

AGENDA

FOR A REGULAR MEETING OF THE AMARILLO CITY COUNCIL TO BE HELD ON TUESDAY, AUGUST 24, 2021, 2021 AT 1:00 P.M., CITY HALL, 601 SOUTH BUCHANAN STREET, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.

City Council Mission: Use democracy to govern the City efficiently and effectively to accomplish the City's mission.

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: Parker Bowen, Assistant Music Director, First Baptist Church

NATIONAL ANTHEM: Kathryn Bowen

PROCLAMATION: Older Americans Month

PUBLIC ADDRESS

(For items on the agenda for City Council consideration) The public will be permitted to offer public comment on agenda items. Public Address signup times are available from Sunday 8:00 a.m. until Tuesday 12:45 p.m. at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form> or by calling the City Secretary's office at (806) 378-3014.

AGENDA

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. Coronavirus update;
- C. Public Safety Report;
- D. Receive Quarterly Budget update and Sales Tax update;
- E. Customer Service Pillar update;
- F. Polk Streetscape update;
- G. Reports on Boards and Commissions that City Councilmembers serve on;
 - 1. Environmental Task Force
 - 2. Local Government Corporation;
- H. Request future agenda items and 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. CONSIDER APPROVAL – MINUTES

Approval of the City Council minutes for the regular meeting held on August 10, 2021.

Approval of City Council minutes for the special meeting held on August 13, 2021.

B. APPROVAL AND ADOPTION - CITY OF AMARILLO GOVERNANCE AND ENDS POLICIES AS REVIEWED IN PREVIOUS MEETING

(Contact: Jared Miller, City Manager)

This item approves and adopts the City of Amarillo Governance and Ends policies as reviewed in the meetings held on June 22, July 27, and August 10, 2021.

C. CONSIDER APPROVAL OF RESOLUTION GRANTING THE CITY MANAGER THE AUTHORITY TO SIGN THE GRANT OFFER #3-48-007-050-021 FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT

(Contact: Michael W. Conner, Director of Aviation)

Grant Amount: \$4,356,675

This item approves the resolution granting the City Manager the authority to sign the referenced grant offer from the FAA, which is part of the American Rescue Plan Act (ARPA) for the Rick Husband Amarillo International Airport.

D. CONSIDER AWARD OF THE PURCHASE AND REPLACEMENT OF THREE (3) GROUND POWER UNITS (GPU'S) USED TO POWER AIRCRAFT PARKED AT RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT'S PASSENGER BOARDING BRIDGES TO JBT AEROTECH COMPANY

(Contact: Michael W. Conner, Director of Aviation)

Bid Amount: \$133,764

This item includes the purchase and replacement of three (3) 400Hz/28VDC GPUs to power aircraft parked at the passenger boarding bridges.

E. CONSIDER APPROVAL OF FAA AIP GRANT NO. 3-48-0007-049-2021, WITH THE FEDERAL AVIATION ADMINISTRATION FOR 100% FUNDING FOR THE COMPLETION OF THE TAXIWAY JULIET AND TAXIWAY PAPA 4 RECONSTRUCTION PROJECT, REHABILITATION OF THE SNOW REMOVAL EQUIPMENT BUILDING, AND THE UPDATE OF THE PAVEMENT CONDITION INDEX AND PAVEMENT MANAGEMENT PLAN AT THE RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT

(Contact: Michael W. Conner, Director of Aviation)

Bid Amount: \$2,939,708

This item approves the offer of FAA AIP Grant No. 3-48-0007-049-2021 and grants the City Manager the authority to execute on behalf of the City of Amarillo and Rick Husband Amarillo International Airport.

F. CONSIDER APPROVAL OF ADDENDUM NO. 2 – CENTER CITY TAX INCREMENT REINVESTMENT ZONE #1 DEVELOPER AGREEMENT FOR CHASE TOWER, LLC

(Contact: Andrew Freeman, Assistant City Manager)

This item approves a second addendum to the Tax Increment Reinvestment Zone (TIRZ) #1 Developer Agreement for the FirstBank Southwest Tower building located at 600 S. Tyler to encourage the conversion of two floors of existing office space to residential housing units.

G. CONSIDER AWARD - DEKKER PERICH SABATINI CONTRACT FOR PROFESSIONAL PLANNING SERVICES RELATED TO THE TRI-STATE FAIRGROUNDS MASTER PLAN

(Contact: Andrew Freeman, Assistant City Manager)

Contract Amount: \$198,000

This contract is for professional consulting services related to creating a master plan for the Tri-State Fairgrounds and adjoining neighborhoods in East Amarillo. The plan is a partnership among the five organizations involved in the ownership, management and programming of the area including the City of Amarillo, Potter County, Amarillo Independent School District (AISD), the Amarillo-Potter Events Venue District, and the Tri-State Exposition.

This Process is estimated to take between 8-12 months to complete and will be guided by an advisory committee comprised of representatives from the five organizations. The City's Planning and Development Services Department will oversee the contract and coordinate with DPS.

The contract amount is \$198,000. The plan will be funded by equal contributions from Potter County, AISD, the Venue District and the City secured through interlocal agreements. Work will not commence with the consultant until all entities have contributed their portion.

H. CONSIDER RESOLUTION AUTHORIZING THE AMARILLO POLICE DEPARTMENT TO APPLY FOR THE 2021 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AND AUTHORIZING AN INTERLOCAL AGREEMENT TO SHARE GRANT FUNDS WITH POTTER COUNTY

(Contact: Chief Martin Birkenfeld and Captain Joe Loftus)

Grant Amount: \$59,880

The Amarillo Police Department is expected to receive \$59,880 from this grant. The Department will use the funds to purchase tasers and related accessories (holsters, batteries, cartridges, etc.). The grant is renewed each year and is shared with Potter County.

I. CONSIDER APPROVAL – ANNUAL CONTRACT FOR TRANSPORTATION SERVICES BETWEEN THE CITY OF AMARILLO AND PANHANDLE INDEPENDENT LIVING CENTER

(Contact: Marita Wellage-Reiley, Transit Director)

This item is the consideration of a Contract for Transportation Services between the City of Amarillo and Panhandle Independent Living Center (PILC) to provide Amarillo City Transit (ACT)-Connect service to PILC clients.

J. CONSIDER AWARD – PURCHASE OF SUPPORT VEHICLES FROM CALDWELL COUNTY FORD DBA ROCKDALE COUNTY FORD.

(Contact: Marita Wellage-Reiley, Transit Director)

Award Amount: \$121,340

This item is for the purchase of two support vehicles and a maintenance service truck.

K. CONSIDER RESOLUTION – AUTHORIZING THE AMARILLO HOSPITAL DISTRICT 2021/2022 FISCAL YEAR BUDGET

(Contact: Laura Storrs, Assistant City Manager)

This resolution approves the 2021/2022 fiscal year budget and associated Program of services for the Amarillo Hospital District (AHD). This budget is recommended for approval by the AHD Board of Managers.

L. CONSIDER REFUGEE HEALTH GRANT

(Contact: Casie Stoughton, Director of Public Health)

Grant Amount: up to \$573,688.67

Grantor: U.S. Committee for Refugees and Immigrants

This item accepts the award from the USCRI from October 1, 2021, thru September 30, 2022, to continue health screening services for refugees resettled in Potter/Randall Counties.

M. CONSIDER ANNUAL PAINTING SERVICE CONTRACT FOR MISC. JOBS ON CITY BUILDINGS TO JACK C. THOMAS & SON INC. FOR A MAXIMUM OF \$80,000 WITH HOURLY RATE OF \$36.00

(Contact: Jerry Danforth, Director Project Management)

Bid Amount: Not to Exceed \$80,000

N. CONSIDER AWARD MEDICAL SUPPLIES ANNUAL CONTACT TO MINNESOTA MULTISTATE CONTRACTING ALLIANCE (MMCAP) TOTAL ABOUT NOT TO EXCEED \$158,000

(Contact: Trent Davis, Purchasing Agent)

Award Amount: Not to Exceed \$158,000.

This award is to approve an Annual Contract for the purchase of medical supplies.

O. CONSIDER AWARDING ADVERTISING ANNUAL CONTRACT – RFP 21-21 TO AMARILLO GLOBE NEWS AND MORRIS COMMUNICATIONS

(Contact: Trent Davis, Purchasing Agent)

Award Amount: Not to Exceed \$69,314.69

Award of Advertising Annual Contract – RFP -21-21 to Amarillo Globe News & Morris Communication for advertising requirements for various departments.

P. CONSIDER AWARD TO HOME DEPOT FOR CONSTRUCTION MATERIALS ANNUAL CONTRACT AWARDED TO HOME DEPOT THROUGH OMNIA PARTNERS CONTRACT #16154

(Contact: Trent Davis, Purchasing Agent)

Award Amount: Not to Exceed \$68,500

This award is to approve a contract for the purchase of Construction Materials.

Q. CONSIDER AWARD - OFFICE FURNITURE ANNUAL CONTRACT TO NAVAJO OFFICE PRODUCTS IN AN ESTIMATED MINIMUM LIST PRICE AMOUNT OF \$1,000,000

(Contact: Trent Davis, Purchasing Agent)

Award Amount: Minimum List Price \$1,000,000

This annual contract is awarded on the Cooperative Purchasing network Omnia, Blanket Purchase Agreement #R191804. Navajo Office Products is a HUB vendor.

R. CONSIDER AWARD – MICROSOFT SOFTWARE LICENSING SOFTWAREONE, INC. - \$2,182,215.24 THROUGH DIR CONTRACT # DIR-TSO-4061

(Contact: Rich Gagnon, Managing Director of Information Technology)

Award Amount: \$2,182,215.24

This item represents a 3-year agreement which provides for the renewal of Microsoft license entitlements and software assurance benefits for software already in use. New to the agreement is the renewal of SQL Server Enterprise licensing which was added in 2019 as a requirement of the CAD upgrade, as well as other systems in use by Police and AECC. Also new to the agreement is Microsoft 365 E3, which represents additional capabilities not provided under the previous agreement such as the use of Microsoft Teams for remote collaboration. Related, add-on licensing is included which will be used to modernize the City of Amarillo phone system using Microsoft Teams.

S. CONSIDER AWARD – BID NO. 7018, COLONIES PUBLIC IMPROVEMENT DISTRICT LANDSCAPE MAINTENANCE CONTRACT: AMARILLO INTEGRATED FOR A TOTAL OF 40 MONTHS

(Contact: Kelley Shaw, Development Services)

Bid Amount: Not to Exceed \$276,916

This item is to consider award of the Colonies Public Improvement District (PID) landscape maintenance contract for the maintenance of improvements within the Colonies PID. Improvements include park areas, entryway features, irrigation, trees, and specialty lighting. All improvements are constructed to applicable City standards. The contract is for 40 months with options for two one-year renewals if all parties agree.

T. CONSIDER AWARD – BID 7067/JOB 462048 – RECONSTRUCTION OF WESTERN STREET, WALLACE BLVD, HAGY BLVD, AND PORT LN, COMMUNITY INVESTMENT PROGRAM, PROPOSITION 1 TO J. LEE MILLIGAN, INC.

(Contact: Matthew Thomas, Capital Projects & Development Engineering)

Bid Amount: \$10,417,305.95

This item is to consider award of the construction contract for the reconstruction project for Community Investment Program.

