

AGENDA

FOR A REGULAR MEETING OF THE AMARILLO CITY COUNCIL TO BE HELD ON TUESDAY, OCTOBER 2, 2018 AT 1:00 P.M., CITY HALL, 509 SOUTHEAST 7th AVENUE, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.

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.*

INVOCATION: Candy Gibbs

PROCLAMATIONS: "Domestic Violence"
"Fire Prevention Week"
"Dyslexia Awareness Month"
"Realtor Day"

1. City Council will discuss or receive reports on the following current matters or projects.
 - A. Review agenda items for regular meeting and attachments;
 - B. Update on Community Wildfire Protection Plan;
 - C. Reports and updates from City Councilmembers serving on outside boards:
First Responders Excellence and Innovation Fund Board; and
 - D. Consider future Agenda items and request reports from City Manager.

2. **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.

A. **MINUTES:**

Approval of the City Council minutes for the meetings held on September 25, 2018.

B. **ORDINANCE NO. 7763:**

(Contact: Cris Valverde, Planning and Development Services Assistant Director)

This is the second and final reading of an ordinance rezoning Lot 1, Block 7, Martin Addition Unit No. 3, in Section 136, Block 2, AB&M Survey, Potter County, Texas plus one half of all bounding streets, alleys, and public ways to change from Residential District 1 with Specific Use Permit 22 to Residential District 1 with a Specific Use Permit for a martial arts and athletic center. (Vicinity Martin Road and Marrs Street.)

C. **CONSIDER AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO SUPPLEMENT TXDOT HIGHWAY MAINTENANCE OPERATIONS:**

(Contact: Michael Kashuba, Director of Parks and Recreation)

This item authorizes the City to fund supplemental mowing operations via the TxDOT maintenance program for the State right-of-ways along IH-40 and IH-27 within the City limits. Each supplemental mowing is estimated to cost \$25,428, with authorized funding for up to three (3) supplemental mowing operations annually totaling \$76,284.

- D. **PURCHASE – ASPHALTIC EMULSION CHFRS-2P:**
(Contact: Trent Davis, Purchasing Agent)
Award to Ergon Asphalt & Emulsion, Inc. – \$150,000.00
This item awards a contract for the purchase of CHFRS-2P Emulsion used by the Street Division to seal cracks in paved streets from November through March.
- E. **CONSIDER PURCHASE OF PORTABLE LANDFILL FENCE:**
(Contact: Blair Snow, Interim Assistant Director of Public Works)
Hawaii Drillers, Inc. -- \$53,085.00
This item is to consider the purchase of portable landfill fence needed to enclose area and to prevent debris from blowing to surrounding areas.
- F. **AWARD – NEW LIGHTS AND POLES FOR DOWNTOWN PROJECTS:**
(Contact: Trent Davis, Purchasing Agent)
Award to Techline Inc. -- \$168,837.60
This award is to approve the purchase of Downtown Lights and Poles.

3. **NON-CONSENT ITEMS:**

- A. **PURCHASE: 100 – THREE-CUBIC YARD SOLID WASTE DUMPSTERS:**
(Contact: Blair McCurdy Snow, Public Works)
Award by Competitive bid:
Roll Offs of America/USA
Total Award \$52,000.00
This item is the scheduled replacement of 100 three-cubic yard dumpsters. Annual purchase of replacement dumpsters allows the Solid Waste Division to maintain the current service level. (This item was tabled at the last City Council meeting.)

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (Southeast 7th Avenue) 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.

Posted this 28th day of September 2018.

Regular meetings of the Amarillo City Council stream live on Cable Channel 10 and are available online at:
<http://amarillo.gov/city-hall/city-government/view-city-council-meetings>
Archived meetings are also available.

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 25th day of September 2018, the Amarillo City Council met at 7:00 a.m. for a regular meeting in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

GINGER NELSON
ELAINE HAYS
FREDA POWELL
HOWARD SMITH

MAYOR
COUNCILMEMBER NO. 1
COUNCILMEMBER NO. 2
COUNCILMEMBER NO. 4

Absent was Councilmember Eddy Sauer. Also in attendance were the following administrative officials:

JARED H. MILLER
MICHELLE BONNER
BRYAN MCWILLIAMS
STEPHANIE COGGINS
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
CITY ATTORNEY
ASSISTANT TO THE CITY MANAGER
CITY SECRETARY

ITEM 1: Mayor Nelson presented the first reading of an ordinance rezoning Lot 1, Block 7, Martin Addition Unit No. 3, in Section 136, Block 2, AB&M Survey, Potter County, Texas plus one half of all bounding streets, alleys, and public ways to change from Residential District 1 with Specific Use Permit 22 to Residential District 1 with a Specific Use Permit for a martial arts and athletic center. Vicinity Martin Road and Marrs Street. This item was presented by Cris Valverde, Assistant Director of Planning and Development Services. Mayor Nelson opened a public hearing. There were no comments and the public hearing was closed. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned ordinance be passed on first reading.

ORDINANCE NO. 7763

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 MARTIN ROAD AND MARRS STREET, POTTER COUNTY, TEXAS; PROVIDING A REPEALER CLAUSE; AND PROVIDING A SAVINGS CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

ATTEST:

Frances Hibbs, City Secretary

Ginger Nelson, Mayor

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 25th day of September 2018, the Amarillo City Council met at 12:00 p.m. for a work session which was held in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

GINGER NELSON
ELAINE HAYS
FREDA POWELL
EDDY SAUER
HOWARD SMITH

MAYOR
COUNCILMEMBER NO. 1
COUNCILMEMBER NO. 2
COUNCILMEMBER NO. 3
COUNCILMEMBER NO. 4

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

JARED MILLER
MICHELLE BONNER
BRYAN MCWILLIAMS
STEPHANIE COGGINS
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
CITY ATTORNEY
ASSISTANT TO THE CITY MANAGER
CITY SECRETARY

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

PUBLIC COMMENT

Jerri Glover, 5707 Berget Drive, spoke on leadership and integrity. She also asked Council to reconsider broadcasting public comment. Steve Rogers, 5304 Tawney, Avenue, spoke on the recent positive developments in the city. Mike Fuller, 9041 Amarillo Boulevard East, explained that the City had recently adopted a three-trier process in awarding company's projects. Mike Fisher, 4410 Van Kriston Drive, stated Council had no right to steer public comment, and the right of freedom of speech. James Schenck, 6216 Gainsborough Street, spoke on public comment not being broadcasted and requested consistency with meeting times and place. Signed up but did not appear: Claudette Smith, 4410 Van Kriston Drive and Nathan Smith, 501 Fescue Street. There were no further comments.

