

AGENDA

FOR A REGULAR MEETING OF THE AMARILLO CITY COUNCIL TO BE HELD ON TUESDAY, MAY 10, 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: Mary Nell Hunt, Pray the City

PROCLAMATIONS: "OLDER AMERICANS MONTH"
"KIDS TO PARKS DAY"

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 at 8:00 a.m. until Tuesday at 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. Discuss Recap of Earth Day; and
- C. 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

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on April 26, 2022.

B. CONSIDERATION OF ORDINANCE NO. 7975

(Contact: Brady Kendrick, Planner II)

This item is a second and final reading to consider an Ordinance annexing into the City of Amarillo, Potter and Randall County, Texas, on petition of property owner, territory generally described as a 77.29-acre tract of land being all of West Plains High School Unit No. 1, a suburban subdivision to the City of Amarillo, and unplatted land, all in Section 73, Block 9, B.S.&F. Survey, Randall County, Texas. (Vicinity: Helium Rd. and Arden Rd.; Applicant/s: Canyon Independent School District and Helium Hope Development LLC.)

C. CONSIDERATION OF ORDINANCE NO. 7976

(Contact: Brady Kendrick, Planner II)

This is a second and final reading to consider an ordinance rezoning a 1.40-acre tract of unplatted land, in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District (A) to General Retail District (GR). (Vicinity: McKenna Sq. and East Village Sq.; Applicant: Mike Ross for Domain at Town Square LTD.)

D. CONSIDER AWARD – PROFESSIONAL SERVICES AGREEMENT FOR FEDERAL GOVERNMENT RELATIONS SERVICES

(Contact: Andrew Freeman, Assistant City Manager)

Award to: The Normandy Group - \$180,000.00

This item considers the award of of a one-year contract for professional services focused on increasing Amarillo's Federal Agency Engagement related to ongoing grants, funding, and other opportunities meeting City Council priorities.

E. CONSIDER PURCHASE - AUTOMATED METER INFRASTRUCTURE (AMI) COMPATABLE METERS

(Contact: Jonathan Gresham, Director of Utilities)

Award to: Western Industrial - \$171,690.00

This item considers the purchase of smart meters to be installed in new development and growth areas. These meters will integrate into the new AMI smart meter system.

F. CONSIDER APPROVAL – REPLACEMENT MIXER FOR RAW WATER RESERVOIR

(Contact: Jonathan Gresham, Director of Utilities)

Award to: IXOM Watercare, Inc. - \$63,650.00

This item considers the approval to replace an existing mixer located at the Raw Water Reservoir. This approval will include delivery, assembly, and startup of a new mixer. This mixer is utilized at the Raw Water Reservoir and used to continuously mix water to mitigate algae blooms and prevent lake turnover.

G. CONSIDER PURCHASE - TRAFFIC SIGN EQUIPMENT

(Contact: Donny Hooper, Public Works Director)

Award to: Gevecko Markings Inc (Lot 1) - \$24,556.38

Vulcan Signs (Lots 2-5) - \$47,013.40

Total Award - \$71,569.78

This item considers the purchase for Traffic Sign Equipment to be used at existing locations, this equipment is the replacement of materials that have reached their lifespan or no longer meet Manual on Uniform Traffic Control Devices (MUTCD) mandates or are not compatible with reflective regulations.

H. CONSIDER AWARD - CONTRACT FOR THIRD AVENUE STORMWATER LIFT STATION REHABILITATION

(Contact: Donny Hooper, Public Works Director)

Award to: Amarillo Utility Contractors, Inc.- \$312,000.00

This item considers the award of a contract to rehabilitate the Third Avenue Stormwater Lift Station which removes stormwater from the Third Avenue railroad underpass. This project includes the replacement of the existing pumps, motors, plumbing and associated components as well as the installation of water level sensors

I. **CONSIDER APPROVAL – AMENDMENT TO CONTRACT FOR INTERPRETATION SERVICES**

(Contact: Casie Stoughton, Public Health Director)
Award to: Refugee Language Project - \$100,000.00

This item considers approval of an amendment to the contract for interpretation services that adds an additional scope of work consistent with grant deliverables. This item will be funded through grants received from the Texas Department of State Health Services.

J. **CONSIDER AWARD – CONTRACT FOR COMPREHENSIVE ELECTRICAL SERVICES AT PARKS AND ATHLETIC FACILITIES**

(Contact: Michael Kashuba, Parks and Recreation Director)
Award to: AAA Electric Company – Not to exceed \$200,000.00

This item considers the award of a contract for comprehensive electrical services, including repairs and installation, throughout City of Amarillo parks and athletic complexes. The contract is for an initial term of one year and the option to renew for two additional one-year terms.

K. **CONSIDER PURCHASE – LIQUID CHLORINE FOR USE IN THOMPSON POOL**

(Contact: Michael Kashuba, Parks and Recreation Director)
Award to: Brenntag Southwest, Inc. - \$65,000.00

This item considers the purchase of liquid chlorine that will be used to chlorinate and disinfect the Thompson Pool in order to maintain chemical levels and eliminate microorganisms, bacteria, and algae.

L. **CONSIDER PURCHASE - POWER SWITCHES FOR VOICE-OVER-IP (VOIP) PROJECT**

(Contact: Rich Gagnon, Managing Director of IT)
Award to: Dell - \$248,782.25 (thru DIR Contract # DIR-TSO-3763)

This item considers the purchase of power switches that represent information technology infrastructure necessary for the implementation of the VOIP project.

M. **CONSIDER AWARD – CONSULTING SERVICES CONTRACT FOR BROADBAND PROJECT**

(Contact: Rich Gagnon, Managing Director of IT)
Award to: Impact Broadband – Not to exceed \$219,200.00

This item considers the award of a contract for consulting services necessary for program design, operational structure, and sustainable funding of the Broadband project. This item will be funded through American Rescue Plan Act (ARPA) federal grant funds.

N. **CONSIDER AWARD – CONTRACT FOR TREE REMOVAL SERVICES IN SAN JACINTO NEIGHBORHOOD PLAN BOUNDARY**

(Contact: Emily Koller, Assistant Director of Planning)
Award to: Wright Away Tree Service – Not to exceed \$50,000.00

This item is to consider the award of a contract for tree removal services within the San Jacinto Neighborhood Plan boundary.

O. **CONSIDER APPROVAL – AVIATION CLEAR ZONE EASEMENT**

(Contact: Brady Kendrick, Planner II)

This item is the consideration of an Aviation Clear Zone Easement, being 4,750 feet above mean sea level above the plat of South Georgia Place Unit No. 40, an addition to the City of Amarillo, being an unplatted tract of land, in Section 183, Block 2, A.B.&M. Survey, Randall County, Texas. (Vicinity: Georgia St. and Farmers Ave.; Applicant/s: Keith Smith for Betenbough Homes, LLC)

P. CONSIDER APPROVAL – AVIATION CLEAR ZONE EASEMENT

(Contact: Brady Kendrick, Planner II)

This item is the consideration of an Aviation Clear Zone Easement, being 4,850 feet above mean sea level above the plat of Farmers Substation Unit No. 1, an addition to the City of Amarillo and a suburban subdivision to the City of Amarillo, being an unplatted tract of land, in Section 182, Block 2, A.B.&M. Survey, Randall County, Texas. (Vicinity: Georgia St. and Farmers Ave.; Applicant: Southwestern Public Service Company, Inc.)

Q. CONSIDER APPROVAL – PROPERTY OWNER AUTHORIZATION FOR HISTORICAL MARKER PLACEMENT IN BONES HOOKS PARK

(Contact: Emily Koller, Assistant Director of Planning)

This item is to consider authorizing Jared Miller, City Manager to execute Attachment A "Permission of Property Owner for Marker Placement" in the Texas Historical Commission Subject Marker application. The application is for a Bones Hooks subject marker to be placed in Bones Hooks Park.

3. NON-CONSENT ITEM:

A. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 7977

(Contact: Kevin Carter, Amarillo Economic Development Corporation)

This item is a public hearing and first reading of an ordinance to consider designating certain areas of the City as Reinvestment Zone No. 17 for commercial and industrial tax abatement. The zone is approximately 1108.70 acres in the vicinity of US Hwy 287, Interstate 40 and West of FM 1912.

B. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 7978

(Contact: Kevin Carter, Amarillo Economic Development Corporation)

This item is a public hearing and first reading of an ordinance to consider designating certain areas of the City as Reinvestment Zone No. 18 for commercial and industrial tax abatement. The zone is approximately 539.8 acres in the vicinity of US Hwy 60 and Parsley Road.

C. CONSIDERATION OF ORDINANCE NO. 7979

(Contact: Emily Koller, Assistant Director of Planning)

This item is a first reading and consideration of an ordinance to amend the Amarillo Municipal Code Chapter 4-6, Article IV, by adding Section 4-6-191 regarding the City's sidewalk cost-share program.

D. CONSIDERATION OF ORDINANCE NO. 7980

(Contact: Andrew Freeman, Assistant City Manager)

This item is a first reading and consideration of an ordinance amending the project plans and costs, originally adopted in 2007 and amended in 2016, related to the goals of Center City Tax Increment Reinvestment Zone #1 (TIRZ #1) in Downtown Amarillo.

E. CONSIDER ACCEPTANCE – HARRINGTON CANCER AND HEALTH FOUNDATION SAFE KIDS GRANT

(Contact: Casie Stoughton, Public Health Director)
Grantor: Harrington Cancer and Health Foundation
Grant Amount - \$180,000.00

This item considers acceptance of a grant that will be used to develop and implement a Safe Kids program dedicated to protecting kids from preventable injuries.

4. **EXECUTIVE SESSION:**

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

- A. Sec. 551.087 – Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect:
 - i. Project # 21-10-03 (Manufacturing)
 - ii. Project # 21-12-01 (Manufacturing)
 - iii. Project # 22-02-04 (Manufacturing)
 - iv. Project # 22-02-05 (Manufacturing)

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (601 S. Buchanan Street) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations, or a sign language interpreter must contact the City Secretary's Office 48 hours prior to meeting time by telephoning 378-3014 or the City TDD number at 378-4229.

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

I certify that the above notice of meeting was posted on the electronic bulletin board in City Hall, 601 S. Buchanan, Amarillo, Texas, and the City website (www.amarillo.gov) on or before the 6th day of May 2022, at 4:00 p.m. in accordance with the Open Meetings Laws of the State of Texas, Chapter 551, Texas Government Code.

/s/ Stephanie Coggins
Stephanie Coggins, City Secretary

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 26th day of April 2022 the Amarillo City Council met at 1:00 p.m. for a regular meeting held in Council Chamber, located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON	MAYOR
COLE STANLEY	COUNCILMEMBER NO. 1
EDDY SAUER	COUNCILMEMBER NO. 3
HOWARD SMITH	COUNCILMEMBER NO. 4

Absent was Freda Powell, Mayor Pro Tem/Councilmember No. 2. Also in attendance were the following administrative officials:

JARED MILLER	CITY MANAGER
ANDREW FREEMAN	ASSISTANT CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
BRYAN MCWILLIAMS	CITY ATTORNEY
JENIFER RAMIREZ	ASSISTANT TO THE CITY MANAGER
STEPHANIE COGGINS	CITY SECRETARY

A quorum was established by Mayor Nelson and Councilmembers Sauer, Smith and Stanley. Mayor Nelson called the meeting to order at 1:00 p.m., welcomed those in attendance, and the following items of business were conducted.

The invocation was given by Sean Vokes of Hillside Christian Church. Mayor Nelson led the Pledge of Allegiance.

Council presented a proclamation for "Delta Sigma Theta Sorority, Inc. Day" that was read by Mayor Nelson and accepted by Allison Roberts, Chapter President; a proclamation for National Fair Housing Month that was read by Councilmember Smith and accepted by Jason Ault, Chairman elect of the Amarillo Association of REALTORS; and a proclamation for "Public Service Recognition Week" that was read by Councilmember Sauer and accepted by Mitchell Normand, Human Resources Director

PUBLIC ADDRESS

There was no one signed up for public address.