U. CONSIDER AWARD OF BERRYDUNN, IN AN AMOUNT NOT TO EXCEED \$250,000 OVER A THREE-YEAR PERIOD, FOR CONSULTING SERVICES FOR A NEEDS ASSESSMENT AND SYSTEM SELECTION OF A FINANCIAL/ERP SOFTWARE SYSTEM (ENTERPRISE RESOURCE PLANNING SYSTEM) FOR CITY FINANCIAL APPLICATIONS AND OTHER RELATED SYSTEMS. AWARD IS THROUGH THE BERRYDUNN DIR CONTRACT ON THE TEXAS DIR SITE – DIR CONTRACT NO. DIR-TSO-3956

(Contact: Debbie Reid, Director of Finance)

Award Amount: Not to Exceed \$250,000 Over 3 Years

Award of consulting services for a needs assessment and system selection of a Financial/ERP software system for City financial applications and other related systems.

3. NON-CONSENT ITEM:

A. FIRST READING TO CONSIDER AN ORDINANCE REZONING 432.90 ACRES OF LAND IN SECTIONS 168 AND 189, BLOCK 2, A.B.&M. SURVEY, POTTER COUNTY, TEXAS

(Contact: Andrew Freeman, Assistant City Manager)

This the first reading to rezone the following areas of the North Heights Neighborhood Plan Area (north half):

1. Rezoning of 294.88 acres consisting of land in the Miller Heights, North Heights, University Heights, Amarillo Heights Additions, and unplatted land, plus one half of all bounding streets, alleys, and public ways to change from Manufactured Home District, Multiple-Family District 1, Multiple-Family District 1 with Specific Use Permit 106, and Light Industrial District to Residential District 2, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas,
2. Rezoning of 22.82 acres consisting of land in the Amarillo Heights, Charlotte Heights, Downing-Highland's, University Heights, and WM Moore's Additions, plus one half of all bounding streets, alleys, and public ways to change from Residential District 3, Manufactured Home District, and Light Industrial District, to Multiple-Family District 1, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas,
3. Rezoning of 7.05 acres consisting of land in Miller Heights Addition, plus one half of all bounding streets, alleys, and public ways to change from Multiple-Family District 1 and Multiple-Family District 1 with Specific Use Permit 100 to General Retail District, in Section 168, Block 2, AB&M Survey, Potter County, Texas,
4. Rezoning of 78.98 acres consisting of land in the Mathew Hooks Re-Subdivision of Block 49 Miller Heights, Miller Heights, North Heights, Clarence Watley's Subdivision of Wheatley's 5 Acre Tract, and University Heights Additions, plus one half of all bounding streets, alleys, and public ways to change from Multiple-Family District 1 to Moderate Density District, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas,
5. Rezoning of 29.17 acres consisting of land in the Miller Heights, North Heights, and University Heights Additions, plus one half of all bounding streets, alleys, and public ways to change from Multiple-Family District 1 with Specific Use Permit 85 and Multiple-Family District 1 to Neighborhood Service District, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas.

B. PUBLIC HEARING AND CONSIDERATION OF RESOLUTION – ADOPTING GUIDELINES AND CRITERIA FOR TAX ABATEMENT WITHIN REINVESTMENT ZONES FOR THE CITY OF AMARILLO

(Contact: Andrew Freeman, Assistant City Manager)

This item adopts tax abatement guidelines and criteria per Texas law (Texas Tax Code, Chapter 312) in order to participate in tax abatement agreements for economic development.

C. CONSIDER A RESOLUTION APPROVING A NOMINATION OF CACIQUE FOODS LLC TO THE TEXAS ENTERPRISE ZONE PROGRAM
(Contact: Andrew Freeman, Assistant City Manager)

This item is a resolution authorizing the City of Amarillo to nominate Cacique Foods, LLC to the Office of the Governor Economic Development and Tourism through the Texas Economic Development Bank for designation as a qualified business and enterprise project under the Texas Enterprise Zone Program.

D. CONSIDER REPEAL OF RESOLUTION 06-08-21-1 WITHDRAWING AUTHORIZATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATION

This item would repeal Resolution 06-08-21-01 adopted on or about June 8, 2021 withdrawing authorization of the Notice of Intent to Issue Certificates of Obligation concerning the issuance of certificates of obligation not to exceed \$35,000,000 for the purpose of paying contractual obligations to be incurred for (i) the acquisition, construction, renovation, improvement and equipment of one or more buildings to be used as a municipal government complex and related parking lot improvements, including the acquisition of any land needed therefor and the demolition of any existing structures on sites needed for the municipal government complex and parking lot improvements, (ii) the demolition of the existing City Hall and (iii) professional services rendered in connection therewith.

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (601 South 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.

Posted this 20th day of August 2021.

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 10th of August, 2021, the Amarillo City Council met at 1:00 p.m. for a regular meeting held in the Council Chambers located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON	MAYOR
COLE STANLEY	COUNCILMEMBER NO. 1
FREDA POWELL	MAYOR PRO TEM
EDDY SAUER	COUNCILMEMBER NO. 3
HOWARD SMITH	COUNCILMEMBER NO. 4

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

JARED MILLER	CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
BRYAN MCWILLIAMS	INTERIM DEPUTY CITY ATTORNEY
JENIFER RAMIREZ	ASSISTANT TO CITY MANAGER
BRENDA SHAW	INTERIM CITY SECRETARY
STEPHANIE COGGINS	PUBLIC WORKS MANAGER

The Invocation was given by Brent Womble.
Mayor Nelson led the Pledge of Allegiance.

Presentation: Every Drop Counts.
Jared Miller announced Stephanie Coggins as Amarillo's new City Secretary.

PUBLIC ADDRESS:

1. Ed Schroeter, 4450 Evelyn, Amarillo, TX spoke on Item 3B.
2. Jerri Glover, 5707 Berget Dr, Amarillo, TX spoke on Item 3A.
3. Michael Ford, Amarillo, TX spoke on Item 3B.
4. Barbara Cromer, 7306 Jameson, Amarillo, TX spoke on Item 1B.

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

ITEM 1: City council discussed or received reports on the following current matters or projects:

- A. Review agenda items for regular meeting and attachments;
- B. Coronavirus update;
- C. Partners for Development Progress;
- D. Civic Center P3 Committee Progress update;
- E. Policy 3: Governance Policy;
- F. Committee Updates Parks & Beautification;
- G. Request future agenda items and reports from City Manager.

ITEM 2. CONSENT ITEMS:

Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Mayor Pro Tem Powell to approve the consent agenda; with the exception of Item F, seconded by Councilmember Sauer:

A. CONSIDER APPROVAL – MINUTES

1. Approval of the City Council minutes for the regular meetings held on July 13, 2021, and July 27, 2021.
2. Approval of the City Council minutes for the special meeting held on July 29, 2021.

B. CONSIDERATION OF ORDINANCE NO. 7919

(Contact: Andrew Freeman, Managing Director-Planning and Special Projects)

This is the second and final reading to consider an ordinance amendment related to the San Jacinto Neighborhood Plan recommending a possible Route 66 logo be placed on a water tower in the neighborhood.

ORDINANCE NO. 7919

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS AMENDING THE AMARILLO MUNICIPAL CODE, TITLE IV, CHAPTER 4-6, ARTICLE III, DIVISION 4, SECTIONS 4-6-153 TO 158 FOR REGULATION OF EMBLEMS ON CITY OWNED PROPERTIES AND FACILITIES; PROVIDING FOR SERVABILITY; PROVIDING FOR REPEALER; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

C. CONSIDERATION OF ORDINANCE NO. 7920

(Contact: Brady Kendrick, Planner II-Planning and Development Services)
VICINITY: Georgia St and Farmers Ave

APPLICANT: Kevin Carter for Amarillo Economic Development Corporation

This is the second and final reading to consider an ordinance rezoning a 178.43 tract of unplatted land. Adjacent zoning consists of Residential District 2 and Agricultural District to the west across Georgia St. No zoning exists on adjacent land to the north, east, and south due to the adjacent land being outside the City of Amarillo's corporate limits.

Adjacent land uses consist of vacant land to the north, south, single-family detached homes and undeveloped land to the west, and an industrial land use to the east.

ORDINANCE NO. 7920

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 GEORGIA STREET AND FARMERS AVENUE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

D. CONSIDERATION OF ORDINANCE NO. 7921

(Contact: Brady Kendrick, Planner II-Planning and Development Services)
Vicinity: Tee Anchor Blvd and Highlands St

Applicant: Jamal Enterprises for Awards Recognition Concepts LLC

This is the second and final reading to consider an ordinance rezoning a 6.78 tract of unplatted land. Adjacent zoning consists of Multiple - Family District 1 to the northeast, Heavy Commercial District to the west, and General Retail District in all other directions.

Adjacent land uses consist of vacant land to the north, a middle school and sixth-grade campus east, various retail businesses to the south, and the American Quarter Horse Association Headquarters to the southwest.

ORDINANCE NO. 7921

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 THE ANCHOR BOULEVARD AND HIGHLAND STREET, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

E. **CONSIDERATION OF ORDINANCE NO. 7922**

(Contact: Brady Kendrick, Planner II-Planning and Development Services)
Vicinity: Amarillo Blvd and Port Ln

Applicant: Thahir Farzan

This is the second and final reading to consider an ordinance rezoning the remaining portion of Lot 6, Block 5, Mary-Gould Acres Unit No. 2. Adjacent zoning consists of Planned Development Districts 2 and 172A to the north, General Retail District and Planned Development District 323 to the south, Planned Development Districts 172A and 323 to the east, and General Retail District and Planned Development District 2 to the west.

Adjacent land uses consist of vacant land and townhomes to the north, medical offices, and an apartment complex to the south, townhomes and an apartment complex to the east, and medical offices and undeveloped land to the west.

ORDINANCE NO. 7922

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 AMARILLO BOULEVARD AND PORT LANE, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.

G. **CONSIDER AWARD-REPAIR OF STORMWATER PUMP AT NORTHEAST LAWRENCE LAKE PUMP STATION**

(Contact: Donny Hooper, Director of Public Works)

Award: Odessa Pumps, \$53,056

This item is to consider the award of a contract for the repair of the existing stormwater pump at the Northeast Lawrence Lake Pump Station.

H. **CONSIDER LEASE – LANDFILL SCRAPER**

(Contact: Donny Hooper, Director of Public Works)

Awarded using Buy Board Contract #517-19 to:

Warren Cat/Caterpillar Financial \$ 14,542.96 per month

Total Award based on 60-month lease \$872,577.60

Purchase option at end of lease \$282,660.00, total obligation if option used \$1,115,237.60.

I. **CONSIDER PURCHASE - LANDFILL COMPACTOR WHEELS**

(Contact: Donny Hooper, Director of Public Works)

Award: Warren Cat, \$57,166.63

This item awards the bid for an unscheduled replacement of unit 8882, 2016 Cat Landfill Compactor Wheels. This equipment is Texas Commission on Environmental Quality (TCEQ) required to meet all state and federal regulations at the City landfill.

J. CONSIDER AWARD – IDCU COVID-19 CONTACT SUPPLEMENT

(Contact: Casie Stoughton, Director of Public Health)

Grant Amount: \$311,847

Grantor: Texas Department of State Health Services

This item accepts the award from the Texas Department of State Health Services from date of execution thru July 31, 2023, to sustain public health programming for response to COVID-19.