ATTEST:

Frances Hibbs, City Secretary

Ginger Nelson, Mayor

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 25th day of September 2018, the Amarillo City Council met at 1:00 p.m. for a regular meeting held in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

GINGER NELSON
ELAINE HAYS
FREDA POWELL
EDDY SAUER
HOWARD SMITH

MAYOR
COUNCILMEMBER NO. 1
COUNCILMEMBER NO. 2
COUNCILMEMBER NO. 3
COUNCILMEMBER NO. 4

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

JARED MILLER
MICHELLE BONNER
BRYAN MCWILLIAMS
STEPHANIE COGGINS
FRANCES HIBBS

CITY MANAGER
DEPUTY CITY MANAGER
CITY ATTORNEY
ASSISTANT TO THE CITY MANAGER
CITY SECRETARY

The invocation was given by Tate Maybin.

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

Items were taken out of order.

ITEM 1:

- A. Review agenda times for regular meeting and attachments:
Councilmember Powell asked to pull consent item 2G for separate consideration. Councilmember Hays asked to pull consent item 2B for separate consideration.
- B. Mayor Nelson gave a report on her recent Washington DC trip.
- C. Reports and updates from City Councilmembers serving on outside boards:
Councilmember Smith provided an update on the Amarillo Local Government Corporation.
- D. Consider future Agenda items and request reports from City Manager:
Councilmember Hays asked for a policy on the bidding process.

CONSENT ACTION ITEMS:

ITEM 2: Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Councilmember Powell asked to remove Item 2G for separate consideration. Councilmember Hays asked to remove Item 2B for separate consideration.

Floyd Hartman, Assistant City Manager explained the new approach in evaluating and awarding construction projects. Councilmember Sauer inquired as to who was on the selection committee, and if the City would continue using sealed bids. Councilmember Powell inquired about the criteria of the evaluation sheets. Councilmember Hays inquired if this process was legal, and if the City had authority. Mr. Miller inquired as to how a bidder would be unqualified. Mr. Hartman stated past history could be included in the criteria.

Councilmember Sauer left the meeting at this time.

Motion was made by Councilmember Powell to approve Items A, C-F, seconded by Councilmember Smith.

- A. **MINUTES:**
Approval of the City Council minutes for the meetings held on September 18, 2018.
- B. **PURCHASE: 100 – THREE-CUBIC YARD SOLID WASTE DUMPSTERS:**
(Contact: Blair McCurdy Snow, Public Works)
Award by Competitive bid:
Roll Offs of America/USA
Total Award \$52,000.00
This item is the scheduled replacement of 100 three-cubic yard dumpsters. Annual purchase of replacement dumpsters allows the Solid Waste Division to maintain the current service level.
- C. **APPROVAL – EMERGENCY REPAIRS TO LAWRENCE EAST PUMP:**
(Contact: Raymond Lee, Director of Public Works)
Awarded to: Odessa Pumps -- \$69,472.00
This item is the purchase of parts and services to repair the Lawrence Lake East Pump, which has suffered catastrophic failure. Immediate repair of the pump is required to maintain the playa lake system and insure proper flood management.
- D. **CONSIDER AWARD -- ASBESTOS ABATEMENT AND DEMOLITION AT 1328 SOUTHEAST 10 AVENUE:**
(Contact: Randy Schuster, Building Official)
Howell Sand Company -- \$74,121.00
This item is to consider award of the contract for the asbestos abatement and demolition of the substandard structures located at 1328 Southeast 10th Avenue.
- E. **CONSIDER APPROVAL – ADDENDEUM NO. 1 TO PROFESSIONAL SERVICES AGREEMENT FOR CONSTRUCTION SERVICES MANAGEMENT – HILLSIDE TERRACE ESTATES 30” SEWER REPLACEMENT:**
(Contact: Floyd Hartman, Assistant City Manager)
Awarded to KSA Engineers, Inc.

Original Contract:	\$ 477,500.00
Previous Addenda:	N/A
Current Addendum:	\$ 169,500.00
Revised Contract Total:	\$ 647,000.00

This item is to consider approval of Addendum No. 1 to the Professional Service Agreement with KSA Engineers, Inc. to allow for additional construction services management as outlined in the addendum.
- F. **CONSIDER PURCHASE AND CONSTRUCTION OF A VEHICLE STORAGE FACILITY FOR THE WOMEN, INFANTS, AND CHILDREN (WIC) PROGRAM CONTINGENT TO AUTHORIZATION BY THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) TO USE CURRENT FISCAL YEAR GRANT FUNDS:**
(Contact: Margaret Payment, WIC Director)
Panhandle Steel Buildings -- \$127,886.00
This item would authorize the City Manager to encumber City funds contingent on USDA approval to reimburse from current fiscal year WIC program grant funds for the purchase and construction of a modular metal building to be used for vehicle storage.
- G. **CONSIDER AWARD – 2017-2021 COMMUNITY INVESTMENT PROGRAM 2017/2018 MILLING AND OVERLAY OF VARIOUS STREETS:**
(Contact: Kyle Schniederjan, P.E., CP&DE Director)
J. Lee Milligan, Inc. -- \$1,104,726.85

This item is to consider award of the construction contract for the milling and overlay of various streets comprised of Bell Street from 34th Avenue to Hillside Road as well as drainage improvements at the intersection of Bell Street and 45th Avenue.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

Donald Hooper, Assistant Director of Public Works, stated Item 2B was to replace dumpsters. Councilmember Hays stated there were concerns the City was going to remove all the dumpsters, and she clarified that the only parts of the City using other alternatives were those with dead-end alleys, trash pickup in front, and alleys where the trucks must back into the alley. She further stated this item was to maintain the current dumpster service level. Motion was made by Councilmember Hays to table Item 2B, seconded by Councilmember Powell.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

Motion was made by Councilmember Hays to table item 2G. This motion died for a lack of a second. Motion was then made by Councilmember Smith to award this bid to J. Lee Milligan, seconded by Councilmember Powell.

Voting AYE were Mayor Nelson, Councilmembers Powell and Smith; voting NO were none; Councilmember Hays abstained, the motion carried by a 3:0:1 vote of the Council.

NON-CONSENT ITEMS

ITEM 3A: Mayor Nelson presented a resolution authorizing a Secondary Depository Bank Services Contract with Wells Fargo, N.A. for the period beginning October 1, 2018 through June 30, 2019, then July 1, 2019 through June 30, 2020; the City shall have the option to extend the Contract for three one-year periods after the original contract term. This item was presented by Laura Storrs, Finance Director. Motion was made by Councilmember Powell, and seconded by Councilmember Hays, that the following captioned resolution be passed:

RESOLUTION NO. 09-25-18-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS DESIGNATING A SECONDARY BANK DEPOSITORY SERVICES CONTRACT PURSUANT TO A REQUEST FOR APPLICATION WITH WELLS FARGO BANK, N.A.; PROVIDING REPEALER CLAUSE; PROVIDING SEVERABILITY CLAUSE AND EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 3B: Mayor Nelson presented a resolution authorizing a Secondary Depository Bank Services Contract with Wells Fargo, N.A. for the period beginning October 1, 2018 through June 30, 2019, then July 1, 2019 through June 30, 2020; the City shall have the option to extend the Contract for three one-year periods after the original contract term. This item was presented by Laura Storrs, Finance Director. Motion was made by Councilmember Powell, seconded by Councilmember Smith, that the following captioned resolution be passed:

RESOLUTION NO. 09-25-18-2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS DESIGNATING A BANK TO INSTALL, OPERATE, AND MAINTAIN AUTOMATIC TELLER MACHINES (ATMS) ON PREMISES CITY PROVIDES AND AUTHORIZE SAME BANK TO ESTABLISH A BANK PAYROLL CARD SYSTEM IN A PROFESSIONAL SERVICES CONTRACT PURSUANT TO A REQUEST FOR APPLICATION WITH AMARILLO NATIONAL BANK; PROVIDING REPEALER CLAUSE; PROVIDING SEVERABILITY CLAUSE AND EFFECTIVE DATE

Voting AYE were Mayor Nelson, Councilmembers Hays, Powell and Smith; voting NO were none; the motion carried by a 4:0 vote of the Council.

