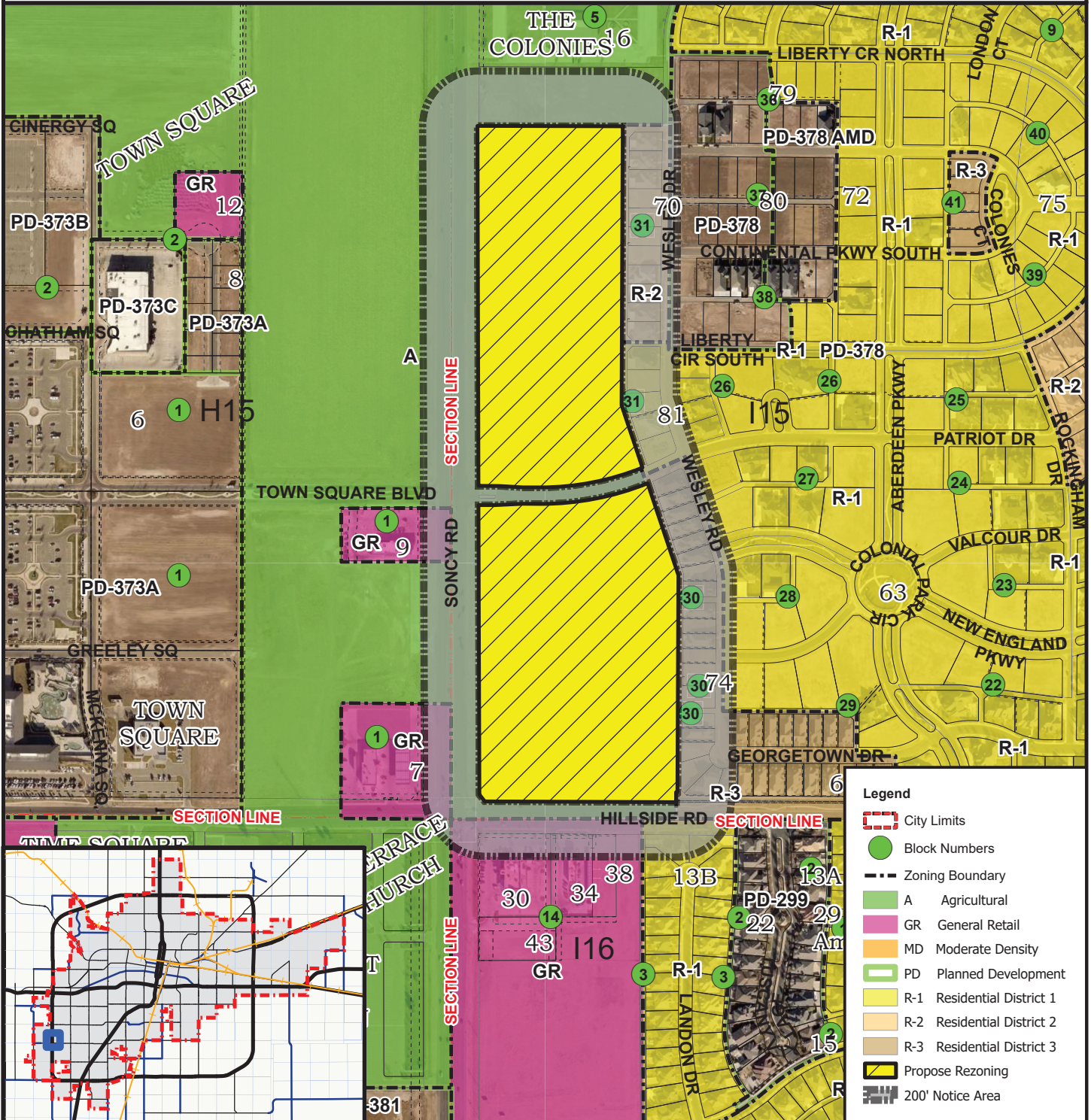
Base Line West line of Section 40, Block 9, B.S.A.F. Survey, Randall County, Texas - N. 00° 09' 28" W.

REZONING EXHIBIT
SECTION 40, BLOCK 9
B.S.A.F. SURVEY
RANDALL COUNTY

PRELIMINARY. THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT. THIS DOCUMENT HAS BEEN RELEASED BY FURMAN LAND SURVEYORS, INC. FOR REVIEW PURPOSES ONLY. DATE: 06/08/2023



REZONING FROM A to GR



CITY OF AMARILLO PLANNING DEPARTMENT

Scale 1 inch = 500 Feet
Date: 5/16/2023
Case No: Z-23-07



Rezoning of 34.01 acres of unplatted land, in Section 40, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District.

VICINITY: Soncy Rd. and Patriot Dr.
APPLICANT/S: Furman Land Surveyors Inc. for Attebury Elevators LLC, Happy Horizons Properties LP, and Rockrose Development LLC

AP: I-15

DISCLAIMER: The City of Amarillo is providing this information as a public service. The information shown is for information purposes only and except where noted, all of the data or features shown or depicted on this map is not to be construed or interpreted as accurate and/or reliable; the City of Amarillo assumes no liability or responsibility for any discrepancies or errors for the use of the information provided.



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: Planning and Development Services
Contact Person: Brady Kendrick, Senior Planner

Agenda Caption: CONSIDERATION OF ORDINANCE NO. 8063

This item is a second and final reading to consider an ordinance rezoning the east 381.09 feet of Lot 6, Block 2, Soncy Park Unit No. 7, an addition to the City of Amarillo, in Section 62 Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Planned Development District 293 to Planned Development District 293-A for expansion of allowed General Retail land uses. VICINITY: Soncy Rd. and Tarter Ave.; APPLICANT/S: Nicholas Eychorn for Great Minds Enterprises, Inc.

Agenda Item Summary: Purpose: Rezoning of the above property to amend the existing Planned Development to allow for all uses allowed in General Retail District (GR).

Adjacent Zoning: Planned Development 284 to the north, Planned Development 319 to the south, Office District 2 and Office District 2 with SUP-95 to the east, and Planned Development District 293 to the west.

Adjacent Land Uses: A furniture store to the north and south, offices to the east, and vacant land to the west.

Future Land Use Map: The applicant's request conforms with the General Commercial Future Land Use Map Category identified for this tract.

Neighborhood Unit Concept: The applicant's tract does not strictly conform with the Neighborhood Unit Concept as the tract is located midsection along the section line arterial.

Existing Zoning and Development Patterns: The request would be in character with existing zoning and development patterns along Soncy Road, which has transformed into a retail corridor over the last two decades. While not situated at the typical location as called for by the Neighborhood Unit Concept, given the zoning and development characteristics of the surrounding area, the Planning and Zoning Commission is of the opinion that the request is appropriate and would not result in any detrimental impacts to the area.

Additional Notes: The original Planned Development that was approved in 2002 limited the use of the property to a restaurant with additional limitations to sign area and height for the site along with a site specific site plan for the restaurant. Rather than zoning the property General Retail District at that time, past Staff and Planning and Zoning Commissions had concerns about possible impacts to the area, as this section of Soncy was largely undeveloped and the retail development was proposed mid-section rather than at the typical called for locations.

Regarding the current rezoning case, after discussions with City Staff, the applicant agreed to amending the Planned Development to allow for all General Retail uses in addition to keeping the sign regulations established in the Planned Development to remain consistent with near-by development standards that other sites are observing rather than going with General Retail.

Additionally, after feedback received from two neighboring property owners at the public hearing during the Planning and Zoning Commission meeting on the item, the applicant also agreed to maintain the same front yard setback the current structure observes now whether the current building is maintained or a new one is constructed. All other development standards will follow General Retail District and a site plan review will be required prior to re-development of the property.

Requested Action: This item is ready for consideration and a second reading by the City Council as a Consent Agenda item.

Funding Summary: N/A

Community Engagement Summary: Notices were sent as required by State Law and as of this writing, two comments were received expressing opposition to the request. At the Planning and Zoning Commission public hearing on the item, the neighbors to the north and south of this lot appeared and spoke in opposition. They stated that their commercial developments are set back from Soncy further than typically required per their Planned Developments. The main concern expressed was if the site under consideration was allowed to be built closer to Soncy Road than currently allowed, that would impact the visibility of their businesses. Upon discussion at the public hearing, the applicant agreed to amend their request to include a clause that the front yard setback for the tract under consideration will remain the same as shown on the original Planned Development. The two individuals who initially spoke in opposition stated this would address their primary concerns.

Staff Recommendation: The Planning and Zoning Commission recommends approval of the request as presented by a 5-0 vote and the City Council voted to adopt the ordinance by a 4-0 vote on June 27th.

Attachments:

1. Ordinance No. 8063 (draft)
2. Z-23-08 Map Sketch

ORDINANCE NO. 8063

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 SONCY ROAD AND TARTER AVENUE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council adopted the "Amarillo Comprehensive Plan" on October 12, 2010, which established guidelines in the future development of the community for the purpose of promoting the health, safety, and welfare of its citizens; and

WHEREAS, the Amarillo Municipal Code established zoning districts and regulations in accordance with such land use plan, and proposed changes must be submitted to the Planning and Zoning Commission; and

WHEREAS, after a public hearing before the Planning and Zoning Commission for proposed zoning changes on the property hereinafter described, the Commission filed its final recommendation and report on such proposed zoning changes with the City Council; and

WHEREAS, the City Council has considered the final recommendation and report of the Planning and Zoning Commission and has held public hearings on such proposed zoning changes, all as required by law; and

WHEREAS, the City Council further determined that the request to rezone the location indicated herein is consistent with the goals, policies, and future land use map of the Comprehensive Plan for the City of Amarillo, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO:

SECTION 1. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. The zoning map of the City of Amarillo adopted by Section 4-10 of the Amarillo Municipal Code and on file in the office of the Planning Director is hereby amended to reflect the following zoning use changes:

Rezoning of the east 381.09 feet of Lot 6, Block 2, Soncy Park Unit No. 7, an addition to the City of Amarillo, in Section 62 Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Planned Development District 293 to Planned Development District 293-A for expansion of allowed General Retail land uses and being described in Exhibit A attached herein.

SECTION 3. In the event this Ordinance or any part hereof is found to be invalid, such invalidity shall not affect the remaining portions of the Ordinance, and such remaining portions shall continue to be in full force and effect. The Director of Planning is authorized to make corrections and minor changes to the site plan or development documents to the extent that such does not materially alter the nature, scope, or intent of the approval granted by this Ordinance.

SECTION 4. All ordinances and resolutions or parts thereof that conflict with this Ordinance are hereby repealed, to the extent of such conflict.

SECTION 5. This Ordinance shall become effective from and after its date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the 27th day of June, 2023 and PASSED on Second and Final Reading on this the 11th day of July, 2023.

Cole Stanley, Mayor

ATTEST:

Stephanie Coggins
City Secretary

APPROVED AS TO FORM:

Bryan McWilliams,
City Attorney

Planned Development 293-A Development Standards

- 1) Allowed land uses: All uses allowed in the General Retail (GR) zoning district. Any other use change will require a zoning amendment for the site.
- 2) The front yard setback for the site is required to observe the same setback as shown for main building on the approved site plan for Planned Development 293.
- 3) Site plan review required upon development/redevelopment of the site prior to the issuance of a building permit and/or Certificate of Occupancy.
- 4) Landscaping will comply with the city of Amarillo Landscape Ordinance.
- 5) Off street parking will comply with Section 4-10-211 (Vehicle Parking Regulations).
- 6) All parking and driveways shall conform to the requirements of Section 9 of the Development Policy Manual of the City of Amarillo unless noted otherwise.
- 7) All exterior lighting shall be directed onto the property in such a manner to minimize or eliminate glare across adjacent property lines.
- 8) Only one freestanding, illuminated sign is allowed. Maximum sign area allowed is 60 square feet and maximum height allowed is 15 feet. Wall signage for the site allowed is a maximum of 162 squarer feet.
- 9) No signs shall be operated on the property that use or have attached any flashing, pulsating, or rotating lighting source or reflector. No portable signs will be allowed.
- 10) All refuse containers shall be screened and maintained in such a manner as to prevent blowing trash and debris.
- 11) Any additional bulk or area requirements not specifically noted on this site plan shall comply with the General Retail (GR) zoning district.
- 12) Any and all utility relocations or adjustments required for this development shall be the responsibility of the developer(s).
- 13) All fencing, screening, landscaping, driveways, and parking areas shall be maintained in good condition at all times by owners. All landscaping to be installed prior to receiving a certificate of occupancy or within six months of occupying structure if bad weather exists. All landscape material, trees, grass, shrubs, etc., shall be installed on the site in the same manner as depicted on the approved site plan and all landscaped areas shall be served with a irrigation system as required by the City of Amarillo Landscape Ordinance.
- 14) The approval of this development by the City of Amarillo in no way shall alter or abrogate requirements of the Uniform Building Code as adopted and amended by the City of Amarillo.

Planned Development 293-A Development Standards

- 15) The city of Amarillo or its franchised utility shall not be required to replace any obstructions, paving, or plantings that must be removed during the course of maintenance, construction, or reconstruction within any public utility or drainage easement.
- 16) All exterior mechanical equipment shall be located and/or screened in such a manner as to eliminate or minimize noise and visual impact to adjacent properties.
- 17) All surface storm water collected on this site shall drain directly to adjacent public right-of-way or by other means if approved by the City Engineer.
- 18) The developer shall comply with all ADA requirements.
- 19) "I acknowledge and agree to all standards of development as listed above."

Adam Menaldi _____

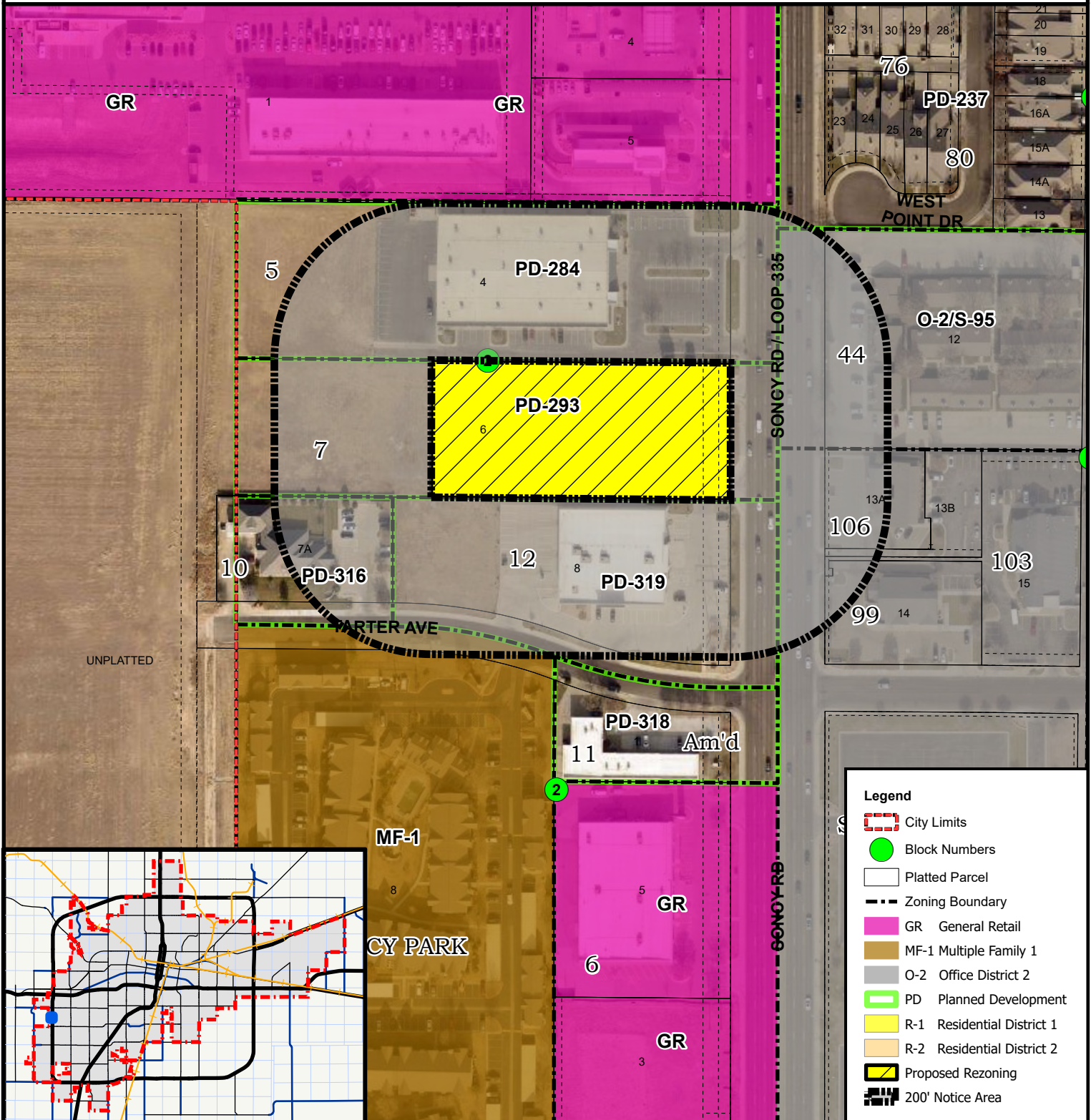
Jun 20, 2023

Date

Adam menaldi owner

Printed Name, Title, and Entity/Ownership Name

REZONING FROM PD-293 to PD-293A



CITY OF AMARILLO PLANNING DEPARTMENT

Scale 1 inch = 175 Feet
Date: 5/24/2023
Case No: Z-23-08



Z-23-08 Rezoning of the east 381.09 feet of Lot 6, Block 2, Soncy Park Unit No. 7, an addition to the City of Amarillo, in Section 62 Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Planned Development District 293 to Planned Development District 293-A for expansion of allowed General Retail land uses.

VICINITY: Soncy Rd. and Tarter Ave.

APPLICANT/S: Nicholas Eyhorn for Great Minds Enterprises, Inc.

AP: H-15



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Customer Service
Department: Water and Sewer Utilities
Contact Person: John Collins, Director of Utilities

Agenda Caption: CONSIDER AWARD - SULFUR DIOXIDE ANNUAL CONTRACT RENEWAL

Award to: Brenntag Southwest Inc - \$63,990.00

This item considers the renewal of an annual contract for Sulfur Dioxide to be used at the Hollywood Road Water Reclamation Facility and River Road Wastewater Treatment Plant. This is the first of three renewals available under the contract.

Agenda Item Summary: This contract was set up with three renewals to ensure the City can get the chemicals needed to dechlorinate the water for full disinfection during the treatment process before release into Texas Commission on Environmental Quality (TCEQ) issued permitted discharge points for the city wastewater. The last contract was issued in 2020 and this amount reflects a 28.4% increase from the original issue date. Brenntag was the only bidder on the contract when it was placed out to bid in July 2022 with 12 potential companies.

Requested Action: Staff is asking for approval of first renewal in the amount of \$1,185.00 per ton for a total of \$63,990.00. Utilities staff requests the approval of Bid No. 7303 to continue with the first renewal of three, for the annual Sulfur Dioxide contract in the amount of \$63,990.00.

Funding Summary: Funding for this procurement is available in 52260 and 52270 operations accounts.

Community Engagement Summary: Utility staff uses Sulfur Dioxide to remove chlorine residual left over from the water in the treatment process to allow bring the water back to safe levels for the environment before being released as a natural water source. Its is imperative that staff obtain these chemicals for the treatment process to remain in compliance with TCEQ guidelines and ensure discharge is safe for the environment.

Staff Recommendation: Staff recommends the approval of renewal.

Attachments: 1. Bid Tabulation (7303)

To be awarded as one lot	Brenntag Southwest
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Line 1 Dechlorinating Agents (Sulfur Dioxide, etc) River Road WWTP, per specifications

12 tn

Unit Price	\$1,185.000
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Extended Price	14,220.00
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Line 2 Dechlorinating Agents (Sulfur Dioxide, etc) Hollywood Road WWTP, per specifications

42 tn

Unit Price	\$1,185.000
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Extended Price	49,770.00
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Bid Total	63,990.00
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Award by Vendor	\$ 63,990.00
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City	Borger, TX
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Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Infrastructure
Department: Water and Sewer Utilities
Contact Person: John Collins, Director of Utilities

Agenda Caption: CONSIDER AWARD - ROOF REPLACEMENT FOR BONHAM PUMP STATION AND OSAGE OZONE BUILDING

Award to: Parsley's Sheet Metal and Roofing - \$194,200.00

This item considers the award of a contract for roof replacements at the Bonham Pump Station and Osage Ozone Building.

Agenda Item Summary: This purchase was identified during the City of Amarillo Master Water Study performed in 2018 as a need for replacement. This project was categorized as a capital improvement project (CIP) and identified for fiscal 2022/2023. The roof replacement at both locations has been reviewed for a matching TPO style roof replacement and was awarded to the lowest bidder. Bids were opened June 1, 2023 with three bids.

Requested Action: Utilities staff requests the approval of Bid No. 7460 Roof Replacement for Bonham Pump Station and the Ozone Building awarded to Parsley's Sheet Metal and Roofing in the amount of \$194,200.00

Funding Summary: This purchase will be funded from 523128.17400.1040 CIP Funds. The account has a balance of \$200,000.00 and the estimate for the project was \$200,000.00.

Community Engagement Summary: The Bonham Pump Station and the Ozone Building at Osage were identified to have consistent damage back in 2018 from weather, wind and life expectancy of products. These repairs were structured to be a CIP funded project five years in advance. The project will consist of removal and disposal of the existing roof. Installation of 60mils TPO roof material with current code standards, insulation installation, counterflashing replaced, contractor provided permit and materials. This will include a warranty period for the labor and materials. The current roofs both leak at various locations and core testing has been performed by the bidder to identify previous layers that were present. All work is anticipated to be completed within 60 days after the purchase order is issued.

Staff Recommendation: Staff recommends the approval of award to Parsley's Sheet Metal and Roofing.

Attachments: 1. Bid Tabulation (7460)

CITY OF AMARILLO, TEXAS
 Bid Evaluation For Quote 7460
 ROOF REPLACEMENT AT BONHAM
 AND OZONE BUILDINGS

TO BE AWARDED AS ONE LOT.

Line Number

Quantity

1 914 73 Roofing

1.00

CIP#523128 roof replacement at bonham and osage

CIP#23128 roof replacement at Bonham and Ozone buildings. Both roofs need replaced. Project includes material, labor, code standard replacement TPO, permit, warranty, and cleanup. Site visit required for both locations during bid process. Please place for bid

Vendor Number	Name	Unit Cost	Extended Price
119401	PARSLEY SHEET METAL & ROOFING	194,200.0000	194,200.00
	TOTAL AMOUNT BID \$194,200.00		
490052	T + S ROOFING VENTURE LLC	246,000.0000	246,000.00
	TOTAL AMOUNT BID \$246,000.00		
418194	TECTA AMERICA CS LLC	246,500.0000	246,500.00
	TOTAL AMOUNT BID \$246,500.00		



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Fiscal Responsibility
Department: Finance
Contact Person: Trae Kepley, Purchasing Agent

Agenda Caption: CONSIDER AWARD - HYDRANT, VALVE, AND METER BOX SUPPLY AGREEMENT

Award to: Premier Waterworks - \$367,201.74

This item considers the award of a supply agreement to purchase hydrants, valves, and meter boxes to replenish warehouse stock for use by the water and sewer utilities department.

Agenda Item Summary: Consider award of Hydrant, Valves, and Meter Box Supply Agreement Bid 7590. To replenish warehouse stock for use by the water department. Award to Premier Waterworks for \$367,201.74.

Requested Action: Consider award of Hydrant, Valves, and Meter Box Supply Agreement Bid 7590. To replenish warehouse stock for use by the water department. Award to Premier Waterworks for \$367,201.74.

Funding Summary: 1000.15400

Community Engagement Summary: N/A

Staff Recommendation: City staff is recommending approval of award.

Attachments: 1. Bid Tabulation (7590)

CITY OF AMARILLO, TEXAS
 Bid Evaluation For Quote 7590
 HYDRANT, VALVE, AND METER BOX
 SUPPLY AGREEMENT

TO BE AWARDED BY LINE ITEM.