K. CONSIDER AWARD – PHWF WORKFORCE

(Contact: Casie Stoughton, Director of Public Health)

Grant Amount: \$1,000,000

Grantor: Texas Department of State Health Services

This item accepts the award from the Texas Department of State Health Services from July, 2021, thru June 30, 2023, to establish, expand, train, and sustain the public health workforce to support COVID-19 prevention, preparedness, response, and recovery initiatives.

L. CONSIDER AWARD – HEALTH EQUITY

(Contact: Casie Stoughton, Director of Public Health)

Grant Amount: \$500,000

Grantor: Texas Department of State Health Services

This item accepts the award from the Texas Department of State Health Services from September 1, 2021, thru May 31, 2023, to authentically engage communities disproportionately impacted by COVID-19 and build sustainable relationships in those targeted communities.

M. CONSIDER AWARD – TUBERCULOSIS FEDERAL GRANT

(Contact: Casie Stoughton, Director of Public Health)

Grant Amount: \$53,123

Grantor: Texas Department of State Health Services

This item accepts the award from the Texas Department of State Health Services from January 1, 2022, thru December 31, 2023, to continue funding to prevent and control the transmission of active and latent tuberculosis.

N. CONSIDER AWARD – DIS GRANT AWARD

(Contact: Casie Stoughton, Director of Public Health)

Grant Amount: \$321,417

Grantor: Texas Department of State Health Services

This item is to consider acceptance of the DIS grant award from the Texas Department of State Health Services in the amount of \$321,417. The grant term is from September 1, 2021, through May 31, 2023, to expand, train, and sustain the DIS workforce to support jurisdictional STI prevention programs.

O. CONSIDERATION OF A RESOLUTION FOR THE 2021 EMERGENCY SOLUTIONS GRANT (ESG) APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA)

(Contact: Jason Riddlespurger, Director of Community Development)

This item is consideration of a resolution for the 2021 ESG application to the TDHCA in the amount of \$178,947 to the Amarillo Continuum of Care. The 2021 ESG grant funding will provide outreach resources and rapid re-housing support for those experiencing homelessness.

P. CONSIDER PURCHASE OF 19,500 GVWR AERIAL PLATFORM TRUCK. UPGRADE TO FLEET.

(Contact Donny Hooper, Director of Public Works)

Award to: Specialty Fleet Sales for \$123,100.00

Replacement of unit 8392, 2016 Ford F-350 Service Body Truck. Truck will be upgraded to an F-550 Ford with Aerial Platform for use by Emergency Management for daily maintenance requirements and maintenance of outdoor public emergency notification systems. Purchase will be thru TIPS Contract 200802.

Q. **CONSIDER AWARD OF BID #7080/PROJECT #462175 – FY 20/21 SOUTHWEST QUADRANT HIGH DENSITY MINERAL BOND.**

(Contact: Matthew Thomas, City Engineer-Capital Projects & Development Engineering)

This item is to consider award of the construction contract for the FY 20/21 Southwest Quadrant High Density Mineral Bond project to: Andale Construction, Inc. in the amount of \$686,357.86.

R. **CONSIDER SECOND AMENDMENT TO CITY OF AMARILLO, TEXAS AND CINERGY ENTERTAINMENT AMARILLO, INC. CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM AGREEMENT.**

(Contact: Andrew Freeman, Managing Director-Planning & Special Projects)

Due to the impact COVID had on the operations of Cinergy and other movie and entertainment facilities, which impacted being open, occupancy limitations, social-distancing measures, and heightened hygiene protocols, the owners of Cinergy are requesting an amendment to their existing Chapter 380 Agreement approved in October 2015 and amended in April 2017.

S. **CONSIDERATION OF AN AVIATION CLEAR ZONE EASEMENT, BEING 4,300 FEET ABOVE MEAN SEA LEVEL ABOVE THE PLAT OF GRAND AVENUE ESTATES UNIT NO. 8, A SUBURBAN SUBDIVISION TO THE CITY OF AMARILLO, BEING AN UNPLATTED TRACT OF LAND IN SECTION 143, BLOCK 2, A.B.&M. SURVEY, RANDALL COUNTY, TEXAS.**

(Contact: Brady Kendrick, Planner II-Planning and Development Services)

The above referenced Aviation Clear Zone (ACZ) Easement is being requested by the City of Amarillo and is associated with the plat Grand Avenue Estates Unit No. 8.

T. **CONSIDERATION OF AN AVIATION CLEAR ZONE EASEMENT, BEING 4,750 FEET ABOVE MEAN SEA LEVEL ABOVE THE PLAT OF CITY VIEW ESTATES UNIT NO. 19, AN ADDITION TO THE CITY OF AMARILLO, BEING AN UNPLATTED TRACT OF LAND IN SECTION 231, BLOCK 2, A.B.&M. SURVEY, RANDALL COUNTY, TEXAS.**

(Contact: Brady Kendrick, Planner II-Planning and Development Services)

The above referenced Aviation Clear Zone (ACZ) Easement is being requested by the City of Amarillo and is associated with the plat City View Estates Unit No.

U. **REVIEW AND APPROVAL OF RFQ 02-21 OCCUPATIONAL MEDICAL SERVICES CONTRACT WITH BSA CARE EXPRESS, A SERVICE OF FMC MEDICAL SERVICES. THESE SERVICES INCLUDE DRUG/ALCOHOL TESTING, PREEMPLOYMENT PHYSICALS, AND RETURN TO WORK PHYSICALS.**

(Contact Wesley Hall, Risk Management Director)

This item is a one-year contract with renewal options for three additional one-year terms for Occupational Medical Services. These services include drug/alcohol testing, pre-employment physicals, and return to work physicals.

Voting AYE were Mayor Nelson, Councilmembers Stanley, Powell, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

Motion was made by Mayor Pro Tem Powell to approve consent Item F, seconded by Councilmember Sauer:

F. CONSIDERATION OF ORDINANCE NO. 7923

(Contact: Brady Kendrick, Planner II-Planning and Development Services)

Vicinity: Janet Dr and Western St

Applicant: City of Amarillo

This is the second and final reading to consider an ordinance rezoning the west 60 feet of Lot 5 and all of Lot 6, Block 21, replat of Block "A" Paramount Terrace Unit No. 4. Adjacent zoning consists of Multiple-Family District 1 to the east, General Retail District to the north and west, and Office District 2 to the south.

Adjacent land uses consist of a retail shopping center to the north, a pharmacy to the west, an office building to the south, and an apartment complex to the east.

ORDINANCE NO. 7923

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 JANET DRIVE AND WESTERN STREET, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Councilmembers Stanley, Powell, Sauer, and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3: NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson presented the first reading on an Ordinance rezoning 432.90 acres of land in sections 168 and 189, Block 2, A.B.&M. Survey, Potter County, Texas. This Ordinance is to rezone several areas located in the North Heights Neighborhood Plan Area (north half). Mayor Nelson opened a public hearing.

Public comments:

1. Joseph Shehan, 1907 N 2nd Avenue, Suite D Amarillo, TX.
2. Herman Moore, 402 Sue Terus, Amarillo, TX.
3. Mildred Darton, 2005 NW 14th, Amarillo, TX.
4. Alan Abraham, 7205 SE 35th Ave, Amarillo, TX.
5. El-Amin Turner, 1602 N. Jefferson, Amarillo, TX.
6. Fransetta Crow, 1508 N. Hughes St., Amarillo, TX.
7. David Gutierrez, 1336 W Amarillo, TX.
8. Timothy Gassaway, 1604 NW 20th Unit B, Amarillo, TX.
9. Rupert Brashears, 2422 Poplar, Amarillo, TX.
10. Edith DeThomos, Amarillo, TX.
11. Bernadette Karen, 1601 N. Jefferson, Amarillo, TX.
12. Dick Ford, Amarillo, TX.
13. Rob Parker, Amarillo, TX.

Mayor Nelson closed the public hearing.

Motion was made by Councilmember Smith to table this item until the next regular meeting, seconded by Councilmember Stanley.

Voting AYE were Mayor Nelson, Councilmember Stanley, and Smith; voting NO were Mayor Pro Tem Powell and Councilmember Sauer; the motion carried by a 3-2 vote of the Council.

ITEM 3B. Mayor Nelson opened a public hearing on the City's fiscal year 2021/2022 budget. This budget will raise more revenue from property taxes than last year's budget by \$11,855,088 which is a 22.77% increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$767,321.

Public Comments:

1. Jesse Pfrimmer, 5723 D Milam St., Amarillo, TX.
2. James Schenck, 6216 Gainsborough Road, Amarillo, TX.

Mayor Nelson closed the public hearing.

ITEM 3C. Mayor Nelson presented the first reading on Ordinance adopting the City of Amarillo budget for the 2021/2022 fiscal year. This item was presented by Laura Storrs, Assistant City Manager. This year's proposed budget will have \$424.4 M in expenditures which is an increase of \$31.7 M from 2020/2021 budget and \$405.1 M in revenues which is an increase of \$18.5 M from the 2020/2021 budget. This budget allows for the City to continue providing effective public services, programs, and assistance to Amarillo residents in the upcoming year. The second and final reading on the Ordinance adopting the budget will be held on August 13, 2021. Motion was made to adopt Ordinance No. 7924 on first reading, to adopt the budget for the 2021/2022 budget by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 7924

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, ADOPTING THE BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2021 THROUGH SEPTEMBER 30, 2022, FOR THE CITY OF AMARILLO; APPROPRIATING MONEY FOR THE VARIOUS FUNDS AND PURPOSES OF SUCH BUDGET; AMENDING VARIOUS TERMS AND PROVISIONS OF THE AMARILLO MUNICIPAL CODE TO ADD, MODIFY, INCREASE, OR DELETE VARIOUS FEES AND RATES; PROVIDING A SAVINGS AND SERVERABILITY CLAUSE; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT; PROVIDING AN EFFECTIVE DATE.

Record vote was held on this item:

Mayor Ginger Nelson voted AYE
Mayor Pro Tem Freda Powell voted AYE
Councilmember Howard Smith voted AYE
Councilmember Eddy Sauer voted AYE
Councilmember Cole Stanley voted NO

The motion carried by a 4-1 vote of the Council.

ITEM 3D. Mayor Nelson presented the first reading on Ordinance No. 7925 adopting the City of Amarillo Tax Roll, setting an Ad Valorem Property Tax rate, and levying a tax on all property subject to taxation within the city for the 2021 tax year. This ordinance establishes an ad valorem tax rate of \$0.40493 per \$100.00 property valuation for City maintenance and operations expenses and \$0.07911 per \$100.00 property valuation for existing debt expenses resulting in a total ad valorem rate of \$0.48404 per \$100.00 property valuation. This rate will raise more taxes for maintenance and operations than last year's tax rate. The tax rate will effectively be raised by 24.48 percent and will raise taxes for maintenance and operations on a \$100,00 home by approximately \$60.45.