ITEM 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. Discuss Consultants to Assist with Maximizing of Infrastructure Investment and Jobs Act (IIJA) and other Federal Funding Programs;
- C. Updates from Councilmembers serving on outside boards:
 - a. Beautification and Public Arts Advisory Board
 - b. Parks and Recreation Advisory Board
 - c. Pedestrian and Bicycle Safety Advisory Committee
 - d. Environmental Task Force
 - e. Amarillo Metropolitan Planning Organization Policy Committee Advisory Committee
- D. Update from Canadian River Municipal Water Authority (CRMWA);
- E. Discuss Harvard Leadership Training Program and Innovation Team; and
- F. Request future agenda items and reports from City Manager.

Mayor Nelson recessed the meeting at 2:51 p.m. Mayor Nelson reconvened the meeting at 3:02 p.m.

ITEM 2 – CONSENT ACTION ITEMS:

Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. A motion was made to approve the consent agenda as presented by Councilmember Sauer, seconded by Councilmember Stanley.

A. CONSIDER APPROVAL - MINUTES

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on April 12, 2022.

B. CONSIDERATION OF ORDINANCE NO. 7973

(Contact: Brady Kendrick, Planner II)

This is a second and final reading to consider an ordinance rezoning Lot 12, Block 3, Johnson and McCluskey Addition, an addition to the City of Amarillo, in Section 139, Block 2, A.B.&M. Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Residential District 1 to Residential District 1 with Specific Use Permit 200 for the placement of a carport in the front yard setback. (Vicinity: Marrs St. and SE 19th Ave.; Applicant/s: Charles Lynch for Grace Montoya)

C. CONSIDERATION OF ORDINANCE NO. 7974

(Contact: Brady Kendrick, Planner II)

This is a second and final reading to consider an ordinance rezoning Lots 20A through 22A, a portion of Lot 22B, Lot 23A, and Lots 24 and 25, Block 2, South Side Acres Unit No. 20, an addition to the City of Amarillo, in Section 230, Block 2, A.B.&M. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District and Planned Development District 235C to Planned Development District 235E for expansion of existing development standards and land uses. (Vicinity: Office Park Dr. and Business Park Dr.; Applicant/s: Brent Lane for Paradise Builders Custom Homes LLC)

D. CONSIDERATION OF RESOLUTION NO. 04-26-22-1

(Contact: Jason Riddlespurger, Community Development Director)

Grantor: United Way of Amarillo and Canyon

Award: \$16,000.00

This item considers a resolution authorizing the administration of a community impact grant from the United Way of Amarillo and Canyon (UWAC) that will provide supportive housing services to four (4) new program clients as they leave homelessness and transition to permanent housing. These clients will be served through Coming Home case management and peer support. Coming Home is currently providing supportive services to 130 housed households along with many clients currently experiencing homelessness.

E. CONSIDERATION OF RESOLUTION NO. 04-26-22-2

(Contact: Justin Oppel, Development Customer Service Coordinator)

This item considers a resolution accepting the dedication to the City of Amarillo certain common areas and capital improvements therein within the Colonies Public Improvement District (PID) and acknowledging such common areas deeded to the city. Any future costs for maintenance or operations of the dedicated common areas and capital improvements will be funded by revenue generated through annual assessments paid by property owners within the Colonies PID.

F. CONSIDER PURCHASE - CLASS 8 TRUCK WITH VOLUMETRIC CONCRETE MIXER FOR DRAINAGE UTILITY

(Contact: Donny Hooper, Director of Public Works)

Award to: Doggett Freightliner of South Austin LLC - \$271,081.00 (Buy Board Contract #601-19)

This item considers the purchase of a Class 8 Truck with a volumetric concrete mixer for use by the drainage utility division to assist in maintenance of drainage channels, curb and gutter, and miscellaneous concrete repairs. This purchase will be an addition to the City's fleet.

G. CONSIDER AWARD – FIRE HYDRANTS SUPPLY AGREEMENT

(Contact: Trent Davis, Purchasing Agent)

Award to: Premier Water Works, Inc. - \$258,000.00

This item considers the award of an annual supply agreement to purchase fire hydrants.

H. CONSIDER AWARD – VMWARE CARBON BLACK CYBERSECURITY

(Contact: Rich Gagnon, Managing Director of IT)

Award to: Dell Marketing - \$294,449.30 (DIR Contract # DIR-TSO-3763)

This item considers award of a contract to purchase advanced cybersecurity tools and resources to help protect City infrastructure, information, and operations.

I. CONSIDER AWARD – RENEWAL OF WORKERS' COMPENSATION EXCESS INSURANCE POLICY

(Contact: Wesley Hall, Risk Management Director)

Award to: USI Southwest - \$200,796.00

This item considers award of a one-year renewal of the City's Workers' Compensation Excess Insurance policy. This policy provides excess coverage for workers' compensation claims when a claim exceeds \$1 million for civilian employees or \$2 million for first responders.

J. CONSIDER AWARD – PROFESSIONAL SERVICES AGREEMENT FOR PHASE II DESIGN, BID, AND CONSTRUCTION PHASES FOR POLK ST. STREETScape IMPROVEMENTS

(Contact: Kyle Schniederjan, Capital Projects & Development Engineering Director)

Award to: Parkhill – Not to exceed \$1,133,490.00

This item considers award of a professional engineering services agreement for the Design, Bid, and Construction Phases related to the construction of Polk St. Streetscape Improvements. This item will be funded with Proposition 1 voter approved bond proceeds.

K. CONSIDER APPROVAL – AIRPORT LAND LEASE AND STORAGE AGREEMENT BETWEEN CITY OF AMARILLO AND WESTERN ENTERPRISES, INC.

(Contact: Michael Conner, Director of Aviation)

This item considers approval of a one-year Airport Land Lease and Storage Agreement between the City of Amarillo and Western Enterprises, Inc. for the rental of a storage bunker for storage of fireworks and associated equipment and materials to be used routinely at Hodgetown and/or other presentations in the region.

L. CONSIDER APPROVAL – PROPOSED TRANSACTION AND CHANGE OF CONTROL IN THE FIXED BASE OPERATOR LEASE AND OPERATING

AGREEMENT BETWEEN CITY OF AMARILLO AND TRUMAN ARNOLD COMPANIES, DBA TAC AIR

(Contact: Michael Conner, Director of Aviation)

This item considers approval of a proposed Acquisition of TAC Air by Signature Flight Support LLC, as required under the Fixed Base Operator Lease and Operating Agreement between the City of Amarillo and TAC Air. Upon approval of this item, the City Manager shall be authorized to sign the acknowledgement, thereby providing written consent to the proposed transaction and the change of control.

Voting AYE were Mayor Nelson and Councilmembers Sauer, Stanley, and Smith; voting NO were none; absent was Councilmember Powell; the motion passed by a 4-0 vote.

ITEM 3 – NON-CONSENT ITEMS:

ITEM 3A: Mayor Nelson introduced an item for a public hearing and first reading of Ordinance No. 7975. Brady Kendrick, Planner II, presented the item. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. A motion was made to adopt Ordinance No. 7975 annexing into the City of Amarillo, Potter and Randall County, Texas, on petition of property owner, territory generally described as a 77.29-acre tract of land being all of West Plains High School Unit No. 1, a suburban subdivision to the City of Amarillo, and unplatted land, all in Section 73, Block 9, B.S.&F. Survey, Randall County, Texas in the vicinity of Helium Road and Arden Road by Councilmember Sauer, seconded by Councilmember Stanley.

ORDINANCE NO. 7975

AN ORDINANCE ANNEXING INTO THE CITY OF AMARILLO, POTTER AND RANDALL COUNTY, TEXAS, ON PETITION OF PROPERTY OWNERS, TERRITORY GENERALLY DESCRIBED AS A 77.29 ACRE TRACT OF LAND LOCATED IN SECTION 73, BLOCK 9, B.S.&F. SURVEY, RANDALL COUNTY, TEXAS; DESCRIBING THE TERRITORY ANNEXED; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING FOR AMENDMENT OF THE BOUNDARIES AND OFFICIAL MAP OF THE CITY; APPROVING A SERVICE PLAN THEREFORE; SUBJECTING THE PROPERTY SITUATED THEREIN TO BEAR ITS PRO RATA PART OF TAXES LEVIED; PROVIDING RIGHTS AND PRIVILEGES AS WELL AS DUTIES AND RESPONSIBILITIES OF INHABITANTS OF SAID TERRITORY; DIRECTING THE FILING OF THE ORDINANCE IN THE MANNER REQUIRED BY LAW; DIRECTING NOTICE TO SERVICE PROVIDERS AND STATE AGENCIES; PROVIDING A SEVERABILITY CLAUSE; DECLARING COMPLIANCE WITH OPEN MEETINGS ACT; AND, PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson and Councilmembers Sauer, Stanley, and Smith; voting NO were none; absent was Councilmember Powell; the motion passed by a 4-0 vote.

ITEM 3B: Mayor Nelson introduced an item for a public hearing and first reading of Ordinance No. 7976. Brady Kendrick, Planner II, presented the item. Mayor Nelson opened a public hearing. There were no comments. Mayor Nelson closed the public hearing. A motion was made to adopt Ordinance No. 7976 rezoning a 1.40-acre tract of unplatted land, in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to General Retail District in the vicinity of McKenna Square and East Village Square by Councilmember Sauer, seconded by Councilmember Smith.

ORDINANCE NO. 7976

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 MCKENNA SQUARE AND EAST VILLAGE
SQUARE, RANDALL COUNTY, TEXAS; PROVIDING A
SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE;
AND PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson and Councilmembers Sauer, Stanley and Smith; voting NO were none; absent was Councilmember Powell; the motion passed by a 4-0 vote.

ITEM 4 – EXECUTIVE SESSION:

Mr. McWilliams advised at 3:15 p.m. that the City Council would convene in Executive Session per Texas Government Code: 1) Sec. 551.072 – Discussion regarding the purchase, exchange, lease, or value of real property: (a) Purchase of real property located within the Center City TIRZ #1 boundary, and (b) Sale of real property located in the Northeast Quadrant of the City of Amarillo; and 2) Sec. 551.087 – Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect: (a) Property located in the vicinity of South Lakeside Drive and I-40 East, and (b) Economic development incentive request in the vicinity of Loop 335/West Hollywood Rd. and I.H. 27/Canyon Dr.

Mr. McWilliams announced that Executive Session was adjourned at 4:40 p.m. and recessed the Regular Meeting.

ATTEST:

Stephanie Coggins, City Secretary

Ginger Nelson, Mayor

Amarillo City Council

Agenda Transmittal Memo



B

Meeting Date	May 10, 2022	Council Priority	Non-Consent Agenda Item – Public Hearing
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Department	Planning and Development Services Brady Kendrick – Planner II
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Agenda Caption

CONSIDERATION OF ORDINANCE NO. 7975

Second and final reading to consider an Ordinance annexing into the City of Amarillo, Potter and Randall County, Texas, on petition of property owner, territory generally described as a 77.29-acre tract of land being all of West Plains High School Unit No. 1, a suburban subdivision to the City of Amarillo, and unplatted land, all in Section 73, Block 9, B.S.&F. Survey, Randall County, Texas.

VICINITY: Helium Rd. and Arden Rd.

APPLICANT/S: Canyon Independent School District and Helium Hope Development LLC

Agenda Item Summary

This Public Hearing is to consider annexing approximately 77.29 acres of land into the City Limits. This is a landowner-initiated annexation request that includes the West Plains High School site and vacant land east of the school site.

On April 15, 2022, as required by State Law, notice of this Public Meeting was published in the newspaper, posted on the City's website, and public and/or private entities were notified.

This event, in the annexation process, is where Council considers to annex the above-mentioned property or not as well as provide an opportunity for all interested parties to be heard.