Line Number		Quantity
1	6705025 HYDRANT, 5 1/4" X 2' 6"	4.00

TO BE AWARDED BY LINE ITEM

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 70260D	2,050.0000	8,200.00
373817	CORE & MAIN LP AVK 527	2,473.0000	9,892.00
443477	FERGUSON WATERWORKS BRAND: MUELLERA423	2,494.3000	9,977.20
455555	WINSTON WATERCOOLER OF AMARIL M&H 129	2,666.0000	10,664.00

Line Number		Quantity
2	6705030 HYDRANT, 5 1/4" X 3'	4.00

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS	2,099.0000	8,396.00
373817	CORE & MAIN LP AVK 527	2,535.0000	10,140.00
443477	FERGUSON WATERWORKS MUELLERA423	2,556.5000	10,226.00
455555	WINSTON WATERCOOLER OF AMARIL M&H 129	2,732.0000	10,928.00

Line Number		Quantity
3	6705035 HYDRANT, 5 1/4" X 3' 6"	10.00

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 70621D	2,150.0000	21,500.00
373817	CORE & MAIN LP AVK 527	2,597.0000	25,970.00
443477	FERGUSON WATERWORKS MUELLERA423	2,618.7300	26,187.30
455555	WINSTON WATERCOOLER OF AMARIL M&H 129	2,799.0000	27,990.00

Line Number		Quantity
4	6705040 HYDRANT, 5 1/4" X 4'	30.00

CITY OF AMARILLO, TEXAS
 Bid Evaluation For Quote 7590
 HYDRANT, VALVE, AND METER BOX
 SUPPLY AGREEMENT

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 71537D	2,199.0000	65,970.00
373817	CORE & MAIN LP AVK 527	2,658.0000	79,740.00
443477	FERGUSON WATERWORKS MUELLERA423	2,681.1900	80,435.70
455555	WINSTON WATERCOOLER OF AMARIL M&H 129	2,865.0000	85,950.00

Line Number	Quantity
5 6705045	30.00

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 72537D	2,260.0000	67,800.00
373817	CORE & MAIN LP AVK 527	2,720.0000	81,600.00
443477	FERGUSON WATERWORKS MUELLERA423	2,743.3400	82,300.20
455555	WINSTON WATERCOOLER OF AMARIL M&H 129	2,932.0000	87,960.00

Line Number	Quantity
6 6705050	30.00

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 735281D	2,299.0000	68,970.00
373817	CORE & MAIN LP AVK 527	2,782.0000	83,460.00
443477	FERGUSON WATERWORKS MUELLERA423	2,805.6400	84,169.20
455555	WINSTON WATERCOOLER OF AMARIL M&H 129	2,998.0000	89,940.00

Line Number	Quantity
7 6845020	4.00

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 2200400	552.9300	2,211.72
373817	CORE & MAIN LP	603.0000	2,412.00

CITY OF AMARILLO, TEXAS
 Bid Evaluation For Quote 7590
 HYDRANT, VALVE, AND METER BOX
 SUPPLY AGREEMENT

MUELLER

443477	FERGUSON WATERWORKS MUELLERA2361	603.8400	2,415.36
455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	689.0000	2,756.00

Line Number				Quantity
8	6845050	GATE VALVE, 6" M.J. BRONZE STEM, FOR C900 PIPE		30.00
Vendor Number	Name	Unit Cost	Extended Price	
265211	PREMIER WATERWORKS EJ 2200600	696.1700	20,885.10	
373817	CORE & MAIN LP MUELLER	770.0000	23,100.00	
443477	FERGUSON WATERWORKS MUELLERA2361	770.2100	23,106.30	
455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	880.0000	26,400.00	

Line Number				Quantity
9	6845070	GATE VALVE, 8" M.J. BRONZE STEM, FOR C900 PIPE		4.00
Vendor Number	Name	Unit Cost	Extended Price	
265211	PREMIER WATERWORKS EJ 2200800	1,120.9500	4,483.80	
373817	CORE & MAIN LP MUELLER	1,226.0000	4,904.00	
443477	FERGUSON WATERWORKS MUELLERA2361	1,226.7000	4,906.80	
455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	1,401.0000	5,604.00	

Line Number				Quantity
10	6845090	GATE VALVE, 10" M.J. BRONZE STEM, FOR C900 PIPE		2.00
Vendor Number	Name	Unit Cost	Extended Price	
265211	PREMIER WATERWORKS EJ 2201000	1,748.1000	3,496.20	
373817	CORE & MAIN LP mueller	1,912.6500	3,825.30	
443477	FERGUSON WATERWORKS MUELLERA2361	1,912.6600	3,825.32	
455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	2,185.0000	4,370.00	

CITY OF AMARILLO, TEXAS
 Bid Evaluation For Quote 7590
 HYDRANT, VALVE, AND METER BOX
 SUPPLY AGREEMENT

Line Number				Quantity
11	6845110	GATE VALVE, 12" M.J. BRONZE STEM, FOR C900 PIPE		4.00
	Vendor Number	Name	Unit Cost	Extended Price
	265211	PREMIER WATERWORKS EJ 2201200	2,211.7300	8,846.92
	373817	CORE & MAIN LP mueller	2,420.0000	9,680.00
	443477	FERGUSON WATERWORKS MUELLERA2361	2,420.2000	9,680.80
	455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	2,765.0000	11,060.00

Line Number				Quantity
12	6850020	TAPPING VALVE, 4" M.J. BRONZE STEM, FOR C900 PIPE MUST INCLUDE GASKET, BOLTS AND NUTS FOR TAPPING SIDE, PLEASE INCLUDE IN PRICE		4.00
	Vendor Number	Name	Unit Cost	Extended Price
	265211	PREMIER WATERWORKS EJ 2500400	720.0000	2,880.00
	373817	CORE & MAIN LP MUELLER	761.0000	3,044.00
	443477	FERGUSON WATERWORKS MUELLERA2361	771.5400	3,086.16
	455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	1,038.0000	4,152.00

Line Number				Quantity
13	6850050	TAPPING VALVE, 6" M.J. BRONZE STEM, FOR C900 PIPE MUST INCLUDE GASKET, BOLTS AND NUTS FOR TAPPING SIDE, PLEASE INCLUDE IN PRICE		30.00
	Vendor Number	Name	Unit Cost	Extended Price
	265211	PREMIER WATERWORKS J 2500600	1,015.0000	30,450.00
	373817	CORE & MAIN LP MUELLER	1,075.0000	32,250.00
	443477	FERGUSON WATERWORKS MUELLERT2361	1,090.3400	32,710.20
	455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	1,466.0000	43,980.00

Line Number				Quantity
14	6850070	TAPPING VALVE, 8" M.J. BRONZE STEM, FOR C900 PIPE MUST INCLUDE GASKET, BOLTS AND NUTS FOR TAPPING SIDE, PLEASE INCLUDE IN PRICE		4.00

CITY OF AMARILLO, TEXAS
 Bid Evaluation For Quote 7590
 HYDRANT, VALVE, AND METER BOX
 SUPPLY AGREEMENT

Vendor Number	Name	Unit Cost	Extended Price
265211	PREMIER WATERWORKS EJ 2500800	1,510.0000	6,040.00
373817	CORE & MAIN LP MUELLER	1,595.0000	6,380.00
443477	FERGUSON WATERWORKS MUELLER T2361	1,617.8700	6,471.48
455555	WINSTON WATERCOOLER OF AMARIL M&H 4067-01	2,176.0000	8,704.00

Line Number				Quantity
15	6920200	WATERMETER BOX WITH ADAPTER RING		400.00
	Vendor Number	Name	Unit Cost	Extended Price
265211		PREMIER WATERWORKS EJ 18P 38519001	117.6800	47,072.00
TOTALAMOUNT BID \$367,201.74				
443477		FERGUSON WATERWORKS EAST JORDAN 38519001	120.7200	48,288.00
TOTALAMOUNT BID \$427,786.02				
373817		CORE & MAIN LP EJ	121.0000	48,400.00
TOTALAMOUNT BID \$424,796.30				
455555		WINSTON WATERCOOLER OF AMARIL EJ 18P 38519001	121.0000	48,400.00
TOTALAMOUNT BID \$468,858.00				



Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Customer Service
Public Safety

Department: Public Works

Contact Person: Alan Harder, Interim Director of Public Works

Agenda Caption: CONSIDER AWARD - CONTRACT FOR WESTERN PLAZA DRIVE RENTAL PUMP AT LAWRENCE LAKE

Award to: United Rentals - \$220,377.77

This item considers the award of a contract to keep the temporary pump previously operated by the Texas Department of Transportation (TXDOT) on Western Plaza Drive for an additional four weeks.

Agenda Item Summary: This item considers the award of a contract to keep the temporary pump previously operated by TXDOT in Western Plaza Drive for an additional 4-weeks. The continued operation of this temporary pump will allow it to lower the level of Lawrence Lake to provide capacity for average rainfall that is seen throughout the months of July and August.

Requested Action: Consider approval and award to United Rentals in the amount of \$220,377.77.

Funding Summary: Funding for this item is available in Job Number 560143 Playa Lake Maintenance. No state or federal funds will be used for this project.

Community Engagement Summary: N/A

Staff Recommendation: City staff is recommending approval of this item.

Attachments: 1. Bid Tabulation (7658)

CITY OF AMARILLO, TEXAS
Bid Evaluation For Quote 7658
WESTERN PLAZA DRIVE RENTAL
PUMP AT LAWRENCE LAKE

TO THE ATTENTION OF BEN PLEMONS PER QUOTE 221671746

CITY OF AMARILLO - DRAINAGE UTILITY

HGAC CONTRACT NO RN11-19

Line Number

Quantity

1 981 57 Pumps and Pump Accessory Renta
l or Lease
PUMP AT LAWRENCE LAKE

1.00

Vendor
Number

Name

Unit
Cost

Extended
Price

487332

UNITED RENTALS FLUID SOLUTIONS

220,377.7700

220,377.77



Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Customer Service
Public Safety

Department: Public Works

Contact Person: Alan Harder, Interim Director of Public Works

Agenda Caption: CONSIDER AWARD - CONTRACT FOR EXTENSION OF PLAYA 7 GREENWAYS LAKE TEMPORARY PUMP

Award to: United Rentals - \$231,418.29 (HGAC Contract #RN11-19)

This item considers the award of a contract to extend the rental of a temporary pump used to remove water from Playa 7 Greenways Lake for up to 12 additional weeks.

Agenda Item Summary: This item considers the award of a contract to extend the rental of a temporary pump used to remove water from Playa 7 Greenways Lake for up to 12-weeks. Removal of water from Playa 7 will provide capacity for future rain events and reduce the risk of flooding to adjacent property and Soncy Street.

Requested Action: Consider approval and award to United Rentals in the amount of \$231,418.29

Funding Summary: Funding for this item is available in Job Number 560143 Playa Lake Maintenance. No state or federal funds will be used for this project.

Community Engagement Summary: N/A

Staff Recommendation: City staff is recommending approval of this item.

Attachments: 1. Bid Tabulation (7653)

TO THE ATTENTION OF BEN PLEMON PER QUOTE 221231827

CITY OF AMARILLO - DRAINAGE UTILITY

HGAC CONTRACT #RN11-19

Line Number

Quantity

1	981 57	Pumps and Pump Accessory Renta	1.00
	l or Lease		

Vendor Number	Name	Unit Cost	Extended Price
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487332	UNITED RENTALS FLUID SOLUTIONS	231,418.2900	231,418.29
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Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Customer Service
Fiscal Responsibility
Public Safety

Department: Public Works

Contact Person: Alan Harder, Interim Director of Public Works

Agenda Caption: CONSIDER PURCHASE - REGENERATIVE AIR STREET SWEEPER

Award to: Heil of Texas - \$304,775.00 (HGAC Contract # SW04-20)

This item considers the purchase of a street sweeper for use by Drainage Utility in daily operations. This item is a scheduled replacement of a Fleet unit that has reached or exceeded its usable life cycle.

Agenda Item Summary: Consider: Purchase of Regenerative Air Street Sweeper.

Award to: Heil of Texas \$304,775.00

Utilizing HGAC Contract SW04-20

Scheduled replacement of units 8295, 2016 Freightliner/Schwarze Street Sweeper. Equipment is used by the Drainage Utility Division for daily operational requirements. Unit 8295 has reached/Exceeded its useable life cycle.

Requested Action: Recommend purchase for 2023 Freightliner/ Schwarze Regenerative Air Sweeper

This purchase will be on HGAC contract #SW04-20. The contract assures discounted governmental pricing and quicker delivery schedules, uniformity of fleet to assist in maintenance and operations training. Contract purchase allows for best value evaluation and vendor support

Funding Summary: Funding for this purchase will be from 61120.84100 Fleet Services Auto Rolling Stock & Equipment.

Community Engagement Summary: N/A

Staff Recommendation: Staff Recommends Council approval of purchase.

Attachments: 1. Bid Tabulation (7632)

Line Number		Quantity
1	765 77 93 sweepers,mechanical,dual gutter broom, diesel REPLACEMENTUNIT 8295 REGENERATIVEAIR STREET SWEEPER PURCHASE THRU HEIL OF TEXAS V#486868 USING HGAC CONTRACT SW04-20 CONTACT:CODY GAREFALOS PHONE: 832-245-8222 EMAIL: codyg@heiloftexas.com	1.00

Vendor Number	Name	Unit Cost	Extended Price
390315	HEIL OF TEXAS	214,525.0000	214,525.00

Line Number		Quantity
2	765 77 93 sweepers,mechanical,dual gutter broom, diesel	1.00
	PUBLISHED OPTIONS	

Vendor Number	Name	Unit Cost	Extended Price
390315	HEIL OF TEXAS	123,850.0000	123,850.00

Line Number	Quantity
3 001 01 Shipping, Handling & Misc Fees	1.00
FREIGHT	

Vendor Number	Name	Unit Cost	Extended Price
390315	HEIL OF TEXAS	3,000.0000	3,000.00

Line Number	Quantity
4 001 01 Shipping, Handling & Misc Fees	1.00
DISCOUNT	

Vendor Number	Name	Unit Cost	Extended Price
390315	HEIL OF TEXAS	36,600.0000	36,600.00

BID TOTAL:\$304,775.00



Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Best Practices
Customer Service
Fiscal Responsibility

Department: Public Works

Contact Person: Alan Harder, Interim Director of Public Works

Agenda Caption: CONSIDER AWARD - CHANGE ORDER NO. 3 FOR VEHICLE SCHEDULED REPLACEMENTS ORDERED THROUGH ROBERTS TRUCK CENTER

Award to: Roberts Truck Center

Original Award	\$2,303,652.00
Previous Change Orders	320,895.00
Change Order #3	<u>15,255.00</u>
Total Award	\$2,639,802.00

This item considers approval of Change Order No.3 for the manufacture of and installation of bodies and related equipment on three 24,000 GVW 12-ft Dump Trucks and one 64,000 GVW Roll-Off Truck from Purchase Order #158947. Once delivered, two of the dump trucks will be assigned to the Street Division, and one of the dump trucks and the roll-off truck will be assigned to Solid Waste Collections to replace existing vehicles.

Agenda Item Summary: This item considers approval of Change Order No.3 for the manufacture of and installation of bodies and related equipment on three 24,000 GVW 12-ft Dump Trucks and one 64,000 GVW Roll-Off Truck from PO 158947. Once delivered, two of the dump trucks will be assigned to the Street Division, and one of the dump trucks and the roll-off truck will be assigned to Solid Waste Collections to replace existing vehicles.

The change in order includes all costs associated with price increases due to steel surcharges and market price increases affected since the original order in June 2021. Truck chassis build dates and delivery were delayed due to plant shutdowns and reduction of workforce during Covid restrictions.

Requested Action: Consider approval of Change Order No. 3 to PO 158947 issued to Roberts Truck Center in the amount of \$15,255.00 for execution by the City Manager.

Funding Summary: Funding for this purchase will be from 61120.84100 Fleet Services Auto Rolling Stock & Equipment Fund.

Community Engagement Summary: N/A

Staff Recommendation: City staff is recommending approval of the change order.

Attachments: None



Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Civic Pride
Customer Service
Public Safety

Department: Parks and Recreation

Contact Person: Michael Kashuba, Director of Parks and Recreation

Agenda Caption: CONSIDER PURCHASE - LITTER PICKER

Award to H. Barber & Sons, Inc. - \$66,800.00 (HGAC Contract #RH08-20)

This item considers the purchase of a litter picker to be used by Parks and Recreation in its daily operations.

Agenda Item Summary: This item considers the approval of Trash Picker (Model LP1) from H. Barber & Sons, Inc. in the amount of \$66,800.00

Requested Action: Recommend approval of purchase of one (1) Trash Picker (Model LP1) from H. Barber & Sons, Inc.

Funding Summary: Funding is available in Job #411687

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends purchase approval.

Attachments: 1. Bid Tabulation (7647)

TO THE ATTENTION OF CHRISTOPHER KELLY PER QUOTE FOR BARBER LITTER PICKER
CITY OF AMARILLO - PARKS AND RECREATION DEPT
HGAC CONTRACT #RH08-20

Line Number

1	975 08	Agricultural Tractors, Mowers, Implements and Accessories Re BARBER LITTER PICKER	Quantity
			1.00

Vendor Number	Name	Unit Cost	Extended Price
493264	H. BARBER & SONS INC	63,050.0000	63,050.00

Line Number

2	001 01	Shipping, Handling & Misc Fees	Quantity
			1.00

SHIPPING

Vendor Number	Name	Unit Cost	Extended Price
493264	H. BARBER & SONS INC	3,750.0000	3,750.00

TOTAL AMOUNT BID \$66,800.00



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: Facilities
Contact Person: Jerry Danforth, Director of Facilities

Agenda Caption: CONSIDER AWARD - CONTRACT TO REPLACE FLOORING AT SOUTHWEST AND NORTHWEST BRANCH LIBRARIES

Award to: Ingrams Flooring - \$151,165.00

This item considers the award of a contract for the removal and installation of new flooring and new cove base at both the Southwest Branch and Northwest Branch Library locations.

Agenda Item Summary: This bid is for the construction contract to Ingrams Flooring for the demolition, site preparation, and replacement of the existing carpeting and cove base for new at both the Southwest branch and Northwest branch library locations. Additionally, the vinyl at the entrance of Northwest Branch will be removed and replaced. The existing flooring at both locations has well outlived its life expectancy in both of these high traffic areas. The new flooring will enhance the overall appeal of the each facility as well as alleviate the safety risks with the existing flooring.

Requested Action: Consider approval and award of the construction contract to Ingrams Flooring for the amount of \$151,165.00.

Funding Summary: Funding for this project is through Facilities E & I Account.

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of contract award to Ingrams Flooring to remove and replace the flooring and cove base at both the Southwest Branch and Northwest Branch Library Locations.

Attachments: 1. Bid Tabulation (7562)

To be awarded by lot		Ingrams Flooring
Lot 1 Replace all exsisting carpeting at Northwest Branch		
1 ea		
Unit Price	\$70,750.000	
Extended Price		70,750.00
Total Bid Lot #1		\$ 70,750.00
Lot 2 Replace all exsisting carpeting at Southwest Branch		
1 ea		
Unit Price	\$78,615.000	
Extended Price		78,615.00
Total Bid Lot #2		\$ 78,615.00
Line 3 Alternate for Lot 2 Southwest Branch		
1 total		
Unit Price	\$1,800.000	
Extended Price		1,800.00
Bid Total Lot #1		\$ 70,750.00
Bid Total Lot #2		\$ 78,615.00
Alternate		\$ 1,800.00
Total Amount Bid		\$ 151,165.00
Awarded Vendor		Ingrams Flooring
City, State		Amarillo, Texas



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: Facilities
Contact Person: Jerry Danforth, Director of Facilities

Agenda Caption: CONSIDER AWARD - CIVIC CENTER ENERGY EFFICIENT LAMP & FIXTURE REPLACEMENT

Award to: AAA Electric Company - \$341,787.00

This item considers the award of a contract for Civic Center Energy Efficient Lamp and Fixture Replacement for the North and South Exhibit Halls.

Agenda Item Summary: CONSIDER AWARD - Civic Center Energy Efficient Lamp & Fixture Replacement

Award to: AAA Electric Company - \$341,787.00

This item considers the award of a contract for Civic Center Energy Efficient Lamp & Fixture Replacement for the North and South Exhibit Halls.

Requested Action: Approval and award Civic Center Energy Efficient Lamp & Fixture Replacement to AAA Electric Company in the amount of \$341,787.00

Funding Summary: Funding is available through Job Number: 440687.17400.1040

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of contract award to AAA Electric Company for the Civic Center Energy Efficient Lamp & Fixture Replacement.

Attachments: 1. Bid Tabulation (7557)

Bid No. 7557 Civic Center Energy Efficient Lamp & Fixture replacement
 Opened 4:00 p.m., May 18, 2023

To be awarded as one lot		AAA Electric Co	Duke Electric Co
Line 1Energy Efficient Lamp & Lighting Fixture Replacement			
1 ea			
Unit Price	\$341,787.000		\$376,475.00
Extended Price		341,787.00	376,475.00
			South Hall Wireless Control Option Deduct -13,190.00
			North Hall Wireless Control Option Deduct -3,596.00
Bid Total		341,787.00	376,475.00
Award by Vendor		AAA Electric	
City		Amarillo, TX	



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Fiscal Responsibility
Department: Finance
Contact Person: Trae Kepley, Purchasing Agent

Agenda Caption: CONSIDER AWARD - DECORATIVE STREET LIGHTS

Award to: Techline Inc - \$620,029.48

This item considers the award of a contract to purchase decorative street lights to be used for various new downtown projects and to maintain, replace and repair installed lights.

Agenda Item Summary: Consider award for decorative street lights bid 7594 to Techline Inc for \$620,029.48

Requested Action: Consider award for decorative street lights bid 7594 to Techline Inc for \$620,029.48

Funding Summary: 1000.15400

Community Engagement Summary: N/A

Staff Recommendation: City staff is recommending approval of award.

Attachments: 1. Bid Tabulation (7594)

CITY OF AMARILLO, TEXAS
Bid Evaluation For Quote 7594
DECORATIVE STREET LIGHT
FOR DOWNTOWN

TO BE AWARDED AS ONE LOT.

Line Number			Quantity
1	7701001	BLACK LIGHT FIXTURE	144.00

COOPER LIGHTING NUMBER CLB-CA6-130-740-U-33-2-4-3-BK-A NO SUBSTITUTIONS FOR BRAND OR MODEL

Vendor Number	Name	Unit Cost	Extended Price
370153	TECHLINEINC	1,764.7000	254,116.80

Line Number			Quantity
2	7701002	BLACK LIGHT BRACKET	62.00

COOPER LIGHTING NUMBER G100808BK NO SUBSTITUTIONS FOR BRAND OR MODEL

Vendor Number	Name	Unit Cost	Extended Price
370153	TECHLINEINC	775.4000	48,074.80

Line Number			Quantity
3	7701003	BLACK LIGHT POLE & BANNER ARMS	72.00

COOPER LIGHTING NUMBER CH11262SF58KE/317RB4HN NO SUBSTITUTIONS FOR BRAND OR MODEL

Vendor Number	Name	Unit Cost	Extended Price
370153	TECHLINEINC	4,271.6600	307,559.52

Line Number			Quantity
4	7701004	BLACK LIGHT ANCHOR BOLT SET	62.00

COOPER LIGHTING NUMBER 317RB4HN NO SUBSTITUTIONS FOR BRAND OR MODEL

Vendor Number	Name	Unit Cost	Extended Price
370153	TECHLINEINC	165.7800	10,278.36

TOTAL AMOUNT BID \$620,029.48



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Public Safety
Department: Public Health
Contact Person: Casie Stoughton, Director of Public Health

Agenda Caption: CONSIDER ACCEPTANCE - COMMUNITY MENTAL HEALTH GRANT

Grantor: Health and Human Services Commission (HHSC) - HHSC Award \$99,380.00; Contractor Match \$49,690.00

This item considers the acceptance of a contract between the City of Amarillo and Texas Health and Human Services for a fourth renewal of the Community Mental Health Grant. This grant supports the work of the LOSS Team.

Agenda Item Summary: This item considers the acceptance of a contract between the City of Amarillo and Texas Health and Human Services for a fourth renewal of the Community Mental Health Grant. This grant supports the work of the LOSS Team. Amarillo Public Health subcontracts with Family Support Services to provide the LOSS Team, prevention through post-vention, supporting survivors of suicide in our community.

Requested Action: Staff recommend acceptance of this contract.

Funding Summary: Texas Health and Human Services provides base funding. Family Support Services provides contractor match.

Community Engagement Summary: LOSS Team consists of a corp of volunteers responding to survivors of suicide; providing support, resources, and wrap around services.

Staff Recommendation: Staff recommend acceptance of this contract.

Attachments: None



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Fiscal Responsibility
Department: Information Technology
Contact Person: Missy Tucker, Director of Information Technology

Agenda Caption: CONSIDER APPROVAL - DUO MULTI-FACTOR AUTHENTICATION SUBSCRIPTION ANNUAL RENEWAL

Award to: Lakeshore IT Solutions - \$106,917.76 (Texbuy Contract #021-010)

This item considers the approval of an annual subscription for a multi-factor authentication application used to protect City applications and network resources by requiring a secondary source of user validation before granting access to the City's applications and network.

Agenda Item Summary: Duo is a multi-factor authentication application used to protect City applications and network resources by requiring a secondary source of user validation before granting access to the City's applications and network. This solution protects against phishing, social engineering, and also secures logins from attackers exploiting weak or stolen credentials. This is a recurring annual subscription to receive licensing and support from Duo for licenses already owned and operated by the City.

Requested Action: Approval of award to Lakeshore IT Solutions in the amount of \$106,917.76.

Funding Summary: Funding is available in account 62021.69300.

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of award.

Attachments: 1. Bid Tabulation (7654)

TO THE ATTENTION OF TIM SMITH PER QUOTE 15490
CITY OF AMARILLO - INFORMATION TECHNOLOGY DEPARTMENT
TEXBUY CONTRACT # 021-010

Line Number

Quantity

1 920 45 77 Support and Update Services,
Microcomputer Software
Cisco Duo Security Standard
Access License Renewal
Term 06.23.2023 - 06.22.2024
Part #DUO-ACCESS

2100.00

Vendor
Number

Name

Unit
CostExtended
Price

479262

LAKESHORE IT SOLUTIONS

40.5000

85,050.00

Line Number

Quantity

2 920 45 77 Support and Update Services,
Microcomputer Software
Cisco Duo Security Premium
Technical Support 24x5
Term 06.23.2023 - 06.22.2024
Part #SVS-DUO-SUP-P

1.00

Vendor
Number

Name

Unit
CostExtended
Price

479262

LAKESHORE IT SOLUTIONS

21,867.7600

21,867.76



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Public Safety
Department: Information Technology
Contact Person: Missy Tucker, Director of Information Technology

Agenda Caption: CONSIDER AWARD - RENEWAL OF MOTOROLA SERVICE AGREEMENT FOR RADIO COMMUNICATIONS NETWORK

Award to: Motorola - \$554,147.02 (DIR Contract # DIR-TSO-4101)

This item considers a 15-month renewal of the service agreement for maintenance of the microwave system and network cybersecurity monitoring of the City's radio communications system.

Agenda Item Summary: Renewal of Motorola service agreement for maintenance of the microwave system and network cybersecurity monitoring of the City's radio communications system. The City's radio network is utilized by multiple departments, including Public Safety divisions such as Police and Fire.

The service term for this agreement is July 01, 2023 - September 30, 2024

Requested Action: Award to Motorola in the amount of \$554,147.02

Funding Summary: Funding is available in account 62034.62010

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of award.

Attachments: 1. Bid Tabulation (7642)

TO THE ATTENTION OF TRAVIS TREVINO PER QUOTE-1711818

CITY OF AMARILLO - IT DEPARTMENT

STATE OF TEXAS DIR CONTRACT # DIR-TSO-4101

Line Number		Quantity
1	920 45 77 Support and Update Services, Microcomputer Software LSV01S00836A RSUS WITH REBOOT	1.00

Vendor Number	Name	Unit Cost	Extended Price
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482681	MOTOROLA SOLUTIONS INC C/O SOU	5,344.9400	5,344.94
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Line Number		Quantity
2	920 45 77 Support and Update Services, Microcomputer Software SVC02SVC0201A ASTRO SUA II UO IMPLEMENTATION SERVICES	1.00

Vendor Number	Name	Unit Cost	Extended Price
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482681	MOTOROLA SOLUTIONS INC C/O SOU	55,474.5400	55,474.54
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Line Number		Quantity
5	920 45 77 Support and Update Services, Microcomputer Software SVC04SVC0169A SYSTEM UPGRADE AGREEMENT II	1.00

Vendor Number	Name	Unit Cost	Extended Price
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482681	MOTOROLA SOLUTIONS INC C/O SOU	191,116.9100	191,116.91
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Line Number		Quantity
6	920 45 77 Support and Update Services, Microcomputer Software SVC02SVC0433A ASTRO SUA II FIELD IMPLEMENTATION SVC	1.00

Vendor Number	Name	Unit Cost	Extended Price
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482681	MOTOROLA SOLUTIONS INC C/O SOU	42,702.7500	42,702.75
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Line Number		Quantity
7	920 45 77 Support and Update Services, Microcomputer Software LSV01S01109A ASTRO SYSTEM ADVANCED PLUS PACKAGE	1.00

Vendor Number	Name	Unit Cost	Extended Price
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482681	MOTOROLA SOLUTIONS INC C/O SOU	188,184.5300	188,184.53
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Line Number		Quantity
8	920 45 77 Support and Update Services, Microcomputer Software SVC02SVC0001C	1.00

CITY OF AMARILLO, TEXAS
Bid Evaluation For Quote 7642
MOTOROLA ASTRO AND MICROWAVE
SERVICE AGREEMENT

MICROWAVE SERVICES

Vendor Number	Name	Unit Cost	Extended Price
482681	MOTOROLA SOLUTIONS INC C/O SOU	71,323.3500	71,323.35
TOTAL AMOUNT BID \$554,147.02			



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: Information Technology
Contact Person: Robert Rasmussen, Assistant Director of IT

Agenda Caption: CONSIDER AWARD - AUDIO/VIDEO PROFESSIONAL SERVICES CONTRACT

Award to: Amarillo Media Systems - Not to exceed \$300,000.00

This item considers the award of a three-year agreement to provide audio and video solutions on an as-needed basis to various City departments.