ITEM 3C: Mr. McWilliams advised at 1:47 p.m. that the City Council would convene in Executive Session per Texas Government Code (1) Section 551.072 – Discuss the purchase, exchange, lease, sell, or value of real property and public discussion of such would not be in the best interests of the City’s bargaining position: (a) Multiple properties located in the Central Business District.

Mr. McWilliams announced that the Executive Session was adjourned at 2:33 p.m. and recessed the Regular Meeting.

ATTEST:

Frances Hibbs, City Secretary

Ginger Nelson, Mayor

DRAFT

Amarillo City Council

Agenda Transmittal Memo



B

Meeting Date	October 2, 2018	Council Priority	Infrastructure
Department	Planning and Development Services Assistant Director : Cris Valverde		

Agenda Caption

ORDINANCE NO. _____:

This is the second and final reading of an ordinance rezoning Lot 1, Block 7, Martin Addition Unit No. 3, in Section 136, Block 2, AB&M Survey, Potter County, Texas plus one half of all bounding streets, alleys, and public ways to change from Residential District 1 with Specific Use Permit 22 to Residential District 1 with a Specific Use Permit for a martial arts and athletic center.
APPLICANT/S: Mike and Dena Lister
VICINITY: Martin Rd. and Marrs St.

Agenda Item Summary

Area Characteristics

The adjacent zoning in is Residential District 1 in all directions. Adjacent land uses are single-family detached homes to the north, west, and south and Whittier Elementary school to the east.

Proposal

The applicant is requesting to amend the existing zoning which was approved for an Institution of Religious, Charitable, or Philanthropic Nature (Opportunity House) in 1975. The Opportunity House program offered a transitional living facility for youths and occupied the site since until recently.

The applicant, who owns and operates the Martial Arts and Athletic Center (MAAC) recently entered into an agreement to purchase the property and plans to renovate and add-on to existing buildings in an effort to provide after school programs, child care, summer programs, fitness center, and martial arts and boxing lessons.

Analysis

As mentioned previously, the original zoning for the site (Specific Use Permit 22) was approved in 1973 for Religious, Charitable, or Philanthropic Nature land uses and later expanded in size with a later zoning change in 1975.

Development standards within the initial zoning and subsequent expansion were identical yet basic with only land use, amount of parking, and location of structures being described.

In analyzing request, staff was of the opinion that proposed land uses for the site can be classified under "Institution of Religious, Charitable, or Philanthropic" category and allowed within the current zoning. However, considering the applicant's proposed building addition will add substantial square footage and with additional services to be offered beyond what previous standards indicate, staff believed it would be in the public's interest to amend the current zoning to reflect the proposed development via a better defined site plan. Such a site plan would detail development standards such as hours of operation, fencing, landscaping, access, building layout, and services offered.

Amarillo City Council

Agenda Transmittal Memo



Below are the core development standards proposed by the applicant:

Land use:

Institution of Religious, Charitable, or Philanthropic Nature (Martial Arts and Athletic Center Program - MAAC)

Parking:

34 spaces provided

Landscaping:

48 percent of site

Maximum lot coverage:

28.5 percent

Fencing:

Existing 6ft solid wood fence along the south property line will remain

Miscellaneous:

Building elevations dictate building material and design of building/s

Requested Action/Recommendation

It was staff's opinion that a unique opportunity exists for the adaptive reuse of a large site and building with youth programs that not only benefit the City but area residents as well. Staff presented its analysis and recommendation for approval to the Planning and Zoning Commission at its September 10th regularly scheduled meeting. The Planning and Zoning Commission was in agreement with staff's recommendation and approved the applicant's request with a 5:0 vote.

Planning and Zoning Commission Meeting Minutes (9-10-18)

Sherry Bailey, Senior Planner, presented this item, and advised that the applicant is requesting to amend the existing zoning which was granted to Opportunity House. The Martial Arts and Athletic Center (MAAC) will enter into an agreement to purchase the property and continued the service, care and support base in the neighborhood.

Ms. Bailey ended the presentation with a staff recommendation of approval of the SUP request. Ms. Bailey then took questions from the Commission.

Chairman Parker asked if anyone wanted to speak in favor of this item. Mike Lister, owner, stood to state his reasons for this request and noted the importance of an afterschool for the surrounding neighborhood. Master Lister also stood to take questions from the board. Charles Lynch, architect, also stood to in favor of this item, explaining elements of the building itself and how it will contribute to neighborhood improvement. Terry Rich, developer, stood to speak in favor of this item, talking about logistics and budgeting for the project.

Chairman Parker asked if anyone wanted to speak against this item. No comments were made.

A motion to approve Z-18-23 was made by Commissioner Jones, seconded by Commissioner Harman, and carried unanimously.

Amarillo City Council

Agenda Transmittal Memo



Community Engagement Summary

Notices have been sent out to 24 property owners within 200 feet regarding this proposed rezoning. At the time of this writing, the Planning Department has not received any comments regarding this request.

ORDINANCE NO. _____

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 MARTIN ROAD AND MARRS STREET, POTTER COUNTY, TEXAS; PROVIDING A REPEALER CLAUSE; AND PROVIDING A SAVINGS 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 has 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 a 1.91 acre tract of land known as Lot 1, Block 7, Martin Addition, Unit No. 3, in Section 136, Block 2, AB&M Survey, City of Amarillo, Potter County, Texas plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 1 Specific Use Permit 22 (R-1/SUP-22) to Residential District – 1 Specific Use Permit -22 Amended (R-1/SUP-22A).

SECTION 3. The zoning change approved in SECTION 2 shall be conducted in accordance with the applicable site plan and/or development standards document submitted.

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. 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 6. 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 25th day of September, 2018 and **PASSED** on Second and Final Reading on this the 2nd day of October, 2018.