Motion was made to adopt Ordinance No. 7925 on first reading, to approve Ordinance adopting the City of Amarillo Tax Roll, setting an Ad Valorem Property Tax Rate, and levying a tax on all property subject to taxation within the city for the 2021 tax year by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPROVING TAX ROLL; SETTING THE TAX RATE AND LEVYING A TAX UPON ALL PROPERTY SUBJECT TO TAXATION WITHIN THE CITY OF AMARILLO FOR THE TAX YEAR 2021; ESTABLISHING AN EFFECTIVE DATE; REPEALING CONFLICTING ORDINANCES.

Record vote was held on this item.
Mayor Ginger Nelson voted AYE
Mayor Pro Tem Freda Powell voted AYE
Councilmember Howard Smith voted AYE
Councilmember Eddy Sauer voted AYE
Councilmember Cole Stanley voted NO
The motion carried by a 4-1 vote of the Council.

Mayor Nelson adjourned at 6:58 p.m.

ATTEST:

Brenda Shaw,
Interim City Secretary

Ginger Nelson, Mayor

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 13th of August, 2021, the Amarillo City Council met at 1:00 p.m. for a special meeting held in the Council Chambers located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON	MAYOR
COLE STANLEY	COUNCILMEMBER NO. 1
FREDA POWELL	MAYOR PRO TEM
EDDIE SAUER	COUNCILMEMBER No. 3
HOWARD SMITH	COUNCILMEMBER No. 4

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

JARED MILLER	CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
BRYAN MCWILLIAMS	INTERIM DEPUTY CITY ATTORNEY
JENIFER RAMIREZ	ASSISTANT TO CITY MANAGER
BRENDA SHAW	INTERIM CITY SECRETARY
STEPHANIE COGGINS	PUBLIC WORKS MANAGER

The Invocation was given by Carol Smith.
Mayor Nelson led the Pledge of Allegiance.

PUBLIC ADDRESS: There were no comments.

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

ITEM 1: NON-CONSENT ITEMS:

ITEM 3A. Mayor Nelson opened a public hearing on Tax Increase. This item was presented by Laura Storrs, Assistant City Manager. The City of Amarillo is considering a Tax Rate of \$0.48404, which is greater than the current rate. This tax rate will raise more taxes for maintenance and operations than last year's tax rate. The tax rate will effectively be raised by 24.48 percent and will raise taxes for maintenance and operations on a \$100,000 home by approximately \$60.45.

Public Comments:

1. James Schenck, 6216 Gainsborough Road, Amarillo, TX, spoke on Item 3A.
2. Michael Ford, Amarillo, TX, spoke on Item 3A.

Mayor Nelson closed the public hearing.

ITEM 3B. Mayor Nelson presented an Ordinance adopting the City of Amarillo Budget for the 2021/2022 Fiscal Year. Laura Storrs, Assistant City Manager presented this item. This is the second reading of an ordinance adopting the City of Amarillo budget for the 2021/2022 fiscal year. This budget allows for the City to continue providing effective public services, programs and assistance to Amarillo residents in the upcoming year.

Mayor Pro Tem Powell to adopt Ordinance No. 7924 adopting the Budget for the Fiscal Year October 1, 2021, through September 30, 2022 for the City of Amarillo, seconded by Councilmember Smith.

ORDINANCE NO. 7924

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, ADOPTING THE BUDGET FOR THE FISCAL YEAR OCTOBER 1, 2021 THROUGH SEPTEMBER 30, 2022, FOR THE CITY OF AMARILLO; APPROPRIATING MONEY FOR THE VARIOUS FUNDS AND PURPOSES OF SUCH BUDGET; AMENDING VARIOUS TERMS AND PROVISIONS OF THE AMARILLO MUNICIPAL CODE TO ADD, MODIFY, INCREASE, OR DELETE VARIOUS FEES AND RATES; PROVIDING A SAVINGS AND SERVERABILITY CLAUSE; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT; PROVIDING AN EFFECTIVE DATE.

Record vote was held on this item:

Mayor Ginger Nelson voted AYE

Mayor Pro Tem Freda Powell voted AYE

Councilmember Howard Smith voted AYE

Councilmember Eddy Sauer voted AYE

Councilmember Cole Stanley voted NO

The motion carried by a 4:1 vote of the Council.

ITEM 3C. Mayor Nelson presented an Ordinance approving the City of Amarillo Tax Roll, setting an Ad Valorem Property Tax Rate and levying a tax on all property subject to taxation within the City for the 2021 Tax Year. This item was presented by Laura Storrs, Assistant City Manager. This is the second reading of an ordinance approving the City of Amarillo tax roll, setting an ad valorem property tax rate and levying a tax on all property subject to taxation within the City for the 2021 tax year. This ordinance establishes an ad valorem tax rate of \$0.40493 per \$100.00 property valuation for City maintenance and operations expenses and \$0.07911 per \$100.00 property valuation for existing debt expenses resulting in a total ad valorem rate of \$0.48404 per \$100.00 property valuation.

Mayor Pro Tem Powell moved the property tax rate be increased by the adoption of a tax rate of \$0.48404, which is effectively a 24.48 percent increase in the tax rate, seconded by Councilmember Sauer.

ORDINANCE NO. 7925

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPROVING TAX ROLL; SETTING THE TAX RATE AND LEVYING A TAX UPON ALL PROPERTY SUBJECT TO TAXATION WITHIN THE CITY OF AMARILLO FOR THE TAX YEAR 2021; ESTABLISHING AN EFFECTIVE DATE; REPEALING CONFLICTING ORDINANCES.

Record vote was held on this item:

Mayor Ginger Nelson voted AYE

Mayor Pro Tem Freda Powell voted AYE

Councilmember Howard Smith voted AYE

Councilmember Eddy Sauer voted AYE

Councilmember Cole Stanley voted NO

The motion carried by a 4:1 vote of the Council.

ITEM 3D. Mayor Nelson presented Ratification of the City of Amarillo Tax Rate and Budget. Pursuant to the terms of Tex. Loc. Gov. Code, Sec. 102.007(c), the City Council is required to take a separate ratification vote on the tax rate when the

adopted budget requires more property tax revenue than did the previous year's budget.

Mayor Pro Tem Powell moved to ratify the Budget and Tax Rate, as adopted for Fiscal Year 2021/2022, recognizing such budget will require more revenue from property taxes than did the budget adopted last year, seconded by Councilmember Smith.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, Councilmembers Sauer, and Smith; voting NO were Councilmember Stanley; the motion carried by a 4:1 vote of the Council.

ITEM 3E. Mayor Nelson introduced Resolution No. 08-13-21-1 to order a special municipal election of the City of Amarillo to be conducted on the 2nd day of November 2021 in the City of Amarillo.

RESOLUTION

A RESOLUTION ORDERING A SPECIAL MUNICIPAL ELECTION OF THE CITY OF AMARILLO TO BE CONDUCTED ON THE 2ND DAY OF NOVEMBER 2021 IN THE CITY OF AMARILLO, TEXAS; REGARDING THE ADOPTION OF AN AD VALOREM TAX RATE; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION.

Motion was made by Mayor Pro Tem Powell to approve the agreement, seconded by Councilmember Smith.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, Councilmembers Stanley, Sauer and Smith; voting NO were none; the motion carried by a 5:0 vote of the Council.

Mayor Nelson adjourned the meeting at 1:33 p.m.

ATTEST:

Brenda Shaw,
Interim City Secretary

Ginger Nelson, Mayor

Amarillo City Council

Agenda Transmittal Memo



B

Meeting Date	August 20, 2021	Council Pillar	City Council
Department	City Manager's Office		
Contact	Jared Miller, City Manager		

Agenda Caption

CONSIDER APPROVAL AND ADOPTION OF CITY OF AMARILLO GOVERNANCE AND ENDS POLICIES AS REVIEWED IN PREVIOUS MEETINGS.

(Contact: Jared Miller, City Manager)

This item approves and adopts the City of Amarillo Governance and Ends policies as reviewed in the meetings held on June 22, July 27, and August 10, 2021.

Agenda Item Summary

Consider approval and adoption of the City of Amarillo Governance and Ends Policies as reviewed in previous city council meetings.

Requested Action

Approval and Adoption

Funding Summary

N/A

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval and adoption of the City of Amarillo Governance and Ends Policies as reviewed in previous city council meetings.

C

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 13, 2021	Council Priority	Transportation Systems
Department	Aviation		
Contact	Michael W. Conner: Director of Aviation		

Agenda Caption

CONSIDER: APPROVAL OF RESOLUTION GRANTING THE CITY MANAGER THE AUTHORITY TO SIGN THE GRANT OFFER # 3-48-0007-050-2021 FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT IN THE AMOUNT OF \$4,356,675.

Agenda Item Summary

This item approves the resolution granting the City Manager the authority to sign the referenced grant offer from the FAA, which is part of the American Rescue Plan Act (ARPA) for the Rick Husband Amarillo International Airport.

Requested Action

Please approved this resolution.

Funding Summary

This is a revenue/grant action.

Community Engagement Summary

N/A

Staff Recommendation

Airport staff recommends approved of the resolution.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Council Priority	Transportation Systems
Department	Aviation		
Contact	Michael W. Conner – Director of Aviation		

Agenda Caption

CONSIDER: AWARD OF THE PURCHASE AND REPLACEMENT OF THREE (3) GROUND POWER UNITS (GPU’S) USED TO POWER AIRCRAFT PARKED AT RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT’S PASSENGER BOARDING BRIDGES TO JBT AEROTECH COMPANY.
BID AMOUNT: \$ 133,764.00 TO BE AWARDED TO JBT AEROTECH COMPANY.

Agenda Item Summary

This item includes the purchase and replacement of three (3) 400Hz/28VDC GPU’s used to power aircraft parked at the passenger boarding bridges.

Requested Action

Please approve the GPU replacements/purchase.

Funding Summary

The JBT Aerotech Company project will be funded through the Airport’s approved Fy 20-21 CIP program. No Federal funds will be used.

Community Engagement Summary

N/A

Staff Recommendation

Airport staff recommends approval of the JBT Aerotech Companies bid. This project is part of the Airport’s GPU replacement plan.

Amarillo City Council

Agenda Transmittal Memo



E

Meeting Date	August 24, 2021	Council Priority	Transportation Systems
Department	Aviation		
Contact	Michael W. Conner: Director of Aviation		

Agenda Caption

CONSIDER: APPROVAL OF FAA AIP GRANT NO. 3-48-0007-049-2021, WITH THE FEDERAL AVIATION ADMINISTRATION FOR 100% FUNDING FOR THE COMPLETION OF THE TAXIWAY JULIET AND TAXIWAY PAPA 4 RECONSTRUCTION PROJECT, REHABILITATION OF THE SNOW REMOVAL EQUIPMENT BUILDING, AND THE UPDATE OF THE PAVEMENT CONDITION INDEX AND PAVEMENT MANAGEMENT PLAN AT THE RICK HUSBAND AMARILLO INTERNATIONAL AIRPORT. THE TOTAL AMOUNT OF THE GRANT IS \$2,939,708.

Agenda Item Summary

This item approves the offer of FAA AIP Grant No. 3-48-0007-049-2021 and grants the City Manager the authority to execute on behalf of the City of Amarillo and Rick Husband Amarillo International Airport.

Requested Action

Please approve FAA AIP Grant No. 3-48-0007-049-2021.

Funding Summary

This is a revenue / grant action.

Community Engagement Summary

N/A.