Agenda Item Summary: This item represents a three-year agreement with Amarillo Media Systems, LLC. This contract may be utilized by City departments, in coordination with the Information Technology department, to provide audio and video solutions on an as-needed basis. For the duration of the agreement, and as the need arises, AMS may be asked to provide a quote for prospective audio/video projects under the terms of the contract. The contract is limited to a maximum combined cost of \$300,000 for all AN projects completed under the Agreement or a term of three years, whichever occurs first.

The City released a Request for Qualifications, RFQ 06-23, to assess the knowledge, experience, and capabilities of prospective vendors to provide audio/visual services on an as needed basis. Two local vendors bid on the contract and a City evaluation panel ultimately selected Amarillo Media Systems as the vendor with the experience and qualifications to fulfill the needs of City departments.

Requested Action: Approval of award to Amarillo Media Systems, not to exceed \$300,000.00

Funding Summary: Projects will be individually assessed and funded from departmental budgets on an as-needed basis over the three-year agreement.

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of award.

Attachments: 1. RFQ Points Compilation (06-23)

RFQ 06-23 PROFESSIONAL SERVICES FOR CITY OF AMARILLO AUDIO AND VIDEO SOLUTIONS									
Preliminary Compilation of Points Evaluation Criteria Ranking	Qualifications and Experience:	Local Services and Local Resources:	Warranty Service:	References:	Total Points Possible	Average	Ranking	For Additional Comments or if More Space is Needed, Please Attach A Separate Sheet.	
Vendor	50	25	15	10	100	Comments			
NORRIS AUDIO VIDEO, LLC	43.6666	23	15	9	90.6666		2		
AMARILLO MEDIA SYSTEMS	45	25	15	9.6000	94.6000		1		



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: Community Development
Contact Person: Vanessa Robinson, Grant Manager, Samantha Pena, Grant Monitor

Agenda Caption: CONSIDER AWARD - ABATEMENT AND DEMOLITION OF A DANGEROUS STRUCTURE, 209 N. MADISON

Award to: Howell Sand Company, Inc. - \$69,020.00

This item considers the award of a contract for the abatement and demolition of a dangerous structure located at 209 N. Madison.

Agenda Item Summary: The services are for abatement and demolition of the property located at 209 N. Madison within the CDBG Target Area. This project was bid on by Lot. The property contains asbestos that is harmful to the community. This dangerous structure has vagrant activity and multiple structural fires have been started at this site, resulting in the involvement of the Fire Marshal. The existing structure poses a threat to the community.

Requested Action: Approval of award for the abatement and demolition of property located at 209 N. Madison.

Funding Summary: The total funded amount for Demolition and Clearance removal of Slum/ Blight Area Benefit under the Community Development Block Grant (CDBG) is \$189,078.50. The remaining project balance is \$100,548.63. This balance is available on a reimbursement basis to the contractor via the IDIS draw process. This will be a one-time purchase.

Community Engagement Summary: A Notice to Bidders was published twice in the Amarillo Globe News. Two contractors responded with complete bids.

Staff Recommendation: We are recommending the lowest bidder, Howell Sand Company Inc, be awarded the project. The department's estimated cost for the project was \$82,000.00. The lowest bidder estimated the costs at \$69,020.00.

Attachments: 1. Bid Tabulation (7501)

Bid No. 7501 Abatement and Demolition of Structures on Vacant Property
 Opened 4:00 p.m., June 8, 2023

To be awarded as one lot		Howell Sand Company	Lloyd Nabors Demilition
Line 1 Abatement and Demilition of Structures on Vacant Property			
1 ea			
Unit Price	\$69,020.000		\$89,700.00
Extended Price		69,020.00	89,700.00
Bid Total		\$ 69,020.00	\$ 89,700.00
Vendor		Howell Sand Co	Nabors Demilition
Location			



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: Facilities
Contact Person: Jerry Danforth, Director of Facilities

Agenda Caption: CONSIDER AWARD - ANNUAL PAINTING SERVICES CONTRACT

Award to: Jack C. Thomas & Son Inc. - Not to exceed \$80,000.00

This item considers the renewal of an annual contract for paint services for miscellaneous jobs on City-owned buildings.

Agenda Item Summary: CONSIDER AWARD - ANNUAL PAINTING SERVICES CONTRACT

Award to: Jack C. Thomas & Son Inc. - Not to exceed \$80,000.00

This item considers the renewal of an annual contract for paint services for miscellaneous jobs on City-owned buildings.

Requested Action: Approval of the painting services annual contract with Jack C Thomas & Son, Inc.

Funding Summary: 1252.68100 - R & M Building Maintenance

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of the renewal contract with Jack C Thomas & Son, Inc.

Attachments: 1. Bid Tabulation (7071)

Bid No. 7071 PAINTING SERVICES ANNUAL CONTRACT
Opened 4:00 p.m. June 29, 2021

To be awarded as one lot	JACK C THOMAS & SON INC	AT & S INDUSTRIES INC
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Line 1 Painting, maintenance and repair
services, per specifications

1 ea			
Unit Price	\$36.000	\$64.000	
Extended Price		36.00	64.00

Bid Total		36.00	64.00
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Award by Vendor	36.00
Maximum Amount	\$ 80,000.00
City	Amarillo, TX



Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Customer Service
Fiscal Responsibility

Department: Finance

Contact Person: Matthew Poston, Director of Finance

Agenda Caption: CONSIDER APPROVAL - CHANGE ORDER NO. 2 FOR IMPLEMENTATION SERVICES CONTRACT FOR ENTERPRISE RESOURCE PLANNING SOFTWARE

Award to: Cognizant Worldwide Limited (Collaborative Solutions, LLC)

Original Award: \$2,382,515.00

Change Order No. 1: 127,196.00

Change Order No. 2: 28,200.00

Total Revised Award (not to exceed): \$2,537,911.00

This item considers the approval of Change No. 2 to the Implementation Services Contract for Enterprise Resource Planning Software in order to address additional scoping issues identified during the architect and integration discovery sessions for the Human Capital Management (HCM) and Payroll phase of implementation.

Agenda Item Summary: During the Architect sessions, City of Amarillo identified Human Capital Management (HCM) Compensation, HCM Benefits, HCM Talent and HCM Learning functionality missing from the scope that are critical for go-live. Additionally, during the Architect sessions City of Amarillo identified benefits functionality that was not needed and should be removed from the scope for go-live. During the Integration Discovery sessions, City of Amarillo identified integrations missing from scope that are critical for go-live. Additionally, during the Integration Discovery sessions, City of Amarillo identified integrations that were not needed and should be removed from the scope for go-live.

Requested Action: Approval of Change Order No. 2 for \$28,200 for a new total award not to exceed \$2,537,911.

Funding Summary: Funding is available through the Financial/ERP Project, 411486.17400.1110.

Community Engagement Summary: N/A

Staff Recommendation: Approval of Change Order No. 2.

Attachments: None



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: Planning and Development Services
Contact Person: Drew Brassfield, Assistant Director of Planning

Agenda Caption: CONSIDER APPROVAL - CENTER CITY TAX INCREMENT REINVESTMENT ZONE #1 DEVELOPER AGREEMENT WITH AMARILLO TOWER, LTD.

This item approves a Tax Increment Reinvestment Zone (TIRZ) #1 Developer Agreement for the Amarillo Tower, LTD. parking lot project to be located at 700 S. Harrison Street. The agreement is for a \$100,000 grant to help with costs associated with streetscape improvements. The payment of the grant is contingent upon project completion and acceptance or periodic draws/progress payments at the developer's request.

Agenda Item Summary: On June 8th, the Board of Directors of the Center City Tax Increment Reinvestment Zone (TIRZ) #1 considered a request for TIRZ incentives associated with the Amarillo Tower, Ltd. parking lot expansion project to be located at 700 S. Harrison Street. The project seeks to demolish the existing office and refurbish the parking lot with landscaping and streetscape improvements to meet the Downtown Amarillo Urban Design Standards (DAUDS) to serve as overflow parking for the First Bank Southwest Tower.

Total project construction cost is estimated at \$1,044,763. Due to current inflation, \$105,000 of this total was quoted for just the required light poles associated with the DAUDS streetscape improvements for the project. The estimated project start date is July of 2023 with an estimated completion date of October 2023.

The Developer Agreement grants \$100,000 for costs associated with the DAUDS streetscape improvements. The payment of the grant is contingent upon project completion and acceptance or periodic draws/progress payments at the developer's request.

Requested Action: Approve as presented. This item was approved unanimously by the TIRZ #1 Board of Directors during their June 8, 2023 meeting. It was presented to the Potter County Commissioners for comment on June 26, 2023 and no comments were made.

Funding Summary: Funding for this incentive is provided through the TIRZ #1 revenues. Payment can be made after full completion and acceptance or by periodic draws/progress payments through the submittal of a pay request by the developer.

Community Engagement Summary: Public TIRZ Board meeting held on June 8, 2023.

Staff Recommendation: Staff recommends approval as presented.

Attachments:

1. 700 S. Harrison Dev. Agreement FINAL
2. 700 S. Harrison EXHIBIT A - Map in TIRZ Boundary
3. 700 S. Harrison EXHIBIT B - Site Plan
4. 700 S. Harrison EXHIBIT C - Project Costs
5. 700 S. Harrison EXHIBIT D - Term Sheet

**DEVELOPER AGREEMENT
TAX INCREMENT REINVESTMENT ZONE NO. 1,
CITY OF AMARILLO, TEXAS**

This DEVELOPER AGREEMENT ("Agreement") is entered into by and between the **TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, CITY OF AMARILLO, TEXAS** (the "Zone"), by and through its administrative board appointed in accordance with Chapter 311 of the Texas Tax Code (the "Act") to oversee the administration of the Zone, a reinvestment zone designated by ordinance of the City of Amarillo, Texas ("City") in accordance with the Act, and **AMARILLO TOWER LIMITED** ("Developer").

The Zone and Developer hereby agree that the following statements are true and correct and constitute the basis upon which the Zone and Developer have entered into this Agreement:

WHEREAS, on December 19, 2006, the City Council approved Ordinance No. 7012 establishing Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas, (the "Zone") in accordance with the Tax Increment Financing Act, as amended (V.T.C.A., Tax Code, Chapter 311) to promote development and redevelopment in the area through the use of tax increment financing;

WHEREAS, on November 13, 2007, pursuant to Ordinance No. 7076, the CITY did approve Tax Increment Financing Reinvestment Zone Number One, City of Amarillo, Texas, Project and Financing Plan (the "Plan") and certain amendments to Ordinance No. 7012;

WHEREAS, pursuant to the Plan, certain tax revenues will flow into a fund to be administered by the Zone, known as the Tax Increment Fund (TIF); also, the Zone may receive other gifts, grants or other revenue to be accounted for separately from the TIF but used only for duly approved authorized purposes of the Zone;

WHEREAS, pursuant to Section 311.010 of the Act and the provisions of City Ordinance No. 7012, as amended, City has delegated to the Zone the powers necessary for the implementation of the Plan, which powers include the power to enter into agreements for the construction of both private and public improvements that accomplish or enhance one of these four goals: 1) Convention Hotel, 2) Urban Residential Development, 3) Office/Commercial/Retail Development, or 4) Ballpark/Family Entertainment Venues;

WHEREAS, the Zone and City recognize the importance of its continued role in local economic development, including incentives under Chapter 380, Texas Local Government Code;

WHEREAS, Developer owns or controls certain property located within the Zone and has requested an **INCENTIVE GRANT** for constructing certain improvements pursuant to the Plan; and,

WHEREAS, Developer's proposed project was approved for TIRZ participation by the Amarillo City Council on _____, 2023;

NOW THEREFORE, in consideration of the mutual covenants and obligations herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Section 1. Site

Developer owns or leases certain real property which is within the city limits of Amarillo and the boundaries of the Zone. The Property, for purposes of this Agreement, is limited to that certain public right-of-way abutting the Developer's real property, as specifically described in Exhibit B.

Section 2. Project & Financing

Developer understands and agrees that the cost of the Private Improvements associated with the Project shall be funded by and through Developer's own capital or other financing means arranged and obtained by Developer. Further, the TIF payments made to Developer pursuant to this Agreement are intended **FOR CONSTRUCTION OF CERTAIN STREETSCAPE IMPROVEMENTS WITHIN THE PUBLIC RIGHT-OF-WAY ONLY, as shown on Exhibit B** (the "Project").

Section 3. TIF Participation: Incentive Grant

Subject to all limitations and conditions precedent contained in this Agreement and the attached exhibits, Zone agrees to provide **PAYMENT OF FUNDS UP TO \$100,000 FROM THE TAX INCREMENT FUND for the Project**. Unless explicitly provided differently in an exhibit attached hereto, all grants, loans, reimbursements and any other financial payment to Developer under this Agreement shall be made **TO THE DEVELOPER** provided all current taxes have been paid on the Developer's real property and any other prerequisites stated in this Agreement have been satisfied.

In order to receive payment under this Agreement, whether a lump sum upon completion and acceptance or by periodic draws/progress payments, Developer must submit a pay request along with all documents reasonably required by the Planning Director to adequately document (i) Developer's delivery and performance of the improvements described herein, in compliance with all applicable laws and codes; and (ii) payments to suppliers, subcontractors, and workmen. Each periodic draw, if any, shall be subject to 10% retainage that will be paid to Developer in the final payment upon satisfactory completion and acceptance of the Project.

TIF payments made to the Developer pursuant to this Agreement are conditioned upon (i) reasonable and necessary expenditures for the Project and (ii) satisfactory completion and acceptance of the Project before the expiration of the term, regardless of whether the funds paid or payable by the Zone are or are not sufficient to complete the Project. The Developer shall promptly refund any advance payments made by the Zone which do not meet both conditions. The total obligation of the Zone under this Agreement shall never under any circumstances exceed the cap on expenditures specified in this Section 3.

Zone also reserves the right, when payments come into the Tax Increment Fund, to prepay all or any portion of the total amount to be granted or reimbursed under this Agreement at any given time. If City in its sole discretion issues Tax Increment Funds Bonds to pay for previous or future projects, Zone may fully reimburse Developer from bond proceeds received, the existing unpaid balance plus accrued interest under this Agreement, and under any other outstanding developer agreements within the Zone.

Section 4. Reimbursement Limited to TIF Fund

Developer understands and agrees that any and all payments, obligations, grants, loans, reimbursements and any other form of financial obligation imposed on the Zone by this Agreement ("Reimbursement") shall be made solely from then-currently available revenues in the TIF Fund and subject to pre-existing commitments and all other terms of this Agreement and applicable laws. In the event that there is not sufficient revenue in the TIF Fund to timely pay Developer any part of the Reimbursement or grant, the Zone will pay Developer such portion of the Reimbursement or grant that may be available at the time. The balance of any due but unpaid sum shall be carried forward without interest and paid by the Zone in the first year in which there is sufficient revenue in the TIF to pay such balance. Developer agrees that it will not look to other funds of the Zone, bonds or funds of the City, or any property of the Zone or City for all or any portion of the Reimbursement or grant

Upon termination of the Zone on December 31, 2056, as provided by Ordinance No. 8032 or such other date as may be specified in a subsequent ordinance adopted in accordance with Section 311.017 of the Act, any portion of the Reimbursement or grant that has not been paid due to the unavailability of revenue in the TIF Fund or due to Developer's failure to meet any precondition under this Agreement for receipt of payment shall no longer be considered Project Costs of the Zone, and any obligation of the Zone to pay Developer any remaining balance of the Reimbursement shall automatically expire.

Section 5. Term

The term of this Agreement shall begin upon the effective date and end upon the earlier of: (a) the complete performance of all obligations and conditions precedent by parties to this Agreement; (b) expiration of one year after effective date; or (c) the expiration of the term of the Zone.

Section 6. Exhibits

The parties agree that each and every exhibit that is mentioned in and attached to this Agreement is a material part of this Agreement and each such exhibit is by this reference, incorporated into this agreement for all purposes as though set forth verbatim here.

Section 7. Force Majeure

It is expressly understood and agreed by the parties that if the performance of any obligation hereunder is delayed by reason of war, civil commotion, acts of God, inclement weather, governmental restrictions, regulations, or interferences, delays caused by the franchise utilities (SPS/Xcel Electric, Southwestern Bell Telephone, Atmos Gas, Suddenlink Cable or their Contractors or other utilities or their contractors), fire or other casualty, court injunction, necessary condemnation proceedings, acts of the other party, its affiliates/related entities and/or their contractors, or any actions or inactions of third parties or other circumstances which are reasonably beyond the control of the party obligated or permitted under the terms of this Agreement to do or perform the same, regardless of whether any such circumstance is similar to any of those enumerated or not, the party so obligated or permitted shall be excused from doing or performing the same during such period of delay, so that the time period applicable to such design or construction requirement shall be extended for a period of time equal to the period such party was delayed.

Section 8. Indemnity

DEVELOPER AGREES TO DEFEND, INDEMNIFY AND HOLD THE ZONE, THE BOARD, THE CITY AND THEIR RESPECTIVE OFFICERS, AGENTS AND EMPLOYEES, ASSIGNS AND SUCCESSIONS, HARMLESS AGAINST ANY AND ALL CLAIMS, DEMANDS,

LAWSUITS, JUDGMENTS, COSTS AND EXPENSES, INTEREST, AND ATTORNEY FEES FOR PERSONAL INJURY (INCLUDING DEATH), PROPERTY DAMAGE (INCLUDING LOSS) OR OTHER HARM FOR WHICH RECOVERY OF DAMAGES IS SOUGHT THAT MAY ARISE OUT OF OR BE OCCASIONED BY DEVELOPER'S BREACH OF ANY OF THE TERMS OR PROVISIONS OF THIS AGREEMENT, OR BY ANY NEGLIGENT ACT OR OMISSION OF DEVELOPER, ITS OFFICERS, AGENTS, ASSOCIATES, EMPLOYEES, CONTRACTORS OR SUBCONTRACTORS IN THE PERFORMANCE OF THIS AGREEMENT; EXCEPT THAT THE INDEMNITY PROVIDED FOR IN THIS PARAGRAPH SHALL NOT APPLY TO ANY LIABILITY RESULTING FROM THE SOLE NEGLIGENCE OF THE ZONE, BOARD OR CITY OR THEIR RESPECTIVE OFFICERS, AGENTS, EMPLOYEES OR CONTRACTORS, AND IN THE EVENT OF JOINT AND CONCURRENT NEGLIGENCE OF BOTH DEVELOPER AND ZONE, RESPONSIBILITY, IF ANY, SHALL BE APPORTIONED COMPARATIVELY IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS. HOWEVER, NOTHING IN THIS SECTION WAIVES ANY IMMUNITY OR OTHER DEFENSE AVAILABLE TO THE ZONE, BOARD OR CITY UNDER TEXAS OR FEDERAL LAW.

Section 9. M/WBE Goals

In satisfaction of the Zone's obligations under Section 311.0101 of the Act, Developer shall make a good faith effort to comply with City's policy regarding participation of business enterprises eligible as small, minority, or women-owned business enterprises in subcontracting any of the construction performed on the Project. Upon Developer's request, City shall provide Developer with access to the list of companies that qualify as such a business enterprise.

Developer shall: (i) maintain records showing its contracts, supply agreements, and service agreements with such Business Enterprises, as well as its efforts to identify and award contracts to such Business Enterprises; and, (ii) provide a report to the Zone annually during construction, in a manner reasonably prescribed by the Board, documenting its efforts to comply with this paragraph.

Section 10. Events of Default & Remedies

A default shall exist if either party fails to perform or observe any material covenant contained in this Agreement, including exhibits, which is not otherwise excused under the terms of this Agreement. The non-defaulting party shall immediately notify the defaulting party in writing upon becoming aware of any change in the existence of any condition or event that would constitute a default or, with the giving of notice or passage of time, or both, would constitute a default under this Agreement. Such notice shall specify the nature and the period of existence thereof and what action, if any, the non-defaulting party requires or proposes to require with respect to curing the default.

If a default shall occur and continue, after thirty (30) day's notice to cure default, the non-defaulting party may, at its option, pursue any and all remedies it may be entitled to, at law or in equity, in accordance with Texas law, without the necessity of further notice to or demand upon the defaulting party. The Zone shall not, however, pursue remedies for as long as Developer proceeds in good faith and with due diligence to remedy and correct the default, provided that Developer has commenced to cure such default within the 30 days following notice.

Section 11. Venue and Governing Law

This Agreement is performable in Potter County, Texas and venue of any action arising out of this Agreement shall be exclusively in Potter County. This Agreement shall be governed and construed in accordance with the Charter, ordinances, and resolutions of the City of Amarillo, applicable federal and state laws, the violation of which shall constitute a default of this

Agreement. To the extent permitted by law, the law of the state of Texas shall apply without regard to applicable principles of conflicts of law, and the parties submit to the jurisdiction of the state and federal courts in Amarillo, Potter County, Texas.

Section 12. Notices

Any notice required by this Agreement shall be deemed to be properly served if deposited in the U.S. mail by certified letter, return receipt requested, addressed to the recipient at the recipient's address shown below, subject to the right of either party to designate a different address by notice given in the manner just described.

If intended for Zone, to:

Tax Increment Reinvestment Zone No. 1
c/o City of Amarillo Director of Planning
509 S.E. 7th Street, Suite 206
Amarillo TX 79101
Fax: 806/378-9388

If intended for Developer, to:

Aaron Emerson
Agent
600 S. Tyler St., Ste. 101
Amarillo, TX 79101
Phone: 806/373-3111

Copy to:

Office of the City Attorney
509 S.E. 7th Street, Suite 303
Amarillo, Texas 79101
Fax: 806/378-3018

Copy to:

Same as Developer

Section 12. Severability

In case any one or more of the provisions of this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect by a court or agency of competent jurisdiction, such invalidity, illegality, or unenforceability shall not affect any other remaining provisions hereof and this Agreement shall remain in full force and effect and be construed as if such invalid, illegal, or unenforceable provision had never been contained in this Agreement.

Section 13. Counterparts & Signatures

This Agreement may be executed in any number of counterparts, each of which shall be deemed an original and constitute one and the same instrument. This agreement may be executed in multiple originals. This agreement may be executed by facsimile signatures which shall be deemed originals and equally admissible as originals.

Section 14. Captions

The captions to the various clauses of this Agreement are for informational purposes only and shall not alter the substance of the terms and conditions of this Agreement.

Section 15. Successors and Assigns

The terms and conditions of this Agreement are binding upon the successors and assigns of all parties hereto. Provided, however, Developer shall not assign this Agreement without prior Zone approval, which approval shall not be unreasonably withheld. Notwithstanding the foregoing, written approval of the Zone shall not be required for an assignment to an Affiliate of Developer. "Affiliate of Developer" as used herein, includes any parent, sister, partner, joint venturer, or subsidiary entity of Developer; any entity in which Developer is a major shareholder, owns an equity interest, or is a joint venturer or partner (whether general or limited), or to the Developer's financial institution.

Section 16. Limited Rights and Non-waiver

This agreement is intended only to establish the rights and obligations as between the Parties hereto and it creates no right, expectation, benefit or obligation for or toward any other person or entity. Nothing stated or omitted from this Agreement shall be construed as a waiver of any defense, affirmative defense, or immunity available to the Zone or the City and their respective officials, directors, members, employees, agents, assigns, successors.

Section 17. Entire Agreement

This Agreement embodies the complete agreement of the parties hereto, superseding all oral or written previous and contemporary agreements between the parties and relating to matters in this Agreement, and except as otherwise provided herein cannot be modified without written agreement of the parties to be attached to and made a part of this Agreement.

EXECUTED as of the dates shown below so as to be effective for all purposes as of the last date upon which all persons and parties for whom a blank is provided have signed (the "effective date").

TAX INCREMENT REINVESTMENT ZONE
NUMBER ONE, CITY OF AMARILO,
TEXAS

AMARILLO TOWER, LTD.