Ginger Nelson, Mayor

ATTEST:

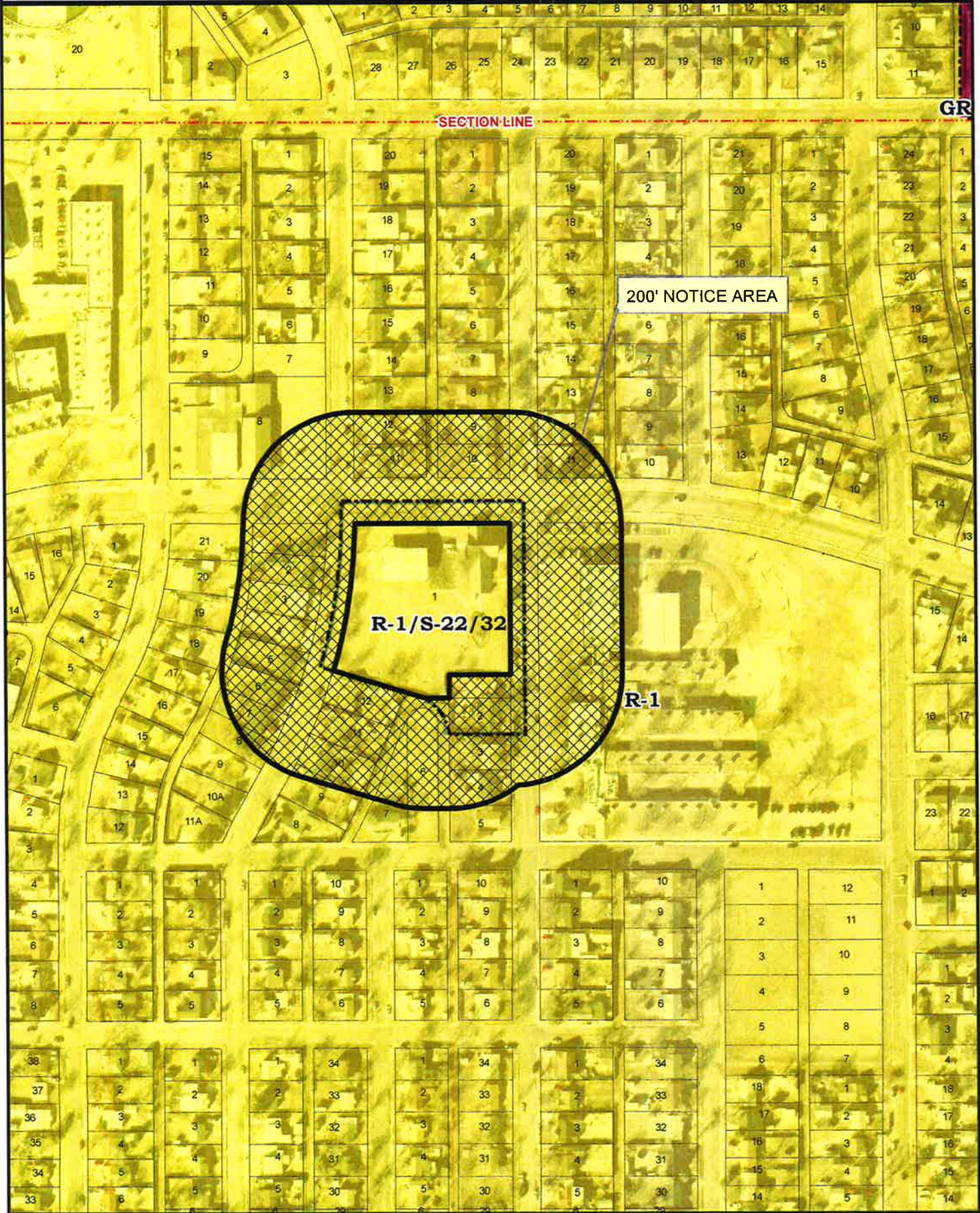
Frances Hibbs, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

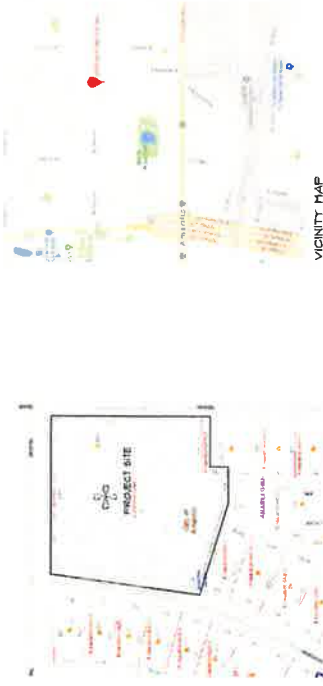


CASE Z-18-23 SPECIFIC USE PERMIT REQUEST
PROPERTY OWNER NOTICES



RENOVATION TO THE MARTIAL ARTS AND ATHLETIC CENTER NORTH CAMPUS, AMARILLO, TEXAS 79107

PROPERTY OWNER: MIKE AND DENA LISTER, MEAN DENA LLC
PROPERTY OWNER ADDRESS: 108 SUNSET TER, AMARILLO, TEXAS 79106
PROPERTY OWNER TELEPHONE: 806-377-0680
AGENT OF PROPERTY OWNER / DESIGNER (ARCHITECT): CHARLES R LYNCH, AIA ARCHITECTS INC.
AGENT OF PROPERTY OWNER / DESIGNER (ARCHITECT) ADDRESS: 1001 SE 3RD AVE, AMARILLO, TEXAS 79102
AGENT OF PROPERTY OWNER / DESIGNER (ARCHITECT) TELEPHONE: 806-374-0616