Staff Recommendation

Airport staff recommends execution of FAA AIP Grant No. 3-48-0007-049-2021 with the FAA in the amount of \$2,939,708.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Council Priority	Redevelopment
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Department	Planning and Development Services	Contact Person	Andrew Freeman, Managing Director - Planning and Development Services
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Agenda Caption
Approval of Addendum No. 2 - Center City Tax Increment Reinvestment Zone #1 Developer Agreement for Chase Tower, LLC:

This item approves a second addendum to the Tax Increment Reinvestment Zone (TIRZ) #1 Developer Agreement for the FirstBank Southwest Tower building located at 600 S. Tyler to encourage the conversion of two floors of existing office space to residential housing units.

Agenda Item Summary
The applicant for this project has requested additional time to complete the construction and issuance of a certificate of occupancy for the residential housing units due to COVID, winter freeze impacts, supply chain issues, work force issues, and current COVID illnesses all of which have affected keeping the project on schedule. The applicant expects tenants to occupy the 11th floor of apartments as early as September 1, 2021, and the 10th floor as early as October 15, 2021. This second addendum will extend the certificate of occupancy deadline to November 1 st with the City Manager authorized to extend an additional 120 days.

Previous Background:
On April 11, 2019 the Board of Directors of Tax Increment Reinvestment Zone (TIRZ) #1 approved a request for TIRZ incentives associated with 600 S. Tyler, also known as FirstBank Southwest Tower. City Council approved the agreement during their April 30, 2010 meeting. Originally built as an office building in 1971, the applicant is proposing to convert the 10th and 11th floors into residential housing units.

This project would consist of converting 21,000 square feet to approximately 12-18 units between 800-1,500 square feet each. The project includes an estimated \$2,100,000 of total construction costs, including utility/infrastructure improvements to the building to support residential construction. A minimum investment of \$1,900,000 will be required. The redevelopment of the structure meets the goals of the Downtown Strategic Action Plan by developing residential units within the TIRZ Boundary.

TIRZ assistance in the form of a property tax rebate is requested due to the higher costs of converting the floors to residential compared to maintaining the office as-is, as well as the risks involved in entering the residential market downtown. The developer has previously invested over \$2 million in fire sprinkler systems, chillers, energy management system, and fire detection that would assist with the residential conversion. Such TIRZ participation is consistent with the policy goals of the TIRZ Project and Financing Plan.

The Tax Reimbursement Developer Agreement stipulates a 90% reimbursement of annual increment generated by the project’s ad valorem tax revenue above base year 2019, for fifteen years, with no cap.

The TIRZ #1 Board considered an amendment to the existing developer agreement during their June 11, 2020 Board meeting. The applicant requested additional time to complete their project based on finalizing their construction plans. The applicant also requested additional support via a cash grant toward the project due to higher than anticipated construction costs. The budget increased by \$942,376 to a new total of \$3,042,376. Without additional assistance, the building owner would have reconsidered converting to residential when continuing to use the two floors as office space would have cost much less. The Board was supportive of continuing to encourage residential construction downtown and approved unanimously a \$150,000 grant at completion of the project from FY19/20 dollars, with an additional \$10,000 allocated annually for five years. City Council approved this amendment in August 2020.

Amarillo City Council

Agenda Transmittal Memo



Requested Action
Approve as presented.
Funding Summary
N/A
Community Engagement Summary
Public TIRZ Board meeting held on August 12, 2021. TIRZ #1 Board unanimously approved the request.
Staff Recommendation
Staff recommends approval as presented

DEVELOPER AGREEMENT ADDENDUM No. 2

This Addendum No. 2 amends, in part, that certain Developer Agreement that was signed and effective on or about April 30, 2019 and Development Agreement Addendum No. 2 that was signed and effective on or about August 28, 2020, by and between the City of Amarillo, a municipal corporation, Tax Increment Reinvest Zone Number One, and CHASE TOWER, LLC (as “Developer”), as follows:

* * *

In Exhibit B-1, **Developer’s Obligations**, the date by which the Developer is required to obtain a Certificate of Occupancy is now extended from July 2020 to November 1, 2021, notwithstanding any other provision in the Agreement that might be construed to limit the length of this extension. The City Manager or designee is authorized to grant an extension of up to 120 days for performance of this Developer Obligation for good cause as reasonably determined by that official. If the Developer is unreasonably delayed by the City or any other governmental entity or agency, as determined by a qualified mediator mutually selected by the parties, in obtaining the building permit, the certificate of occupancy, or any other permit or license, the time period applicable to such requirement shall be extended for a period of time equal to the period Developer was delayed.

* * * *

Except as specifically amended herein, all other terms, conditions, obligations, rights, and provisions of the above described agreement remain in full force and effect.

Signed and effective this _____ day of _____, 2021.

CHASE TOWER, LLC
a Texas limited liability company

CITY OF AMARILLO, TEXAS

By: _____
David Long, Member

By: _____
Jared Miller, City Manager

ATTEST:

By: _____
Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

By: _____
Amarillo City Attorney’s Office

Amarillo City Council

Agenda Transmittal Memo



G

Meeting Date	August 24, 2021	Council Priority	Economic Development
Department	Planning and Development Services	Contact Person	Andrew Freeman, Managing Director of Planning and Special Projects

Agenda Caption

CONSIDER AWARD – DEKKER PERICH SABATINI CONTRACT FOR PROFESSIONAL PLANNING SERVICES RELATED TO THE TRI-STATE FAIRGROUNDS MASTER PLAN

Agenda Item Summary

This contract is for professional consulting services related to creating a master plan for the Tri-State Fairgrounds and adjoining neighborhoods in East Amarillo. The plan is a partnership among the five organizations involved in the ownership, management and programming of the area including the City of Amarillo, Potter County, Amarillo Independent School District (AISD), the Amarillo-Potter Events Venue District, and the Tri-State Exposition.

The process is estimated to take between 8-12 months to complete and it will be guided by an advisory committee comprised of representatives from the five organizations. The City's Planning and Development Services Department will oversee the contract and coordinate with DPS.

The contract amount is \$198,000. The plan will be funded by equal contributions from Potter County, AISD, the Venue District and the City secured through interlocal agreements. Work will not commence with the consultant until all entities have contributed their portion.

Requested Action

Approval as presented.

Funding Summary

The cost is \$198,000. Four organizations will each contribute \$49,500.

Community Engagement Summary

Multiple meetings were held with the four organizations participating in this master plan effort.

Staff Recommendation

City staff is recommending approval of the contract.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 10, 2021	Council Priority	Public Safety
Department	Police		
Contact	Chief Martin Birkenfeld / Captain Joe Loftus		

Agenda Caption
Resolution authorizing the Police Department to apply for the 2021 Edward Byrne Memorial Justice Assistance Grant and authorizing interlocal agreement to share grant funds with Potter County.

Agenda Item Summary
The Amarillo Police Department is expected to receive \$59,880 from this grant. The Department will use the funds to purchase tasers and related accessories (holsters, batteries, cartridges, etc.). The grant is renewed each year and is shared with Potter County.

Requested Action
Approve resolution for the Police Department to apply for the 2021 Edward Byrne Memorial Justice Assistance Grant and authorize interlocal agreement to share grant funds with Potter County.

Funding Summary
Total expected grant funding = \$119,760. The Amarillo Police Department is expected to receive \$59,880 from this grant and the Potter County Sheriff's Office will receive \$59,880.

Community Engagement Summary
n/a

Staff Recommendation
Staff recommends that the City Council approve this resolution.

Amarillo City Council

Agenda Transmittal Memo



I

Meeting Date	August 24, 2021	Council Priority	Transportation Systems
Department	Amarillo City Transit (ACT)		
Contact	Marita Wellage-Reiley, Transit Director		

Agenda Caption
CONSIDER APPROVAL – ANNUAL CONTRACT FOR TRANSPORTATION SERVICES BETWEEN THE CITY OF AMARILLO AND PANHANDLE INDEPENDENT LIVING CENTER (Contact: Marita Wellage-Reiley, Transit Director) This item is the consideration of a Contract for Transportation Services between the City of Amarillo and Panhandle Independent Living Center (PILC) to provide Amarillo City Transit (ACT)-Connect service to PILC clients.

Agenda Item Summary
The PILC wishes to contract with ACT for ACT-Connect service. PILC clients will be integrated into regular ACT-Connect service improving productivity. The local coordination of service maximizes the access and availability of transportation resources. The PILC Direct Purchase of Services from the City of Amarillo is designed to promote the development of a comprehensive and coordinated service delivery system to meet the needs of older individuals (65 years of age or older) and individual with disabilities.

Requested Action
To approve the Contract for Transportation Services between the City of Amarillo and Panhandle Independent Living Center.

Funding Summary
PILC will pay ACT on a per trip basis. No additional staff or vehicles will be required to provide the service. Both parties will benefit from coordinating service.

Community Engagement Summary
ACT will work with PILC to inform, educate, and promote the new service delivery model to the citizen of Amarillo

Staff Recommendation
Staff recommends approval of the Contract for Transportation Services between the City of Amarillo and Panhandle Independent Living Center, authorizing the City Manager to execute the contract.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Council Priority	Transportation Systems
Department	Amarillo City Transit (ACT)		
Contact	Marita Wellage-Reiley, Transit Director		

Agenda Caption

CONSIDER AWARD – PURCHASE OF SUPPORT VEHICLES

(Contact: Marita Wellage-Reiley, Transit Director)

Caldwell County Ford DBA Rockdale County Ford -

This item is for the purchase of two support vehicles and a maintenance service truck in the amount of \$121,340.00.

Agenda Item Summary

ACT is recommending purchase of one mid-size SUV, a mid-size sedan, and maintenance service truck to replace current vehicles that have met their useful life and no longer meet the needs of the department. The final price quote for both service cars is \$77,645.00 and \$43,695.00 for the service truck with a total cost of \$121,340.00. Funding for the purchase is provided through federal grants (80%) and local match of (20%).

Requested Action

To award the purchase of support vehicles to Caldwell County Ford DBA Rockdale County Ford in the amount of \$121,340.00.

Funding Summary

This purchase is being made through the IFB process and is being awarded to the most responsible bidder whose bid, conforms to all the material terms and conditions of the invitation for bid. The prices are competitive with current market pricing. ACT completed the required federal procurement documents including a responsibility and responsiveness check. The final price quote for the service cars are \$77,645.00 and \$43,695.00 for the service truck with a total cost of \$121,340.00. Funding for the purchase is provided through federal grants (80%) and local match requirements (20%) funding through the following jobs:

- 410936.17400.1060 - \$115,200.28
- 1763.84100- \$6,139.72

Community Engagement Summary

ACT continues work collaboratively with our community partners and ACPD board to provide updates on each new transit initiative.

Staff Recommendation

Staff recommends approval of the purchase authorizing the City Manager to award Caldwell County Ford DBA Rockdale County Ford a contract to provide two support vehicles and a maintenance truck in the amount of \$121,340.00.

Amarillo City Council

Agenda Transmittal Memo



K

Meeting Date	August 24, 2021	Council Priority	Fiscal Responsibility
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Department	City Manager Laura Storrs, Assistant City Manager
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Agenda Caption
RESOLUTION – AUTHORIZING THE AMARILLO HOSPITAL DISTRICT 2021/2022 FISCAL YEAR BUDGET (Laura Storrs, Assistant City Manager) This resolution approves the 2021/2022 fiscal year budget and associated program of services for the Amarillo Hospital District (AHD). This budget is recommended for approval by the AHD Board of Managers.