By: _____
Dean Frigo
Chairman of Board

Date

By: _____
Aaron Emerson
Agent

Date

CITY OF AMARILO, TEXAS

APPROVED AS TO FORM AND LEGALITY
FOR CITY & ZONE

By: _____
Jared Miller
City Manager

Date

By: _____
Bryan McWilliams
City Attorney

Date

Attachments that are part of this Agreement:

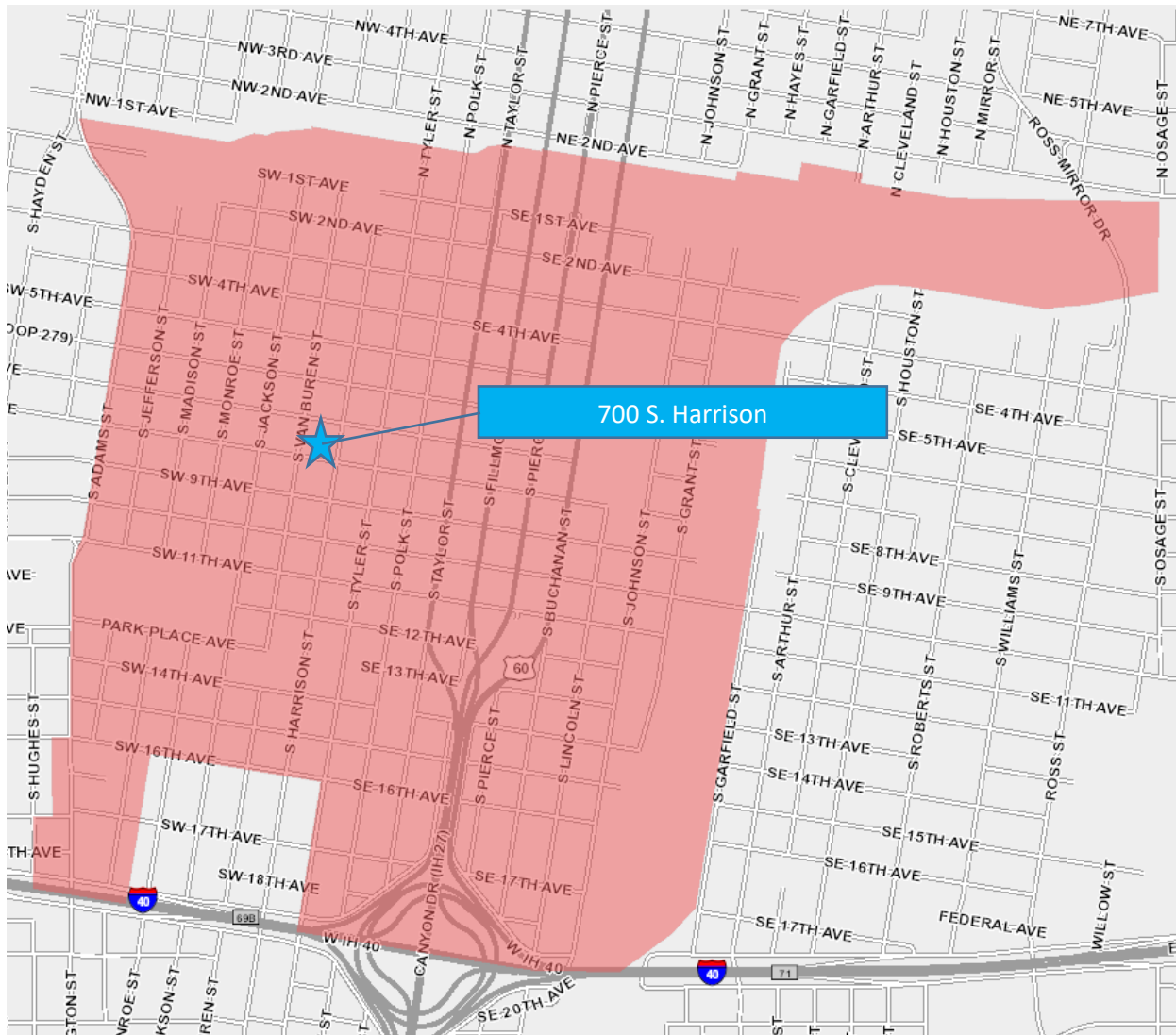
Exhibit A Property Map

Exhibit B Site Plan

Exhibit C Project Cost Estimates

Exhibit D ProjectTerm Sheet

EXHIBIT A
MAP OF SITE LOCATION WITHIN TIRZ#1 BOUNDARY



SITE LEGAL DESCRIPTION

700 S. Harrison and legally described as:

LOTS	1-5
BLOCK	90
ADDITION	Plemons
CITY/STATE	Amarillo, TX
COUNTY	Potter

N



Turner Land Architecture LLC
Planning | Landscape Architecture | Civil Design



DATE: 01.23.2023
PROJECT: 700 S. HARRISON
SHEET NUMBER: L-101

A LANDSCAPE
SITE DEVELOPMENT
PLAN FOR

700 S. HARRISON
PARKING
STREETSCAPE

700 S. HARRISON
AMARILLO, TEXAS

REVISIONS:
ISSUE DATE DESCRIPTION

CONSULTANT:

DATE: 01.23.2023
PROJECT: TLA CD Drawing 101
SCALE: As Shown
SHEET TITLE:

Site Plan

SHEET NUMBER:

L-101

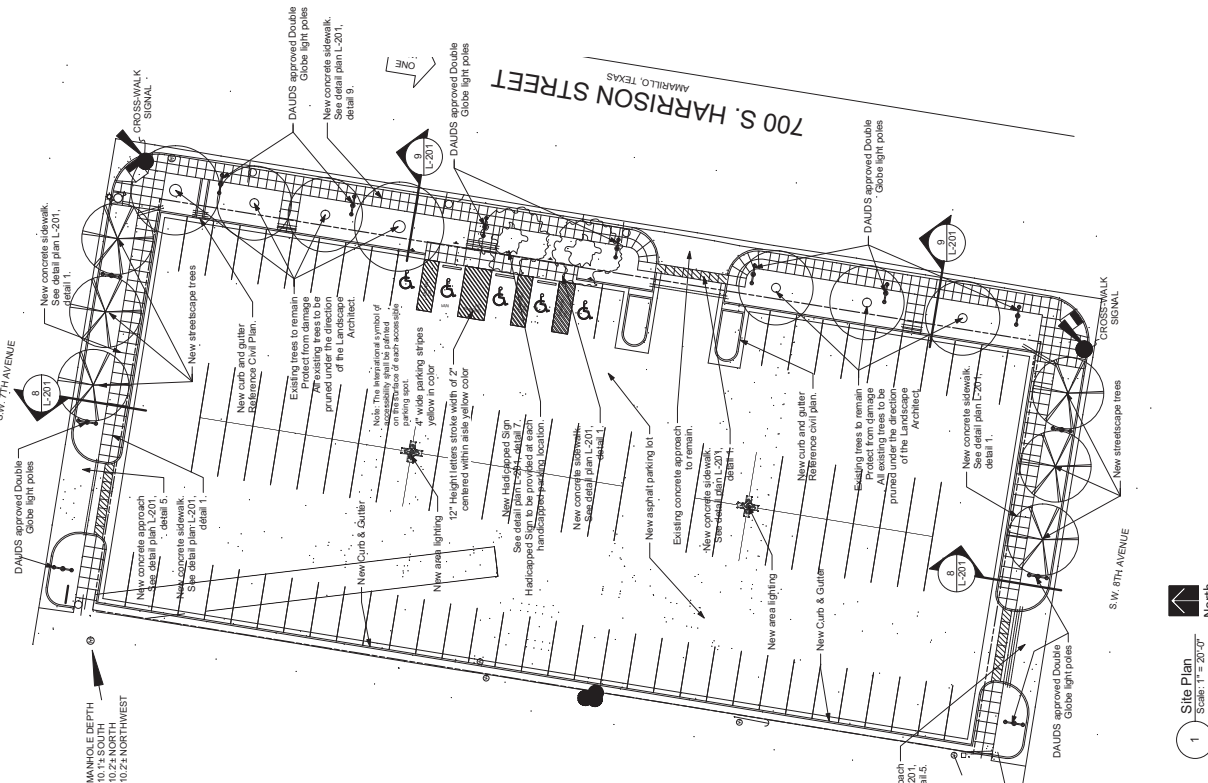
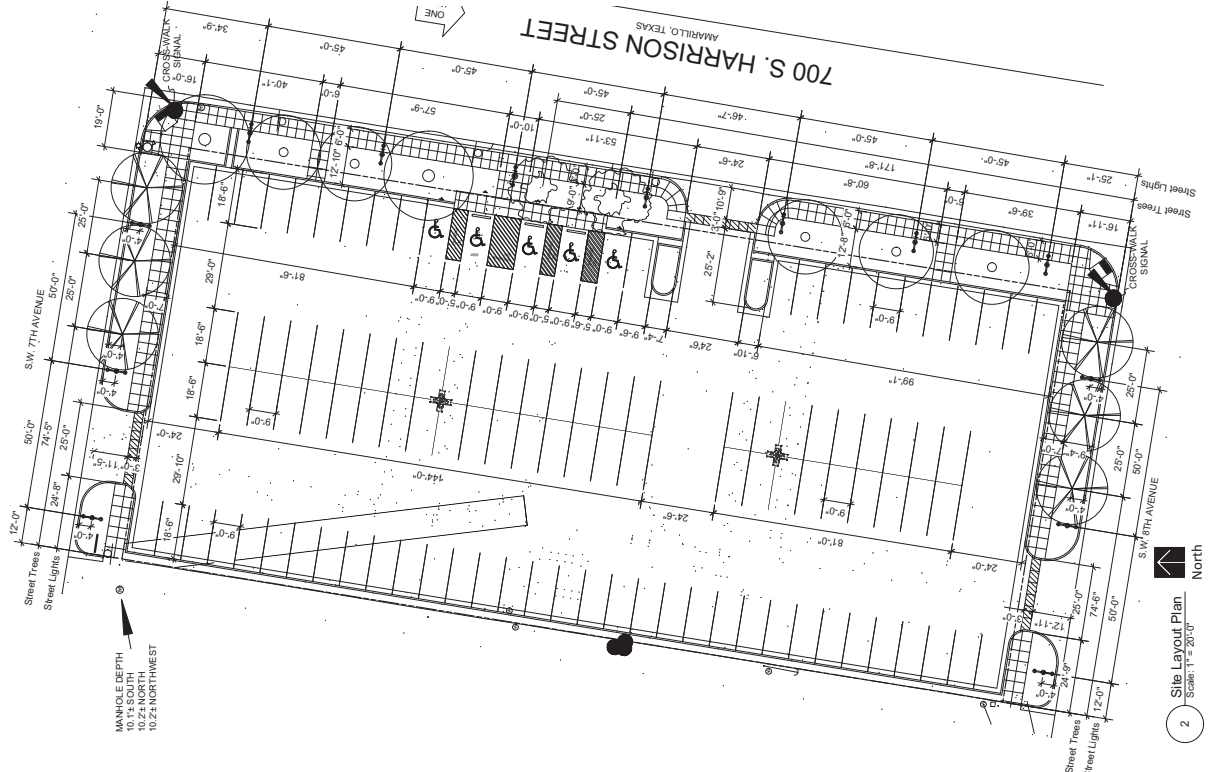


EXHIBIT C: Project Cost Estimates

Project Costs

Please document project costs below:

Costs	Amount (\$)	Source of Funds
Purchase of Land	\$430,000	**See below.
Demolition Costs	\$101,724	
Site Improvements	\$470,680	
Construction of New Building(s)	N/A	
Purchase of Existing Facility	N/A	
Renovation Costs	N/A	
Cost of Machinery or Equipment		
Architectural and/or Engineering Fees	\$13,738	
Legal or Other Professional Fees		
Contingency 2%	\$11,448	
Working Capital		
Other (Please Specify) Construction Mgt Fee	\$17,172	
Total Project Costs	\$1,044,763	

Financing

Please document project financing below:

Source	Amount	Terms: Years/Interest	Contact Information
Equity			
Loans from other sources (banks, etc)			
1. FirstBank Southwest	TBD		Will Miller 806-355-9661
2.			
3.			
4.			
5.			
Total Project Funding			
TIF Assistance			

** Source of Funds: The FirstBank Southwest Tower is currently being financed through a loan with FirstBank Southwest. The method of financing for the construction of the parking lot is yet to be determined. It may either be funded through another loan or temporarily supported by available funds and later refinanced as part of the primary loan for the FirstBank Southwest Tower. The long-term goal is to finance the parking lot project.

EXHIBIT D – Project Term Sheet

Section 1. Site Improvements

Developer promises to redevelop the lot, resulting in the following improvements to the property described in Exhibit A:

Business/Land Use - Construction of publicly accessible parking lot with streetscape
Other Improvements - Site and public right-of-way improvements

Section 2. Financial Analysis

Developer understands and agrees that the cost of the Private Improvements associated with the Project shall be funded by and through Developer's own capital or other financing means arranged and obtained by Developer. Further, the TIF payments made to Developer pursuant to this Agreement are intended for construction of certain streetscape improvements within the public right-of-way only, as shown in Exhibit B. Analysis indicates the financial feasibility of this project is negatively impacted due to the scope of the project and additional infrastructure requirements of the site. The proposed assistance will encourage and support the project, consistent with the goals of the Zone. Making grants/loans from the TIF of the Zone will serve those ends.

In order to make Developer's planned development financially feasible, Developer has requested that the Zone grant Developer funds for certain actual costs incurred for financial assistance per §311.010 of the Texas Tax Code and Chapter 380 of the Texas Local Government Code.

Section 3. Developer's Obligations

Subject to the terms and provisions of the Agreement, as conditions precedent to the Zone making any payment from the TIF to Developer, the Developer must:

- Secure not less than \$1,000,000 in private investment for the Project on the Property.
- Comply with all terms, conditions, and obligations of this Exhibit D and the Agreement to which it is attached.
- Obtain an issued permit for the construction within 6 months of the effective date of the agreement.
- Agreement expires one year from the effective date.

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Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: City Manager's Office
Contact Person: Andrew Freeman, Assistant City Manager

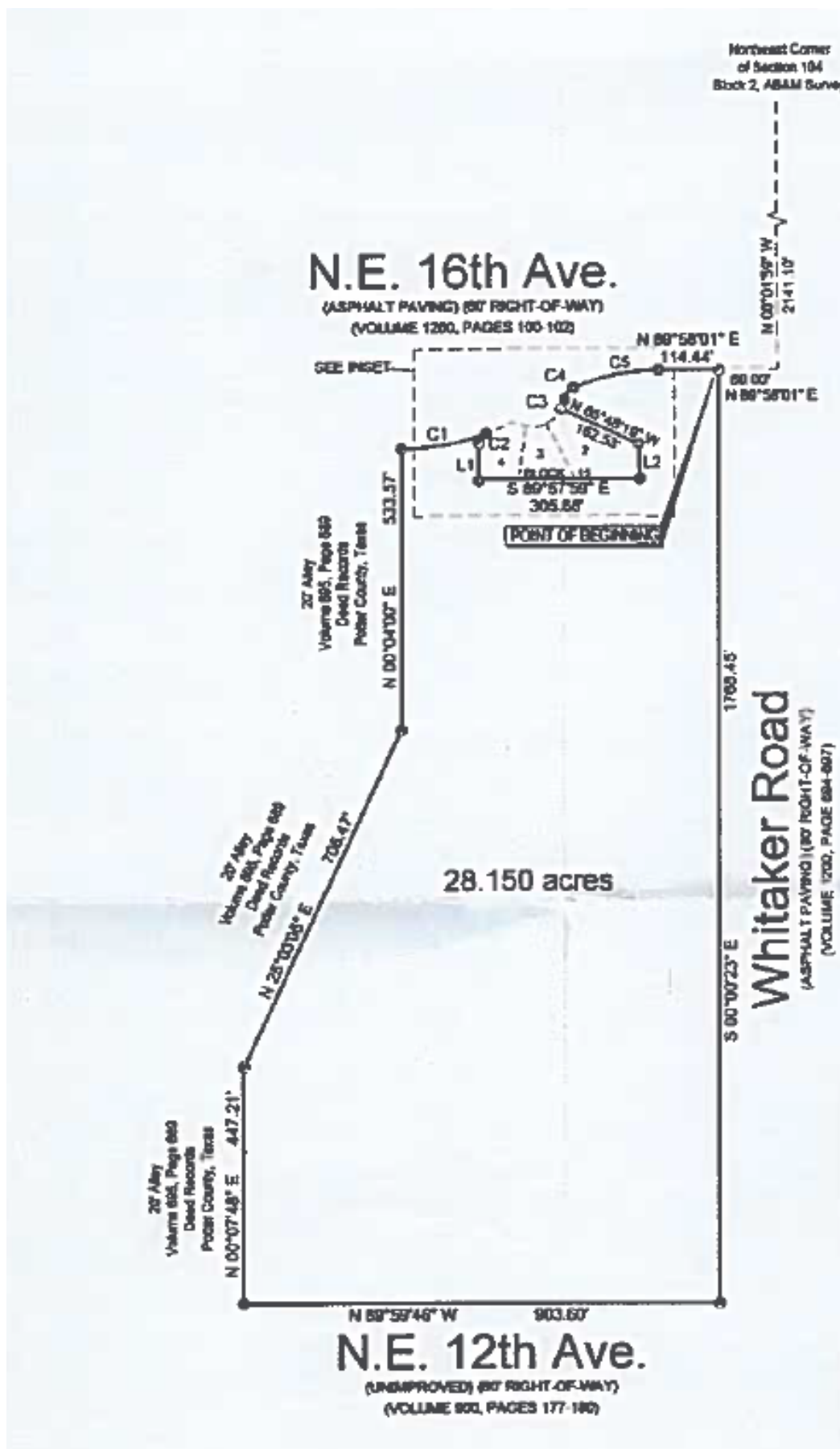
Agenda Caption: CONSIDER PURCHASE - 28.15 ACRES OF LAND OUT OF THE PARK SUBDIVISION LOCATED IN POTTER COUNTY, IN THE VICINITY OF WHITAKER ROAD AND NE 12TH AVENUE

Seller: Amarillo Habitat for Humanity, Inc. - \$5,000.00 plus closing costs

This item considers the purchase of 28.15 acres of land out of the Park subdivision located in Potter County, Texas in the vicinity of Whitaker Road and NE 12th Avenue.

Agenda Item Summary: The City was approached by Habitat for Humanity, Inc. to see if there might be interest in buying 28.15 acres of land located in the Eastridge neighborhood that was no longer suitable for their development plans. The site has challenges related to infrastructure that would make it difficult to develop affordable housing, but would not be as challenging if developed as a large site to serve the community. The Eastridge Neighborhood Plan adopted in April 2022 has multiple references to strategies and goals around community sites that this land could be used for including soccer fields, urban farming, and water amenities recommended in the planning document. By securing this land, staff would focus on identifying grants and other sources of revenue to develop the site and surrounding streets.

The \$5,000.00 purchase price was developed after discussions with Habitat for Humanity and their interest in receiving funds back to cover permit fees on their next six home builds.



Requested Action: Approve purchase of 28.15 acres in the Eastridge neighborhood plan area.

Funding Summary: This purchase would be paid for by neighborhood plan implementation dollars.

Community Engagement Summary: Eastridge Neighborhood Plan was adopted in April 2022. The plan has listed a strategy to develop a new 20-30 acre community park consistent with the new Parks Master Plan recommendations. By securing the land, staff could then focus on potential funding opportunities to develop the land with park amenities. The community is interested in soccer fields, a water amenity, and space for a shared urban farm.

Staff Recommendation: Recommend approval of purchase as presented.

Attachments:

1. CONTRACT FOR SALE -AHFH.28.150acres
2. Warranty Deed-HABITATforHumanity.28.150acres

CONTRACT FOR SALE OF LAND

DATE: July _____, 2023

SELLER: Amarillo Habitat for Humanity, Inc.

ADDRESS: P.O. Box 775, 2700 S. Wilson, Amarillo, Texas 79105

BUYER: City of Amarillo, Texas

ADDRESS: 601 S. Buchanan St
Amarillo, Texas 79101

PROPERTY & TITLE: All of the Grantor's interest to property located in vicinity of Whitaker and 12th in Amarillo Texas, further described as 28.150 acres of land more or less out of Section 104, Block 2 of the AB&M Survey, to the City of Amarillo, Potter County, Texas, 79107 together with all improvements and fixtures located thereon, if any, more fully described in Exhibit A attached herein.

PURCHASE PRICE: \$5,000.00 plus closing costs.

CLOSING: On or before August 30th, 2023. Time is of the essence.

TITLE: Seller will furnish a Warranty Deed. Buyer may obtain a title commitment.

CURING OBJECTIONS TO TITLE: Buyer shall notify Seller of any objections to title no later than five (5) days following receipt of the Title Commitment. Seller will have a reasonable time to cure objections to title, if any, but a curative requirement that extends the closing date for longer than ten (10) days shall require an amendment to this Contract setting a specific closing date. In the event Seller fails to cure such objections before closing, as extended, Buyer, at its sole discretion, may proceed to closing or terminate this Contract and recover any Escrow Funds.

Notwithstanding the foregoing, Seller shall be obligated to discharge, at or prior to Closing: (i) a mortgage, deed of trust, financing statement, collateral assignment of leases or similar monetary encumbrance voluntarily placed against the Property by Seller, or (ii) a judgment, attachment, tax lien or similar involuntary lien against Seller's interest in the Property. If a title defect consists of a mechanic's lien against Seller's interest in the Property or right to such a lien resulting from work commenced prior to the Closing, Seller shall be obligated to pay the underlying obligation and discharge the lien of record at or prior to the Closing. If Seller wishes to contest the mechanic's lien, Seller shall cause such mechanic's lien to be bonded so that it is canceled and released or record pursuant to applicable law.

BREACH OF CONTRACT: Should either party fail to comply with this Contract, the party willing to perform may either enforce specific performance or terminate this Contract, at its option. In the event Seller fails to comply with this Contract Buyer will be entitled to terminate this Contract and receive back the Escrow Funds; waive default and close; enforce specific performance; and/or seek such other relief as may be available to it at law or in equity.

PROPERTY EXAMINATIONS: Upon execution of this Contract, Buyer, its agents, and its employees, shall have the right, at any reasonable time and from time to time, to enter upon the Property at their own expense and risk for the purpose of examining the Property. If upon examination Buyer shall determine Property is not suitable for its purposes, Buyer may termination this Contract by written notice to Seller at the above address and Buyer shall have no further responsibility to Seller.

Buyer shall leave the Property in substantially the same condition as existed at the time of entry upon the Property by Buyer or its agents or employees, and shall, to the extent allowed by law, hold Seller, and its shareholders, officers, directors, partners, members, employees, agents, successors and assigns, harmless from and against any claim, cause of action, lawsuit, damage, liability, loss, cost or expense (including, without limitation, attorneys' fees) arising out of any such entry by Buyer or its agents or employees or out of any such inspections, tests or surveys conducted by Buyer or its agents or employees. Prior to any entry upon the Property, Buyer shall, or shall cause its agents or employees to, maintain and deliver to Seller, for Seller's reasonable approval, a certificate of self-insurance in such amounts, covering such risks and in such form as is customary and appropriate with respect to such entry, inspections, tests and surveys.

CLOSING COSTS: The following items shall be prorated as of 11:59 p.m. the day prior to the date of Closing:

- a. All general taxes (including without limitation, real and personal property taxes), excluding special assessments and special assessment liens (collectively "Taxes"). Taxes to be prorated shall be prorated on the basis of the most recent tax bill or other verifiable information available.
- b. All other costs or expenses in connection with the transactions contemplated by this Contract shall be apportioned to the Buyer including any Title Company's fees, insurance, and all other recording costs for the conveyance of the documents. All pro-rations shall constitute a final settlement between the parties; provided, however, if after Closing any errors are determined to have been made in the pro-rations, such errors will be promptly adjusted by the parties.

WARRANTIES: Neither Seller, nor any agent, other representative or broker has made, makes or has authorized anyone to make, any warranty or representation as to the present or future physical condition, development potential, zoning, building or land use law or compliance therewith, income generated by, or any other matter or thing pertaining to the Property. Buyer expressly acknowledges that no such warranty or representation has been made and that Buyer is not relying on any warranty or representation whatsoever other than as is expressly set forth in this Contract. Buyer shall accept the Property "as is, where is and with all faults, liabilities and defects, latent or otherwise, known or unknown" and in its condition on the date of Closing subject only to the express provisions of this Contract.

SPECIAL CONDITIONS:

- 1) This Contract for Sale is subject to the approval of the Amarillo City Council.
- 2) Seller will provide Buyer for its review any environmental history of the Property in its possession, including, but not limited to, any Underground Storage Tank records, closure letters, etc. Buyer may obtain its own Phase I environmental study of the Property. Buyer, based on its review of the environmental history of the Property, will have the option of either terminating this Contract for Sale without penalty or renegotiating the Purchase Price to offset remediation costs.
- 3) Seller warrants and represents that there are no legal actions, suits, or other legal or administrative proceedings pending or threatened, which affect the Property or any portion thereof.

MISCELLANEOUS: This Contract and the Exhibit attached hereto contains the entire understanding of the parties as to the subject matter described herein. This Contract and the rights of the parties hereunder shall be governed by and interpreted in accordance with the laws of the State of Texas. This Contract may not be changed orally but only by an instrument in writing signed by both parties. The failure of any party to exercise any right or power given hereunder, or to insist upon strict compliance by the other party with its obligations as set forth herein, shall not constitute a waiver by such party of its rights to demand strict compliance with

the terms and provisions of this Contract. Titles and captions have been inserted for convenience only and in no way define, limit, extend, or describe the scope of intent of this Contract. If either party shall bring suit against the other as a result of an alleged breach or failure by the other party to perform any obligations under this Contract or shall seek declaratory relief with respect to any provision hereof, then the prevailing party in such action shall, in addition to any other relief granted or awarded by the court, be entitled to judgment for reasonable attorneys' fees incurred by reason of such action and all costs of suit and those incurred in preparation thereof at both trial and appellate levels.

NOTICES:

All notices required herein shall be in writing and shall be sufficient if delivered personally, by overnight courier, or by certificated United States mail, return receipt requested, postage prepaid, addressed as described below or to such other address as they party concerned by substitute by written notice to the other as provided herein. All notices given by mail shall be deemed to be received upon (i) the date of personal delivery, (ii) the next business day after delivery to an overnight courier, or (iii) the second business day after mailing. All notices given by facsimile shall be deemed to be received as of the date and time shown on the confirmation of the sender.

To Seller:
ATTN: Alason Moorhead
Executive Director
Amarillo Habitat for Humanity
2700 S. Wilson
Amarillo, Texas, 79103
806-383-3456
alason.moorhead@amahfh.org

To Buyer:
City of Amarillo
601 S. Buchanan St.
PO BOX 1971
Amarillo TX 79105-1971
ATTN: Andrew Freeman, Deputy City Manager
Telephone: 806.378-5285
Andrew.Freeman@amarillo.gov

AGREEMENT: Seller agrees to sell, and Buyer agrees to purchase the property for the Purchase Price which will be in cash to Seller at closing and subject to the conditions expressed in this Contract.

COMMISSIONS: The party employing a real estate agent shall be solely responsible for any real estate commission fee payable as a result of this sale.

POSSESSION: Buyer shall take possession on date of closing.

Each signatory warrants that he/she is duly and legally authorized to accept the above terms of sale and to execute this Contract on behalf of his/her entity.

ATTEST:

CITY OF AMARILLO (BUYER)

By: _____
Stephanie Coggins, City Secretary

By: _____
Jared Miller, City Manager

Amarillo Habitat for Humanity, Inc. (SELLER)

By: _____

Printed Name: _____

Title: _____

07/03/23 BM_____

NOTICE OF CONFIDENTIALITY: IF YOU ARE A NATURAL PERSON YOU MAY REMOVE OR STRIKE THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

GENERAL WARRANTY DEED

Date: July _____, 2023

Grantor: Amarillo Habitat for Humanity, Inc.
A Texas corporation

Grantee: City of Amarillo

Grantee's
Mailing Address: P. O. Box 1971
Amarillo TX 79105-1971

Consideration: Five Thousand Dollars (\$5,000.00).

Property: A 28.150 acres more or less tract of land out of
Section 104, Block 2 of the AB&M Survey, to the City
of Amarillo, Potter County, Texas, 79107 more fully
described in Exhibit A attached hereto.

Grantor, for consideration by this instrument coveys the Property to Grantee its successors and assigns, subject to any and all exceptions and reservations of record, and Grantor binds itself, its successors and assigns to warrant and forever defend all and singular the Property to Grantee, its successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

AMARILLO HABITAT FOR HUMANITY,
INC.