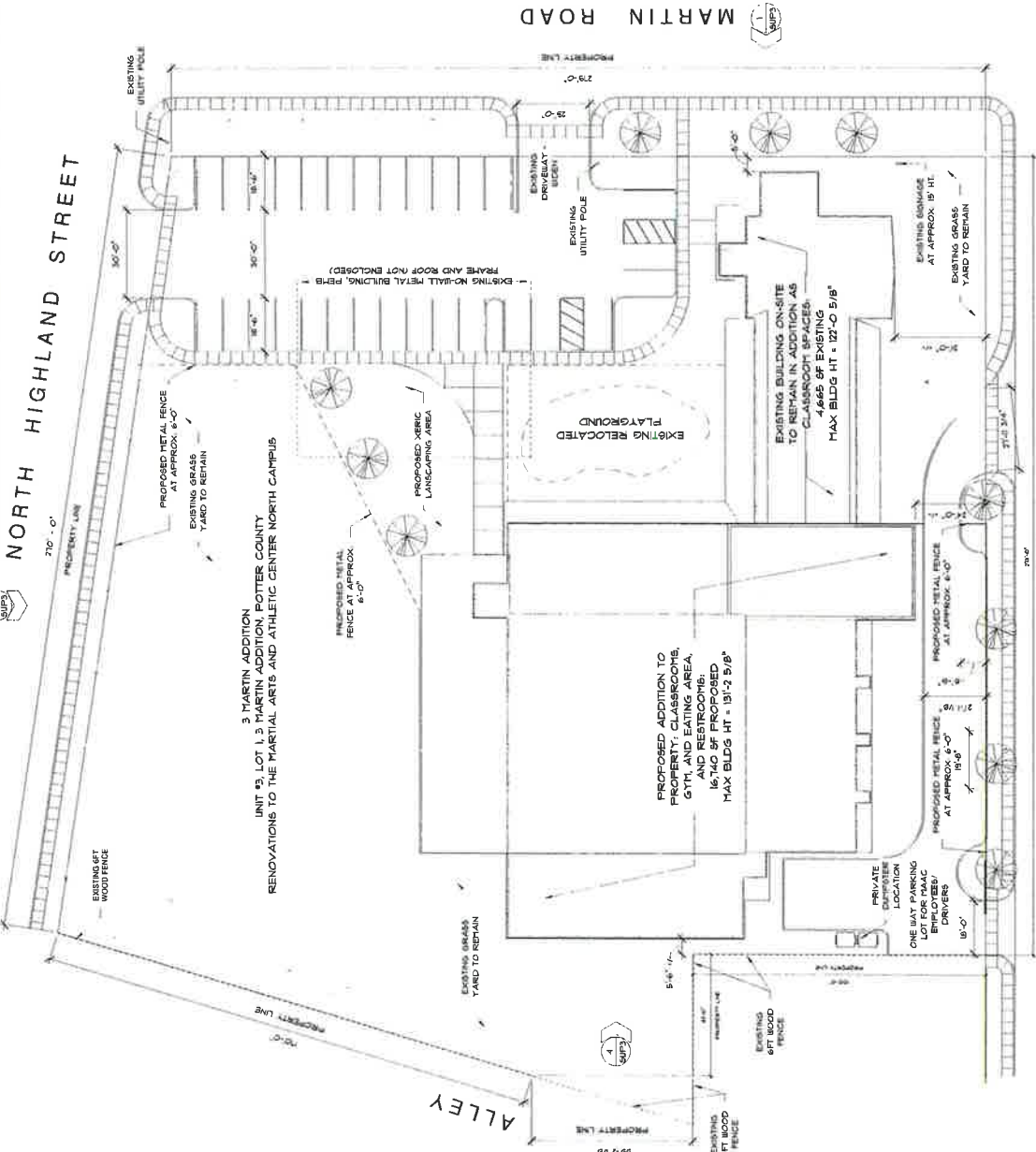
POTTER COUNTY CENTRAL APPRAISAL DISTRICT VIEW OF PROPERTY



VICINITY MAP OF PROPERTY WITH SATELLITE IMAGING

EMPLOYEE COUNT FOR RENOVATED PROPERTY: 20 EMPLOYEES
HOURS OF OPERATION: 7:00AM - 8:00PM (SUMMER)
10:00AM - 8:00PM (SCHOOL YEAR)

PARENT ZONING CLASSIFICATION: IF-2 SINGLE FAMILY RESIDENTIAL DUELLING
DISTRICT WITH ATTENDED SPECIFIC USE PERMIT FOR OPPORTUNITY HOUSING
REQUESTED ZONING CLASSIFICATION: IF-2 SINGLE FAMILY RESIDENTIAL DUELLING
DISTRICT WITH ATTENDED SPECIFIC USE PERMIT FOR THE MARTIAL ARTS AND
ATHLETIC CENTER PROGRAM
AREA OF PROPERTY: 191 ACRES / 83190 SF
CURRENT PERCENT OF MAX. LOT COVERAGE = 5.6%
PROPOSED PERCENT OF MAX. LOT COVERAGE = 28.5%
PERCENT OF ON-SITE LANDSCAPING AFTER RENOVATION = 49.5% (11.5% LOT LESS HARDSCAPE)



1 SITE PLAN - THE MARTIAL ARTS AND ATHLETIC CENTER
SCALE: 1" = 30'-0"

MAAC - Martial Arts & Athletic Center

PROPOSED RENOVATIONS TO NORTH CAMPUS OF:

SUBMITTAL
SPECIFIC USE
PERMIT - SITE
PLAN

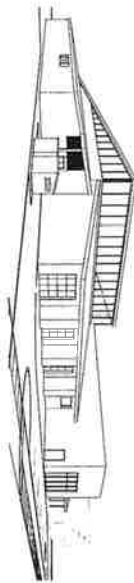
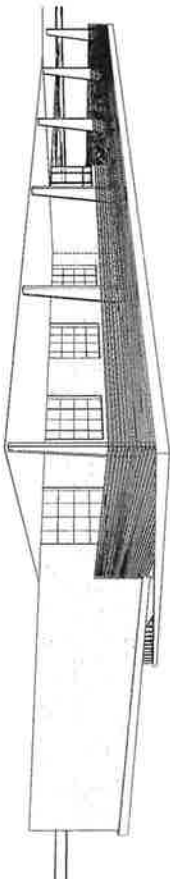
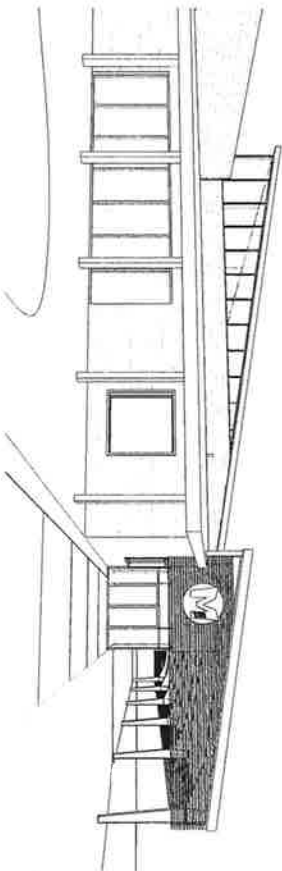
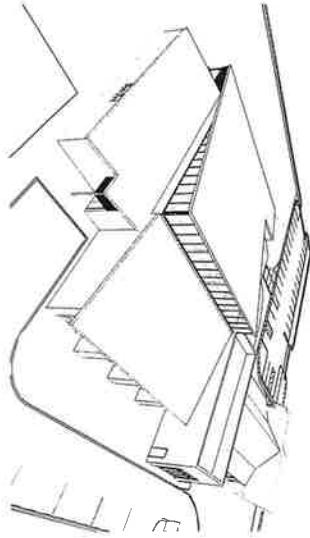
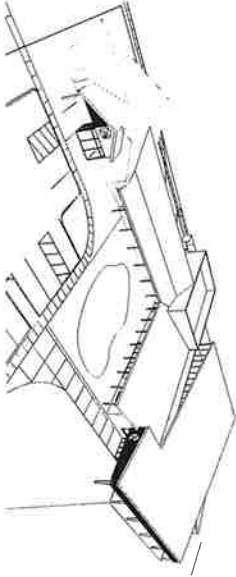
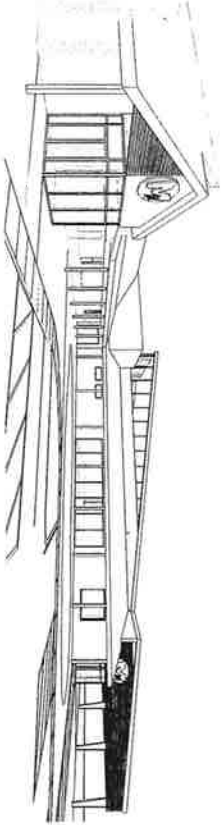
SUP-1
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Proposed Renovation to North Campus of Art & Athletics Center