Agenda Item Summary
This resolution approves the 2021/2022 fiscal year budget for the Amarillo Hospital District.

Requested Action
Council consideration and approval of the resolution.

Funding Summary
N/A

Community Engagement Summary
The 2021/2022 fiscal year budget has been reviewed and approved for Council consideration at the August 10, 2021 Amarillo Hospital District Board of Managers’ meeting and at the August 9, 2021 Amarillo Hospital District Finance Committee meeting.

Staff Recommendation
Staff recommendation is to approve the 2021/2022 fiscal year budget for the Amarillo Hospital District.

MEMO



To: Mayor Nelson
From: Laura Storrs, Assistant City Manager
Date: August 18, 2021
Subject: Amarillo Hospital District 2021/2022 Budget

Attached for your review is the proposed 2021/2022 Amarillo Hospital District Budget. The budget reflects revenue of \$3.6 million and total expenditures of \$13.3 million. Interest income projections of \$3.2 million were prepared by the investment money manager and continue to reflect the low interest rate environment. Estimated ending fund balance is projected at \$149.0 million. The District Local Provider Participation Fund (LPPF) reflects an estimated beginning available fund balance of \$356, mandatory payment assessments of \$49.6 million and LPPF intergovernmental transfers of \$49.5 million.

The District has reviewed a cash flow projection of the reserve balances through the year 2036. The projection reflects that there are sufficient corpus dollars to fund District operations through 2036. Annually during the budget process the District will continue to evaluate the anticipated balance of the corpus dollars throughout the life of the indigent care contract (which ends on May 8, 2036).

This budget has been reviewed at the August 9, 2021 meeting of the Amarillo Hospital District Finance Committee and recommended for approval by the Amarillo Hospital District Board at the August 10, 2021 meeting.

AMARILLO HOSPITAL DISTRICT

ESTIMATED RECEIPTS, EXPENDITURES & AVAILABLE CASH

	OPERATING FUND			LOCAL PROVIDER PARTICPATION FUND		
	2020/21		2021/22	2020/21		2021/22
	BUDGET	REVISED ESTIMATE	PROPOSED BUDGET	BUDGET	REVISED ESTIMATE	PROPOSED BUDGET
AVAILABLE FUNDS BEGINNING OF YEAR	165,699,413	165,949,615	158,781,829	8,537,227	9,724,811	356
ADD: BUDGETED REVENUE						
INTEREST INCOME	3,800,000	3,197,099	3,200,000	60,000	575	575
TOBACCO PROCEEDS	347,500	366,875	350,000			
LPPF ASSESSMENT				48,900,000	49,544,970	49,545,000
OTHER	27,600	27,600	27,600			
MAKING AVAILABLE	169,874,513	169,541,189	162,359,429	57,497,227	59,270,356	49,545,931
DEDUCT EXPENDITURES:						
OPERATING	176,025	169,687	178,834	25,000	25,000	25,000
PROFESSIONAL SERVICES - OTHER	164,000	145,097	163,200			
LOCAL PROVIDER PARTICPATION FUND				57,450,000	59,245,000	49,520,000
INDIGENT CARE CONTRACT	7,669,027	7,791,189	7,700,160			
PUBLIC HEALTH CONTRACT	1,450,000	837,223	1,450,000			
TEXAS TECH	1,450,000	1,450,000	1,450,000			
TOBACCO FREE AMARILLO	350,000	350,000	350,000			
PENSION CONTRIBUTION	2,000,000	0	2,000,000			
PRIOR CLAIMS	22,000	16,164	22,000			
TOTAL EXPENDITURES	13,281,052	10,759,360	13,314,194	57,475,000	59,270,000	49,545,000
EXCESS REVENUE OVER EXPENDITURES	(9,105,952)	(7,167,786)	(9,736,594)	(8,515,000)	(9,724,455)	575
AVAILABLE FUNDS END OF YEAR	156,593,461	158,781,829	149,045,235	22,227	356	931
CALCULATION OF AVAILABLE FUNDS:						
CASH		4,306,617				
ACCRUED INTEREST		1,037,712				
INVESTMENTS		163,909,588				
LESS: LCM ADJUSTMENT		(4,088,477)				
OTHER CURRENT ASSETS		789,041				
RESTRICTED ASSETS		9,756,251				
LIABILITIES		(36,306)				
CURRENT AVAILABLE FUNDS		175,674,426				
PREPAID INDIGENT CARE		0				
TOTAL		175,674,426				
LPPF						
Cash and Fidelity		9,724,811				
Receivable		0				
		9,724,811				

Description	Actual 2018	Actual 2019	Budget 2020	RevEst 2020	Dept Req 2021
Total Revenues					
Interest Earnings					
37110 Interest Income	506,025	57,782	60,000	575	575
37109 Interest Earnings	506,025	57,782	60,000	575	575
Miscellaneous Revenue					
37405 LPPF Mandatory Payments	11,902,136	17,853,204	48,900,000	49,544,970	49,545,000
37400 Miscellaneous Revenue	11,902,136	17,853,204	48,900,000	49,544,970	49,545,000
TREVENUE Total Revenues	12,408,161	17,910,986	48,960,000	49,545,545	49,545,575
Contractual Services					
62000 Professional	44,561	6,472	0	0	0
63435 IGT to State	52,324,769	20,136,782	57,450,000	59,245,000	49,520,000
60000 Contractual Services	52,369,330	20,143,253	57,450,000	59,245,000	49,520,000
Other Charges					
78010 Fiscal Agent Fees	0	0	25,000	25,000	25,000
70000 Other Charges	0	0	25,000	25,000	25,000
TEXPENSES Total Expenses	52,369,330	20,143,253	57,475,000	59,270,000	49,545,000

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Council Priority	Civic Pride
Department	Public Health		
Contact	Casie Stoughton, Director of Public Health		

Agenda Caption
Consider – Refugee Health Grant
Grant Amount: up to \$573,688.67
Grantor: U.S. Committee for Refugees and Immigrants

This item accepts the award from the USCRI from October 1, 2021, thru September 30, 2022 to continue health screening services for refugees resettled in Potter/Randall county.

Agenda Item Summary
The Refugee Medical Screening contract is between the U.S. Committee for Refugees and Immigrants (USCRI) and the City of Amarillo to provide health screening, assessment, referral services, and follow-up for official refugees through the Office of Refugee Resettlement.

Requested Action
Accept grant award.

Funding Summary
The grant is a reimbursement contract between the City of Amarillo and the U.S. Committee for Refugees and Immigrants to provide services.

Community Engagement Summary
The City of Amarillo actively participates in the Amarillo Refugee Quarterly Consultations hosted by Catholic Charities of the Texas Panhandle and Refugee Services of Texas. Numbers of arrivals are expected to increase as such the Amarillo Public Health budget and staffing will reflect this.

Staff Recommendation
Staff recommend acceptance of this grant.

USCRI
BUDGET SUMMARY FORM
FY2022

Legal Name of Respondent: _____ City of Amarillo

Total Budget
\$573,688.67

Budget Categories	Total Budget
A. PERSONNEL	\$189,040.14
TOTAL PERSONNEL	\$189,040.14
B. FRINGE BENEFITS	\$83,990.53
Fridge Benefits (% of the salary)	\$83,990.53
TOTAL PERSONNEL INCLUDING FRINGE BENEFITS	\$273,030.67
C. TRAVEL	\$0.00
TOTAL TRAVEL	\$0.00
D. EQUIPMENT	\$0.00
TOTAL EQUIPMENT	\$0.00
E. SUPPLIES	\$217,380.00
TOTAL SUPPLIES	\$217,380.00

F. CONTRACTUAL	\$55,031.00
TOTAL CONTRACTUAL	\$55,031.00
G. OTHER DIRECT COSTS	4029
TOTAL OTHERS	\$4,029.00
H. TOTAL DIRECT COST	\$549,470.67
INDIRECT COST RATE	8.87%
I. INDIRECT COSTS (Contractual Excluded)	\$24,218.00
J. TOTAL (Sum of H and I)	\$573,688.67
K. PROGRAM INCOME ESTIMATE (Deducted from Total)	0
GRAND TOTAL	\$573,688.67

M

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 10, 2021	Council Priority	Infrastructure
Department	Facilities 1252		
Contact	Jerry Danforth		

Agenda Caption
Annual Painting Services Contract for misc. jobs on city buildings to Jack C. Thomas & Son Inc. for a maximum of \$80,000 with hourly rate of \$36.00

Agenda Item Summary
Annual Painting Services Contract for misc. jobs on city buildings to Jack C. Thomas & Son Inc. for a maximum of \$80,000 with hourly rate of \$36.00

Requested Action
Approval of Contract

Funding Summary
ACC# 1252.68100 balance\$350,000.00

Community Engagement Summary
N/A

Staff Recommendation
Approval of Contract

Amarillo City Council

Agenda Transmittal Memo



Meeting Date		Council Priority	Fiscal Responsibility
Department	Purchasing		
Contact	Trent Davis – Purchasing Agent		

Agenda Caption

Award Medical Supplies Annual Contract to Minnesota Multistate Contracting Alliance (MMCAP)

Total amount not to exceed \$158,000.00

This award is to approve an Annual Contract for the purchase of Medical Supplies.

Agenda Item Summary

Award of Annual Medical Supplies for use by various City Departments

Requested Action

Consider approval and award of the City Annual Contract of Medical Supplies.

Funding Summary

Funding for this award is available in the various City Department’s Chemical and Medical accounts.

Community Engagement Summary

N/A

Staff Recommendation

City Staff is recommending approval and award of the contract.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date		Council Priority	Fiscal Responsibility
Department	Various		
Contact	Trent Davis, Director of Purchasing		

Agenda Caption
Consider- Awarding Advertising Annual Contract- RFP 21-21 to Amarillo Globe News & Morris Communications in the amount not to exceed \$69,314,69

Agenda Item Summary
Award of Advertising Annual Contract- RFP 21-21 to Amarillo Globe News & Morris Communications for advertising requirements for various departments.

Requested Action

Consider award for the Advertising Annual Contract- RFP 21-21 to Amarillo Globe News & Morris Communications.

Funding Summary
Various Funding.

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends award of this contract

Amarillo City Council

Agenda Transmittal Memo



Meeting Date		Council Priority	Fiscal Responsibility
Department	Various		
Contact	Trent Davis, Director of Purchasing		

Agenda Caption

Award to Home Depot in an amount not to exceed \$68,500.00

Construction Materials Annual Contract awarded to Home Depot through Omnia Partners Contract #16154

This award is to approve a contract for the purchase of Construction Materials.

Agenda Item Summary

Award of Construction Materials to be used by various City Department in their daily duties to repair and maintain building and equipment for the City.

Requested Action

Consider approval and award of the Construction Materials Annual Contract.