By:_____

THE STATE OF TEXAS)
)
COUNTY OF POTTER)

This instrument was acknowledged before me on the _____ day of _____, 2023, by Renea Dauntes, President of Amarillo Habitat for Humanity, Incorporated, on behalf of said corporation.

Notary Public in and for
The State of Texas

My Commission Expires:_____



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: Planning and Development Services
Contact Person: Brady Kendrick, Senior Planner

Agenda Caption: PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8064

This item is a public hearing and first reading to consider an ordinance vacating a 0.032-acre portion of a public sanitary sewer easement in Lot 3, Block 2, Air Park Unit No. 5, an addition to the City of Amarillo, in Section 154, Block 2, A.B.&M. Survey, Potter County, Texas. VICINITY: Interstate 40 and Ross-Osage Dr.; APPLICANT/S: Tiffany Lehman for Tigerlily Properties LLC

Agenda Item Summary: Purpose: The applicant is requesting the vacation of the above easement to allow for the reconstruction of a fast-food restaurant on the lot. The new building footprint would be located over the existing City sewer main and easement which requires the relocation of the main and easement.

Analysis: The request for the vacation of this portion of sanitary sewer easement was reviewed by all Development related departments within the City and no objection was expressed regarding the request. The applicant has submitted construction plans and a proposed new sanitary sewer easement to the City for review and approval and as of this writing, the construction plans for the reroute of the sewer main and the new easement are finalized and ready to be approved (pending approval of the vacation).

Regarding fair market value, the appraisal prepared by the applicant valued the area proposed for vacation at \$2,756. As with any vacation request, an applicant is required to either pay fair market value to acquire the area, dedicate an area of equal or greater value, pay only the higher cost of the fair market value or the relocation cost, or complete a combination of these requirements. The applicant is constructing 155 feet of new sewer main (including two new manholes), abandoning 150 feet of existing sewer main, and dedicating 677.8 square feet of new sanitary sewer easement as part of the request. The value of these items exceeds the appraised value of \$2,756 and therefore no fair market value payment is required.

Considering the just mentioned, the Planning and Zoning Commission is of the opinion that the request for vacation is appropriate and would not result in any detrimental impacts if approved.

Requested Action: This item is ready for a public hearing and consideration by the City Council as a non-consent agenda item.

Funding Summary: N/A

Community Engagement Summary: Notices were sent as required by State Law and no comments have been received as of this writing.

Staff Recommendation: The Planning and Zoning Commission recommends approval of the vacation with a 6-0 vote.

Attachments:

1. Ordinance and Exhibit
2. Location Map

ORDINANCE NO. 8064

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS DETERMINING LACK OF PUBLIC NECESSITY FOR A PUBLIC SANITARY SEWER EASEMENT IN THE VICINITY OF INTERSTATE 40 AND ROSS-OSAGE DRIVE, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN DESCRIBED PUBLIC SANITARY SEWER EASEMENT; AUTHORIZING THE CITY MANAGER TO CONVEY SUCH REAL PROPERTY TO THE PROPERTY OWNER; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Amarillo has been petitioned to abandon a 10-foot-wide portion of a Public Sanitary Sewer Easement in the vicinity of Interstate 40 and Ross-Osage Drive in Potter County, Texas; and

WHEREAS, after reviewing information presented in the petition, the Planning and Zoning Commission of the City of Amarillo has recommended to the City Council that there is no public necessity for the following described Public Sanitary Sewer Easement; and

WHEREAS, the City Council, having reviewed said recommendation and having considered all relevant information pertaining to the proposed vacation described below, is of the opinion that said Public Sanitary Sewer Easement described is no longer needed for a public purpose; and

WHEREAS, the City Council further determined that this Public Sanitary Sewer Easement abandonment is not detrimental or injurious to the public health, safety or general welfare, or otherwise offensive to the neighborhood.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. The herein-described Public Sanitary Sewer Easement to be vacated and abandoned for public purposes:

Vacation of a 0.032 acre portion of a public sanitary sewer easement in Lot 3, Block 2, Air Park Unit No. 5, an addition to the City of Amarillo, in Section 154, Block 2, A.B.&M. Survey, Potter County, Texas being further described in Exhibit A, attached and incorporated herein.

SECTION 2. The City Manager is authorized to execute an instrument of conveyance to the abutting landowner(s) as allowed by law.

SECTION 3. Repealer. All ordinances and parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of conflict with this Ordinance.

SECTION 4. Severability. If any provision, section, subsection, clause or the application of sale to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this Ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this Ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 5. Effective Date. This Ordinance shall be effective from and after its

date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas,
on First Reading on this the 11th day of July, 2023 and PASSED on Second and Final
Reading on this the 25th day of July, 2023.

Cole Stanley, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVE AS TO FORM:

Bryan McWilliams, City Attorney

Exhibit A (1 of 2)

LEGAL DESCRIPTION - PROPOSED PARTIAL VACATION OF 10' SEWAGE EASEMENT

BEING A PORTION OF THE WENDY'S #4102 PARCEL (PARCEL# R-001-0270-0220.0) AS RECORDED IN VOLUME 1313, PAGE 128 IN POTTER COUNTY, TEXAS, ALSO BEING A PORTION OF A 10 FOOT SEWAGE EASEMENT SHOWN AS SHOWN ON THE PLAT RECORDED IN VOLUME 1200, PAGE 712 OF THE DEED RECORDS OF POTTER COUNTY, TEXAS, SAID PORTION TO BE VACATED AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE SOUTHERLY RIGHT-OF-WAY OF INTERSTATE 40 ACCESS ROAD, SAID POINT ALSO BEING THE NORTHWEST CORNER OF SAID WENDY'S PARCEL;

THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID RIGHT-OF-WAY LINE AND ALONG THE NORTHERLY PROPERTY LINE OF THE WENDY'S PARCEL A DISTANCE OF 123.30 FEET TO A POINT ON SAID LINE;

THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST LEAVING SAID SOUTHERLY RIGHT-OF-WAY LINE A DISTANCE OF 15.25 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE 10.00 FEET TO A POINT;

THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE OF 55.00 FEET TO A POINT;

THENCE SOUTH 90 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 92.90 FEET TO A POINT;

THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 10.00 FEET TO A POINT;

THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST A DISTANCE 82.90 FEET TO A POINT;

THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 45.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 1378.81 SQUARE FEET OR 0.032 ACRES, MORE OR LESS.



NOT VALID WITHOUT TEXAS FIRM
ORIGINAL SIGNATURE #1000642-00

Preliminary, this document shall
not be recorded for any purpose
and shall not be used or viewed
or relied upon as a final survey
document.

MICHAEL F. FELDBUSCH
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 5213
DATE OF CERTIFICATION 03/22/2023

EXHIBIT SHOWING PROPOSED
PARTIAL VACATION OF 10'
SEWAGE EASEMENT
ON THE PROPERTY OF
WENDY'S #4102

2000 ROSS OSAGE DRIVE,
AMARILLO, TX 79105
DATE: MARCH 22, 2023

SHEET 1 OF 2

For inquiries, questions or concerns about this survey contact mjfeldbusch@ussurveyor.com or call 1-800-867-8783 ext. 201

U.S. SURVEYOR

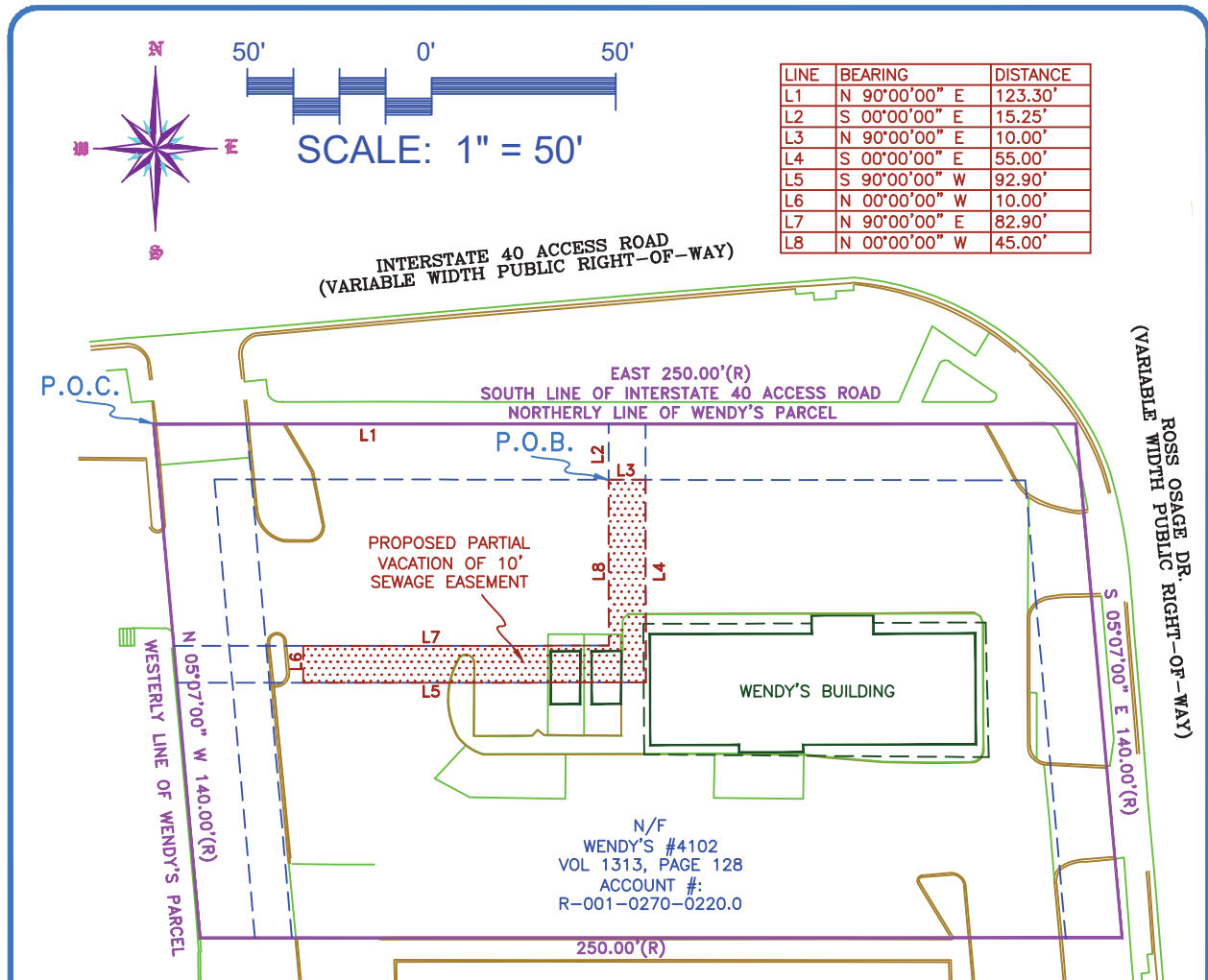
4929 Riverwind Pointe Drive
Evansville, Indiana 47715

"America's Land Surveyor"

1-800-TO-SURV



Exhibit A 2 of 2



NOT VALID WITHOUT TEXAS FIRM
ORIGINAL SIGNATURE #1000642-00

Preliminary, this document shall
not be recorded for any purpose
and shall not be used or viewed
or relied upon as a final survey
document.

MICHAEL F. FELDBUSCH
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 5213
DATE OF CERTIFICATION 03/22/2023

EXHIBIT SHOWING PROPOSED
PARTIAL VACATION OF 10'
SEWAGE EASEMENT
ON THE PROPERTY OF
WENDY'S #4102

2000 ROSS OSAGE DRIVE,
AMARILLO, TX 79105
DATE: MARCH 22, 2023

SHEET 2 OF 2

For inquiries, questions or concerns about this survey contact mjfeldbusch@ussurveyor.com or call 1-800-867-8783 ext. 201

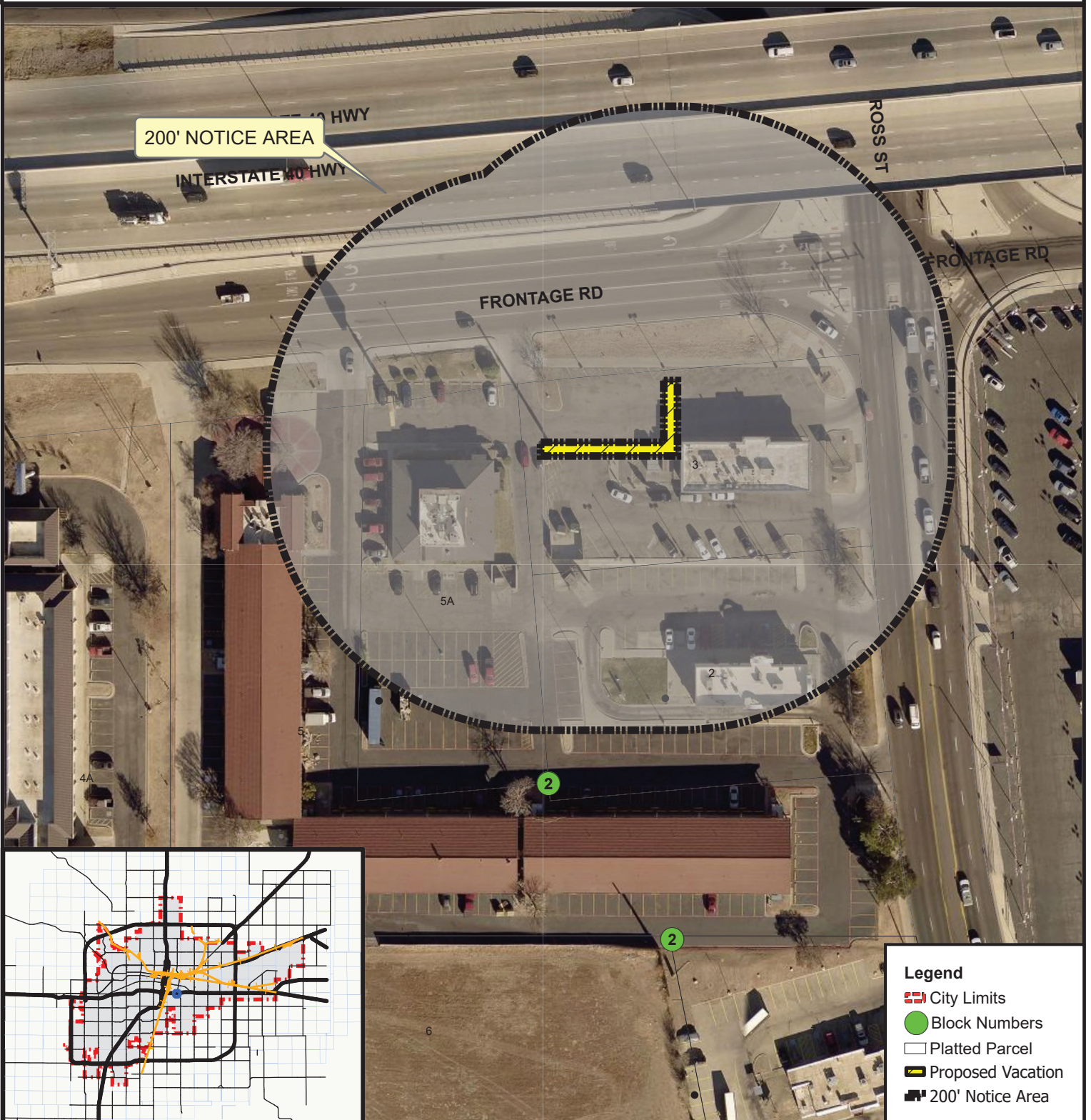
U.S. SURVEYOR

4929 Riverwind Pointe Drive
Evansville, Indiana 47715

"America's Land Surveyor"

1-800-TO SURV

CASE V-23-04
Vacation of Public Sanitary Sewer
Easement



CITY OF AMARILLO
PLANNING DEPARTMENT

V-23-04 Vacation of a 0.032 acre portion of a public sanitary sewer easement in Lot 3, Block 2, Air Park Unit No. 5, an addition to the City of Amarillo, in Section 154, Block 2, A.B.&M. Survey, Potter County, Texas.

VICINITY: Interstate 40 and Ross-Osage Dr.
 APPLICANT/S: Tiffany Lehman for Tigerlily Properties LLC

Scale: 1" = 100 Feet
 Date: 5/25/2023
 Case No: V-23-03



AP: O-13



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: Planning and Development Services
Contact Person: Brady Kendrick, Senior Planner

Agenda Caption: PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8065

This item is a public hearing and first reading to consider an ordinance rezoning 22.43 acres of unplatted land in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District and Planned Development District 373A to Residential District 3. VICINITY: Town Square Blvd. and Battery St.; APPLICANT/S: Furman Land Surveyors, Inc. for PEGA Development, LLC

Agenda Item Summary: Purpose: The applicant is requesting the above rezoning to develop the next phase of the Town Square Subdivision which will contain approximately 68 single family detached homes.

Adjacent Zoning: Adjacent zoning is Agricultural District, Residential District 1, Residential District 3, and Planned Development Districts 373 A & B.

Adjacent Land Uses: Adjacent Land uses consist of single family detached homes and undeveloped land.

Future Land Use Map: The Future Land Use Map category for the tract is Suburban Residential. While the applicant's requested zoning is residential in nature, it is noted that Residential District 3 allows for a higher density than intended by this category.

The Planning and Zoning Commission notes that there has been a change in development patterns and trends in this area since the map's adoption. Higher density neighborhoods have become the predominant development type in this part of Amarillo, which the applicant's request is consistent with.

Neighborhood Unit Concept: The applicant's request would be consistent with the Neighborhood Unit Concept of Development.

Existing Zoning and Development Patterns: The Planning and Zoning Commission is of the opinion that given the existing zoning and development patterns in the area, the applicant's request is a logical continuation of the established patterns both within Town Square and consistent with other subdivisions within southwest Amarillo.

Requested Action: This item is ready for a public hearing and consideration by the City Council as a non-consent agenda item.

Funding Summary: N/A

Community Engagement Summary: Notices were sent as required by State Law and no comments have been received on the request as of this writing.

Staff Recommendation: The Planning and Zoning Commission recommends approval of the request as presented with a 5-0 vote.

Attachments:

1. Ordinance and Exhibit
2. Location Map

ORDINANCE NO. 8065

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 TOWN SQUARE BOULEVARD AND BATTERY STREET, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council adopted the "Amarillo Comprehensive Plan" on October 12, 2010, which established guidelines in the future development of the community for the purpose of promoting the health, safety, and welfare of its citizens; and

WHEREAS, the Amarillo Municipal Code established zoning districts and regulations in accordance with such land use plan, and proposed changes must be submitted to the Planning and Zoning Commission; and

WHEREAS, after a public hearing before the Planning and Zoning Commission for proposed zoning changes on the property hereinafter described, the Commission filed its final recommendation and report on such proposed zoning changes with the City Council; and

WHEREAS, the City Council has considered the final recommendation and report of the Planning and Zoning Commission and has held public hearings on such proposed zoning changes, all as required by law; and

WHEREAS, the City Council further determined that the request to rezone the location indicated herein is consistent with the goals, policies, and future land use map of the Comprehensive Plan for the City of Amarillo, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO:

SECTION 1. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. The zoning map of the City of Amarillo adopted by Section 4-10 of the Amarillo Municipal Code and on file in the office of the Planning Director is hereby amended to reflect the following zoning use changes:

Rezoning of 22.43 acres of unplatted land in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District and Planned Development District 373A to Residential District 3. and being described in Exhibit A attached herein.

SECTION 3. In the event this Ordinance or any part hereof is found to be invalid, such invalidity shall not affect the remaining portions of the Ordinance, and such remaining portions shall continue to be in full force and effect. The Director of Planning is authorized to make corrections and minor changes to the site plan or development documents to the extent that such does not materially alter the nature, scope, or intent of the approval granted by this Ordinance.

SECTION 4. All ordinances and resolutions or parts thereof that conflict with this Ordinance are hereby repealed, to the extent of such conflict.

SECTION 5. This Ordinance shall become effective from and after its date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the 11th day of July, 2023 and PASSED on Second and Final Reading on this the 25th day of July, 2023.

Cole Stanley, Mayor

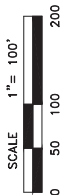
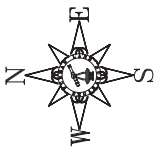
ATTEST:

Stephanie Coggins
City Secretary

APPROVED AS TO FORM:

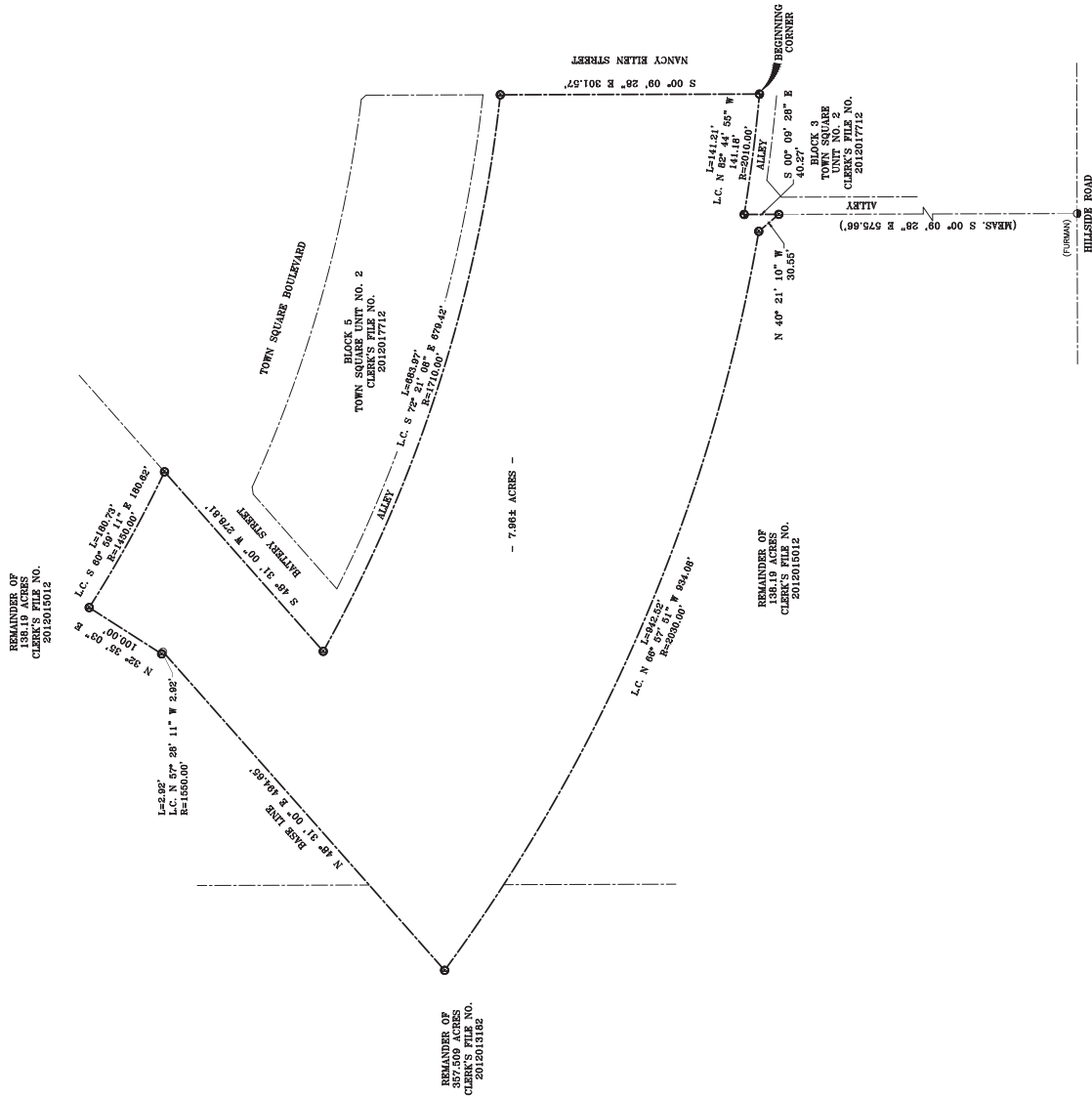
Bryan McWilliams,
City Attorney

Exhibit A (1 of 2)



LEGEND:

- 1/2" IRON ROD SET W/CAP
- STAMPED "FURMAN RPLS"
- 1/2" IRON ROD W/CAP END
- STAMPED "FURMAN RPLS"
- 1/2" IRON ROD END



NOTES

1. Original seal and signature of the surveyor must be present on each page for survey to be valid.
2. This plat is the property of Furman Land Surveyors Inc. Furman Land Surveyors Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the transaction described herein. This plat is not to be used for any other purpose and its use for any other purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Furman Land Surveyors Inc. Copyright 2002.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that may affect the accuracy and current title search may disclose have been made by this Surveyor.

DESCRIPTION

A 7.96+/- acre tract of land out of Section 83, Block 9, B.S.&F. Survey, Randall County, Texas, being the Northwest corner of Block 3 of said Town Square Unit No. 2, as shown on the map or plat thereof, recorded under Clerk's File No. 2012013182 and a portion of that certain 138.19 acre tract of land being described in that certain instrument recorded under Clerk's File No. 2012015012, both of the Official Public Records of Randall County, Texas, said 7.96+/- acre tract of land being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found in the West Right-of-Way line of Nancy Ellen Street as dedicated per plat of Town Square Unit No. 2, an addition to the City of Amarillo, Texas, according to the map or plat thereof, recorded under Clerk's File No. 2012017123; thence North 40° 21' 10" W. 30.55 feet to the intersection of the Northeast corner of Block 3 of said Town Square Unit No. 2, same being the beginning of a curve to the right whose center bears N. 09° 14' 19" E. 2010.00 feet;

THENCE Westerly 141.22 feet along said curve to the right with a long chord of N. 82° 44' 55" W. 141.18 feet to a 1/2 inch iron rod found for the end of said curve, same being the Northwest corner of Block 3 of said Town Square Unit No. 2;

THENCE S. 00° 09' 28" E. 40.27 feet along the West line of Block 3 of said Town Square Unit No. 2 to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most South corner of this tract of land;

THENCE N. 40° 21' 10" W. 30.55 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the beginning of a curve to the right whose center bears N. 09° 44' 05" E. 2030.00 feet;

THENCE Northwesterly 945.53 feet along said curve to the right with long chord of N. 48° 31' 00" E. 945.53 feet to the intersection of the Northeast corner of Block 3 of said Town Square Unit No. 2, same being the beginning of a curve to the right whose center bears N. 32° 28' 35" E. 1550.00 feet;

THENCE Northwesterly 2.92 feet along said curve to the right with a long chord of N. 57° 28' 11" W. 2.92 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the end of said curve;

THENCE N. 32° 35' 03" E. 100.00 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most North corner of this tract of land, same being the beginning of a curve to the left whose center bears N. 32° 35' 03" E. 1450.00 feet;

THENCE Southeasterly 180.73 feet along said curve to the left with a long chord of S. 60° 59' 11" E. 180.82 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set;

THENCE S. 48° 31' 00" W. 278.81 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most West corner of Block 5 of said Town Square Unit No. 2, same being an interior corner of this tract of land and the beginning of a curve to the left whose center bears N. 29° 06' 23" E. 1710.00 feet;

THENCE Southeasterly 685.97 feet along said curve to the left with a long chord of S. 72° 21' 08" E. 679.42 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the West Right-of-Way line of the aforementioned Nancy Ellen Street for the Southeast corner of Block 5 of said Town Square Unit No. 2;

THENCE S. 00° 09' 28" E. 301.57 feet along the West Right-of-Way line of said Nancy Ellen Street to the PLACE OF BEGINNING and containing 7.96 acres of land, more or less.