It should be noted that although State Law allows a City to adopt the ordinance at the conclusion of the Public Hearing/1st Reading, the Annexation Ordinance will not be effective until the 2nd Reading due to the City Charter requiring all ordinances have two readings before Council. The 2nd Reading of the Annexation Ordinance is scheduled to occur on May 10, 2022 and should it be approved at the 2nd Reading, the Agreed Service Plan becomes binding.

Annexation is one of the primary means by which a City grows and also allows a municipality to provide services to developing areas and exercise regulatory authority (enacting land use control) necessary to protect public health and safety and ensure orderly development occurs at the fringes of a City.

Annexation also ensures future land uses that benefit from access to City facilities and services share in the tax burden associated with constructing and maintain said facilities and services. Attached is a map of the proposed annexation area and the executed service plan.

Requested Action/Recommendation

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

ORDINANCE NO. 7975

AN ORDINANCE ANNEXING INTO THE CITY OF AMARILLO, POTTER AND RANDALL COUNTY, TEXAS, ON PETITION OF PROPERTY OWNERS, TERRITORY GENERALLY DESCRIBED AS A 77.29 ACRE TRACT OF LAND LOCATED IN SECTION 73, BLOCK 9, B.S.&F. SURVEY, RANDALL COUNTY, TEXAS; DESCRIBING THE TERRITORY ANNEXED; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING FOR AMENDMENT OF THE BOUNDARIES AND OFFICIAL MAP OF THE CITY; APPROVING A SERVICE PLAN THEREFORE; SUBJECTING THE PROPERTY SITUATED THEREIN TO BEAR ITS PRO RATA PART OF TAXES LEVIED; PROVIDING RIGHTS AND PRIVILEGES AS WELL AS DUTIES AND RESPONSIBILITIES OF INHABITANTS OF SAID TERRITORY; DIRECTING THE FILING OF THE ORDINANCE IN THE MANNER REQUIRED BY LAW; DIRECTING NOTICE TO SERVICE PROVIDERS AND STATE AGENCIES; PROVIDING A SEVERABILITY CLAUSE; DECLARING COMPLIANCE WITH OPEN MEETINGS ACT; AND, PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Amarillo, Texas is a home-rule municipality authorized by State law and the City Charter to extend its boundaries and to annex area adjacent and contiguous to its corporate limits; and

WHEREAS, the City of Amarillo's policy is not to pursue involuntary annexations; and

WHEREAS, an offer of a development agreement has been made and rejected; and

WHEREAS, the owners of the property, described in Exhibit A (hereinafter the "Area"), have petitioned the City Council in writing to annex this area into the corporate limits of the City of Amarillo; and

WHEREAS, an Agreed Service Plan has been prepared and executed that provides for the extension of appropriate municipal services to the Area, outlined in Exhibit B, attached hereto and made a part hereof for all purposes; and the City of Amarillo is able to provide such services by any of the methods by which the City extends the services to any other area of the City; and

WHEREAS, the notice, publication, time periods and other procedural requirements of Texas Local Government Code, Chapter 43, Subchapter C-3, have been complied with, including with respect to this annexation that a public hearing has been held at which persons interested in annexation of the Area into the corporate limits of the City were given the opportunity to be heard, on **April 26, 2022**; and

WHEREAS, the hereinafter described properties and territory lies within the extraterritorial jurisdiction of the City of Amarillo.

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

SECTION 1. Findings of Fact. All of the above premises are hereby found to be true and correct and are incorporated into the body of this Ordinance as if fully set forth.

SECTION 2. Annexation. The Area, described in Exhibit A, attached hereto and incorporated herein for all purposes, is hereby added and annexed into the City of Amarillo, Texas, said Area shall hereafter be included within the

corporate limits of the City of Amarillo, and the present boundary lines of said City are hereby altered, extended and amended so as to include said Area within the corporate limits.

SECTION 3. Amendment of Boundaries and Official Map. The official map and boundaries of the City of Amarillo, Texas, heretofore adopted and amended, shall be and are hereby amended so as to include the aforementioned annexed Area.

SECTION 4. Agreed Service Plan. The service plan, attached hereto as Exhibit B, is hereby approved and is incorporated herein for all purposes. The City of Amarillo makes an affirmative determination that this service plan provides for services to the annexed Area which are comparable to other areas within the City of Amarillo with similar land utilization, population density, and topography.

SECTION 5. Pro Rata Share of Taxes. The annexed Area, being a part of the City of Amarillo for all purposes, the property situated herein shall bear its pro rata part of taxes levied by the City of Amarillo.

SECTION 6. Rights, Privileges and Duties of Inhabitants. The inhabitants of the annexed Area shall be entitled to the rights and privileges of the other citizens of the City of Amarillo and shall be bound by the Charter, Ordinances, Resolutions, and other regulations of the City of Amarillo.

SECTION 7. Filing of Ordinance. The City Secretary is hereby directed to file a certified copy of this Ordinance with the County Clerk of Randall County, Texas, the County Tax Assessor of Randall County, Texas, the Potter-Randall Appraisal District, the Texas Secretary of State, the Census Bureau, the Texas Department of Insurance, the Texas Public Utility Commission, the Texas Comptroller of Public Accounts, and all local utility companies, in the manner required by law.

SECTION 8. Severability. If any part, provision, section, subsection, sentence, clause or phrase of this Ordinance (or the application of same to any person or set of circumstances) is for any reason held to be unconstitutional, void, or invalid, the validity of the remaining parts of this Ordinance (or their application to other persons or sets of circumstances) shall not be affected thereby. The City Council's intent in adopting this Ordinance is that no part thereof or provision contained herein shall become inoperative or fail by reason of any unconstitutionality of any other part hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

SECTION 9. Open Meeting Act Compliance. The City Council for the City of Amarillo hereby finds and declares that the meetings at which this Ordinance was introduced and finally passed were open to the public as required by law, and public notice of the time, place and purpose of said meetings was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION 10. Effective Date. This Ordinance will become effective on the day of its adoption.

INTRODUCED AND PASSED by the City Council of the City of
Amarillo, Texas, on First Reading on this the 26th day of April 2022; and
PASSED on Second and Final Reading on this the 10th day of May 2022.

Ginger Nelson, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

Exhibit A

FIELD NOTES for a 77.29 acre tract of land, being all of West Plains High School Unit No. 1, a suburban subdivision to the City of Amarillo, and unplatted land, all out of Section 73, Block 9, B. S. & F. Survey, Randall County, Texas, and more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" iron rod found at the southeast corner of said Section 73 for the southeast corner of this tract.

THENCE N. 89° 25' 49" W. a distance of 2236.71 feet to a 1/2" iron rod set with a yellow cap which bears S. 89° 25' 49" E. a distance of 3174.84 feet from a 1/2" iron rod found at the southwest corner of said Section 73 for the southwest corner of this tract.

THENCE N. 00° 17' 30" E. a distance of 1681.71 feet to a 1/2" iron rod set with a yellow cap for the northwest corner of this tract.

THENCE S. 89° 44' 33" E. a distance of 909.34 feet to a 1/2" iron rod set with a yellow cap at the beginning of a curve to the right for a corner of this tract.

THENCE in a southeasterly direction along said curve with a radius equal to 560.00 feet, a long chord bearing of S. 71° 49' 35" E. and a long chord distance of 344.54 feet, a curve length of 350.22 feet to a 1/2" iron rod set with a yellow cap at the end of said curve for a corner of this tract.

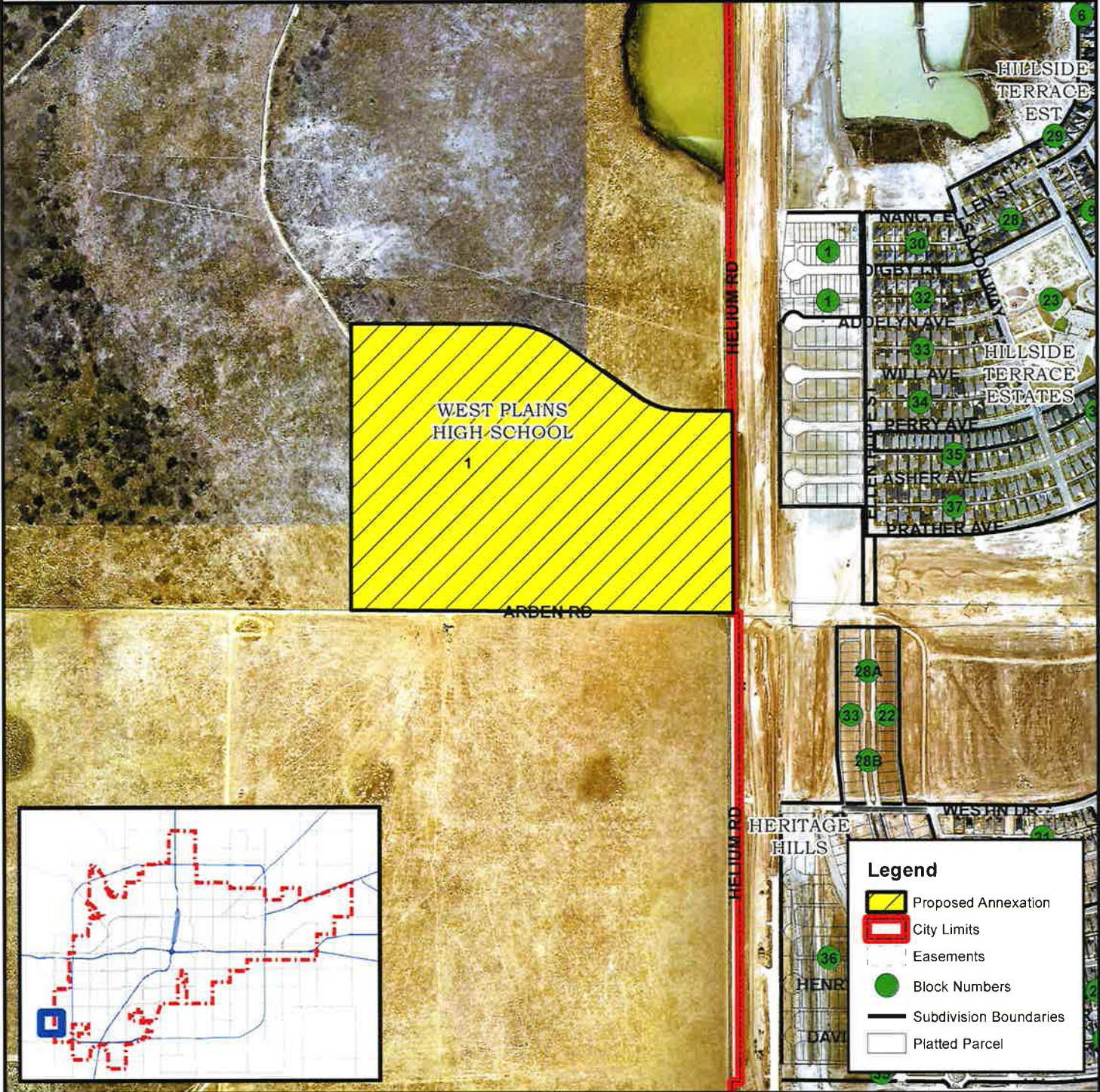
THENCE S. 53° 54' 38" E. a distance of 536.81 feet to a 1/2" iron rod found with a yellow cap at the beginning of a curve to the left for a corner of this tract.

THENCE continuing in a southeasterly direction along said curve with a radius equal to 440.00 feet, a long chord bearing of S. 71° 49' 35" E. and a long chord distance of 270.71 feet, a curve length of 275.17 feet to a 1/2" iron rod found with a yellow cap on said curve for a corner of this tract.

THENCE S. 89° 42' 36" E., at a distance of 258.28 feet pass a 1/2" iron rod found with a yellow cap on the west right-of-way line of Helium Road, a total distance of 297.20 feet to the east section line of said Section 73 for the northeast corner of this tract.