Funding Summary

Funding for this award is available in the department’s various R&M Improvement, Operating and Inventory Accounts: 54110.68101, 52200.68100, 52210.68100, 52220.68100, 1252.61800, 1820.51200, 1861.51200, 1861.51850, 52260.68300, 1000.15400

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends award of this contract

Amarillo City Council

Agenda Transmittal Memo



Q

Meeting Date	August 24, 2021	Council Priority	Fiscal Responsibility
Department	Purchasing		
Contact	Trent Davis – Director of Purchasing		

Agenda Caption

Award – Office Furniture Annual Contract

Recommended award to Navajo Office Products in an estimated minimum list price amount of \$1,000,000.00. This annual contract is awarded on the Cooperative Purchasing network Omnia, Blanket Purchase Agreement #R191804. Navajo Office Products is a HUB vendor.

Agenda Item Summary

Award of office furniture to be used by various City Departments. This contract is an agreement with HON Furniture through the local service dealer Navajo Office Products. This agreement is based off of List Price volume discounts. Amarillo College, Amarillo Independent School District, Canyon ISD, City of Amarillo, City of Canyon, Cal Farley's, Potter County and Randall County make up the agreement with HON through Navajo Office Products.

Requested Action

Consider approval and award of the Office Furniture Annual Contract.

Funding Summary

Funding for this award is available in the department's accounts

Community Engagement Summary

N/A

Staff Recommendation

City Staff is recommending approval and award of the contract

W

Amarillo City Council

Agenda Transmittal Memo



R

Meeting Date	August 24, 2021	Council Priority	N/A
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Department	Information Technology – Rich Gagnon
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Agenda Caption

Award – Microsoft Software Licensing:
SoftwareONE, Inc. -- \$2,182,215.24

through DIR Contract #DIR-TSO-4061

Agenda Item Summary

This item represents a 3-year agreement which provides for the renewal of Microsoft license entitlements and software assurance benefits for software already in use. New to the agreement is the renewal of SQL Server Enterprise licensing which was added in 2019 as a requirement of the CAD upgrade, as well as other systems in use by Police and AECC. Also new to the agreement is Microsoft 365 E3, which represents additional capabilities not provided under the previous agreement such as the use of Microsoft Teams for remote collaboration. Related, add-on licensing is included which will be used to modernize the City phone system using Microsoft Teams.

Requested Action

Approval of award to SoftwareONE, Inc. in the amount of \$727,405.08 per year for a total award of 2,182,215.24 over the 3-year term of the agreement.

Funding Summary

Funding is available in 62021.69300, 1610.69300, and job 620070.

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval of award.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 10, 2021	Council Priority	Development-Quality of Life
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Department	Development Services
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Agenda Caption
Consider Award – Bid No. 7018, Colonies Public Improvement District Landscape Maintenance Contract: Amarillo Integrated – Base bid not to exceed \$276,916 for a total of 40 months

Agenda Item Summary
This item is to consider award of the Colonies Public Improvement District (PID) landscape maintenance contract for the maintenance of improvements within the Colonies PID. Improvements include park areas, entryway features, irrigation, trees and specialty lighting. All improvements are constructed to applicable City standards. This contract is for 40 months with options for two one-year renewals if all parties agree.

Requested Action
Consider approval and award to Amarillo Integrated – Monthly unit pricing (mowing, repairs, etc.) not to exceed \$276,916 for 40 months.

Funding Summary
Funding for this contract will be fully funded by PID assessment revenue. The City of Amarillo will not be responsible for funding any services related to this contract.

Community Engagement Summary
Bids for this contract were reviewed as part of a best value bid evaluation process. Three bids were reviewed by a five-member review committee consisting of three members of the Colonies PID Advisory Board, 1 representative from the Colonies HOA management firm FIMC, as well as 1 Landscape Architect who consults FIMC on matters related to the PID improvements. Given the criteria evaluated and subsequent scores, the highest evaluated bid was Amarillo Integrated which the Colonies PID Board recommended moving forward with awarding the bid.

Staff Recommendation
Development Services Staff is recommending approval and award of the recommended bid.

T

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Council Priority	Transportation
Department	Capital Projects & Development Engineering		
Contact	Matthew Thomas		

Agenda Caption

CONSIDER AWARD – Bid 7067/ Job 462048 – Reconstruction of Western Street, Wallace Blvd, Hagy Blvd, and Port Ln, Community Investment Program, Proposition 1

This item is to consider award of the construction contract for the reconstruction project to: J. Lee Milligan, Inc. in the amount of \$10,417,305.95

Agenda Item Summary

This item is to consider approval of the bid for reconstruction of two arterial roadway corridors:

- Western Street from 49th Ave to 34th Ave.
- Wallace Blvd from Research St to Hagy Blvd, Hagy Blvd from Wallace Blvd to Amarillo Blvd, and Port Lane from Amarillo Blvd to Wolflin Ave.

The construction will include full-depth replacement of the pavement section. The portion of Hagy Blvd within TxDOT right-of-way, estimated at \$150,400.00, will be reimbursed by TxDOT at actual final cost as established in the previously approved advanced funding agreement for the project.

Requested Action

Consider approval and award to J. Lee Milligan, Inc. - \$10,417,305.95

Funding Summary

Funding for this project will be available in the Project Budget Number 462148. Funding for this project was approved in the FY 16/17 – FY 20/21 Community Investment Program Budget. The construction expenses for this project are funded from the Proposition 1 Bonds.

Community Engagement Summary

This project will have an impact on a sizeable portion of the community. There will also be a greater impact during construction due to temporary closures of several arterials. City staff, along with our consultant, has conducted public meetings, as well as visits to individual businesses and property owners adjacent to the project. Staff will continue to update the public with press releases, public announcements, and a web-based project status page throughout the project.

Staff Recommendation

City Staff is recommending approval and award of the contract.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Fiscal Responsibility
Department	Finance and Information Technology	
Contact	Debbie Reid, Director of Finance	

Agenda Caption

Consider Award to BerryDunn, in an amount not to exceed \$250,000 over a three-year period, for consulting services for a needs assessment and system selection of a Financial/ERP Software System (Enterprise Resource Planning System) for City financial applications and other related systems. Award is through the BerryDunn DIR contract on the Texas DIR site – DIR Contract No. DIR-TSO-3956.

Agenda Item Summary

Award of consulting services for a needs assessment and system selection of a Financial/ERP software system for City financial applications and other related systems.

Requested Action

Consider approval and award of consulting services contract with BerryDunn in an amount not-to-exceed \$250,000 over a three-year period. Award is through the BerryDunn DIR contract on the Texas DIR site – DIR Contract No. DIR-TSO-3956.

Funding Summary

Funding for this award is available in the ERP Project account that was funded by the annual capital budget in fiscal year 2020/2021 and fiscal year 2021/2022. Job #411486.

Community Engagement Summary

N/A

Staff Recommendation

City Staff is recommending approval and award of bid.

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	August 24, 2021	Council Priority	Economic Development and Redevelopment
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Department	Planning and Development Services	Contact Person	Andrew Freeman, Managing Director - Planning and Special Projects
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Agenda Caption

First reading to consider an ordinance rezoning 432.90 acres of land in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas pertaining to Part 1 of 2 of the North Heights Rezoning Initiative and being further described below and illustrated in the attached Exhibit A:

- A: Rezoning of 294.88 acres consisting of land in the Miller Heights, North Heights, University Heights, Amarillo Heights Additions, and unplatted land, plus one half of all bounding streets, alleys, and public ways to change from Manufactured Home District, Multiple-Family District 1, Multiple-Family District 1 with Specific Use Permit 106, and Light Industrial District to Residential District 2, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas
- B: Rezoning of 22.82 acres consisting of land in the Amarillo Heights, Charlotte Heights, Downing-Highland's, University Heights, and WM Moore's Additions, plus one half of all bounding streets, alleys, and public ways to change from Residential District 3, Manufactured Home District, and Light Industrial District, to Multiple-Family District 1, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas
- C: Rezoning of 7.05 acres consisting of land in Miller Heights Addition, plus one half of all bounding streets, alleys, and public ways to change from Multiple-Family District 1 and Multiple-Family District 1 with Specific Use Permit 100 to General Retail District, in Section 168, Block 2, AB&M Survey, Potter County, Texas
- D: Rezoning of 78.98 acres consisting of land in the Mathew Hooks Re-Subdivision of Block 49 Miller Heights, Miller Heights, North Heights, Clarence Watley's Subdivision of Wheatley's 5 Acre Tract, and University Heights Additions, plus one half of all bounding streets, alleys, and public ways to change from Multiple-Family District 1 to Moderate Density District, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas
- E: Rezoning of 29.17 acres consisting of land in the Miller Heights, North Heights, and University Heights Additions, plus one half of all bounding streets, alleys, and public ways to change from Multiple-Family District 1 with Specific Use Permit 85 and Multiple-Family District 1 to Neighborhood Service District, in Sections 168 and 189, Block 2, AB&M Survey, Potter County, Texas

Vicinity: North Heights Neighborhood Plan Area (north half)
Applicant: City of Amarillo

Agenda Item Summary

Part 1 of the North Heights Rezoning Initiative is a comprehensive rezoning proposal to rezone 650.15 acres in the vicinity of the northern part of the neighborhood plan area. As a neighborhood plan project, it was prioritized for implementation by the North Heights Advisory Association (NHAA). The goals of the Rezoning Initiative project are as follows:

- Align the North Heights neighborhood zoning pattern with zoning practices consistent throughout the rest of Amarillo including the Neighborhood Unit Concept.
- Implement land use recommendations from the North Heights Neighborhood Plan to address incompatible zoning districts.
- Encourage reinvestment and redevelopment in a way that is consistent with the neighborhood's original character.

Staff's original recommendation to the Planning and Zoning Commission was based on a comprehensive review and assessment of the plan area and was developed in consultation with a sub-committee from NHAA. The proposal was consistent with the vision and strategies in the North Heights neighborhood

Amarillo City Council

Agenda Transmittal Memo



plan, consistent with Future Land Maps for the area and met the goal of better aligning North Heights with the Neighborhood Unit Concept. The original recommendations are summarized below:

Residential-2 (R-2)

- 444.89 acres rezoned to R-2
- From primarily Light Industrial (I-1), Multiple-Family-1 (MF-1), and Manufactured Home (MH)
- Intent – Remove existing single-family residential land uses from industrial zoning; protect from future incompatible development near homes; encourage infill and reinvestment; and, reduce the number of manufactured homes. Recommended throughout the central core of the plan area and the large vacant tract in the northwest corner referred to as “Chapman’s land.”

Multiple-Family 1 (MF-1)

- 38.27 acres rezoned to MF-1
- From primarily Light Industrial (I-1), Manufactured Home (MH)
- Intent – Buffer commercial uses along corridors from core single family areas. Recommended along Amarillo Blvd.

Moderate Density (MD)

- 78.98 acres rezoned to MD
- From primarily Multiple-Family 1 (MF-1)
- Intent – Buffer from business/retail uses along corridors to provide a transition in intensity of uses to core single family areas; allow “missing middle” housing types like duplexes, triplexes, tiny homes and smaller apartment buildings that provide more housing choice. Recommended along N Hughes St and NW 18th Ave.

General Retail (GR)

- 58.84 acres rezoned to GR
- From primarily Multiple-Family 1 (MF-1) and Light Commercial (LC)
- Intent – Encourage uses that are more compatible to neighborhood residential along Amarillo Blvd; help Hughes St transition to a small business corridor over time.

Neighborhood Service (NS)

- 29.17 acres rezoned to NS
- From primarily Multiple-Family 1 (MF-1)
- Intent – Allow both residential (SF, MD housing types) and low-impact businesses; create a walkable mixed-use corridor where services, jobs and amenities are accessible to nearby residential. Recommended on NW 18th Ave and parts of N Hughes St.