(Description per instrument recorded under Clerk's File No. 202202732 of the Official Public Records of Randall County, Texas.)

PRELIMINARY. THIS DOCUMENT SHALL NOT BE USED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT. THIS DOCUMENT HAS BEEN REVIEWED BY DAVID E. FURMAN RPLS 5374 FOR REVIEW PURPOSES ONLY. DATE: 05/19/2023



DAVID E. FURMAN RPLS & FURMAN RPLS DONALD E. FURMAN RPLS
HEATHER LYNN LEMMONS RPLS KYLE L. BRADY RPLS
M. CHASE ROME RPLS J. LEONARD A. MCILVAHILL, SIT
P.O. BOX 446 AMARILLO TEXAS 79105-1050 806.374-2536 FAX 806.374-4258
903.804.444 TEXAS 79702 806.374.1005 FAX 806.374.4245

REZONING EXHIBIT
SECTION 63, BLOCK 9
B.S.&F. SURVEY
RANDALL COUNTY

PROJECT NO. 22311662 FILE NO. H-15
DRAWING NO. F-308 21/RANDALL-15/23311660/Resoning

NOTES

1. Original seal and signature of the surveyor must be present on each page for the survey to be valid.
2. This plat is the property of Furman Land Surveyors Inc. Furman Land Surveyors Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and the original intended use of the original intended use is expressly forbidden for any other use. This plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Furman Land Surveyors Inc. Copyright 2022.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose have been made by this surveyor.

DESCRIPTION

A 14.47+/- acre tract of land out of Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, being a portion of that certain 138.19 acre tract of land being described in that certain instrument recorded under Clerk's File No. 2012015012 of the Official Public Records of Randall County, Texas, said 14.47+/- acre tract of land being described by metes and bounds as follows:

COMMENCING at an "X" cut in concrete found in the North Right-of-Way line of Town Square Boulevard as dedicated per plat of Town Square Unit No. 2, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 2012017712 of the Official Public Records of Randall County, for the most East Northeast corner of said Town Square Unit No. 2;

THENCE S. 89° 50' 32" W. 30.00 feet along the North Right-of-Way line of said Town Square Boulevard to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" for an interior corner of Town Square Unit No. 1, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 20212017713 of the Official Public Records of Randall County, Texas, same being the Southeast and BEGINNING CORNER of this tract of land;

THENCE S. 89° 50' 32" W. 255.00 feet along the North Right-of-Way line of said
Town Square Boulevard to a 1/2 inch iron rod with cap stamped "FURMAN RPLS"
set:

THENCE N. 45° 09' 28" W. 7.07 feet to a 1/2 inch iron rod found in the East Right-of-Way line of Sheridan Street as dedicated per said plat of Town Square Unit No. 2;

THENCE N. 00° 09' 28" W. 145.00 feet along the East Right-of-Way line of said Sheridan Street to a 1/2 inch iron rod with cap stamped "FURMAN RPIS" set for the most North Northeast corner of said Town Square Unit No. 2, same being an interior corner of this tract of land;

THENCE S. 89° 50' 32" W. 227.29 feet along the Northerly boundary of said Town Square Unit No. 2 to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the beginning of a curve to the right whose center bears N. 00° 09' 28" W. 1300.00 feet;

THENCE Northwestly 516.25 feet continuing along the Northernly boundary of said Town Square Unit No. 2, and along said curve to the right with a long chord N. 78° 46' 53" W. 512.86 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most North corner of said Town Square Unit No. 2, the same being an interior corner of this tract of land;

THENCE S. 48° 31' 00" W. 22.20 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the Western Right-of-Way line of Battery Street as dedicated per plat of the aforementioned Town Square Unit No. 2 for the most part of the Southwest corner of this tract of land, same being the beginning of a curve to the right whose center bears N. 23° 00' 59" E. 1320.00 feet;

THENCE Northwesterly 151.31 feet along said curve to the right with a long chord
of N. 63° 42' 00" W. 151.23 feet to a 1/2 inch iron rod found for the most East
Southeast corner of this tract of land;

THENCE N. 48° 31' 00" E. (Base line) 1043.95 feet to a 1/2 inch iron rod with cap stamped "FURMAN RP15" set for the most North corner of this tract of land; THENCE S. 41° 29' 00" E. 380.66 feet to a 1/2 inch iron rod with cap stamped "FURMAN RP15" set;

THENCE S. 00° 09' 28" E. 22.40 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set;

THENCE N. 69° 50' 32" E. 120.00 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the Westerly boundary of Town Square Unit No. 5, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 2016005028 of the Official Public Records of Randall County, Texas. For the Northeast corner of this tract of land:

THENCE S. 00° 09' 28" E. 700.00 feet along the Westerly boundary of said Town Square Unit 5 and Unit 1 to the PLACE OF BEGINNING and containing 14.47 acres of land, more or less.

Description per instrument recorded under Clerk's File No. 2022022729 of the Official Public Records of Randall County, Texas.)

PRELIMINARY. THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT. THIS DOCUMENT HAS BEEN RELEASED BY DARYL R. FURMAN DRPLS 5374 FOR REVIEW PURPOSES ONLY. DATE: 05/19/2023

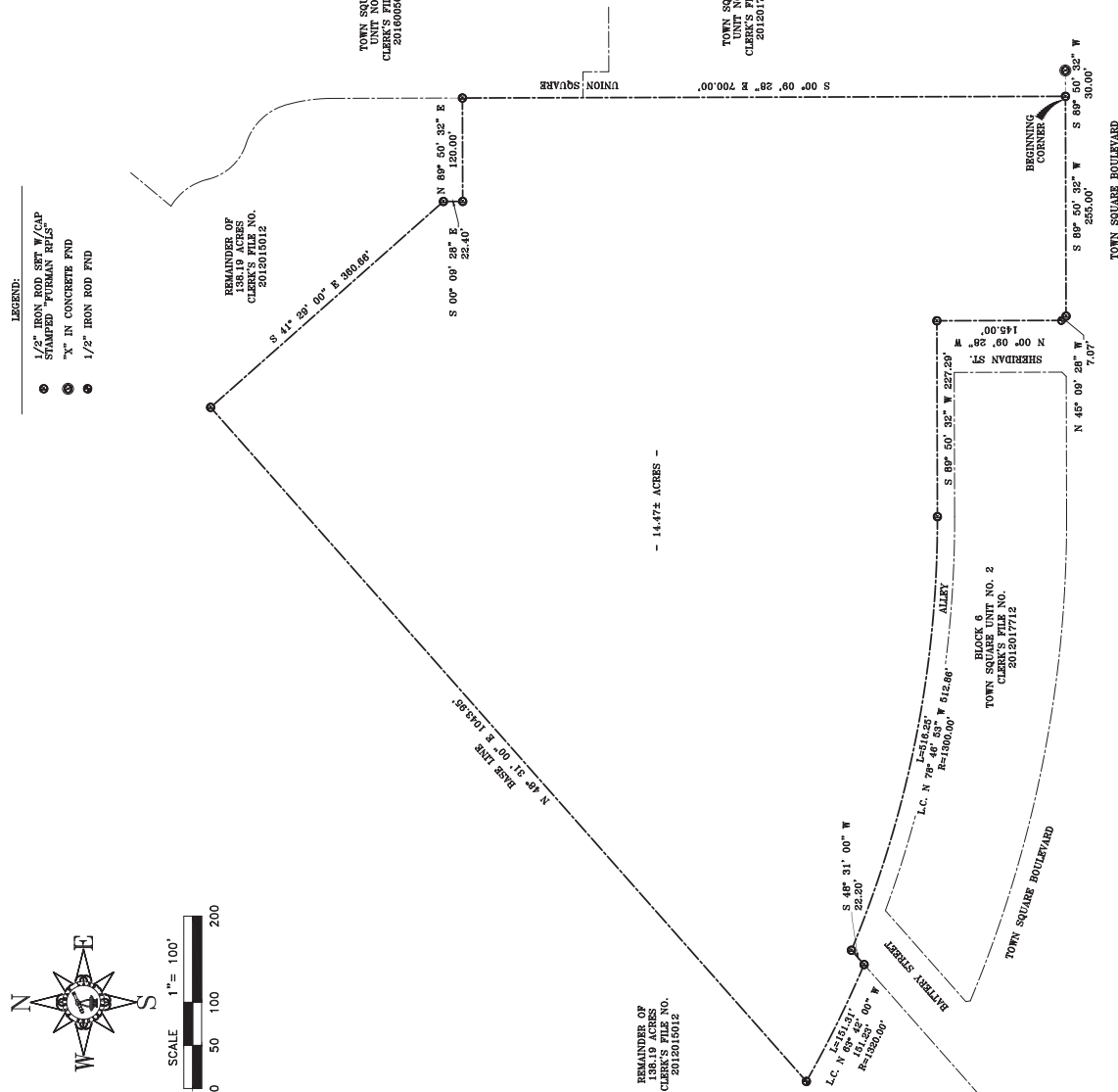


EBERMAN LAND SURVEYORS, INC.

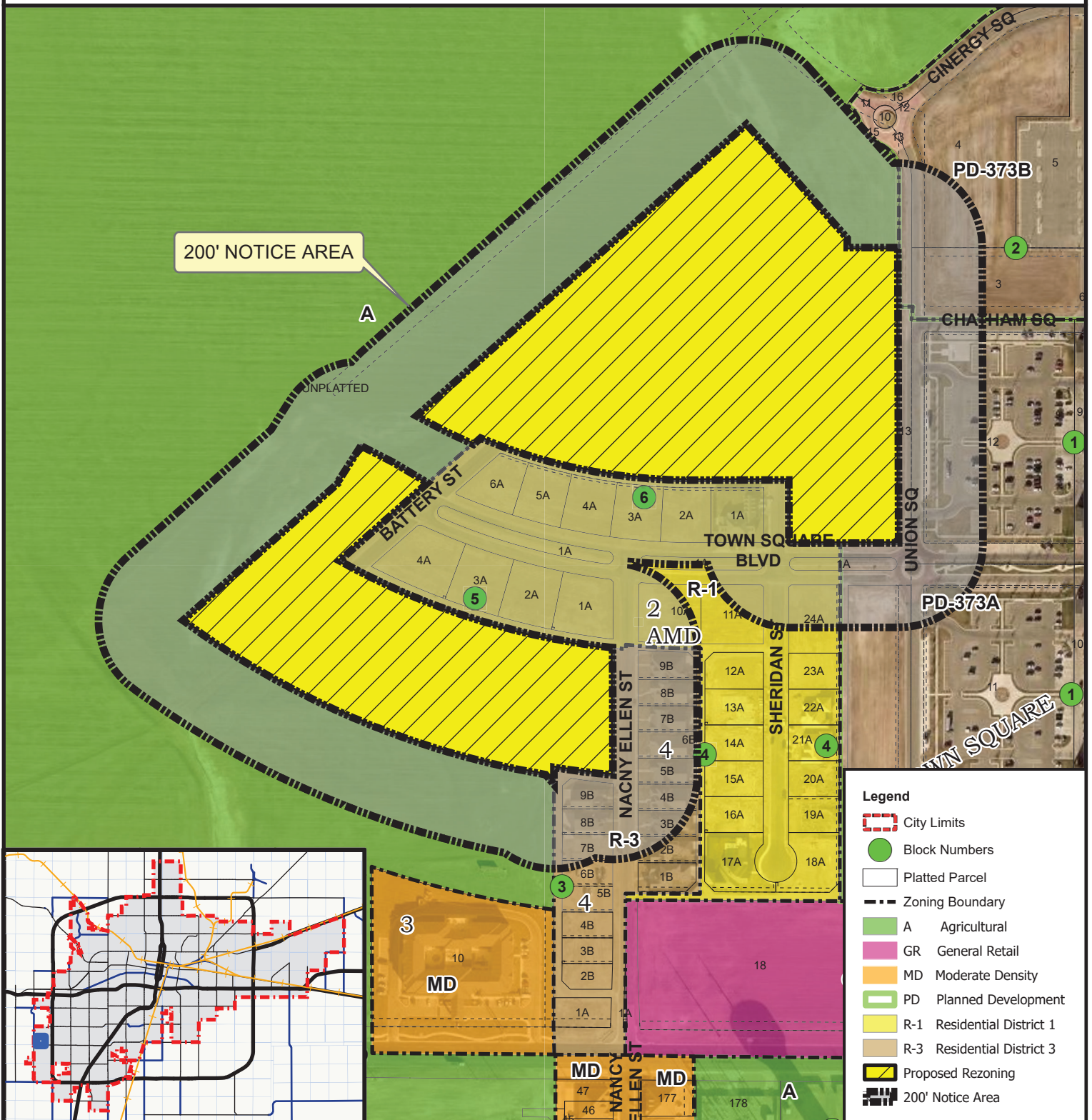
DARYL R. FURMAN, RPLS • DANIEL R. FURMAN, RPLS • DONALD R. FURMAN, RPLS
 CASEY A. MANN, RPLS • LONDON M. STOKES, RPLS
 HEATHER LYNN LEMONS, RPLS • KYLE L. BRADY, RPLS
 CHASE ROSE, SIT • LEONARD A. MCCLAUGHLIN, SIT
 TEXAS FIRM #10092400 & 10092401
 P.O. BOX 1416 • AMARILLO, TEXAS 79105 • (806) 374-6246 • FAX (806) 374-6248
 P.O. BOX 466 • DALLAS, TEXAS 75209 • (817) 344-1405 • FAX (817) 344-1487

PROJECT NO. 2231165Z FILE NO. H-15
DRAWING NO. P:\SUB 21\RANDALL\H-15\2331165\rezoning

REZONING EXHIBIT
SECTION 63, BLOCK 9
BS&F SURVEY
RANDALL COUNTY



REZONING FROM A & PD-373A to R-3



CITY OF AMARILLO PLANNING DEPARTMENT

Scale 1 inch = 325 Feet
Date: 6/5/2023
Case No: Z-23-09



Rezoning of 22.43 acres of unplatted land in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District and Planned Development District 373A to Residential District 3.

Owner: Furman Land Surveyors, Inc. for PEGA Development LLC

Vicinity: Town Square Blvd & Battery St

AP: H-15



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: City Secretary
Contact Person: Kevin Carter, Amarillo Economic Development Corporation

Agenda Caption: PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8066

This item is a public hearing and first reading of an ordinance designating certain areas as Reinvestment Zone No. 23 for commercial/industrial tax abatement. The zone is approximately 413.49 acres, located east of Folsom Road and north of 24th Street.

Agenda Item Summary: Designating a reinvestment zone is a step in the property tax abatement process under Chapter 312 of the Tax Code. Local governments often use tax abatements to attract new industry and commercial enterprises and to encourage the retention and development of existing businesses. Designation of an area as a reinvestment zone is required before City Council has the ability to offer a tax abatement. The 413.49 acres proposed for Reinvestment Zone No. 23 are located east of Folsom Road and 1/2 mile north of 24th Street. The reason for creating this zone is to provide City Council with the option to offer an economic development incentive to a prospective manufacturing facility.

Before the City Council may consider a new zone, it must be preceded by a public hearing, with seven days written notice of the hearing provided to the presiding officer of each of the other taxing entities with jurisdiction in the zone and notice of the hearing in a newspaper of general circulation in the city.

Council must make findings that the improvements sought in the zone are feasible and practical and would be a benefit to the zone after expiration of a tax abatement agreement. Zones must also meet one of the applicable criteria for reinvestment zones. For the case of this zone, the criteria met is that with designation of the zone, it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone, which would be a benefit to the property and would contribute to the economic development of the city.

Requested Action: Conduct a public hearing and first reading of the ordinance.

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends approval of the ordinance.

Attachments: 1. Ordinance No. 8066 (draft)

ORDINANCE NO. 8066

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS
CITY COUNCIL: DESIGNATING CERTAIN AREAS AS
REINVESTMENT ZONE NO. 23 FOR COMMERCIAL /
INDUSTRIAL TAX ABATEMENT, CITY OF AMARILLO,
TEXAS, PURSUANT TO TEXAS TAX CODE, CHAPTER
312, SUBCHAPTERS A & B, ESTABLISHING THE
BOUNDARIES THEREOF AND OTHER MATTERS
RELATING THERETO; PROVIDING A SEVERANCE
CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Amarillo, Texas ("City"), desires to promote the development or redevelopment of a certain contiguous geographic area within its extra territorial jurisdiction by the creation of a Reinvestment Zone for commercial/industrial tax abatement, as authorized by Texas Tax Code Chapter 312, Subchapters A & B;

WHEREAS, City has elected by Resolution No. 08-24-21-1 to become eligible to participate in tax abatements;

WHEREAS, a public hearing in a regularly scheduled meeting before the City Council was held on July 11, 2023, such date being at least seven (7) days after the date of publication of the notice of such public hearing as required by the Texas Tax Code; and

WHEREAS, notice of the public hearing was delivered to the presiding officer of the governing body of each taxing unit located within the proposed Reinvestment Zone at least seven (7) days before the date of the public hearing; and

WHEREAS, the City at such hearing invited all interested persons, or their counsel, to appear and speak for or against the creation of the proposed Reinvestment Zone, the boundaries of the proposed Reinvestment Zone, and whether all or part of the property described in this ordinance should be included in such proposed Reinvestment Zone; and

WHEREAS, all interested persons were given the opportunity to be heard and the proponents of the Reinvestment Zone offered evidence in favor of the creation of the proposed Reinvestment Zone and the proponents also submitted evidence as to the proposed improvements, and any opponents of the proposed Reinvestment Zone were given the opportunity to contest creation of the proposed Reinvestment Zone; and

WHEREAS, the area to be designated meets the statutory requirement that it is reasonably likely as a result of the designation to contribute to the retention or expansion of

primary employment or to attract major investment in the zone that would be a benefit to the property and that would contribute to the economic development of the municipality, and/or meets other criteria that satisfies state law for establishment of a reinvestment zone;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. That the facts and recitations contained in the preamble of this ordinance are hereby found and declared to be true and are adopted as findings of fact by this body and as part of its official record.

SECTION 2. The City, after conducting such hearing and having heard such evidence and testimony, has made the following findings and determinations based on the testimony and evidence presented to it:

- a) That a public hearing on the designation of the Reinvestment Zone has been properly called, held and conducted and that notice of such hearing was published as required by law and delivered to all taxing units overlapping the territory inside the proposed reinvestment zone; and
- b) That the boundaries of the area to be known as City of Amarillo Reinvestment Zone No. 23 shall be the area of land described on the document attached hereto as Exhibit "A", which is incorporated herein for all purposes; and
- c) That the creation of the City of Amarillo Reinvestment Zone No. 23 with the boundaries as described in (b) above, will result in benefits to the City and to the land included in the zone and to the City after the expiration of any Tax Abatement Agreement entered into, and the improvements sought are feasible and practical; and
- d) That the Reinvestment Zone as described in (b) above meets the criteria for the creation of a Reinvestment Zone as set forth in Texas Tax Code Chapter 312, Subchapters A & B in that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the Reinvestment Zone that would be a benefit to the property and that would contribute to the economic development of the City; and

- e) That the City of Amarillo Reinvestment Zone No. 23 as defined herein satisfies the requirement of a Reinvestment Zone and is eligible under the Guidelines and Criteria for Tax Abatement in the City of Amarillo, Resolution No. 08-24-21-1.

SECTION 3. That pursuant to Texas Tax Code Chapter 312, Subchapter B, the City hereby creates a Reinvestment Zone for commercial/industrial tax abatement encompassing the area described by the legal description in Section 2 (b) above and such Reinvestment Zone is hereby designated and shall hereafter be designated City of Amarillo Reinvestment Zone No. 23 for a period of five (5) years.

SECTION 4. If any portion of this ordinance shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof.

SECTION 5. That the establishment of City of Amarillo Reinvestment Zone No. 23 shall take effect on the date of the final passage of this Ordinance.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on the 11th day of July, 2023, and PASSED on Second and Final Reading on this the 25th day of July, 2023.

Cole Stanley, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

EXHIBIT A
LEGAL DESCRIPTION OF REINVESTMENT ZONE NO. 23

LEGAL DESCRIPTION for a 413.49 acre tract of land out of Section 49 and Section 62, Block 2, A. B. & M. Survey, Potter County, Texas, and more particularly described as follows:

BEGINNING at the intersection of the north section line of said Section 62 and the east right-of-way line of Folsom Road which bears S. 89° 47' 50" E. a distance of 30.00 feet from the northwest corner of said Section 62 for the northwest corner of this tract.

THENCE S. 89° 50' 00" E. a distance of 1958.12 feet to the most northerly northeast corner of this tract.

THENCE S. 00° 06' 31" W. a distance of 911.54 feet to a corner of this tract.

THENCE S. 55° 51' 26" E. a distance of 2732.66 feet to a corner of this tract.

THENCE S. 89° 53' 29" E. a distance of 1400.63 feet to the most easterly northeast corner of this tract.

THENCE S. 00° 15' 44" W. a distance of 1540.71 feet to the most easterly southeast corner of this tract.

THENCE N. 89° 48' 23" W. a distance of 2072.28 feet to a corner of this tract.

THENCE S. 00° 24' 32" W. a distance of 109.66 feet to a corner of this tract.

THENCE N. 84° 33' 16" W. a distance of 143.19 feet to a corner of this tract.

THENCE S. 51° 34' 01" W. a distance of 219.83 feet to a corner of this tract.

THENCE S. 15° 34' 00" E. a distance of 113.24 feet to a corner of this tract.

THENCE S. 26° 19' 49" W. a distance of 161.95 feet to a corner of this tract.

THENCE S. 46° 24' 42" E. a distance of 116.96 feet to a corner of this tract.

THENCE S 12° 38' 38" W. a distance of 322.68 feet to a corner of this tract.

THENCE S. 34° 12' 20" W. a distance of 165.07 feet to a corner of this tract.

THENCE S. 79° 43' 54" W. a distance of 295.84 feet to a corner of this tract.

THENCE S. 22° 53' 12" W. a distance of 220.29 feet to the most southerly southeast corner of this tract.

THENCE N. 89° 43' 18" W. a distance of 2065.13 feet to the most southerly southwest corner of this tract.

THENCE N. 00° 44' 55" E. a distance of 20.51 feet to the beginning of a curve to the right for a corner of this tract.

THENCE in a northeasterly direction along said curve with a radius equal to 50.00 feet, with long chord bearing of N. 18° 35' 36" E. and a long chord distance of 95.29 feet, a curve length of 126.27 feet to the end of said curve for a corner of this tract.

THENCE N. 00° 10' 43" E. a distance of 1599.56 feet to a corner of this tract.

THENCE N. 89° 42' 14" W. a distance of 710.06 feet to said east right-of-way line of said Folsom Road for the most westerly southwest corner of this tract.

THENCE N. 00° 12' 16" E. a distance of 3537.90 feet to the place of BEGINNING and containing 413.49 acres (18,011,626 square feet) of land.



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: Community Development
Contact Person: Vanessa Robinson, Grant Manager

Agenda Caption: PUBLIC HEARING AND CONSIDERATION OF RESOLUTION NO. 07-11-23-1

This item is to conduct a public hearing and consider a resolution approving the 2023/2024 Annual Action Plan (AAP) for the Community Development Block Grant (CDBG) for \$1,628,247.00 and HOME Investment Partnership (HOME) for \$865,228.00.

Agenda Item Summary: Consideration of a Resolution for the Community Development Annual Action Plan to fund Community Development Block Grant (CDBG) and HOME Investment Partnership programs. With approval, the Department of Housing and Urban Development (HUD) will allocate \$1,628,247.00 in CDBG funding and \$865,228.00 in HOME funding. Community Development and the Community Development Advisory Committee (CDAC) recommend the funding allocations outlined in the 2023/2024 Annual Action Plan.

Requested Action: Conduct a public hearing to approve a resolution authorizing the fiscal year 2023/2024 Annual Action Plan and Authorizing the City Manager as Chief Administrative Officer to execute and file said Plan with the United States Department of Housing and Urban Development; providing an effective date; providing a repealer clause; providing a savings clause.

Funding Summary: Summary of Final Recommendations - **CDBG \$1,628,247.00**
 Summary of Final Recommendations - **HOME \$865,228.00**

Community Engagement Summary: No public comments were submitted.

Staff Recommendation: The Community Development Advisory Committee (CDAC) and Community Development Administration recommend the following award allocations:

Summary of Final Recommendations - CDBG	\$1,628,247.00
Demolition & Clearance	\$200,000.00
Public Services Capped at 15%	
Guyon Saunders Resource Centers	\$55,000.00
Maverick Boys & Girls Club	\$21,809.50
The Salvation Army	\$21,809.50
Martha's Home, INC	\$23,500.00

Coming Home	\$122,119.00
Owner Occupied Housing Improvements	\$236,000.00
Rehabilitation Support Administration	\$250,000.00
Administration Capped at 20%	
Program Administration	\$325,648.00
City of Amarillo Parks and Recreation Department	\$186,180.50
City of Amarillo Planning Department	\$186,180.50
Summary of Final Recommendations - HOME	\$865,228.00
Administration Capped at 10%	
Program Administration	\$86,522.80
Tenant Based Rental Assistance	\$605,660.00
Community Housing Development Organization - CHDO	
15% Minimum	
Amarillo Habitat for Humanity	\$129,784.20
Amarillo Habitat for Humanity - Operating Cost 5%	\$43,261.00

Attachments:

1. 5-21 AAP Comment Period
2. CDAC Past Funding and Allocation Recommendation 2023

NOTICE OF PUBLIC HEARING & PUBLIC COMMENT PERIOD
2023-2024 ANNUAL ACTION PLAN
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
& HOME INVESTMENT PARTNERSHIPS PROGRAMS

The City of Amarillo is considering recommendations of the budget and allocations of funding approved by the Community Development Advisory Committee through Public Hearing conducted on May 16, 2023. The details and timeline for this comment period are outlined below. Upon completion of the 30-day comment period the final recommendations listed below and any public comments received will be addressed and presented to Amarillo City Council for final consideration and approval. The 2023-2024 Annual Action Plan will be submitted to HUD to request release of funds on or before August 15, 2023.