THENCE S. 00° 09' 08" E., along said east section line, a distance of 1190.24 feet to the place of BEGINNING and containing 77.29 acres (3,366,760 square feet) of land.

PROPOSED ANNEXATION OF 77.29 ACRES



CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1 inch = 800 feet
Date: 4/14/2022
Case No: A-19-03



A-19-03 Annexation of 77.29 acres of land, being all of West Plains High School Unit No. 1, a suburban subdivision to the City of Amarillo and unplatted land, all in Section 73, Block 9, B.S.&F. Survey, Randall County, Texas.

VICINITY: Helium Rd. and Arden Rd.

APPLICANT/S: Canyon Independent School District and Helium Hope Development LLC

AP: G-16

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

**The City of Amarillo
Agreed Service Plan
West Plains High
School Annexation
and adjacent
unplatted land.**

AREA TO BE ANNEXED: 77.29 Acres

Property Description: See Attached

Introduction:

This Agreed Service plan has been prepared in accordance with V.T.C.A. Local Government Code Section 43.0672, as indicated by the signatures below, is agreed to by the annexation petitioners. Municipal facilities and services to the annexed area described above will be provided or made available on behalf of the City of Amarillo at the following levels and in accordance with the following schedule:

FIRE

Existing Services: None

Services to be Provided: Fire suppression, prevention, and first response Emergency Medical Services (EMS) will be available to the area upon annexation. Primary fire response will be provided by Fire Station No. 2, located at 9000 SW 34th Ave. Fire prevention and fire inspection activities will be provided by the Fire Marshal's office as needed.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

POLICE

Existing Services: None

Services to be Provided: Upon annexation, the City of Amarillo Police Department will extend routine patrols and response to calls for service to the area. Police Department activities to serve the area upon annexation can be afforded to the annexed area within current budget appropriation.

Upon the opening of the West Plains High School, one police officer and vehicle will be provided for the site through a MOU with Canyon Independent School District.

As the City experience growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of the additional officers and patrol units.

BUILDING SAFETY

Existing Services: The Department of Building Safety has provided plan review and inspection services as development warranted per the executed Interlocal Agreement between the City of Amarillo and Canyon Independent School District. This includes issuing building, electrical, mechanical, and plumbing permits for any new construction and remodeling, and enforcing all other applicable codes which regulate building construction within the City of Amarillo.

Services to be Provided: Upon annexation, the Department of Building Safety will provide plan review and inspection services as development warrants for the areas to be annexed adjacent to the Canyon Independent School District site as well as the Canyon Independent School District site to be annexed as needed. This includes issuing building, electrical, mechanical, and plumbing permits for any new construction and remodeling, and enforcing all other applicable codes which regulate building construction within the City of Amarillo.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

PLANNING AND ZONING

Existing Services: The West Plains High School site was regulated under the requirements of the City of Amarillo's Subdivision and Site Plan Ordinance per the executed Interlocal Agreement between the City of Amarillo and Canyon Independent School District.

Services to be Provided: The Planning and Zoning Department's responsibility for regulating future land use, through the administration of the City of Amarillo's Zoning Ordinance, will extend to the area outside of the West Plains High School site within the area to be annexed on the effective date of the annexation.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

PARKS & RECREATION

Existing Services: None

Services to be Provided: There are no public parks or recreational facilities being proposed within the annexed area. As such, no services will be provided from the Parks and Recreation Department.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

LIBRARY

Existing Services: None

Services to be Provided: Upon the effective date of annexation, free library use privileges will be available to anyone residing in this area. Department activities can be afforded to the annexed area within current budget appropriation.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

ENV. HEALTH DEPARTMENT- HEALTH CODE ENFORCEMENT SERVICE

Existing Services: None

Services to be Provided: The Amarillo Area Public Health District will continue to provide all programs currently offered to the District (Sanitary nuisances, OSSF, Food Hygiene, Rec. Water, Group Care). The department will implement the control of vectors (mosquito control) upon annexation.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

ANIMAL MANAGEMENT AND WELFARE SERVICES

Existing Services: None

Services to be Provided: Animal Management and Welfare services will be provided to the area upon annexation.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

PUBLIC RIGHT-OF-WAY

Existing Services: None

Services to be Provided: Streets and alleys are to be provided by the developers at their own expense. Construction of all streets and alleys shall comply fully with City of Amarillo Street Standard Specifications. Maintenance to any current and future street and alley facilities within the area to be annexed will be provided by the City upon acceptance of that street or alley by the City at the completion of the required warranty period.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

STORM WATER MANAGEMENT

Existing Services: None

Services to be Provided: Storm water drainage has been and will be provided by the developer at their own expense. Storm water drainage facilities that are to be designated as public facilities will be jointly inspected by the Capital Projects and Public Works Department at time of completion. Construction of all public storm water drainage facilities shall comply fully with City of Amarillo Specifications. The City will then maintain the public drainage facilities upon approval.

The developer has been and will be responsible for the acquisition of any offsite easements required to serve the development at the time of development.

The developer has been and will be responsible for any offsite play excavation necessary to provide drainage to the development.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

STREET LIGHTING

Existing Services: None

Services to be Provided: Street lighting has been and will be provided by the developer. The City of Amarillo Transportation Department will coordinate any request for improved street lighting with the local electric provider in accordance with City of Amarillo Lighting Standards.

Department activities can be afforded to the annexed area within current budget appropriation.

Maintenance of the above street lighting will be the responsibility of the City once installed and accepted according to City Standards.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

TRAFFIC ENGINEERING

Existing Services: None

Services to be Provided: A traffic impact analysis (TIA) will be required to help determine level of service required for development within the proposed annexation. The TIA will be completed by the City after annexation and will be used to help determine proportionality in regards to financial obligation for construction of arterials and related infrastructure such as traffic signals and signage.

After annexation, the City of Amarillo Transportation Department will provide additional traffic control devices deemed necessary by that Department.

Traffic signing will be placed as development occurs and at appropriate locations. Signing will include Stops, Yields, Do Not Enter, 1-Way, and Speed Limit as required.

Future traffic patterns could warrant traffic signal installation. The City will work in conjunction with other relevant entities to ensure that signalization warrants are met at that time.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

WATER SERVICE

Existing Services: Water service is currently being provided to the Canyon Independent School District site with a 20-inch and 12-inch water main per the executed Interlocal Agreement between the City of Amarillo Canyon Independent School District. The unplatted tract of land along Loop 335 does not have City water service but is considered served by the same 20-inch and 12-inch water main and can utilize such main upon annexation for service.

Services to be Provided: As development occurs, the Developer/s are responsible for the construction of additional water mains, if needed, within the area to be annexed. Maintenance of any public water mains will be provided by the City upon acceptance and completion of the required warranty period.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

SANITARY SEWER SERVICE

Existing Services: Sanitary sewer service is currently being provided to the Canyon Independent School District site with an eight-inch sanitary sewer main per the executed Interlocal Agreement between the City of Amarillo and Canyon Independent School District. The unplatted tract of land along Loop 335 does not have City sewer service but is considered served by the same eight-inch sewer main and can utilize such main upon annexation for service.

Services to be Provided: As development occurs, the Developer/s are responsible for the construction of additional sanitary sewer mains, if needed, within the area to be annexed. Maintenance of any public sanitary sewer mains will be provided by the City upon acceptance and completion of the required warranty period.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

SOLID WASTE SERVICES

Existing Services: None

Services to be Provided: With the area to be annexed being proposed to develop with non-residential development, the Solid Waste Department will provide service if requested by the developer/s.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

The City will be responsible for the cost of additional resources if needed.

TRANSIT

Existing Services: None

Services to be Provided: There are no plans for fixed route service within the area proposed for annexation.

AMARILLO AREA OFFICE OF EMERGENCY MANAGEMENT

Existing Services: The area proposed for annexation already has outdoor warning siren system coverage from an existing outdoor warning siren installed at the southeast corner of the property.

As the City experiences growth, additional resources may need to be addressed in order to maintain levels of services.

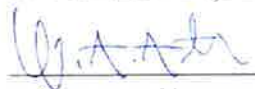
The City will be responsible for the cost of additional resources if needed.

MISCELLANEOUS

All other applicable municipal services will be provided to the area in accordance with the City of Amarillo's established policies governing extension of municipal services to newly annexed areas.


Darryl Flusche, Superintendent
Canyon Independent School District

Date: March 11, 2022


W.A. Attebury, Manager
Helium Hope Development, LLC

Date: 3/21/2022


Jared Miller, City Manager
City of Amarillo, Texas

Date: 4/12/2022

Amarillo City Council

Agenda Transmittal Memo



C

Meeting Date	May 10, 2022	Council Priority	Non-Consent Agenda Item – Public Hearing
Department	Planning and Development Services Brady Kendrick – Planner II		

Agenda Caption

CONSIDERATION OF ORDINANCE NO. 7976

Second and final reading to consider an ordinance rezoning a 1.40-acre tract of unplatted land, in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District (A) to General Retail District (GR).
VICINITY: McKenna Sq. and East Village Sq.
APPLICANT/S: Mike Ross for Domain at Town Square LTD

Agenda Item Summary

Adjacent land use and zoning

Adjacent zoning consists of Agricultural District to the north, east, and west and Planned Development District 373D to the south.

Adjacent land uses consist of undeveloped land in all directions.

Proposal

The applicant is requesting a change in zoning in order to develop the tract with a dental and orthodontics clinic.

Analysis

The Planning and Zoning Commission’s analysis of zoning change requests begins with referring to the Comprehensive Plan’s Future Land Use and Character Map, which identifies recommended future land uses. Additionally, the Planning and Zoning Commission considers what impact on area existing zoning and development patterns as well as its conformity to the Neighborhood Unit Concept of development (NUC).

The applicant’s tract is located within the Suburban Residential Future Land Use category. This category calls for detached residential dwellings with greater separation between homes and a more suburban nature being the predominant development type.

While the applicant’s request would not conform with this category, the Planning and Zoning Commission does note that market conditions have resulted in a development pattern that departs from the Future Land Use Category recommended development type. This is illustrated by the Town Square mixed use/non-residential development adjacent (west and south) to the applicant’s site. Considering this, the Planning and Zoning Commission is of the opinion that the applicant’s request for retail zoning and subsequent non-residential development is an appropriate departure from the recommended development type.



(Suburban Residential Category = yellow, Applicant's tract = red box)

Regarding the Neighborhood Unit Concept of Development (NUC), this concept calls for more intensive uses such as commercial, retail, office, and multi-family development to be located at or near Section Line Arterial Intersections with intensity of use and/or zoning decreasing inward towards the center/middle of a section.

The applicant's request would not conform with the Neighborhood Unit Concept of Development as the request for General Retail at this location would be interior to the Section and away from the section line intersection of Hillside Road and Soncy Road where such is typically found.

That said, the majority of land along the commercial thoroughfare of Soncy has developed with non-residential land uses and as a result, many of the sections along this corridor have not developed in accordance with the NUC as non-residential zoning or development has occurred along Soncy, including the section of land that the applicant's tract is located within.

Considering this and the fact that Town Square development west and south of the applicant's site, allows for similar uses allowed in General Retail zoning, a departure from the NUC in this area would not be out of character with the surrounding area in the Planning Commission's opinion.



With the considerations mentioned previously, the Planning and Zoning Commission believes that the request if approved would not result in any detrimental impacts to the surrounding area and would represent a logical continuation of zoning and development patterns in the area.

Requested Action/Recommendation

Notices were sent to all property owners within 200 feet as required by State Law. As of this writing, the Planning Department has not received any comments regarding the request.

Considering the just mentioned, the Planning and Zoning Commission recommends **APPROVAL** of the request as presented.