Staff's original recommendations, as presented to the Planning and Zoning Commission, were based on best practices for equitable land use planning to create a sound path forward for the North Heights neighborhood plan area. Staff believed that the recommendations would result in an orderly land use framework that enhances the historic character of North Heights and creates predictability for reinvestment in the types of projects envisioned by the plan in the future including housing rehabilitation, single-family home development and small business opportunities.

However, the Planning and Zoning Commission heard the case on July 19th and modified the proposal resulting in changes to the acreage in the MF-1, GR and R-2 Districts. They recommended approval in a 5-2 vote with the following changes:

- "The area South and West of the railroad tracks and North of Amarillo Boulevard be eliminated from the rezoning initiative;
- The land North of 15th and West of N. Rusk (aka the Chapman land) is eliminated from this initiative;
- The land along Amarillo Boulevard that is currently zoned LC shall remain LC and not be changed to General Retail;
- Any property that will be "down zoned" by this initiative shall be allowed to be used for any use that it is currently zoned for the life of the property. The life of the property shall be defined as any property that does not have water, sewer, and electrical service for 24 constitutive months."

Requested Action/Recommendation

Planning and Zoning commission recommends approval with modifications

Funding Summary

Amarillo City Council

Agenda Transmittal Memo



N/A
Community Engagement Summary
North Heights Neighborhood Plan process, adopted January 2017
November 2020 NHAA webinar and outreach
November 2020 postcard mailing and City-hosted Zoom informational meeting
March 1st, 2021 P&Z meeting (legal notices and public hearing)
April public workshops (3) and informational mailing
May NHAA postcard and informational meetings (2)
June 14 th P&Z (legal notices and public hearing)
July 19 th P&Z (legal notices and public hearing)

Amarillo City Council

Agenda Transmittal Memo



B

Meeting Date	August 24, 2021	Council Priority	Economic Development and Redevelopment
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Department	Planning and Development Services	Contact Person	Andrew Freeman, Managing Director – Planning and Special Projects
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Agenda Caption

CONSIDER A RESOLUTION APPROVING A NOMINATION OF CACIQUE FOODS LLC TO THE TEXAS ENTERPRISE ZONE PROGRAM

This item is a resolution authorizing the City to nominate Cacique Foods LLC to the Office of the Governor Economic Development and Tourism through the Texas Economic Development Bank for designation as a qualified business and enterprise project under the Texas Enterprise Zone Program.

Agenda Item Summary

The Texas Enterprise Zone program is an economic development tool for local communities to collaborate with the State of Texas to encourage job creation/retention and capital investment in economically distressed areas of the State. To participate in the program, a municipality must approve an ordinance authorizing participation in the Texas Enterprise Zone Program, establishing local incentives offered to businesses seeking enterprise project designation, and nominate a qualified business for enterprise project status. Subsequent project nominations may be considered by resolution, if the local incentives offered are the same as outlined in the original ordinance. The City of Amarillo originally authorized participation in this program on February 28, 2006.

Cacique Foods LLC (“Cacique”) is requesting nomination from the City for an Enterprise Zone Project. Over the next 5 years, Cacique plans to invest approximately \$88 million. Of this investment, approximately \$52MM of building construction/site work and \$36MM consists of machinery and equipment purchases. Cacique will also create up to 500 jobs related to this nomination to the Enterprise Zone Program.

This project as proposed will meet all criteria for Enterprise Zone Project consideration. Similar to previous designations provided by the city for Bell, BSA, and NWTSH this project would be for incentives provided by the State. By receiving a nomination and considered for approval by the State, Cacique would be eligible to receive state sales and use tax refunds on qualified expenditures with caps based on the level of capital investment made and jobs created/retained.

Requested Action

Approve as presented

Funding Summary

N/A

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval as presented

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF AMARILLO; AUTHORIZING THE CITY OF AMARILLO TO NOMINATE CACIQUE FOODS LLC TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT AND TOURISM (“OOGEDT”) THROUGH THE ECONOMIC DEVELOPMENT BANK (“BANK”) FOR DESIGNATION AS A QUALIFIED BUSINESS AND ENTERPRISE PROJECT (“PROJECT”) UNDER THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE (“ACT”).

WHEREAS, the City of Amarillo, Texas (“City”) on February 28, 2006, passed Ordinance No. 6915 electing to participate in the Texas Enterprise Zone Program, and the local incentives offered under this resolution are the same on this date as were outlined in Ordinance No. 6915;

WHEREAS, the Office of the Governor Economic Development and Tourism (“OOGEDT”) through the Economic Development Bank (“Bank”) will consider the project proposed by Cacique Foods, LLC as an enterprise project pursuant to a nomination and an application made by the City;

WHEREAS, the City desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the City and to provide employment to residents of enterprise zones, economically disadvantaged individuals, and veterans;

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (the “Act”), Cacique Foods LLC has applied to the City for designation as an enterprise project;

WHEREAS, the City finds that Cacique Foods LLC meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. Cacique Foods LLC is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site within the governing body’s jurisdiction located outside of an enterprise zone and at least thirty-five percent (35.0%) of the business' new employees will be residents of an enterprise zone, economically disadvantaged individuals, or veterans; and
2. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and
3. The designation of Cacique Foods LLC as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

WHEREAS, the City finds that Cacique Foods LLC meets the criteria for tax relief and other incentives adopted by the City and nominates Cacique Foods LLC as an enterprise project on the grounds that it will be located at the qualified business site and will create a higher level of employment, economic activity and stability; and

WHEREAS, the City finds that it is in the best interest of the City to nominate Cacique Foods LLC as an enterprise project pursuant to the Act;

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

SECTION 1. The findings of the City Council herein were made and, the approval of this resolution occurred in a regular posted public meeting of the Council.

SECTION 2. Cacique Foods LLC is a “qualified business,” as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act since it will be engaged in the active conduct of a trade or

business at a qualified business site within the governing body’s jurisdiction located outside an enterprise zone and at least 35% of the business’ new employees will be residents of an enterprise zone, economically disadvantaged individuals, or veterans.

SECTION 3. The City finds that it is in the best interest of the City to nominate Cacique Foods LLC as an enterprise project pursuant to the Act, and hereby makes that nomination and further authorizes Cacique Foods LLC to submit an application for designation as an enterprise project.

SECTION 3. The enterprise project shall take effect on the date of designation of the enterprise project by the agency and terminate five years from that date.

SECTION 4. Should any part of this resolution be found to be invalid by a court or agency of competent jurisdiction, then such invalid part is declared void, but such invalidity shall not affect any other part or provision of this Resolution.

SECTION 5. In the event this Resolution conflicts with any prior resolution pertaining to the specific subject matter as this Resolution, then such prior resolution is repealed to the extent of the conflict.

SECTION 6. This Resolution is immediately effective upon passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this the 24th day of August, 2021.

THE CITY OF AMARILLO

Ginger Nelson, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

Amarillo City Council

Agenda Transmittal Memo



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Meeting Date	August 24, 2021	Council Priority	Economic Development
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Department	Planning and Development Services	Contact Person	Andrew Freeman, Managing Director – Planning & Development Services
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Agenda Caption
PUBLIC HEARING AND CONSIDERATION OF RESOLUTION – ADOPTING GUIDELINES AND CRITERIA FOR TAX ABATEMENT WITHIN REINVESTMENT ZONES FOR THE CITY OF AMARILLO

This item adopts tax abatement guidelines and criteria per Texas law (Texas Tax Code, Chapter 312) in order to participate in tax abatement agreements for economic development.

Agenda Item Summary
The City has used tax abatements as an economic incentive tool to attract industry and commercial businesses to Amarillo. Tax abatements are also utilized to retain existing industry. Texas law (Texas Tax Code, Chapter 312) specifies the process a taxing entity must go through in order to participate in tax abatement agreements.

To be able to participate in tax abatement agreements, the taxing entity must adopt a resolution indicating the entity's intent to participate in tax abatements. The resolution must also establish guidelines and criteria, which a tax abatement proposal must meet in order to be eligible for tax abatement consideration by the taxing entity. Once adopted, the guidelines and criteria are effective for a period of two years.

The tax abatement guidelines and criteria previously in effect expired on August 20, 2021. In order to continue to use tax abatement agreements as an economic development tool, the City Council will need to renew the tax abatement guidelines and criteria included with this resolution.

Requested Action
Approve as presented.
Funding Summary
N/A
Community Engagement Summary
N/A
Staff Recommendation
Staff recommends approval as presented.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF AMARILLO, TEXAS
CITY COUNCIL: ADOPTING GUIDELINES AND
CRITERIA FOR TAX ABATEMENT WITHIN
REINVESTMENT ZONES FOR THE CITY OF
AMARILLO; PROVIDE A SEVERANCE CLAUSE;
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Amarillo desires to participate in tax abatements from time to time as the City Council may find appropriate, in accordance with the criteria and guidelines herein adopted;

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

SECTION 1. That for tax abatements in reinvestment zones adopted by the City of Amarillo, the fundamental purpose is to stimulate growth and create jobs, and the following guidelines and general criteria will apply:

- A. Tax abatements may be provided for both new facilities and structures and for the expansion or modernization of existing facilities and structures. Each project proposed for tax abatement shall be considered individually on its own merits, benefit to the public, and in context of any other economic incentives for the project or existing in the reinvestment zone.
- B. The developer, property owner, project owner, or other recipient of a tax abatement must annually certify in writing to the governing body of each participating taxing unit that the developer, owner or recipient is in compliance with each applicable term of the agreement.
- C. Only the taxable value of improvements to real property or tangible personal property that is brought to the real property after the execution of a tax abatement agreement will qualify for tax abatement.
- D. A tax abatement agreement must ensure that the periods of abatement are directly proportional to the capital expenditures for improvements and the number of permanent full-time jobs created.
- E. Expansion or modernization of existing facilities qualifies for tax abatement if the expansion meets the qualifications for capital expenditures and retention of or creation of new jobs nets new jobs. The number of jobs created must be new jobs and not replacement of jobs which were in the payroll within the year immediately prior to application for tax abatement. A tax abatement shall not be granted if the facility has been the subject of or included in a prior tax abatement agreement.
- F. If a new facility is constructed to replace an existing facility, and the existing facility is abandoned by the developer, property owner, project owner, or other recipient of a tax abatement, only the difference in taxable value of the new facility over the existing facility will qualify for tax abatement.
- G. An agreement will be executed by the developer, property owner, project owner, or other recipient of a tax abatement which incorporates the terms of this resolution and includes any other site and development specific terms which might be found applicable at the time.
- H. The tax abatement agreement will require, among other things, that the City of Amarillo will have the right of access to the site and books and records of the applicant for tax abatement to determine compliance with statutory requirements and the agreement. Failure to fulfill any of the requirements of the agreement will result in cancellation of the agreement and retroactive loss of tax abatement.

SECTION 2. If any provision, section, subsection, sentence, clause or the application of same 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 resolution 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 resolution, 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 3. This Resolution is immediately effective upon passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this the ____ day of _____, 2021.

THE CITY OF AMARILLO

Ginger Nelson, Mayor, City of Amarillo

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan S. McWilliams, City Attorney