30-DAY PUBLIC COMMENT PERIOD: May 21, 2023, through June 20, 2023

SEND WRITTEN COMMENTS TO: Community Development Department
Attention: Jason Riddlespurger, Community Development Administrator
P.O. Box 1971
Amarillo, Texas 79105-1971

FINAL CITY COUNCIL CONSIDERATION: Date and time to be determined.

Summary of Final Recommendations - CDBG:	\$1,628,247.00
Demolition & Clearance	\$200,000.00
Public Services Capped at 15%	
Guyon Saunders Resource Center	\$55,000.00
Maverick Boys & Girls Club	\$21,809.50
The Salvation Army	\$21,809.50
Martha's Home, INC	\$23,500.00
Coming Home	\$122,118.00
Emergency Repair Grants	\$186,000.00
Minor Repair Grants	\$50,000.00
Rehabilitation Support Administration	\$250,000.00
Administration Capped at 20%	
Program Administration	\$325,649.00
City of Amarillo Parks and Recreation Department	\$186,180.50
City of Amarillo Planning Department	\$186,180.50
Summary of Final Recommendations - HOME:	\$865,228.00
Administration Capped at 10%	
Program Administration	\$86,522.80
Tenant Based Rental Assistance	\$605,660.00
Community Housing Development Organization – CHDO 15% Minimum	
Amarillo Habitat for Humanity	\$129,784.20
Amarillo Habitat for Humanity – Operating Cost 5%	\$43,261.00

PUBLIC COMMENTS

Any individual, group, or agency disagreeing with this decision may submit written comments to the City of Amarillo Community Development Department at the above address. All comments received by close of business June 20, 2023, will be considered by the City of Amarillo prior to the submittal of the request for release of funds. Comments should specify which Notice they are addressing.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the City of Amarillo's certification received by July 31, 2023, or for a period of fifteen (15) days following the anticipated submission date or its actual receipt of the request (whichever is later) only if the objection is made on one of the following basis: (a) the certification was not executed by the Certifying Officer of the City of Amarillo; (b) the City of Amarillo has omitted a step or failed to make a decision or finding required

by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to HUD-Environmental Review Officer at P.O. Box 2905, Fort Worth, TX 79113-2905. Potential objectors should contact HUD to verify the actual last day of the objection period.

The Amarillo Simms Municipal Building is accessible to individuals with disabilities through its main entry located at the front of the building. Parking spaces for individuals with disabilities are available in the front parking lot. The Simms Municipal Building is equipped with restroom facilities, an elevator and communications equipment that are accessible. Individuals with disabilities who require special accommodations or a sign language interpreter must make a request with the Community Development Department two business days before the meeting by telephoning 806-378-6276. Requests may also be made to the City's TDD number 806-378-4229.

AVISO DE AUDIENCIA PÚBLICA Y PERÍODO DE COMENTARIOS PÚBLICOS
PLAN DE ACCIÓN ANUAL 2023-2024
SUBVENCIÓN GLOBAL PARA EL DESARROLLO COMUNITARIO (CDBG)
Y PROGRAMAS DE ASOCIACIONES DE INVERSIÓN EN EL HOGAR

La Ciudad de Amarillo está considerando las recomendaciones del presupuesto y las asignaciones de fondos aprobadas por el Comité Asesor de Desarrollo Comunitario a través de audiencias pública realizadas el 16 de mayo de 2023. Los detalles y el cronograma para este período de comentarios se describen a continuación. Una vez completado el período de comentarios de 30 días, las recomendaciones finales que se enumeran a continuación y cualquier comentario público recibido se dirigirán y presentarán al Concejo Municipal de Amarillo para su consideración y aprobación final. El Plan de Acción Anual 2023-2024 se presentará a HUD para solicitar la liberación de fondos a más tardar el 15 de agosto de 2023.

PERÍODO DE COMENTARIOS PÚBLICOS DE 30 DÍAS: del 19 de mayo de 2023 al 20 de junio de 2023

ENVÍE COMENTARIOS POR ESCRITO A: Departamento de Desarrollo Comunitario
Atención: Jason Riddlespurger, Administrador de Desarrollo Comunitario
Apartado de correos 1971
Amarillo, Texas 79105-1971

CONSIDERACIÓN FINAL DEL CONCEJO MUNICIPAL: Fecha y hora por determinar.

Resumen de las recomendaciones finales - CDBG:	\$1,628,247.00
Demolición y limpieza	\$200,000.00
Servicios públicos con un límite del 15%	
Guyon Saunders Resource Center	\$55,000.00
Maverick Boys & Girls Club	\$21,809.50
Salvation Army	\$21,809.50
Martha's Home, INC	\$23,500.00
Coming Home	\$122,118.00
Subvenciones de reparación de emergencia	\$186,000.00
Subvenciones para reparaciones menores	\$50,000.00
Administración de Apoyo a la Rehabilitación	\$250,000.00
Administración limitada al 20%	
Administración del Programa	\$325,649.00
Departamento de Parques y Recreación de la Ciudad de Amarillo	\$186,180.50
Departamento de Planificación de la Ciudad de Amarillo	\$186,180.50
Resumen de las recomendaciones finales - HOME:	\$865,228.00
Administración limitada al 10%	
Administración del Programa	\$86,522.80
Asistencia de alquiler basada en inquilinos	\$605,660.00
Organización de Desarrollo de Vivienda Comunitaria – CHDO 15% mínimo	
Amarillo Habitat for Humanity	\$129,784.20
Amarillo Habitat for Humanity – Costo de operación 5%	\$43,261.00

COMENTARIOS PÚBLICOS

Cualquier individuo, grupo o agencia que no esté de acuerdo con esta decisión puede enviar comentarios por escrito al Departamento de Desarrollo Comunitario de la Ciudad de Amarillo a la dirección anterior. Todos los comentarios recibidos antes del cierre de operaciones el 20 de junio de 2023, serán considerados por la Ciudad de Amarillo antes de la presentación de la solicitud de liberación de fondos. Los comentarios deben especificar a qué Aviso se dirigen.

OBJECIONES A LA LIBERACIÓN DE FONDOS

HUD aceptará objeciones a su liberación de fondos y la certificación de la Ciudad de Amarillo recibida antes del 31 de julio de 2023, o por un período de quince (15) días después de la fecha de presentación anticipada o su recepción real de la solicitud (lo que ocurra más tarde) solo si la objeción se realiza sobre una de las siguientes bases: (a) la certificación no

fue ejecutada por el Oficial Certificador de la Ciudad de Amarillo; (b) la Ciudad de Amarillo ha omitido un paso o no ha tomado una decisión o hallazgo requerido por las regulaciones de HUD en 24 CFR Parte 58; (c) el beneficiario de la subvención u otros participantes en el proyecto han comprometido fondos o incurrido en costos no autorizados por 24 CFR Parte 58 antes de la aprobación de una liberación de fondos por parte de HUD; o (d) otra agencia federal que actúe de conformidad con 40 CFR Parte 1504 ha presentado una conclusión por escrito de que el proyecto no es satisfactorio desde el punto de vista de la calidad ambiental. Las objeciones deben prepararse y presentarse de acuerdo con los procedimientos requeridos (24 CFR Parte 58) y deben dirigirse al Oficial de Revisión Ambiental de HUD en P.O. Box 2905, Fort Worth, TX 79113-2905. Los posibles objetores deben comunicarse con HUD para verificar el último día real del período de objeción.

El Edificio Municipal Amarillo Simms es accesible para personas con discapacidades a través de su entrada principal ubicada en la parte delantera del edificio. Los espacios de estacionamiento para personas con discapacidades están disponibles en el estacionamiento delantero. El Edificio Municipal Simms está equipado con baños, un ascensor y equipos de comunicaciones accesibles. Las personas con discapacidades que requieren adaptaciones especiales o un intérprete de lenguaje de señas deben hacer una solicitud con el Departamento de Desarrollo Comunitario dos días hábiles antes de la reunión llamando al 806-378-6276. Las solicitudes también se pueden hacer al número TDD de la Ciudad 806-378-4229.

SUMMARY WORKSHEET FOR 2022-2023 ANNUAL ACTION PLAN

Description of Project Requested	2019-2020	2020-2021	2021-2022	2022-2023	Recommendations		Council
	Funded TOTAL	Funded TOTAL	Funded TOTAL	Requested TOTAL	Staff	CDAC	Approved
CDBG							
PARK IMPROVEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0
N/A	\$0	\$0	\$0	\$0	\$0	\$0	\$0
BUILDING SAFETY	\$225,482	\$242,114	\$334,228	\$422,572	\$322,572	\$340,986	\$0
Community Improvement Inspector	\$75,482	\$92,114	\$184,228	\$195,432	\$195,432	\$195,432	\$0
Demolition & Clearance	\$150,000	\$150,000	\$150,000	\$150,000	\$50,000	\$68,414	\$0
Community Admin	\$0	\$0	\$0	\$77,140	\$77,140	\$77,140	\$0
PUBLIC SERVICES	\$242,887	\$254,297	\$247,072	\$631,000	\$237,688	\$237,688	\$0
Catholic Charities of the Texas Panhandle - Interfaith Food	\$35,000	\$0	\$15,000	\$30,000	\$30,000	\$25,000	\$0
Guyon Saunders Resource Center	\$23,000	\$0	\$15,000	\$35,000	\$26,344	\$26,344	\$0
Maverick Boys & Girls Club -- After School Services/Summer	\$15,000	\$25,000	\$0	\$35,000	\$26,344	\$26,344	\$0
PRPC -- Child Care Title 4-A Local Initiative	\$60,000	\$85,000	\$82,000	\$100,000	\$75,000	\$75,000	\$0
PRPC Area Agency on Aging -- Food NET	\$25,000	\$25,000	\$25,000	\$25,000	\$15,000	\$15,000	\$0
Salvation Army - Hand-Up Project	\$0	\$25,000	\$15,000	\$111,000	\$0	\$0	\$0
We Find in Love	\$0	\$0	\$0	\$80,000	\$0	\$0	\$0
Don Harrington Discovery Center	\$0	\$0	\$0	\$15,000	\$0	\$5,000	\$0
Coming Home - Housing First	\$84,887	\$94,297	\$95,072	\$200,000	\$65,000	\$65,000	\$0
2022-2023 Public Service 15% Cap	\$237,689.80	\$324,920	\$485,000	\$393,311	-1	\$0	\$0
NEIGHBORHOOD IMPROVEMENTS	\$67,250	\$0	\$250,000	\$1,775,190	\$221,414	\$203,000	\$0
Another Chance House	\$67,250	\$0	\$0	\$0	\$0	\$0	\$0
Family Support Services - Building Remodel	\$0	\$0	\$0	\$100,000	\$92,115	\$100,000	\$0
Mustard Seed Recovery Center	\$0	\$0	\$0	\$391,190	\$0	\$0	\$0
Martial Arts and Athletic Center	\$0	\$0	\$0	\$500,000	\$0	\$79,000	\$0
Amarillo Senior Citizen Center	\$0	\$0	\$0	\$50,000	W/D	\$0	\$0
CCTXP - Floor Replacement	\$0	\$0	\$0	\$24,000	\$24,000	\$24,000	\$0
Alexander's BBQ - Roof	\$0	\$0	\$0	\$10,000	\$0	\$0	\$0
Maverick Boys & Girls Club Roof	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0
Crossroads Housing Dev Corp- The Commons at St. Anthony's, Demo	\$0	\$0	\$0	\$700,000	\$105,299	\$0	\$0
OWNER OCCUPIED HOUSING IMPROVEMENTS	\$759,777	\$859,840	\$486,417	\$486,000	\$486,000	\$486,000	\$0
Emergency Repair Grants	\$412,297	\$504,515	\$211,417	\$211,000	\$211,000	\$211,000	\$0
Housing Rehabilitation Assistance -- Minor	\$262,298	\$171,000	\$25,000	\$25,000	\$25,000	\$25,000	\$0
Rehabilitation Support Administration	\$85,182	\$184,325	\$250,000	\$250,000	\$250,000	\$250,000	\$0
PLANNING AND MANAGEMENT	\$323,849	\$339,063	\$329,429	\$316,918	\$316,918	\$316,918	\$0
Program Management	\$323,849	\$339,063	\$329,429	\$316,918	\$316,918	\$316,918	\$0
2022-2023 Admin-Planning Cap 20%	\$316,918.40						
TOTAL 2022-2023 CDBG REQUESTS	\$1,376,358	\$1,765,937	\$2,427,187	\$3,631,680	\$1,584,592	\$1,584,592	\$0
CDBG ENTITLEMENT ALLOCATION	\$1,376,358	\$1,695,572	\$1,647,145	\$1,584,592	\$1,584,592	\$1,584,592	\$1,584,592
CDBG REALLOCATION FUNDS		\$70,365	\$780,042	\$204,708	\$0		

\$211,000
\$25,000
\$250,000
\$486,000

HOME INVESTMENT PARTNERSHIP PROGRAM	\$644,797	\$720,963	\$706,565	\$828,236	\$82,824	\$82,824	\$0
HOME Administration	\$64,480	\$72,096	\$70,656	\$82,824	\$82,824	\$82,824	\$0
2022-2023 Administrative Cap 10%	\$82,823.60						
HOME Projects	\$451,357	\$546,867	\$497,924	\$589,177	\$589,177	\$589,177	\$0
TBRA - Tenant Based Rental Assistance	\$0	\$546,867	\$252,926	\$589,177	\$589,177	\$589,177	\$0
Housing Rehabilitation Assistance	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Rental Rehabilitation	\$40,822	\$0	\$29,998	\$0	\$0	\$0	\$0
New Construction	\$410,535	\$0	\$0	\$0	\$0	\$0	\$0
COMMUNITY HOUSING DEVELOPMENT ORGANIZATION							
CHDO Projects	\$96,720	\$108,144	\$137,985	\$124,235	\$124,235	\$124,235	\$0
Amarillo Habitat -- New Construction	\$96,720	\$70,000	\$50,000	\$124,235	\$124,235	\$124,235	\$0
2022-2023 CHDO Allocation 15% (Minimum)	\$124,235.40						
CHDO Operating Assistance	\$32,240	\$36,048	\$32,000	\$32,000	\$32,000	\$32,000	\$0
Amarillo Habitat --	\$32,240	\$32,000	\$32,000	\$32,000	\$32,000	\$32,000	\$0
2022-2023 CHDO Operating Cap 5%	\$41,411.80						
TOTAL 2022-2023 HOME REQUESTS	\$644,797	\$720,963	\$650,580	\$828,236	\$828,236	\$828,236	\$0
HOME Entitlement Allocation	\$644,797	\$720,963	\$706,565	\$828,236	\$828,236	\$828,236	\$828,236

SUMMARY WORKSHEET FOR 2023-2024 ANNUAL ACTION PLAN (CDAC REVIEW)

Description of Project Requested	2020-2021	2021-2022	2022-2023	2023-2024	Recommendations		Council
	Funded TOTAL	Funded TOTAL	Funded TOTAL	Requested TOTAL	Staff	CDAC	Approved
CDBG							
PUBLIC SERVICES	\$254,297	\$247,072	\$631,000	\$347,155	\$122,119	\$122,119	\$0
Against All Odds	\$0	\$0	\$0	\$168,655	\$0	\$0	\$0
Guyon Saunders Resource Center	\$0	\$15,000	\$35,000	\$55,000	\$55,000	\$55,000	\$0
Martha's Home - Case Manager Salary Supplement				\$23,500	\$23,500	\$23,500	\$0
Maverick Boys & Girls Club -- After School Services/Summer	\$25,000	\$0	\$35,000	\$50,000	\$21,809.50	\$21,809.50	\$0
Salvation Army - Hand-Up Project	\$25,000	\$15,000	\$111,000	\$50,000	\$21,809.50	\$21,809.50	\$0
PRPC -- Child Care Title 4-A Local Initiative	\$85,000	\$82,000	\$100,000	\$0		\$0	\$0
PRPC Area Agency on Aging -- Food NET	\$25,000	\$25,000	\$25,000	\$0		\$0	\$0
We Find in Love	\$0	\$0	\$80,000	\$0		\$0	\$0
Don Harrington Discovery Center	\$0	\$0	\$15,000	\$0		\$0	\$0
Catholic Charities of the Texas Panhandle - Interfaith Food	\$0	\$15,000	\$30,000	\$0		\$0	\$0
2023-2024 Public Service 15% Cap \$244,238.00		\$324,920	\$485,000	-\$56,381			\$0
NEIGHBORHOOD IMPROVEMENTS	\$0	\$250,000	\$1,775,190	\$0	\$0	\$0	\$0
Another Chance House	\$0	\$0	\$0	\$0			
Family Support Services - Building Remodel	\$0	\$0	\$100,000	\$0			
Mustard Seed Recovery Center	\$0	\$0	\$391,190	\$0			
Martial Arts and Athletic Center	\$0	\$0	\$500,000	\$0			
Amarillo Senior Citizen Center	\$0	\$0	\$50,000	\$0			
CCTXP - Floor Replacement	\$0	\$0	\$24,000	\$0			
Alexander's BBQ - Roof	\$0	\$0	\$10,000	\$0			
Maverick Boys & Girls Club Roof	\$0	\$250,000	\$0	\$0			
Crossroads Housing Dev Corp- The Commons at St. Anthony's, Demo	\$0	\$0	\$700,000	\$0			
DEPARTMENT ALLOCATIONS							
Coming Home - Housing First	\$94,297	\$95,072	\$200,000	\$122,119			
DEPARTMENT ALLOCATIONS			2023-2024 Requested TOTAL	Council Approved			
NEIGHBORHOOD IMPROVEMENTS			\$372,361				
COA PARKS			\$186,180.50				
COA NEIGHBORHOOD SIDEWALK			\$186,180.50				
BUILDING SAFETY			\$200,000				
Demolition & Clearance			\$200,000				
OWNER OCCUPIED HOUSING IMPROVEMENTS			\$486,000				
Emergency Repair Grants (ERG)			\$156,000				
Grant Monitor (ERG)			\$55,000				
Housing Rehabilitation Assistance -- Minor (MRG)			\$25,000				
Rehabilitation Support Administration			\$250,000				
PLANNING AND MANAGEMENT			\$325,648				
Program Management			\$325,648				
2023-2024 Admin-Planning Cap 20% \$316,918.40	\$291,929						
TOTAL 2023-2024 CDBG REQUESTS			\$1,628,247				
CDBG ENTITLEMENT ALLOCATION			\$1,628,247				
HOME INVESTMENT PARTNERSHIP PROGRAM			\$865,228				
HOME Administration			\$86,523				
GF HOME Match			\$147,294				
2023-2024 Administrative Cap 10% \$82,823.60	\$51,273						
HOME Projects			\$605,660				
TBRA - Tenant Based Rental Assistance			\$605,660				
Housing Rehabilitation Assistance			\$0				
Rental Rehabilitation			\$0				
New Construction			\$0				
COMMUNITY HOUSING DEVELOPMENT ORGANIZATION							
CHDO Projects			\$129,784				
Amarillo Habitat -- New Construction			\$129,784				
2023-2024 CHDO Allocation 15% (Minimum) \$124,235.40	\$76,909						
CHDO Operating Assistance			\$43,261				
Amarillo Habitat --			\$43,261				
2023-2024 CHDO Operating Cap 5% \$41,411.80	\$25,636						
TOTAL 2023-2024 HOME REQUESTS			\$865,228				
HOME Entitlement Allocation			\$865,228	\$828,236			



Agenda Transmittal Memo

Date: July 11, 2023

Council Priority: Civic Pride
Customer Service

Department: City Secretary

Contact Person: Stephanie Coggins, City Secretary

Agenda Caption: CONSIDERATION OF RESOLUTION NO. 07-11-23-2

This item considers a resolution providing for the annual selection of the Mayor Pro Tempore.

Agenda Item Summary: This item considers the annual selection of a Mayor Pro Tempore. The office of Mayor Pro Tempore serves in an important capacity for the City of Amarillo by assuming the Mayor's role as presiding officer of the Council when the Mayor is absent or unavailable. The Mayor Pro Tempore is often called upon to represent the City at local events, ceremonies, and celebrations and may be called upon to represent the City at State and Regional conferences, among other duties. This resolution provides for an annual selection process by the members of the City Council.

Requested Action: Consideration of the resolution

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends Council appoint a member to serve in the office of Mayor Pro Tempore.

Suggested motion language: *I move to appoint Councilmember _____ to serve in the office of Mayor Pro Tempore for a one-year term*

Attachments: 1. Resolution No. 07-11-23-2 (draft)

RESOLUTION NO. 07-11-23-2

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF AMARILLO PROVIDING FOR THE ANNUAL
SELECTION OF THE MAYOR PRO TEMPORE;
PROVIDING A REPEALER CLAUSE; AND PROVIDING
FOR AN EFFECTIVE DATE.**

WHEREAS, the office of Mayor Pro Tempore serves an important leadership role for the City; and

WHEREAS, the Mayor Pro Tempore assumes the roles of the Mayor when the Mayor is unavailable due to illness, extended travel, resignation, or death. The Mayor Pro Tempore is often called upon to represent the City at local events, ceremonies, and celebrations and may be called upon to represent the City at State and regional conferences, among other duties; and

WHEREAS, the City Council hereby finds and determines that it is in the best interest of the City for the Mayor Pro Tempore to be selected by the members of the City Council to serve a one-year term.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. The Mayor Pro Tem shall be selected from among the four Councilmembers and shall be selected each year. If said year be an election year, such selection will be at the first regular meeting following the regular City election or any run-off elections required, whichever shall last occur. The Mayor Pro Tempore shall, in the absence or disability of the Mayor, perform all the Mayor's duties.

SECTION 2. Should any part of this Resolution conflict with any other resolution, then such other resolution is repealed to the extent of the conflict with this Resolution.

SECTION 3. This Resolution shall be effective on and after its adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, this
11th day of July, 2023.

Cole Stanley, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Economic Development and Redevelopment
Department: Capital Projects Development and Engineering
Contact Person: Chris Ray, Resource Administrator

Agenda Caption: CONSIDER APPROVAL - NORTHEAST INTERCEPTOR - TEMPORARY CONSTRUCTION EASEMENT, SANITARY SEWER LINE EASEMENT, AND SURFACE DAMAGE AND RESORTATION AGREEMENT

This item considers approval of a Temporary Construction Easement, a Sanitary Sewer Line Easement and a Surface Damage and Restoration Agreement by and between CVMR (Texas) Inc. and the City of Amarillo for \$55,000.00.

Agenda Item Summary: This item is to consider approval of the Sanitary Sewer Line Easement and Surface Damage and Restoration Agreement by and between the City of Amarillo and CVMR Texas, Inc. This Easement will help facilitate the construction of the Northeast Interceptor Wastewater Pipeline Project. The pipeline is needed to accommodate the growth in the Northeast area of the City. The need for the pipeline has been identified in past studies and master planning documents.

Requested Action: Consider approval of the Easement and Surface Damage and Restoration Agreement for execution by the City Manager.

Funding Summary: Funding for this agreement is available in the Project Budget Number 530042.

Community Engagement Summary: Execution of this Easement and Surface Damage and Restoration Agreement has very little on the Community. Community Engagement will happen prior to any construction on this project.

Staff Recommendation: City Staff is recommending approval of the Easement and Agreement.

Attachments: 1. CVMR Texas Inc. - Sewer Line Easement - Surface Agreement_signed

TEMPORARY CONSTRUCTION EASEMENT

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

Effective Date: On this date the last party to sign

Grantor CVMR (Texas) Inc.

Grantor's Mailing Address: 600 S. Tyler, Suite 1600
Amarillo, TX 79101

Grantee City of Amarillo, Texas

Grantee's Mailing Address: P.O. Box 1971
Amarillo TX 79105-1971

Consideration: \$10.00 and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

TCE Property: A 20-foot Temporary Construction Easement out of a 2.355 acre tract of land in Section 49, Block 2, AB&M Survey, Abstract No. 20, Potter County, Texas more particularly described on the attached Exhibit A.

TCE Purpose: For the installation, construction, repair, removal, and replacement of public utilities, infrastructure, and appurtenances (collectively, the "**Infrastructure**") that are the subject of the Permanent Easement executed on this 9 day of June, 2023 by CVMR Texas Inc., as Grantor and the City of Amarillo, Texas, as Grantee.

Grantor, for the consideration and subject to the terms hereof, grants, sells, and conveys to Grantee a temporary construction easement (the "**TCE**") over, on, and across the TCE Property, for the TCE Purpose.

Terms and Conditions:

1. *Duration of TCE.* The duration of the TCE is temporary; the TCE will terminate 30 days after the completion of the TCE Purpose.

2. *Non-Exclusive.* Grantee's right to use the TCE Property is nonexclusive. Grantor reserves (a) the right to use all or part of the TCE Property as long as such use by Grantor does not interfere with Grantee's use; and (b) the right to allow others the right to use all or part of the TCE Property as long as such further conveyance is subject to the terms of this agreement.

3. *Use of TCE Property.* Grantee has the right to remove any encroachments, including fences and trees, into or within the TCE Property if reasonably necessary to further the TCE Purpose. Any fences removed must be replaced to their original condition before the termination of the TCE. Grantee may use the TCE Property for ingress and egress to the Infrastructure, parking and storage of equipment and machinery, and any other use necessary to the TCE Purpose.

4. *Restoration of TCE Property.* Grantee, at Grantee's sole expense, will restore the surface of the TCE Property to as near the original condition as practical before the termination of the TCE.

5. *Attorneys' Fees.* If either party retains an attorney to enforce this agreement, the party prevailing in litigation is entitled to recover reasonable attorneys' fees and court and other costs.

6. *Choice of Law.* This agreement will be construed under the laws of the state of Texas. Venue is in the county or counties in which the TCE Property is located.

7. *Waiver of Default.* It is not a waiver of or consent to default if the nondefaulting party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this agreement does not preclude pursuit of other remedies in this agreement or provided by law.

8. *Entire Agreement.* This agreement and any exhibits are the entire agreement of the parties concerning the TCE. There are no representations, agreements, warranties, or promises, and neither party is relying on any statements or representations of any agent of the other party, that are not expressly set forth in this agreement and any exhibits. This agreement binds and is for the benefit of the parties and their respective successors and assigns.

9. *Legal Construction.* If any provision of this agreement is for any reason unenforceable, to the extent the unenforceability does not destroy the basis of the bargain among the parties, the unenforceability will not affect any other provision hereof, and this agreement will be construed as if the unenforceable provision had never been a part of the agreement. This agreement will not be construed more or less favorably between the parties by reason of authorship or origin of language.

Grantor:

CVMR (Texas) Inc.