ORDINANCE NO. 7976

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 MCKENNA SQUARE AND EAST VILLAGE SQUARE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

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

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

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

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

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

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

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

Rezoning of a 1.40 acre tract of unplatted land, in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District (A) to General Retail District (GR).and being further described below:

A 1.40 acre tract of land out of Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, being a portion of that certain 5.20 acre tract of land being described in that certain instrument recorded under Clerk's File No. 2017005902 of the Official Public Records of Randall County, Texas, said 1.40 acre tract of land having been surveyed on the ground by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod with cap (FURMAN) found as called for the Northeast corner of Lot 18F, Block 2, Town Square Unit No. 8, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 2020021696 of the Official Public Records of Randall County, Texas, same being the Southeast corner of this tract of land;

THENCE S. 89° 50' 32" W., at 209.50 feet pass a mag nail found for the Northwest corner of Lot 18A, Block 2, said Town Square Unit No. 8, same being the Northeast corner of Lot 9, Block 2, Town Square Unit No. 5, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 2016005028 of the Official Public Records of Randall County, Texas, continuing for a total of 246.70 feet to a mag nail set in asphalt for the Southwest corner of this tract of land;

THENCE N. 00° 09' 28" W. 246.70 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the Northwest corner of this tract of land;

THENCE N. 89° 50' 32" E. 246.70 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the East line of said 5.20+/- acre tract of land for the Northeast corner of this tract of land, from whence a 1/2 inch iron rod with cap (FURMAN) found as called for the Northeast corner of said 5.20+/- acre tract bears N. 00° 09' 28" W. 165.43 feet;

THENCE S. 00° 09' 28" E. (Base line) 246.70 feet to the PLACE OF BEGINNING and containing 1.40 acres of land, more or less.

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

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

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

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the 26th day of April 2022 and PASSED on Second and Final Reading on this the 10th day of May 2022.

Ginger Nelson, Mayor

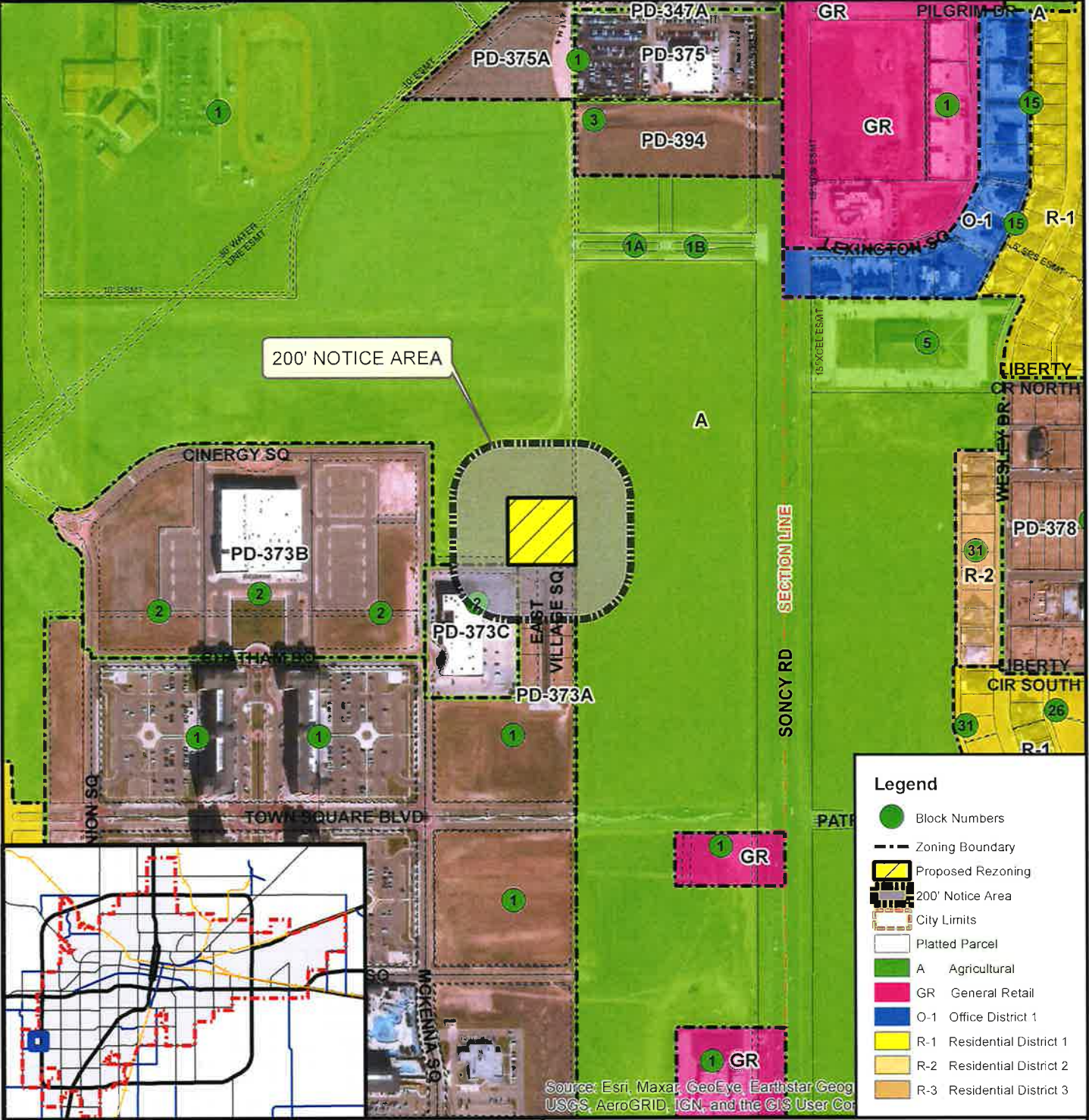
ATTEST:

Stephanie Coggins
City Secretary

APPROVED AS TO FORM:

Bryan McWilliams,
City Attorney

REZONING FROM A TO GR



CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1 inch = 500 feet
 Date: 3/22/2022
 Case No: Z-22-10



Z-22-10 Rezoning of a 1.40 acre tract of unplatted land, in Section 63, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District (A) to General Retail District (GR).

VICINITY: McKenna Sq. and East Village Sq.

APPLICANT/S: Mike Ross for Domain at Town Square LTD

AP: H-15

VICINITY: McKenna Sq. and East Village Sq.
APPLICANT/S: Mike Ross for Domain at Town Square LTD

AP: H-15

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Amarillo City Council

Agenda Transmittal Memo



Meeting Date	May 10, 2022	Council Priority	Fiscal Responsibility
Department	City Manager's Office	Contact Person	Andrew Freeman, Assistant City Manager

Agenda Caption

CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF AMARILLO AND THE NORMANDY GROUP FOR FEDERAL GOVERNMENT RELATIONS SERVICES

This item considers approval of a professional services agreement with The Normandy Group focused on increasing Amarillo's Federal Agency Engagement related to ongoing grants, funding, and other opportunities meeting City Council priorities.

Agenda Item Summary

This item considers approval of a professional services agreement with The Normandy Group focused on increasing Amarillo's Federal Agency Engagement related to ongoing grants, funding, and other opportunities meeting City Council priorities. Examples of focus areas believed to enhance Amarillo's federal successes are:

- Infrastructure Bill Implementation: The recently passed \$1 trillion Infrastructure Investment and Jobs Act (IIJA) will offer many funding opportunities over the next five years. There is no shortage of discretionary grant programs that will be available for the City to pursue. Normandy will provide an in-depth overview of all of these programs and help the City to align accordingly. In addition, the Normandy team tracks these opportunities on a daily basis and will ensure the City does not miss anything over the course of the roll out.
- Other Ongoing Federal Grant Programs: Beyond one-time historic legislation like the IIJA or American Rescue Plan (ARP), the federal government continues to offer countless federal grant opportunities that grow year in and year out. Normandy will utilize their incumbent knowledge of the many existing federal programs to align them with current City priorities. They will arrange meetings (virtual or in-person) with the various program managers overseeing the multitude of programs across the broad federal landscape. Normandy will also work to formulate local support as well as Congressional support. Garnering letters of support from both local project stakeholders and the local Congressional delegation is an important part of our strategy for success.
- Non-Funding Related Federal Agency Engagement: Normandy also conducts a good amount of outreach to federal agencies for non-funding related issues. This level of engagement typically is meant to help troubleshoot current issues or explore potential levels of partnership.
- Congressional Engagement and Potential Funding Opportunities: Normandy remains firmly committed to its roots of frequent and effective Congressional engagement. As a truly bipartisan firm with broad geographic reach, they maintain strong relationships across the political aisle in Texas and beyond, in both the House and Senate. In addition to working directly with the City's Congressional delegation, they will also seek to utilize some of their other relationships to the City's benefit.

Requested Action

Approval as presented.

Funding Summary

The Normandy Group will be paid \$15,000 per month. This contract will be paid through account #52120.62025

Community Engagement Summary

April 26, 2022 Council Meeting presentation by The Normandy Group and discussion item

Staff Recommendation

Staff recommends approval as presented.

THE NORMANDY GROUP
Opened 4:00 p.m. May 3, 2022

To be awarded as one lot THE NORMANDY GROUP

Line 1 Professional Services, per
specifications

12 mo		
Unit Price	\$15,000.000	
Extended Price		180,000.00
Bid Total		180,000.00

Award by Vendor
City

\$ 180,000.00
Washington, DC



Amarillo City Council

Agenda Transmittal Memo



E

Meeting Date	May 10, 2022	Council Priority	Long Term Plan for Infrastructure
Department	Water Utilities – Water Distribution		
Contact	Jonathan Gresham – Director of Utilities		

Agenda Caption

CONSIDER PURCHASE - AUTOMATED METER INFRASTRUCTURE (AMI) COMPATABLE METERS

Consideration of approval for the purchase of 500- ¾” and 500-1” Sensus water meters along with 1000 Smart Points that will operate with the new Automated Meter Infrastructure (AMI) system from Western Industrial for \$171,690.00.

Agenda Item Summary

Consider Approval

This purchase is for new AMI smart meters which will integrate into the new smart meter system. The purchase is for new water meters being installed by Water Distribution in new development and growth areas.

Requested Action

Water Utilities staff request the approval of Bid No. #7288 to Western Industrial for Sensus smart water meters for \$171,690.00.

Funding Summary

This purchase will be funded from account 523527.17400.1040. This account has a current balance of \$238,352.20

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends the approval and award to Western Industrial.

Bid 7288 Sensus Water Meters for AMI
Opened 4:00 p.m. April 28, 2022

To be awarded as one lot WESTERN INDUSTRIAL

Line 1 3/4S iPERL TR/PL METER, per
specifications

500 ea

Unit Price

\$80.850

Extended Price

40,425.00

Line 2 500 1" iPERL TR/PL METER, per
specifications

500 ea

Unit Price

\$114.690

Extended Price

57,345.00

Line 3 520M SMARTPOINT, per
specifications

1,000 ea

Unit Price

\$73.920

Extended Price

73,920.00

Bid Total

171,690.00

Award by Vendor

City

\$ 171,690.00

Amarillo, TX



Amarillo City Council

Agenda Transmittal Memo



F

Meeting Date	May 10, 2022	Council Priority	Long Term Plan for Infrastructure
Department	Water Utilities – Osage Water Treatment Plant		
Contact	Jonathan Gresham – Director of Utilities		

Agenda Caption
<u>CONSIDER APPROVAL – REPLACEMENT MIXER FOR RAW WATER RESERVOIR</u>

Consideration of approval for SolarBee SB10000LH v20 mixer for the Raw Water Reservoir and associated labor for installation and startup to IXOM Watercare Inc. in the amount of \$63,650.00.

Agenda Item Summary
This purchase is to replace an existing SolarBee mixer located at the Raw Water Reservoir. This will include delivery of a new mixer, assembly, and startup. This unit is utilized at the Raw Water Reservoir and used to continuously mix water and mitigate algae blooms and prevent lake turnover. This unit will work in unison with another SolarBee of the same model.