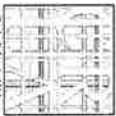
SUP3
 DATE 06-09-2008
 PROJECT NO. 14-006-271-2008



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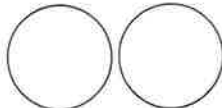


SHEET TITLE
EXTERIOR
PERSPECTIVE
VIEWS

MAAC - Martial Arts & Athletic Center

PROPOSED RENOVATIONS TO NORTH CAMPUS OF:

2009 N MARRS STREET



REVISIONS	
NO.	DESCRIPTION
1	ISSUED FOR PERMITTING
2	ISSUED FOR PERMITTING
3	ISSUED FOR PERMITTING
4	ISSUED FOR PERMITTING
5	ISSUED FOR PERMITTING
6	ISSUED FOR PERMITTING
7	ISSUED FOR PERMITTING
8	ISSUED FOR PERMITTING
9	ISSUED FOR PERMITTING
10	ISSUED FOR PERMITTING

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	October 2, 2018	Council Priority	Civic Pride
Department	Parks and Recreation		
Contact	Michael Kashuba, Director of Parks and Recreation		

Agenda Caption

CONSIDER AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) TO SUPPLEMENT TXDOT HIGHWAY MAINTENANCE OPERATIONS

Agenda Item Summary

This item authorizes the City to fund supplemental mowing operations via the TxDOT maintenance program for the State right-of-ways along IH-40 and IH-27 within the City limits. Each supplemental mowing is estimated to cost \$25,428, with authorized funding for up to 3 supplemental mowing operations annually, totaling \$76,284.

Requested Action

The initial agreement for supplemental mowing operations of State right-of-ways along IH-40 and IH-27 within the city limits was approved by Council on July 18, 2017 (TxDOT CSJ# 6290-44-001). The original agreement expired on 7/31/18.

The proposed agreement (TxDOT CSJ# 6328-67-001) provides for the City to request through TxDOT up to 3 supplemental mowing operations annually. The number and frequency of the mowing is determined by the TxDOT District Engineer with the following schedule proposed during through the original agreement.

Summary of Supplemental Mowing Operations from the original agreement (TxDOT CSJ# 6290-44-001):

- April – TxDOT to mow IH-40 and IH-27 with in-house forces if needed.
- May, July, and September – TxDOT Contractor to mow IH-40 and IH-27 paid by the COA
- June, August, and October – TxDOT Contractor to mow IH-40 and IH-27 paid by TxDOT.

During the original agreement, the total number of mowing operations completed by TxDOT was 3 (June, August, September 2018) with 1 mow scheduled after the first freeze (tentatively October). The City of Amarillo funded one supplemental mowing operation during this time frame at a cost of \$29,304.14.

Funding Summary

Funding is budgeted in the Parks Maintenance account 1861.68300. Cost per supplemental mowing operation has been reduced by \$3,876 from the previous agreement.

Community Engagement Summary

This item was initially discussed during community appearance meetings and City Council Work Sessions in April of 2017. City Council has inquired as to the status of this item in September 2018.

Staff Recommendation

This agreement is necessary to fund supplement mowing operations of State right-of-ways along IH-40 and IH-27 within the City limits.

CSJ # 6328-67-001
District # 04-Amarillo
Code Chart 64 #01000
Project: Mowing IH 40 & IH 27
inside city limits of Amarillo

STATE OF TEXAS §

COUNTY OF TRAVIS §

LOCAL PROJECT ADVANCE FUNDING AGREEMENT FOR VOLUNTARY LOCAL GOVERNMENT CONTRIBUTIONS TO ON SYSTEM TRANSPORTATION IMPROVEMENT PROJECTS WITH NO REQUIRED MATCH

THIS AGREEMENT is made by and between the State of Texas, acting through the Texas Department of Transportation, called the "State", and City of Amarillo, acting by and through its duly authorized officials, called the "Local Government."

WITNESSETH

WHEREAS, Texas Transportation Code, Chapter 201 and 222 authorizes the State to lay out, construct, maintain, and operate a system of streets, roads, and highways that comprise the State Highway System; and,

WHEREAS, Texas Government Code Chapter 791 and Texas Transportation Code §201.209 and Chapter 221, authorizes the State to contract with municipalities and political subdivisions; and,

WHEREAS, Texas Transportation Commission Minute Order Number 115194 authorizes the State to undertake and complete a highway improvement generally described as **mowing highway right of way**; and,

WHEREAS, the Local Government has requested that the State allow the Local Government to participate in said improvement by funding that portion of the improvement described as **mowing highway right of way**: called the "Project"; and,

WHEREAS, the State has determined that such participation is in the best interest of the citizens of the State;

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto, to be by them respectively kept and performed as hereinafter set forth, the State and the Local Government do agree as follows:

AGREEMENT

1. Time Period Covered

The period of this Local Project Advance Funding Agreement (LPAFA) is as stated in the Master Agreement Governing Local Transportation Project Advance Funding Agreements (MAFA), without exception.

2. Project Funding and Work Responsibilities

The State will authorize the performance of only those Project items of work which the Local Government has requested and has agreed to pay for as described in Attachment A, Payment Provision and Work Responsibilities which is attached to and made a part of this contract. In addition to identifying those items of work paid for by payments to the State, Attachment A,

CSJ # 6328-67-001
District # 04-Amarillo
Code Chart 64 #01000
Project: Mowing IH 40 & IH 27
inside city limits of Amarillo

Payment Provision and Work Responsibilities, also specifies those Project items of work that are the responsibility of the Local Government and will be carried out and completed by the Local Government, at no cost to the State.

3. Payment of Funds

Whenever funds are paid by the Local Government to the State under this agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation." The check or warrant shall be deposited by the State and managed by the State. The funds may only be applied by the State to the Project. If after final Project accounting excess funds remain, those funds may be applied by the State to the Local Government's contractual obligations to the State under another advance funding agreement with approval by appropriate personnel of the Local Government.

4. Right of Access

If the Local Government is the owner of any part of the Project site, the Local Government shall permit the State or its authorized representative access to the site to perform any activities required to execute the work.

5. Adjustments Outside the Project Site

The Local Government will provide for all necessary right of way and utility adjustments needed for performance of the work on sites not owned or to be acquired by the State.

6. Responsibilities of the Parties

Responsibilities of the Parties will be under the conditions as provided for in the MAFA, without exception.