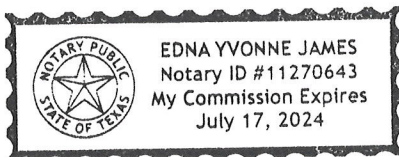
By: 
Richard Adams, CFO

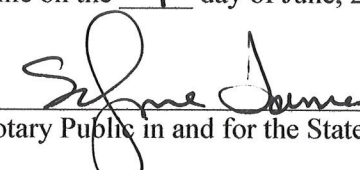
Date signed: June 9 2023

GRANTOR'S ACKNOWLEDGEMENT

STATE OF TEXAS §
 Harris §
COUNTY OF ~~POTTER~~ §

This instrument was acknowledged before me on the 9 day of June, 2023, by Richard Adams, CFO of CVMR Texas, Inc.




Notary Public in and for the State of Texas

Grantee:
City of Amarillo

By: _____
Jared Miller, City Manager

Date signed: _____

GRANTEE'S ACKNOWLEDGEMENT

STATE OF TEXAS §
 §
COUNTY OF POTTER §

This instrument was acknowledged before me on the _____ day of June, 2023, by Jared Miller, City Manager.

Notary Public in and for the State of Texas

After Recording Return to:
City of Amarillo, Texas
P. O. Box 1971
Amarillo, TX 79105-1971

SANITARY SEWER LINE EASEMENT

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

Effective Date: On the date of the last party to sign.

Grantor CVMR (Texas) Inc.

Grantor's Mailing Address: 600 S. Tyler, Suite 1600
Amarillo, Texas 79101

Grantee City of Amarillo (and its employees, agents, contractors, successors, and assigns)

Grantee's Mailing Address: P.O. Box 1971
Amarillo Texas 79105-1971

Consideration: \$10.00 and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

Easement Property: A 40-foot wide parcel of land, being 4.755 acres out of Section 49, Block 2, AB&M Survey, Abstract No. 20, Potter County, Texas, more particularly described on the attached Exhibit "A" attached hereto and made a part hereof.

Easement Purpose: For the installation, construction, maintenance, operation, extension, repair, removal, replacement, and upgrade of sanitary sewer and appurtenances (collectively, the "Infrastructure") across the Easement Property.

Reservations from Conveyance: None.

Exceptions to Warranty: All existing easements, rights-of-way, encumbrances, and restrictions of record.

Grant of Easement: Grantor, for the consideration and subject to the terms hereof, grants, sells, and conveys to Grantee a permanent easement (the "Easement") over, on, across, and under the Easement Property, for the Easement Purpose, to have and to hold the Easement forever or until such time as Grantee may abandon the Easement. Grantor will warrant and forever defend the title to the Easement in Grantee against every person whomsoever lawfully claiming or to claim the Easement or any part thereof, except as to the Reservations from Conveyance and Exceptions to Warranty, to the extent the claim arises by, through, or under Grantor but not otherwise.

Terms and Conditions:

1. *Duration of Easement.* The Easement is perpetual and irrevocable by Grantor.
2. *Non-Exclusive.* Grantee's right to use the Easement Property is nonexclusive. Grantor reserves (a) the right to use all or part of the Easement Property as long as such use by Grantor does not interfere with Grantee's use and as long as Grantor's use is not inconsistent with any laws, ordinances, or codes pertaining to the construction, operation, or maintenance of the Infrastructure and to which Grantor is subject; and (b) the right to allow others the right to use all or part of the Easement Property as long as such further conveyance is subject to the terms of this agreement.

3. *Grantee's Use and Maintenance of Easement Property.*

(a) As part of the Easement, Grantee has the right to use as much of the surface of the property that is adjacent to the Easement Property (the "**Adjacent Property**") as may be reasonably necessary in order to carry out the Easement Purpose. However, Grantee must promptly restore the Adjacent Property to its previous physical condition if damaged by use of Grantee. Grantee may also use the Easement Property for ingress and egress to the Infrastructure.

(b) Grantee will maintain the Easement Property in a neat and clean condition. All activity and facilities will comply with all applicable laws, ordinances, codes, and regulations.

(c) Grantee has the right to remove any encroachments, including fences and trees, into or within the Easement Property as reasonably necessary for the Easement Purpose. Any part of the Easement Property's surface disturbed by Grantee, including any fences removed, will be restored or replaced, as applicable, at Grantee's sole expense to as near the original condition as is practical, within 30 days after completion of the work.

(d) Grantor will not erect or maintain any buildings or other structures or obstructions on, over, or near the Easement Property that would interfere with Grantee's use of the Easement for the Easement Purpose, except by written permission from Grantee.

4. *Infrastructure.* All matters concerning the Infrastructure are at Grantee's sole discretion and expense, subject to this agreement. The Infrastructure will remain the property of Grantee.

5. *Enforcement.* In addition to a suit for damages or specific performance, this Easement may be enforced by restraining orders and injunctions (temporary or permanent) prohibiting interference and commanding compliance. Restraining orders and injunctions will be obtainable on proof of the existence of interference or threatened interference, without the necessity of proof of inadequacy of legal remedies or irreparable harm, and will be obtainable only by the parties or those benefitted by this agreement; provided, however, that the act of obtaining an injunction or restraining order will not be deemed to be an election of remedies or a waiver of any other rights or remedies available at law or in equity.

6. *Attorneys' Fees.* If either party retains an attorney to enforce this agreement, the party prevailing in litigation is entitled to recover reasonable attorneys' fees and court and other costs.

7. *Binding Effect.* This agreement binds and inures to the benefit of the parties and their respective successors and permitted assigns.

8. *Choice of Law.* This agreement will be construed under the laws of the state of Texas, without regard to choice-of-law rules of any jurisdiction. Venue is in the county or counties in which the Easement Property is located.

9. *Counterparts.* This agreement may be executed in any number of counterparts with the same effect as if all signatory parties had signed the same document. All counterparts will be construed together and will constitute one and the same instrument.

10. *Waiver of Default.* It is not a waiver of or consent to default if the nondefaulting party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this agreement does not preclude pursuit of other remedies in this agreement or provided by law.

11. *Further Assurances.* Each party agrees to execute and deliver any additional documents and instruments and to perform any additional acts necessary or appropriate to perform the terms, provisions, and conditions of this agreement and all transactions contemplated by this agreement.

12. *Entire Agreement.* This agreement and any exhibits are the entire agreement of the parties concerning the Easement Property and the grant of the Easement by Grantor to Grantee. There are no representations, agreements, warranties, or promises, and neither party is relying on any statements or representations of any agent of the other party, that are not expressly set forth in this agreement and any exhibits.

13. *Legal Construction.* If any provision of this agreement is for any reason unenforceable, to the extent the unenforceability does not destroy the basis of the bargain among the parties, the unenforceability will not affect any other provision hereof, and this agreement will be construed as if the unenforceable provision had never been a part of the agreement. This agreement will not be construed more or less favorably between the parties by reason of authorship or origin of language.

Grantor:
CVMR (Texas) Inc.

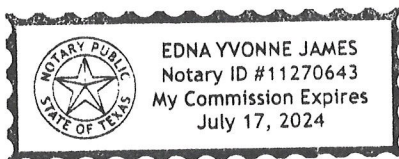
By: 
Richard Adams, CFO

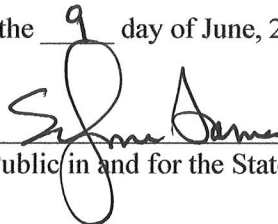
Date signed: June 9 2023

GRANTOR'S ACKNOWLEDGEMENT

STATE OF TEXAS §
 Harris §
COUNTY OF ~~POTTER~~ §

This instrument was acknowledged before me on the 9 day of June, 2023, by Richard Adams, CFO of CVMR Texas, Inc.




Notary Public in and for the State of Texas

Grantee:
City of Amarillo

By: _____
Jared Miller, City Manager

Date signed: _____

GRANTEE’S ACKNOWLEDGEMENT

STATE OF TEXAS §
 §
COUNTY OF POTTER §

This instrument was acknowledged before me on the _____ day of June, 2023, by Jared Miller, City Manager.

Notary Public in and for the State of Texas

SURFACE DAMAGE PAYMENT AND RESTORATION AGREEMENT

Effective Date: On this date the last party to sign

Grantor: CVMR (Texas) Inc.

Grantor's 600 S. Tyler Street, Suite 1600
Mailing Address: Amarillo, TX 79101

Grantee: City of Amarillo, Texas

Grantee's P.O. Box 1971
Mailing Address: Amarillo, TX 79105-1971

Easement Property: A 40' wide parcel of land out of Section 49, Block 2, AB&M Survey, Potter County, Texas as described in the attached Exhibits A.

Recitals:

A. On June 9, 2023, Grantor granted to Grantee a Pipeline Easement and Temporary Construction Easement (the "**Easement**") over, on, and across the Easement Property, for the purpose of installation, construction, maintenance, operation, extension, repair, removal, replacement, and upgrade of a sanitary sewer and wastewater line, infrastructure, and appurtenances (the "**Easement Purpose**").

B. In order for Grantee to fulfill the Easement Purpose, Grantee may be required to disturb the surface of the Easement Property.

Agreement:

1. *Surface Damage Payment.* Grantee will pay to Grantor, in addition to any other consideration paid for the Easement, \$55,000.00 as damages for use of the Easement Property. Grantor accepts the stated sum in full satisfaction of Grantee's obligation for surface damages.

2. *Surface Restoration.* Grantee will attempt to restore or replace, as applicable, any part of the surface of the Easement Property disturbed by Grantee, at Grantee's sole expense, to as near the original condition as practical.

(a) Grantee's obligation to restore the surface does not include the restoration, replacement, repair, or rebuilding of any fences removed or disturbed by Grantee. The cost of any restoration, replacement, or rebuilding of any fences removed or disturbed by Grantee is accounted for in the surface damage payment made in section 1 above.

(b) Grantee's obligation to restore the surface is limited to one occasion after completion of construction of one 40-foot pipeline in the Easement Property. The cost of any further restoration deemed necessary by Grantor is accounted for in the surface damage payment made in section 1 above.

(c) Grantor accepts the terms of this paragraph in full satisfaction of Grantee's obligation for surface restoration.

3. *Enforcement.* In addition to a suit for damages or specific performance, this Easement may be enforced by restraining orders and injunctions (temporary or permanent) prohibiting interference and commanding compliance. Restraining orders and injunctions will be obtainable on proof of the existence of interference or threatened interference, without the necessity of proof of inadequacy of legal remedies or irreparable harm, and will be obtainable only by the parties or those benefitted by this agreement;

provided, however, that the act of obtaining an injunction or restraining order will not be deemed to be an election of remedies or a waiver of any other rights or remedies available at law or in equity.

4. *Release.* Grantor acknowledges the receipt and sufficiency of all compensation paid by Grantee pursuant to this Agreement as full and complete settlement for and as a release of all claims for loss, damage, or injury to the Easement Property arising out of Grantee's operations on the Easement Property.

5. *Amendment.* The Parties may amend this Agreement only by signing a written document.

6. *Attorneys' Fees.* If either party retains an attorney to enforce this agreement, the party prevailing in litigation is entitled to recover reasonable attorneys' fees and court and other costs.

7. *Binding Effect.* This agreement binds and inures to the benefit of the parties and their respective successors and permitted assigns.

8. *Choice of Law.* This agreement will be construed under the laws of the state of Texas, without regard to choice-of-law rules of any jurisdiction. Venue is in the county or counties in which the Easement Property is located.

9. *Counterparts.* This agreement may be executed in any number of counterparts with the same effect as if all signatory parties had signed the same document. All counterparts will be construed together and will constitute one and the same instrument.

10. *Waiver of Default.* It is not a waiver of or consent to default if the nondefaulting party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this agreement does not preclude pursuit of other remedies in this agreement or provided by law.

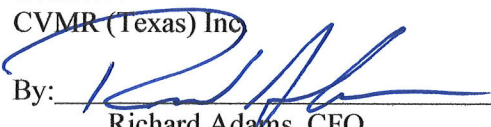
11. *Entire Agreement.* This Agreement and any exhibits are the entire agreement of the parties concerning surface damage payments and surface restoration. There are no representations, agreements, warranties, or promises, and neither party is relying on any statements or representations of any agent of the other party, that are not expressly set forth in this agreement and any exhibits.

12. *Legal Construction.* If any provision of this agreement is for any reason unenforceable, to the extent the unenforceability does not destroy the basis of the bargain among the parties, the unenforceability will not affect any other provision hereof, and this agreement will be construed as if the unenforceable provision had never been a part of the agreement. This agreement will not be construed more or less favorably between the parties by reason of authorship or origin of language.

13. *Conflict with Easement.* In the event there is a conflict between the Easement and the terms of this Agreement, the terms of this Agreement shall control.

Grantor:

CVMR (Texas) Inc

By: 

Richard Adams, CFO

Grantee:

City of Amarillo, Texas

By: _____

Jared Miller, City Manager

Date signed: _____

June 9 2023

Date signed: _____

LEGAL DESCRIPTION

BEING a 4.755 acre (207,129 square foot) tract of land situated in Section 49, Block 2, Adams, Beaty & Moulton Survey, Abstract No. 20, Potter County, Texas, and being a portion of a called 400.00 acre tract of land described in the Special Warranty Deed to CVMR (Texas) Inc. recorded in Document No. 2023OPR0003188 of the Official Public Records of Potter County, Texas, said 4.755 acre (207,129 square foot) tract of land being more particularly described by metes and bounds as follows:

COMMENCING at 1/2 inch iron rod with cap stamped "Furman RPLS" found for the northwest corner of said 400.00 acre tract of land, said 1/2 inch iron rod with cap stamped "Furman RPLS" also being in the north line of said Section 49; **THENCE** South 89 degrees 49 minutes 37 seconds East, with the common north line of said Section 49 and north line of said 400.00 acre tract of land, a distance of 2,315.33 feet to a point for corner, from which an iron rod with cap (illegible) found for the common northeast corner of said Section 49 and northeast corner of said 400.00 acre tract of land bears South 89 degrees 49 minutes 37 seconds East, a distance of 1,981.98 feet; **THENCE** South 00 degrees 00 minutes 00 seconds East, a distance of 14.84 feet to the **POINT OF BEGINNING** of the herein described 4.755 acre (207,129 square foot) tract of land and having a grid coordinate of N: 3,736,164.69 and E: 597,735.26;

THENCE South 89 degrees 33 minutes 17 seconds East, a distance of 1,951.44 feet to a point for corner;

THENCE South 00 degrees 00 minutes 42 seconds West, a distance of 363.71 feet to a point for corner;

THENCE South 00 degrees 00 minutes 47 seconds West, a distance of 60.26 feet to a point for corner;

THENCE South 00 degrees 00 minutes 43 seconds West, a distance of 252.87 feet to a point for corner;

THENCE South 00 degrees 06 minutes 36 seconds West, a distance of 2,582.59 feet to a point for corner in the southeasterly line of said 400.00 acre tract of land, from which a 1/2 inch iron rod with cap stamped "Furman RPLS" found for the southeast corner of said 400.00 acre tract of land bears North 70 degrees 11 minutes 22 seconds East, a distance of 30.42 feet;

THENCE South 70 degrees 11 minutes 22 seconds West, a distance of 42.55 feet to a point for corner;

THENCE North 00 degrees 06 minutes 36 seconds East, a distance of 2,597.05 feet to a point for corner;

THENCE North 00 degrees 00 minutes 43 seconds East, a distance of 252.83 feet to a point for corner;

THENCE North 00 degrees 00 minutes 47 seconds East, a distance of 60.26 feet to a point for corner;

THENCE North 00 degrees 00 minutes 42 seconds East, a distance of 324.01 feet to a point for corner;

THENCE North 89 degrees 33 minutes 17 seconds West, a distance of 1,911.43 feet to a point for corner;

THENCE North 00 degrees 00 minutes 00 seconds East, a distance of 40.00 feet to the **POINT OF BEGINNING** and containing 207,129 square feet or 4.755 acres of land.

Shaun Piepkorn

SHAUN MARVIN PIEPKORN
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 6432
801 CHERRY STREET
UNIT 11, SUITE 1300
FORT WORTH, TEXAS 76102
PH. 682-235-9512
shaun.piepkorn@kimley-horn.com



PARCEL 18
40' SANITARY SEWER EASEMENT
SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20
POTTER COUNTY, TEXAS

Kimley»Horn

801 Cherry Street, Unit 11, # 1300
Fort Worth, Texas 76102 FIRM # 10194040

Tel. No. (817) 335-6511
www.kimley-horn.com

Scale
N.T.S.

Drawn by
BSG

Checked by
SMP

Date
05/02/2023

Project No.
061210017

Sheet No.
1 OF 6

20' TEMPORARY CONSTRUCTION EASEMENT

The above-described 4.755 acre tract of land is subject to a 20-foot temporary construction easement, being parallel and adjacent to the said 4.755 acre tract of land and shown on the accompanying parcel plat. The 20-foot temporary construction easement contains 102,585 square feet or 2.355 acres of land.

NOTES:

1. Bearings are based on the Texas State Plane Coordinate System, North American Datum of 1983, North Zone (4201). Distances and areas are surface values using the grid to surface factor of 1.0002507.
2. A parcel plat of same date accompanies this legal description.
3. This survey was completed without the benefit of a title report. There may be easements and/or covenants affecting this property not shown hereon.



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PARCEL 18
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SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20
POTTER COUNTY, TEXAS

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Date
05/02/2023

Project No.
061210017

Sheet No.
2 OF 6

SECTION 48, BLOCK 2
S. STALNAKER SURVEY
ABSTRACT NO. 1515

SECTION 48, BLOCK 2
S. STALNAKER SURVEY
ABSTRACT NO. 1440

P.O.C.

FOUND 1/2" IRON ROD
WITH CAP STAMPED
"FURMAN RPLS"

S89°49'37"E 2315.33'

P.O.B.

GRID COORDINATE
N: 3,736,164.69
E: 597,735.26

L1

L9

S89°33'17"E - 1951.44'

S89°49'37"E 1981.98'

N89°33'17"W - 1911.43'

20' TEMPORARY
CONSTRUCTION EASEMENT
2.355 ACRES
102,585 SQUARE FEET

40' SANITARY
SEWER EASEMENT
4.755 ACRES
207,129 SQUARE FEET

CALLED 400.00 ACRES
CVMR (TEXAS) INC.
DOCUMENT NO. 2023OPR0003188
O.P.R.P.C.T.

LINE TABLE

NO.	BEARING	LENGTH
L1	S00°00'00"E	14.84'
L9	N00°00'00"E	40.00'

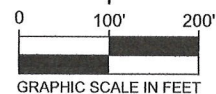
SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20

LEGEND

P.O.C. POINT OF COMMENCING
P.O.B. POINT OF BEGINNING
IRFC IRON ROD W/CAP FOUND
IPF IRON PIPE FOUND
D.R.P.C.T. DEED RECORDS OF
POTTER COUNTY, TEXAS
O.P.R.P.C.T. OFFICIAL PUBLIC RECORDS
OF POTTER COUNTY, TEXAS

NOTES:

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- A legal description of same date accompanies this parcel plat.
- This survey was completed without the benefit of a title report. There may be easements and/or covenants affecting this property not shown hereon.



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PARCEL 18
40' SANITARY SEWER EASEMENT
SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20
POTTER COUNTY, TEXAS

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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
1" = 200'	BSG	SMP	05/02/2023	061210017	3 OF 6

SECTION 48, BLOCK 2
S. STALNAKER SURVEY
ABSTRACT NO. 1440

SECTION 41, BLOCK 2
ADAMS, BEATY &
MOULTON SURVEY
ABSTRACT NO. 15

S89°49'37"E 1981.98' — S89°33'17"E — 1951.44'

N89°33'17"W — 1911.43'

20' TEMPORARY
CONSTRUCTION EASEMENT
2.355 ACRES
102,585 SQUARE FEET

CALLLED 400.00 ACRES
CVMR (TEXAS) INC.
DOCUMENT NO. 2023OPR0003188
O.P.R.P.C.T.

SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20

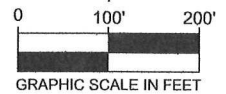
**40' SANITARY
SEWER EASEMENT**
4.755 ACRES
207,129 SQUARE FEET

CENTERLINE OF POWER
LINE EASEMENT
SOUTHWESTERN PUBLIC
SERVICE COMPANY
VOLUME 1199, PAGE 323
D.R.P.C.T.

SECTION 40, BLOCK 2
J. KENNERLY SURVEY
ABSTRACT NO. 1138

LINE TABLE		
NO.	BEARING	LENGTH
L2	S00°00'42"W	363.71'
L3	S00°00'47"W	60.26'
L4	S00°00'43"W	252.87'
L6	N00°00'43"E	252.83'
L7	N00°00'47"E	60.26'
L8	N00°00'42"E	324.01'

N. PARSLEY ROAD



LEGEND

P.O.C. POINT OF COMMENCING
P.O.B. POINT OF BEGINNING
IRFC IRON ROD W/CAP FOUND
IPF IRON PIPE FOUND
D.R.P.C.T. DEED RECORDS OF
POTTER COUNTY, TEXAS
O.P.R.P.C.T. OFFICIAL PUBLIC RECORDS
OF POTTER COUNTY, TEXAS

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SEE SHEET 5

PARCEL 18
40' SANITARY SEWER EASEMENT
SECTION 49, BLOCK 2
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ABSTRACT NO. 20
POTTER COUNTY, TEXAS

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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
1" = 200'	BSG	SMP	05/02/2023	061210017	4 OF 6

SEE SHEET 4

**40' SANITARY
SEWER EASEMENT
4.755 ACRES
207,129 SQUARE FEET**

CALLED 400.00 ACRES
CVMR (TEXAS) INC.
DOCUMENT NO. 2023OPR0003188
O.P.R.P.C.T.

SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20

CENTERLINE OF POWER LINE EASEMENT
SOUTHWESTERN PUBLIC SERVICE COMPANY
VOLUME 1199, PAGE 323
D.R.P.C.T.

SECTION 40, BLOCK 2
J. KENNERLY SURVEY
ABSTRACT NO. 1138

N0°06'36"E - 2597.05'

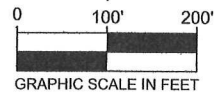
S0°06'36"W - 2582.59'

N. PARSLEY ROAD

LEGEND

P.O.C. POINT OF COMMENCING
P.O.B. POINT OF BEGINNING
IRFC IRON ROD W/CAP FOUND
IPF IRON PIPE FOUND
D.R.P.C.T. DEED RECORDS OF
POTTER COUNTY, TEXAS
O.P.R.P.C.T. OFFICIAL PUBLIC RECORDS
OF POTTER COUNTY, TEXAS

20' TEMPORARY
CONSTRUCTION EASEMENT
2.355 ACRES
102,585 SQUARE FEET



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SEE SHEET 6

**PARCEL 18
40' SANITARY SEWER EASEMENT
SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20
POTTER COUNTY, TEXAS**

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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
1" = 200'	BSG	SMP	05/02/2023	061210017	5 OF 6

SEE SHEET 5

LINE TABLE		
NO.	BEARING	LENGTH
L5	S70°11'22"W	42.55'
L10	N70°11'22"E	30.42'

**40' SANITARY
SEWER EASEMENT
4.755 ACRES
207,129 SQUARE FEET**

CALLED 400.00 ACRES
CVMR (TEXAS) INC.
DOCUMENT NO. 2023OPR0003188
O.P.R.P.C.T.

SECTION 40, BLOCK 2
J. KENNERLY SURVEY
ABSTRACT NO. 1138

20' TEMPORARY
CONSTRUCTION EASEMENT
2.355 ACRES
102,585 SQUARE FEET

CENTERLINE OF POWER LINE EASEMENT
SOUTHWESTERN PUBLIC SERVICE COMPANY
VOLUME 1199, PAGE 323
D.R.P.C.T.

SECTION 49, BLOCK 2
ADAMS, BEATY & MOULTON SURVEY
ABSTRACT NO. 20

FOUND 1/2" IRON ROD
WITH CAP STAMPED
"FURMAN RPLS"

REMAINDER OF TRACT 1
CALLED 539.80 ACRES
AMARILLO ECONOMIC
DEVELOPMENT CORPORATION
DOCUMENT NO. 2022OPR0005030
O.P.R.P.C.T.

30" PIPELINE EASEMENT
VOLUME 535, PAGE 555
D.R.P.C.T.

FOUND RR SPIKE
BEARS S00°07'25"W
7.24'

BURLINGTON NORTHERN SANTA FE RAILROAD
(VARIABLE WIDTH RIGHT-OF-WAY)
INTERSTATE 40 BUSINESS LOOP
(U.S. HIGHWAY 60 & U.S. HIGHWAY 66)
(VARIABLE WIDTH RIGHT-OF-WAY)

LEGEND

P.O.C. POINT OF COMMENCING
P.O.B. POINT OF BEGINNING
IRFC IRON ROD W/CAP FOUND
IPF IRON PIPE FOUND
D.R.P.C.T. DEED RECORDS OF
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0 100' 200'
GRAPHIC SCALE IN FEET

Shaun Piepkorn

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ABSTRACT NO. 20
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1" = 200'	BSG	SMP	05/02/2023	061210017	6 OF 6



Agenda Transmittal Memo

Date: July 11, 2023
Council Priority: Civic Pride
Department: City Secretary
Contact Person: Stephanie Coggins, City Secretary

Agenda Caption: DISCUSS AND CONSIDER APPOINTMENTS TO CITY BOARDS AND COMMISSIONS

This item considers the appointment of elected officials and citizens to fill vacancies on the following City of Amarillo boards and commissions:

Requiring Councilmembers:

- Beautification and Public Arts Advisory Board (1 position)
- Convention and Visitors Bureau (1 position)
- Council Audit Committee (2 positions)
- First Responders Excellence and Innovation Fund (2 positions)

Not requiring Councilmembers:

- Canadian River Municipal Water Authority (1 position)
- Parks Advisory Board (1 position)

Agenda Item Summary: There are a number of City of Amarillo boards and commissions with positions that are required to be filled by an elected official. These boards include:

- Beautification and Public Arts Advisory Board - 1 Councilmember position
- Convention and Visitors Bureau - 1 Councilmember position
- Council Audit Committee - 2 Councilmember positions
- First Responders Excellence and Innovation Fund - 2 Councilmember positions

Additionally, staff would like Council to consider making mid-year appointments for two additional boards that do not require a Councilmember serve on them. These boards include:

- Canadian River Municipal Water Authority (appointment expires at the end of July)
- Parks Advisory Board (a vacancy resulted from a member resigning in March 2023)

Requested Action: Discuss and consider appointments to the listed boards

Funding Summary: N/A

Community Engagement Summary: N/A

Staff Recommendation: Staff recommends that Council discuss and make appointments to each of the listed boards. For the **Canadian River Municipal Water Authority** position, staff recommends that Council reappoint Roy Urrutia to continue serving in his role for an additional two-year term.

Attachments: None