Requested Action
Utilities staff requests the approval of Bid No. 7282 to purchase a SolarBee for the Raw Water Reservoir from IXOM Watercare Inc for \$63,650.00.

Funding Summary
This purchase will be funded from 52220.62000. This account has a current balance of \$114,919.63 the remaining balance in the account will be \$51,269.63 after this purchase.

Community Engagement Summary
N/A

Staff Recommendation
Staff recommends the approval of award to IXOM Watercare Inc.

7282 Solarbee Mixer and Accessories
Opened 4:00 p.m. April 25, 2022

To be awarded as one lot IXOM WATERCARE INC

Line 1 SB10000LH v20 SolarBee, 36"
diameter intake hose, mooring system,
anchor chain, per specifications

1 ea

Unit Price

\$54,377.000

Extended Price

54,377.00

Line 2 Factory delivery, placement, and
startup, per specifications

1 ea

Unit Price

\$9,273.000

Extended Price

9,273.00

Bid Total

63,650.00

Award by Vendor

\$ 63,650.00

City

Dickinson, ND



Amarillo City Council

Agenda Transmittal Memo



G

Meeting Date	May 10, 2022	Council Priority	Customer Service
Department	Transportation / 1731		
Contact	Donny Hooper, Public Works Director		

Agenda Caption

CONSIDER PURCHASE - TRAFFIC SIGN EQUIPMENT

Purchase – This is a purchase for Traffic Sign Equipment to be used at existing locations, this equipment is the replacement of materials that have reached their lifespan or no longer meet MUTCD mandates or are not compatible with reflective regulations

Gevecko Markings Inc. - \$24,556.38
Vulcan Signs - \$47,013.40
for a total amount of \$71,569.78

Agenda Item Summary

Sign Items used to prevent general maintenance and upgrades to allow to work with newer technology. These items are for the entire City replacements as signs are hit/destroyed/damaged or need to be replaced due to reflective regulations.

Requested Action

Award these items to the lowest bidder of each lot. These items came at an overall cost increase of 40% compared to the last purchase of each item, due to raised prices in aluminum from 2020.

Funding Summary

Funding in the amount of \$71,569.78 for the purchase of Traffic Signs and Materials will be out of 1731.68310 Traffic Sign Maintenance Budget. The cost \$71,569.78 is 7.71% higher than budgeted due to an increase in due to raised prices in aluminum from 2020, no state or federal funds will be used for these materials.

Community Engagement Summary

N/A, these are general maintenance or Traffic improvement items

Staff Recommendation

Traffic Field Operations recommends acceptance of this bid as offered.

Bid No. 6778 Traffic Signs, Blanks, and Equipment
 Opened 4:00 p.m., April 16, 2020

To be awarded by lot	GEVEKO MARKINGS INC	VULCAN SIGNS	US STANDARD SIGN
Lot 1 (Lines 1-11)			
Line 1 Left Comi Arrow, 13' - 1" White 2 Per Package 10 total, per specifications			
5 pk			
Unit Price	\$211.600		
Extended Price		1,058.00 ✓	-
Line 2 Right Combi Arrow 13'-1" White 2 Per Package, per specifications			
5 pk			
Unit Price	\$211.600		
Extended Price		1,058.00 ✓	-
Line 3 Lane Reduction Arrow Left 17'-6" x 5'-6" White 2 Per Package 2 Total, per specifications			
1 pk			
Unit Price	\$301.900		
Extended Price		301.90 ✓	-
Line 4 Lane Reduction Arrow Right 17'-6" x 5'-6" White 2 Per Package 2 Total, per specifications			
1 pk			
Unit Price	\$301.900		
Extended Price		301.90 ✓	-

Line 5 Linear Feet of 4" Wide White 90LF 30" Square
Feet Per Package, 2700 Total LF, per specifications

30 pk

Unit Price \$51.230

Extended Price 1,536.90 ✓

Line 6 Linear Feet of 12" Wide White 30LF 30' Square
Feet Per Package, 600 Total LF, per specifications

20 pk

Unit Price \$51.230

Extended Price 1,024.60 ✓

Line 7 Linear Feet of 24" Wide White 15lf 30' Square
Feet Per Package 2,250 Total LF, per specifications

150 pk

Unit Price \$51.230

Extended Price 7,684.50 ✓

Line 8 Bicycle Rider 4' x 2' White 5 Per Package 250
Total, per specifications

50 pk

Unit Price \$174.080

Extended Price 8,704.00 ✓

Line 9 Bicycle Straight Arrow 6' x33" White 2 Per
Package 100 Total, per specifications

50 pk

Unit Price \$43.410

Extended Price 2,170.50 ✓

Line 10 Legend "ONLY" 8' White 1 Per Package 5 Total,
per specifications

5 pk					
Unit Price	\$83.750				
Extended Price		418.75		-	-

Line 11 Legend "DO NOT BLOCK" 8' White 1 Per Package
3 Total , per specifications

3 pk					
Unit Price	\$99.110				
Extended Price		297.33		-	-

Line 12 Finished Signs: 12" x 24" Blank, per
specifications

80 ea					
Unit Price	\$99.110		\$7.31	\$8.55	
Extended Price		7,928.80		584.80	684.00

Line 13 Finished Signs: 18" x 24" Blank, per
specifications

80 ea					
Unit Price			\$10.96	\$12.85	
Extended Price				876.80	1,028.00

Line 14 Finished Signs: 30" x 30" Blank, per
specifications

80 ea					
Unit Price			\$23.03	\$26.77	
Extended Price				1,842.40	2,141.60

Line 15 Finished Signs: R1-1 30" x 30" Stop, per specifications

30 ea				
Unit Price		\$34.87		
Extended Price	-		1,046.10	-

Line 16 Finished Signs: R2-1 36" x 36" Yield, per specifications

30 ea				
Unit Price		\$28.32		
Extended Price	-		849.60	-

Line 17 Finished Signs: R2-1 24" x 30" Speed Limit (No Number), per specifications

50 ea				
Unit Price		\$28.65		
Extended Price	-		1,432.50	-

Line 18 Finished Signs: R6-1L 12" x 36" One Way, per specifications

30 ea				
Unit Price		\$17.19		
Extended Price	-		515.70	-

Line 19 Finished Signs: R6-1R 12" x 36" One Way, per specifications

50 ea				
Unit Price		\$17.19		
Extended Price	-		859.50	-

Line 20 Finished Signs: R7-100 12" x 18" No Parking
Anytime, per specifications

50 ea

Unit Price

\$12.08

Extended Price

-

604.00

-

Line 21 Finished Signs: S1-1 36" x 36" Advance School
Sign, per specifications

25 ea

Unit Price

\$61.37

Extended Price

-

1,534.25

-

Line 22 Sign Blanks: Item No. D3-1V 24" x 9" Flast Street
Name Blank (No Holes), per specifications

150 ea

Unit Price

\$30.03

Extended Price

-

4,504.50

-

Line 23 Sign Blanks: Item No: D3-1V 30" x 9" Flast Street
Name Blank (No Holes), per specifications

300 ea

Unit Price

\$37.63

Extended Price

-

11,289.00

-

Line 24 Sign Blanks: Item No. D3-1V 36" x 9" Flast Street
name Blank (No Holes), per specifications

150 ea

Unit Price

\$45.07

Extended Price

-

6,760.50

-

Line 25 1177 Green Electro Cut 24" x 50 yds, per specifications

10 ea

Unit Price

\$330.00

Extended Price

3,300.00

Line 26 1177 Green Electro Cut 30" x 50 yds, per specifications

2 ea

Unit Price

\$412.50

Extended Price

825.00

Line 27 4081 Yellow Fluorescent 24" x 50 yds, per specifications

1 ea

Unit Price

\$765.00

Extended Price

765.00

Line 28 4081 Yellow Fluorescent 30" x 50 yds, per specifications

1 ea

Unit Price

\$956.25

Extended Price

956.25

Line 29 4081 Yellow Fluorescent 36" x 50 yds, per specifications

1 ea

Unit Price

\$1,147.50

Extended Price

1,147.50

Line 30 4090 White Diamond Grade 30" x 50 yds, per specifications

2 ea

Unit Price

\$956.25

Extended Price

1,912.50



Line 31 4090 White Diamond Grade 48" x 50 yds, per specifications

1 ea

Unit Price

\$1,530.00

Extended Price

1,530.00



Line 32 1178 Black 3M 18" x 50 yds, per specifications

2 ea

Unit Price

\$247.50

Extended Price

495.00



Line 33 1178 Black 3M 30" x 50 yds, per specifications

2 ea

Unit Price

\$412.50

Extended Price

825.00



Line 34 1178 Black 3M 36" x 50 yds, per specifications

2 ea

Unit Price

\$495.00

Extended Price

990.00



To be awarded by lot	GEVEKO MARKINGS INC	VULCAN SIGNS	US STANDARD SIGN
Line 35 1178 Black 3M 48" x 50 yds, per specifications			
2 ea			
Unit Price		\$660.00	
Extended Price	-	1,320.00	-
Line 36 1172 Red 3M 18" x 50 yds, per specifications			
1 ea			
Unit Price		\$247.50	
Extended Price	-	247.50	-
Bid Total	32,485.18	47,013.40	3,853.60
Award by Vendor	\$ 24,556.38	\$ 47,013.40	
City	Gainesville, Ga	Foley, AL	

Amarillo City Council

Agenda Transmittal Memo



H

Meeting Date	May 10, 2022	Council Priority	Infrastructure
Department	Drainage Utilities		
Contact	Donny Hooper, Director of Public Works		

Agenda Caption
<u>CONSIDER AWARD - CONTRACT FOR THIRD AVENUE STORMWATER LIFT STATION REHABILITATION</u>

This item is to consider awarding a contract for Third Avenue Stormwater Lift Station Rehabilitation. Amarillo Utility Contractors, Inc. - \$312,000.00

Agenda Item Summary
The Third Avenue Stormwater Lift Station removes stormwater from the Third Avenue railroad underpass on this east side of downtown. This project includes the replacement of the existing pumps, motors, plumbing and associated components as well as the installation of water level sensors.

Requested Action
Consider approval and award to the low and only bidder meeting specification, Amarillo Utility Contractors Inc., in the amount of \$312,000.00.

Funding Summary
Funding for this item is available in the Drainage Utility Division Budget codes 560142.17400.1040 (Curb and Gutter Rehab) up to \$191,305.16 and 560144.17400.1040 (Pipe Construction) up to \$183,814.57. No State or Federal funds will be used for the purchase of this product.

Community Engagement Summary
N/A

Staff Recommendation
City Staff is recommending approval of this bid.

Bid No. 7204 Best Value Bid for Third Avenue Stormwater Lift Station Rehabilitation
Opened 4:00 p.m., March 17, 2022

To be awarded as one lot	AMARILLO UTILITY CONTRACTORS
--------------------------	---------------------------------

Line 1 Furnish all necessary superintendence, labor,
materials, tools, equipment, machinery and apparatus
and whatever else may be necessary to complete all
the work, per specifications

1 ea		
Unit Price	\$312,000.000	
Extended Price		312,000.00
Bid Total		312,000.00

Award by Vendor	\$ 312,000.00
City	Amarillo, TX



Bid No. 7204 Best Value Bid for Third Avenue Stormwater lift Station Rehabilitation	Purchase Price	Bidder's Qualifications	Safety Record Questionnaire	Construction Time	Maximum Possible =100				
Tabulation Compilation showing Scoring Criteria									
						For Additional Comments or if More Space is Needed, Please Attach A Separate Sheet.			
Company	60.00	30.00	5.00	5.00	Total	Average	Rank	Comments	
AMARILLO UTILITY CONTRACTORS	60.0000	27.3333	5.0000	4.6666	97.00	97.00%	1		
					0.00	0.00%			
					0.00	0.00%			

Amarillo City Council

Agenda Transmittal Memo



I

Meeting Date	May 10, 2022	Council Priority	Customer Service
Department	Public Health		
Contact	Casie Stoughton, Public Health Director		

Agenda Caption

CONSIDER APPROVAL – AMENDMENT TO CONTRACT FOR INTERPRETATION SERVICES
Award to: Refugee Language Project – \$100,000

Agenda Item Summary

This item considers approval of an amendment to the contract for interpretation adding an additional scope of work consistent with grant deliverables.