7. Document and Information Exchange

The Local Government agrees to electronically deliver to the State all general notes, specifications, contract provision requirements and related documentation in a Microsoft® Word or similar document. If requested by the State, the Local Government will use the State's document template. The Local Government shall also provide a detailed construction time estimate including types of activities and month in the format required by the State. This requirement applies whether the local entity creates the documents with its own forces or by hiring a consultant or professional provider. At the request of the State, the Local Government shall submit any information required by the State in the format directed by the State.

8. Inspection and Conduct of Work

Unless otherwise specifically stated in Attachment A, Payment Provision and Work Responsibilities, to this contract, the State will supervise and inspect all work performed hereunder and provide such engineering inspection and testing services as may be required to ensure that the Project is accomplished in accordance with the approved plans and specifications. All correspondence and instructions to the contractor performing the work will be the sole responsibility of the State. Unless otherwise specifically stated in Attachment A to this contract, all work will be performed in accordance with the Standard Specifications for

CSJ # 6328-67-001
District # 04-Amarillo
Code Chart 64 #01000
Project: Mowing IH 40 & IH 27
inside city limits of Amarillo

Construction and Maintenance of Highways, Streets, and Bridges adopted by the State and incorporated in this agreement by reference, or special specifications approved by the State.

9. Increased Cost

Increased cost will be under the conditions as provided for in the MAFA, without exception.

10. Maintenance

Project maintenance will be under the conditions as provided for in the MAFA, without exception.

11. Termination

Termination of this LPAFA shall be under the conditions as stated in the MAFA, without exception.

12. Notices

Notices of this LPAFA shall be under the conditions as stated in the MAFA, without exception.

Local Government:	State:
Mayor	Director of Contract Services
City of Amarillo	Texas Department of Transportation
PO Box 1971	125 E. 11 th Street
Amarillo, Texas 79105-1971	Austin, Texas 78701

13. Successors and Assigns

The State and the Local Government each binds itself, its successors, executors, assigns, and administrators to the other party to this agreement and to the successors, executors, assigns, and administrators of such other party in respect to all covenants of this agreement.

14. Amendments

Amendments to this LPAFA shall be made as described in the MAFA, without exception.

15. Incorporation of Master Agreement Provisions

This LPAFA incorporates all relevant provisions of the MAFA in effect on the date of final execution of this LPAFA, unless such MAFA provision is specifically excepted in this agreement. Any conflict between the terms of the MAFA and this LPAFA shall be governed and controlled by this LPAFA.

16. State Auditor

The state auditor may conduct an audit or investigation of any entity receiving funds from the State directly under the contract or indirectly through a subcontract under the contract.

Acceptance of funds directly under the contract or indirectly through a subcontract under this

CSJ # 6328-67-001
District # 04-Amarillo
Code Chart 64 #01000
Project: Mowing IH 40 & IH 27
inside city limits of Amarillo

contract acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.

17. Insurance

If this agreement authorizes the Local Government or its contractor to perform any work on State right of way, before beginning work the entity performing the work shall provide the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on State right of way. This coverage shall be maintained until all work on the State right of way is complete. If coverage is not maintained, all work on State right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

18. Signatory Warranty

Each signatory warrants that the signatory has necessary authority to execute this agreement on behalf of the entity represented.

THIS AGREEMENT IS EXECUTED by the State and the Local Government in duplicate.

THE LOCAL GOVERNMENT

Signature

Typed or Printed Name

Title

Date

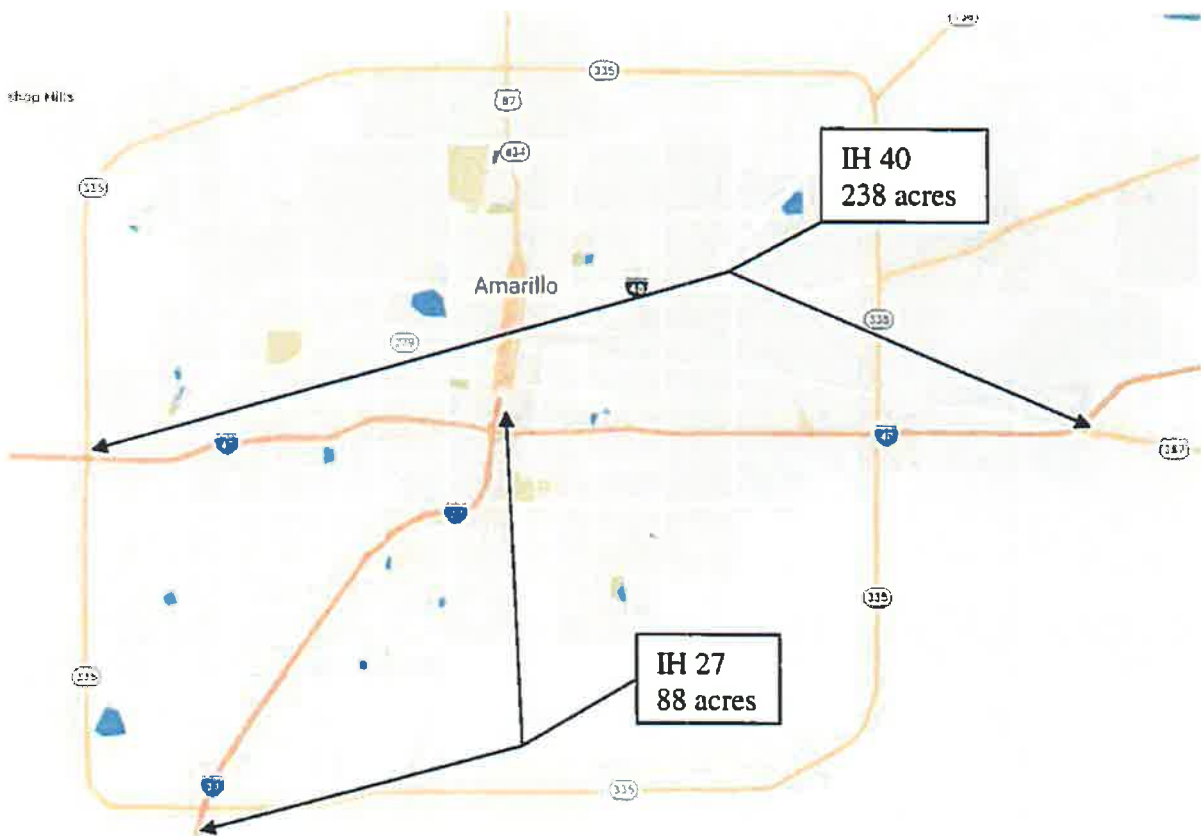
THE STATE OF TEXAS

District Engineer

Date

CSJ #6290-44-001
District # 04-Amarillo
Code Chart 64 # 01000
Project: Mowing IH 40 & IH 27
inside the city limits of Amarillo
Not Research and Development

Attachment A
PAYMENT PROVISION AND WORK RESPONSIBILITIES



Work location: IH 40 from East City Limit to West City limit (238 acres)
IH 27 from South 22nd St. to South City Limit (88 acres)

Description: Mowing Highway Right of Way

ITEM	DESCRIPTION	HWY	UNIT	QTY	PRICE	EXTENSION
730-6002	FULL- WIDTH MOWING	IH 40	ACRE	238	\$78.00	*\$18,564.00
730-6002	FULL- WIDTH MOWING	IH 27	ACRE	88	\$78.00	*\$6,864.00

- 1 cycles = \$25,428.00

The State is performing the work of mowing highway right of way. The Local Government will be responsible for the total of \$25,428.00 per additional cycle until termination of the contract and will pay the State on a date mutually agreed to between the State and Local Government. The number of cycles per year will be at the request of the Local Government. The Local Government will be responsible for any cost overruns associated with the additional mowing cycles.