Requested Action

Approve contract between City of Amarillo and Refugee Language Project.

Funding Summary

Funding for this project is through Amarillo Public Health via grants provided by the Texas Department of State Health Services

Community Engagement Summary

N/A

Staff Recommendation

Approve.

Bid No. 7225 (AMENDMENT) REFUGEE LANGUAGE PROJECT INTERPRETATION
Opened 4:00 p.m. February 14, 2022

To be awarded as one lot REFUGEE LANGUAGE PROJECT

Line 1 Amendment to add additional scope of work
consistent with grant deliverables to the current
contract, per specifications

1 ea		
Unit Price	\$100,000.000	
Extended Price		100,000.00
Bid Total		100,000.00
Award by Vendor	\$ 100,000.00	
City	Amarillo, TX	

Amarillo City Council

Agenda Transmittal Memo



J

Meeting Date	May 10, 2022	Council Priority	
Department	Park Maintenance		
Contact	Michael Kashuba, Director of Parks and Recreation		

Agenda Caption

CONSIDER AWARD – CONTRACT FOR COMPREHENSIVE ELECTRICAL SERVICES AT PARKS AND ATHLETIC FACILITIES
AMOUNT NOT TO EXCEED \$200,000.00 PER YEAR

Agenda Item Summary

This is for electrical services, repairs, and installation throughout City of Amarillo parks and athletic complexes. This is a (1) one year contract with the option to renew for (2) two additional (1) one year periods.

Requested Action

Approval and authorization for City Manager to execute agreement.

Funding Summary

Funding for this award is available in the Park Maintenance budget 1861.68318, salary saving, and Parks E&I

Community Engagement Summary

N/A

Staff Recommendation

Parks and Recreation Administration are recommending approval and award of this Best Value Bid for Comprehensive Electrical Services.

BEST VALUE BID NO. 7223 COMPREHENSIVE ELECTRICAL SERVICES FOR CITY OF AMARILLO PARKS DEPARTMENT

Points Compilation Evaluation Criteria Ranking	Proposed pricing (Page 11 of bid "Price Proposal Page")		The reputation of the bidder and of the bidder's goods or services:		The Quality of the bidder's goods or services. Demonstrated capability of firm to provide sufficient staff and equipment to complete the scope of work as specified		The extent to which the goods or services meet the City of Amarillo's needs:		Vendor's response time for services:		The bidder's past relationship with the City of Amarillo:		References:	
	Points Possible													
	Vendor	90	45	45	45	43	44	15	15	300	Comments			
	AAA ELECTRIC	90	45	45	43	44	15	15	297					
Date: 4-22-22														

Amarillo City Council

Agenda Transmittal Memo



K

Meeting Date	May 10, 2022	Council Priority	Civic Pride
Department	Parks and Recreation		
Contact	Michael Kashuba, Director of Parks and Recreation		

Agenda Caption

CONSIDER PURCHASE – LIQUID CHLORINE FOR USE IN THOMPSON POOL
Total cost-\$65,000.00

Agenda Item Summary

This item maintains chemical levels, eliminates microorganisms, bacteria, and algae in a commercial sized pool. Improves water quality in a liquid form of Sodium Hypochlorite 12.5% NaClO.

Requested Action

Approval and authorization for City Manager to execute agreement.

Funding Summary

Funding for this award is available in the Park and Recreation (Aquatics) budget 1840.51350

Community Engagement Summary

N/A

Staff Recommendation

Parks and Recreation Administration are recommending approval and award of liquid chlorine for pools for the 2022 season.

Bid No. 7249 LIQUID CHLORINE FOR POOLS ANNUAL CONTRACT
Opened 4:00 p.m. April 14, 2022

To be awarded as one lot BRENNTAG SOUTHWEST, INC.

Line 1 Annual Contract for Liquid Chlorine
for City Swimming Pools, per
specifications

10,000	ga		
	Unit Price	\$6.500	
	Extended Price		65,000.00
Bid Total			65,000.00
Award by Vendor		\$ 65,000.00	
City		Borger, TX	

Amarillo City Council

Agenda Transmittal Memo



L

Meeting Date	May 10, 2022	Council Priority	N/A
Department	Information Technology		

Agenda Caption

CONSIDER PURCHASE - POWER SWITCHES FOR VOICE-OVER-IP (VOIP) PROJECT
Dell -- \$248,782.25

This purchase represents information technology infrastructure necessary for the implementation of the Voice Over IP project. Switches enable fast in-network communication by routing data packets between devices, creating a tunnel between source and destination that cannot be interrupted by other network traffic.

Agenda Item Summary

Dell Power Switches are necessary infrastructure for the implementation and deployment of Voice Over IP.

Requested Action

Approval of award to Dell in the amount of \$248,782.25

Funding Summary

Funding is available in the VOIP Project account 620070.17400.1040.

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval of award.

Bid No. 7281 Dell Switches for VOIP Project
Opened 4:00 p.m. April 21, 2022

To be awarded as one lot

DELL

Line 1 Power Switch N3224P-ON, OS6, RPS,
5YR PS NBD, per specifications

30 ea

Unit Price

\$3,238.450

Extended Price

97,153.50

Line 2 Power Switch N3248P-ON, OS6, RPS,
5YR PS NBC, per specifications

35 ea

Unit Price

\$4,332.250

Extended Price

151,628.75

Bid Total

248,782.25

Award by Vendor

City

\$ 248,782.25

Roundrock, TX



Amarillo City Council

Agenda Transmittal Memo



M

Meeting Date	May 10, 2022	Council Priority	N/A
Department	Information Technology – Rich Gagnon		

Agenda Caption

CONSIDER AWARD – CONSULTING SERVICES CONTRACT FOR BROADBAND PROJECT
\$219,200.00

This item represents the purchase of consulting services for the Broadband project.

Agenda Item Summary

This item represents the purchase of consulting services necessary for program design, operational structure, and sustainable funding for the Broadband project.

Requested Action

Approval of award to Impact Broadband in the amount of \$219,200.00.

Funding Summary

This purchase will be funded from account 58100.62000 (Broadband Professional Services). Federal funds from the American Rescue Plan Act (ARPA) fund this account.

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval of award.

Bid No. 7277 Broadband Consulting
Opened 4:00 p.m. April 19, 2022

To be awarded as one lot

IMPACT BROADBAND

Line 1 I.T. Consulting Agreement for Amarillo
Connected Project, per specifications

2 yr

Unit Price

\$109,600.000

Extended Price

219,200.00

Bid Total

219,200.00

Award by Vendor

\$ 219,200.00

City

Gainseville, GA



Amarillo City Council

Agenda Transmittal Memo



Meeting Date	May 10, 2022	Council Priority	Economic Development and Redevelopment
Department	Planning	Contact Person	Emily Koller, Assistant Director of Planning

Agenda Caption

CONSIDER AWARD – WRIGHT AWAY TREE SERVICE CONTRACT FOR TREE REMOVAL SERVICES IN THE SAN JACINTO NEIGHBORHOOD PLAN BOUNDARY

Agenda Item Summary

This contract is for tree removal services for the San Jacinto Neighborhood Plan boundary with Wright Away Tree Service. The primary purpose is to completely remove dead trees including the trunk, limbs and stump. The secondary purpose is to trim some trunks to a specified height to remain in the neighborhood for future art carving.

The work will be conducted in phases as identified by the San Jacinto Neighborhood Association. Prior to each phase of work requested, the Contractor will be required to provide a written estimate for the proposed work to be performed based upon the neighborhood's initial survey.

The contract amount is not to exceed \$50,000 for one year with the option to renew for one additional year if agreeable to both parties.

This project was selected by the San Jacinto Neighborhood Association from their neighborhood plan as a priority for implementation. Tree removal will be coordinated with an ongoing neighborhood sidewalk cost-share pilot program.

Requested Action

Approval as presented.

Funding Summary

\$50,000 for year one with an option to renew for one additional year if agreeable to both parties. The project is funded by San Jacinto's portion of the unrestricted Neighborhood Planning Initiative dollars.

Community Engagement Summary

San Jacinto Neighborhood Plan priority project.

Staff Recommendation

Staff recommends approval.

Amarillo City Council

Agenda Transmittal Memo



0

Meeting Date	May 10, 2022	Council Priority	Consent Agenda
Department	Planning and Development Services		
Contact	Brady Kendrick – Planner II		

Agenda Caption
CONSIDER APPROVAL – AVIATION CLEAR ZONE EASEMENT

Consideration of an Aviation Clear Zone Easement, being 4,750 feet above mean sea level above the plat of South Georgia Place Unit No. 40, an addition to the City of Amarillo, being an unplatted tract of land, in Section 183, Block 2, A.B.&M. Survey, Randall County, Texas.
VICINITY: Georgia St. and Farmers Ave.
APPLICANT/S: Keith Smith for Betenbough Homes, LLC

Agenda Item Summary

The above referenced Aviation Clear Zone (ACZ) Easement is being requested by the City of Amarillo and is associated with the plat South Georgia Place Unit No. 40.

To ensure safety of operation and protection of air traffic operating into and out of the airport, future physical development around the airport needs to be regulated. In 1981, the Texas Legislature enacted the Airport Zoning Act, cited as Chapter 241 of the Local Government Code, which authorized cities in the state to establish and administer regulations pertaining to the height of structures and compatible land uses in the vicinity of the airport. One of the tools established in the Amarillo Code of Ordinances that allows the City of Amarillo to regulate this type of development is the Airport Height Hazard and Zoning Regulations (Chapter 4-9) which establishes minimum requirements to control the height and use of structures that may develop in the vicinity of the airport.

The ACZ Easement document is established during the platting of a tract of land to set the height regulations for noting on the associated plat, and the legal document is signed by the owner/developer of the tract. The placement of the note on the plat ensures that the height regulation is easily found by any future owner of the tract of land. Each ACZ Easement has an associated height regulation that is determined by the tract's proximity and location around the airport. For example, areas at the end of the runway will likely have a lower height regulation than ones at the same distance that are located adjacent to the length of the runway. The reason for this is because aircraft taking off or landing will need to be at a lower altitude during its approach or departure portion of the traffic pattern for the each associated runway.

This ACZ Easement is establishing a height regulation of 4,750 feet above mean sea level for the plat of South Georgia Place Unit No. 40

Requested Action

Planning Staff have reviewed the associated Aviation Clear Zone Easement and the item is ready for City Council Consideration as a consent agenda item.

Funding Summary

The Easement is being granted to the City at no cost.

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval of this Aviation Clear Zone Easement.

AVIATION CLEAR ZONE EASEMENT

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF RANDALL §

WHEREAS, Betenbough Homes, LLC, hereinafter called "GRANTOR," whether one or more, individual or corporate, partnership or association, is the owner in fee of that certain parcel or parcels of land being described as follows:

Aviation Clear Zone Easement being 4,750 feet above mean sea level above the plat of South Georgia Place Unit No. 40, an addition to the City of Amarillo, being an unplatted tract of land, in Section 183, Block 2, A.B.&M. Survey, Randall County, Texas.