Amarillo City Council

Agenda Transmittal Memo



Meeting Date	October 2, 2018	Council Priority	Transportation
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Department	Street / 1420
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Agenda Caption

Purchase – Asphaltic Emulsion CHFRS-2P: Award to Ergon Asphalt & Emulsion, Inc. – \$150,000.00. This item awards a contract for the purchase of CHFRS-2P Emulsion used by the Street Division to seal cracks in paved streets from November through March.

Agenda Item Summary

CHFRS-2P is an asphaltic emulsion used by the Street Division to seal cracks in paved streets throughout the City.

Requested Action

Award this contract to Ergon Asphalt & Emulsion, Inc. in the amount of \$150,000 (\$2.50 per gallon). This cost per gallon is an increase of 38.9% above last year's contract unit cost.

Ergon Asphalt & Emulsions, Inc. submitted a bid of \$2.50/gal picked up at their plant in Lubbock, TX, or \$2.98/gal delivered to the City's Service Center in Amarillo. To ensure the most cost effective price was selected for the City, the Street Division secured quotes for transportation of the CHFRS-2P from two (2) local companies. Kimrad Transport submitted the lowest quote for transportation in the amount of \$0.1396/gal. Therefore, the Street Division will secure transportation of the CHFRS-2P separately.

Funding Summary

Funding in the amount of \$120,000 for the purchase of CHFRS-2P Emulsion is available in Account 1420.68300 (R&M Improvements) of the 2018/2019 Street Division budget. The \$150,000 cost is 25% more than budgeted. The additional \$30,000 needed to purchase the entire contract amount will be paid from funds remaining in Account 1420.68300. No State or Federal funds will be used for the purchase of this material.

Community Engagement Summary

CHFRS-2P Emulsion is used by the Street Division to seal cracks in paved streets throughout the City. Crack sealing is a cost effective preventative maintenance technique designed to preserve and extend the life of the City's paved streets.

Staff Recommendation

Street Division recommends acceptance of the bid as offered.

Bid No. 6154 ASPHALTIC EMULSION CHFRS-2P ANNUAL CONTRACT
Opened 4:00 p.m. August 30, 2018

To be awarded as one lot		ERGON ASPHALT & EMULSONS INC	WRIGHT ASPHALT PRODUCTS COMPANY
Line 1 Asphalt, per specifications			
60,000 ga			
Unit Price	\$2.500		\$2.774
Extended Price		150,000.00	166,452.00
Bid Total		150,000.00	166,452.00
Award by Vendor		150,000.00	

E



Amarillo City Council

Agenda Transmittal Memo



Meeting Date	October 2, 2018	Council Priority	Civic Pride
Department	Solid Waste Division		
Contact	Blair Snow, Interim Assistant Director of Public Works		

Agenda Caption

CONSIDER Purchase of Portable Landfill Fence:
This item is to discuss and consider the purchase of portable landfill fence needed to enclose area and to prevent debris from blowing to surrounding areas.

Agenda Item Summary

Consider purchase of the portable landfill fence needed to enclose area and to prevent debris from blowing to surrounding areas.

Requested Action

Approve the purchase of the portable fencing materials.

Funding Summary

The account number is 1432.51850.

Community Engagement Summary

Community Engagement is not anticipated for this purchase.

Staff Recommendation

Approve the purchase.

Bid No. 6193 PORTABLE LANDFILL FENCE
Opened 4:00 p.m. September 6, 2018

To be awarded as one lot		HAWAII DRILLERS INC
Line 1 Fencing, chain link, fabric, gates, panels, pasts 14' high by 23' long portable, per specifications		
10 ea		
Unit Price	\$5,308.500	
Extended Price	53,085.00	
Bid Total		53,085.00
Award by Vendor		53,085.00

F



Amarillo City Council

Agenda Transmittal Memo



Meeting Date	October 2, 2018	Council Priority	Fiscal Responsibility
Department	Central Stores		
Contact	Trent Davis		

Agenda Caption

Award – The purchase of new lights and poles for downtown projects

Award to Techline Inc., in the amount of \$168,837.60

This award is to approve the purchase of Downtown Lights and Poles

Agenda Item Summary

Award of Downtown Lights and Poles

Requested Action

Consider approval and award for the City’s Downtown Lights and Poles

Funding Summary

Funding for this award is available in the Central Stores Inventory Account 1000.15400

Community Engagement Summary

N/A

Staff Recommendation

City Staff is recommending approval and award of this contract

Bid No. 62115 DOWNTOWN LIGHTS
Opened 4:00 p.m. September 19, 2018

To be awarded as one lot		TECHLINE INC
Line 1 Black LED Light Fixture, per specifications		
60 ea		
Unit Price	\$1,184.000	
Extended Price		71,040.00
Line 2 Black bracket, per specifications		
12 ea		
Unit Price	\$266.000	
Extended Price		3,192.00
Line 3 Black street light pole, per specifications		
48 ea		
Unit Price	\$1,933.000	
Extended Price		92,784.00
Line 4 Anchor bolts for street lights, per specifications		
48 ea		
Unit Price	\$37.950	
Extended Price		1,821.60
Bid Total		168,837.60
Award by Vendor		168,837.60



Amarillo City Council

Agenda Transmittal Memo



Meeting Date	October 2, 2018	Council Priority	Infrastructure Initiative
Department	Solid Waste Division		
Contact	Blair McCurdy Snow Public Works		

Agenda Caption

Purchase: 100 - 3 Cubic Yard solid waste dumpsters.

Award by Competitive bid:
Roll Offs of America/USA
Total Award \$52,000.00

Agenda Item Summary

Scheduled replacement of 100 three yard dumpsters. Annual purchase of replacement dumpsters allows The Solid Waste Division to maintain the current service level.

Requested Action

Approval

Funding Summary

Solid Waste Collections account number 1431.51850

Community Engagement Summary

Continue to provide Solid Waste services.

Staff Recommendation

City staff recommends approval.

Bid No. 6190 3 CU TD REFUSE CONTAINERS
Opened 4:00 p.m. September 13,2018

To be awarded as one lot		ROLLS OFFS	WASTEQUIP
Line 1 Refuse carts, chutes, containers, and holders, per specifications 100 ea			
Unit Price	\$520.000	\$683.440	
Extended Price	52,000.00	68,344.00	
Bid Total	52,000.00	68,344.00	

Award by Vendor 52,000.00