NOW, THEREFORE, in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, GRANTOR does for himself, his successors and assigns, GRANT, BARGAIN, SELL AND CONVEY unto the City of Amarillo, Texas, hereinafter called GRANTEE, its successors and assigns, for the use and benefit of the public, and easement and right-of-way appurtenant to Rick Husband Amarillo International Airport for the unobstructed passage of all aircraft, "aircraft" being defined for the purpose of this instrument as any contrivance now known or hereafter invented, used or designed for navigation of or flight in the air, by whomsoever owned or operated, in the airspace above GRANTOR'S above-described property; together with the right to cause in all airspace such noise, vibration, fumes, dust, fuel particulates and all other effects that may be caused by the operation of aircraft landing at, or taking off from, or operating at, on, over the above described property; and GRANTOR, his successors, executors, heirs or assigns, does hereby fully waive, remise and release any right, cause of action, and damage which it may now have or which it may have in the future against GRANTEE, its successors and assigns, due to such noise, vibrations, fumes, dust, fuel particulates and all other effects that may be caused or may have been caused by the operation of aircraft landing at, or taking off from, or operating near or on Rick Husband Amarillo International Airport or over the described property.

GRANTOR, for itself, its successors and assigns, does hereby covenant and agree that it will not hereafter erect, or permit the erection or growth of, any structure, tree or other object on the above described property to any height in excess of 4,750 feet above mean sea level. GRANTOR does hereby GRANT and CONVEY to GRANTEE a continuing right of ingress and egress via passage easement on and across the above-described property for the purpose of taking any action necessary to remove any structure, tree or other object in the airspace to any elevation greater than 4,750 feet above mean sea level.

TO HAVE AND TO HOLD said aviation clear zone easement, passage easement, and rights-of-way, and all rights appertaining thereto unto the GRANTEE, its successors and assigns, until Rick Husband Amarillo International Airport shall be abandoned and shall cease to be used for public airport purposes.

IT IS UNDERSTOOD AND AGREED that these covenants and agreements shall be binding upon the heirs, administrators, executors, successors and assigns of the GRANTOR and

that these covenants and agreements shall run with the land, and that for the purposes of this instrument, this easement shall be considered the dominant estate on the above-referenced property.

IN WITNESS WHEREOF, the GRANTOR, whether one or more, individual or corporate, has hereunto set its hand on this the 18th day of January, 2022.

GRANTOR
Betebough Homes, LLC

By: 
Keith Smith

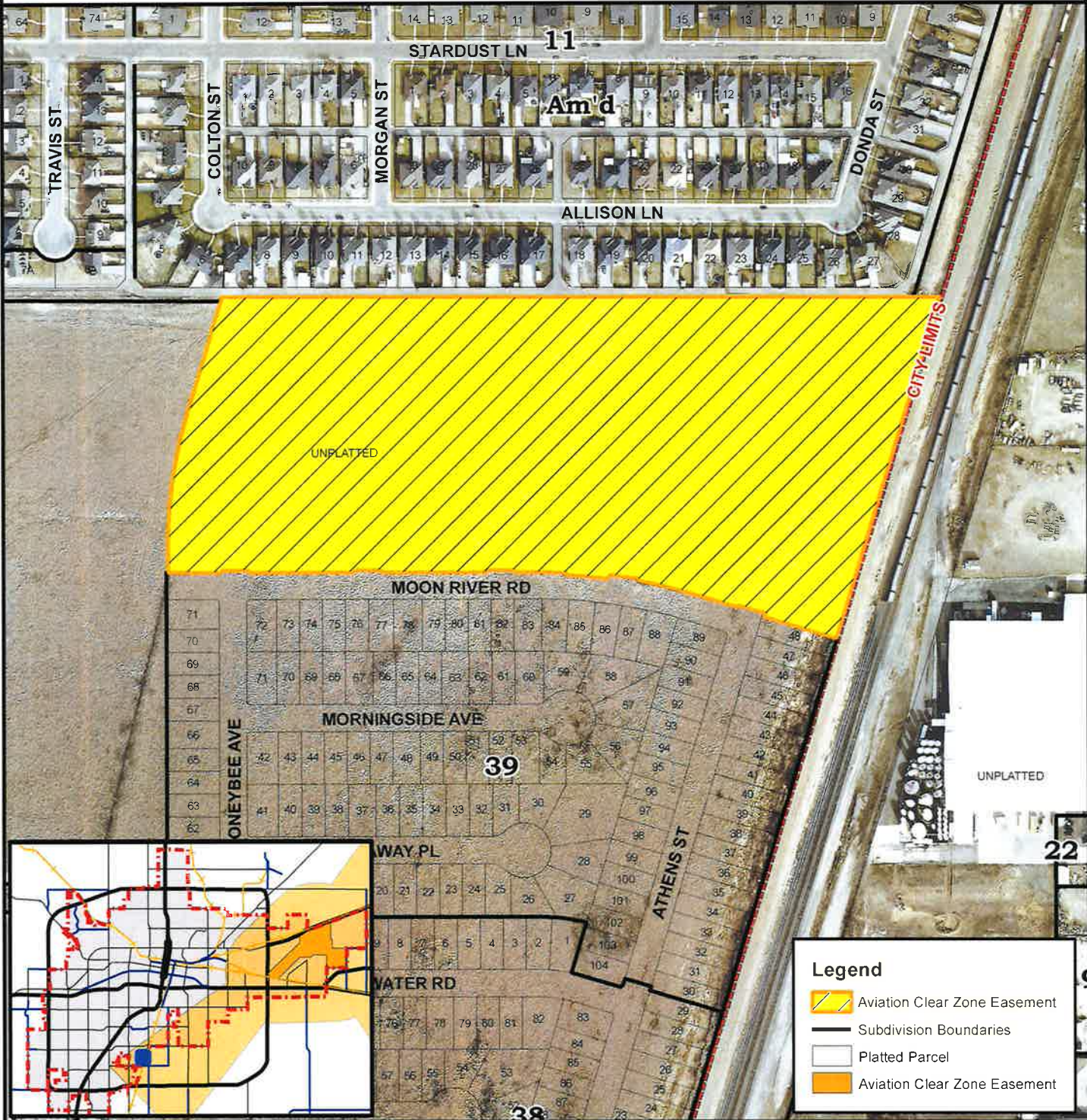
THE STATE OF Texas §
COUNTY OF Randall §

This instrument was acknowledged before me on this the 18th day of January, 2022,
by Keith Smith.


Notary Public, State of Texas



AVIATION CLEAR ZONE EASEMENT



**CITY OF AMARILLO
PLANNING DEPARTMENT**

Scale: 1 inch = 300 feet
Date: 1/26/2022
Case No: ACZ-21-20



Aviation Clear Zone Easement being 4,750 feet above mean sea level above the plat of South Georgia Place Unit No. 40, an addition to the City of Amarillo, being a unplatted tract of land in Section 183, Block 2, AB&M Survey, Randall County, Texas.

Vicinity: Georgia St. and Farmers Ave.
Applicant: Keith Smith Betenbough Homes, LLC

AP: M-16

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

Amarillo City Council

Agenda Transmittal Memo



P

Meeting Date	May 10, 2022	Council Priority	Consent Agenda
Department	Planning and Development Services		
Contact	Brady Kendrick – Planner II		

Agenda Caption

CONSIDER APPROVAL – AVIATION CLEAR ZONE EASEMENT

Consideration of an Aviation Clear Zone Easement, being 4,850 feet above mean sea level above the plat of Farmers Substation Unit No. 1, an addition to the City of Amarillo and a suburban subdivision to the City of Amarillo, being an unplatted tract of land, in Section 182, Block 2, A.B.&M. Survey, Randall County, Texas.
VICINITY: Georgia St. and Farmers Ave.
APPLICANT/S: Southwestern Public Service Company, Inc.

Agenda Item Summary

The above referenced Aviation Clear Zone (ACZ) Easement is being requested by the City of Amarillo and is associated with the plat Farmers Substation Unit No. 1.

To ensure safety of operation and protection of air traffic operating into and out of the airport, future physical development around the airport needs to be regulated. In 1981, the Texas Legislature enacted the Airport Zoning Act, cited as Chapter 241 of the Local Government Code, which authorized cities in the state to establish and administer regulations pertaining to the height of structures and compatible land uses in the vicinity of the airport. One of the tools established in the Amarillo Code of Ordinances that allows the City of Amarillo to regulate this type of development is the Airport Height Hazard and Zoning Regulations (Chapter 4-9) which establishes minimum requirements to control the height and use of structures that may develop in the vicinity of the airport.

The ACZ Easement document is established during the platting of a tract of land to set the height regulations for noting on the associated plat, and the legal document is signed by the owner/developer of the tract. The placement of the note on the plat ensures that the height regulation is easily found by any future owner of the tract of land. Each ACZ Easement has an associated height regulation that is determined by the tract’s proximity and location around the airport. For example, areas at the end of the runway will likely have a lower height regulation than ones at the same distance that are located adjacent to the length of the runway. The reason for this is because aircraft taking off or landing will need to be at a lower altitude during its approach or departure portion of the traffic pattern for each associated runway.

This ACZ Easement is establishing a height regulation of 4,850 feet above mean sea level for the plat of Farmers Substation Unit No. 1.

Requested Action

Planning Staff have reviewed the associated Aviation Clear Zone Easement and the item is ready for City Council Consideration as a consent agenda item.

Funding Summary

The Easement is being granted to the City at no cost.

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval of this Aviation Clear Zone Easement.

AVIATION CLEAR ZONE EASEMENT

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF RANDALL §

WHEREAS, Southwestern Public Service Company, Inc., hereinafter called "GRANTOR," whether one or more, individual or corporate, partnership or association, is the owner in fee of that certain parcel or parcels of land being described as follows:

Aviation Clear Zone Easement being 4,850 feet above mean sea level above the plat of Farmers Substation Unit No. 1, an addition to the City of Amarillo and a suburban subdivision to the City of Amarillo, being an unplatted tract of land, in Section 182, Block 2, A.B.&M. Survey, Randall County, Texas

NOW, THEREFORE, in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, GRANTOR does for himself, his successors and assigns, GRANT, BARGAIN, SELL AND CONVEY unto the City of Amarillo, Texas, hereinafter called GRANTEE, its successors and assigns, for the use and benefit of the public, and easement and right-of-way appurtenant to Rick Husband Amarillo International Airport for the unobstructed passage of all aircraft, "aircraft" being defined for the purpose of this instrument as any contrivance now known or hereafter invented, used or designed for navigation of or flight in the air, by whomsoever owned or operated, in the airspace above GRANTOR'S above-described property; together with the right to cause in all airspace such noise, vibration, fumes, dust, fuel particulates and all other effects that may be caused by the operation of aircraft landing at, or taking off from, or operating at, on, over the above described property; and GRANTOR, his successors, executors, heirs or assigns, does hereby fully waive, remise and release any right, cause of action, and damage which it may now have or which it may have in the future against GRANTEE, its successors and assigns, due to such noise, vibrations, fumes, dust, fuel particulates and all other effects that may be caused or may have been caused by the operation of aircraft landing at, or taking off from, or operating near or on Rick Husband Amarillo International Airport or over the described property.

GRANTOR, for itself, its successors and assigns, does hereby covenant and agree that it will not hereafter erect, or permit the erection or growth of, any structure, tree or other object on the above described property to any height in excess of 4,850 feet above mean sea level. GRANTOR does hereby GRANT and CONVEY to GRANTEE a continuing right of ingress and egress via passage easement on and across the above-described property for the purpose of taking any action necessary to remove any structure, tree or other object in the airspace to any elevation greater than 4,850 feet above mean sea level.

TO HAVE AND TO HOLD said aviation clear zone easement, passage easement, and rights-of-way, and all rights appertaining thereto unto the GRANTEE, its successors and assigns, until Rick Husband Amarillo International Airport shall be abandoned and shall cease to be used for public airport purposes.

IT IS UNDERSTOOD AND AGREED that these covenants and agreements shall be binding upon the heirs, administrators, executors, successors and assigns of the GRANTOR and

that these covenants and agreements shall run with the land, and that for the purposes of this instrument, this easement shall be considered the dominant estate on the above-referenced property.

IN WITNESS WHEREOF, the GRANTOR, whether one or more, individual or corporate, has hereunto set its hand on this the 25th day of April, 2022.

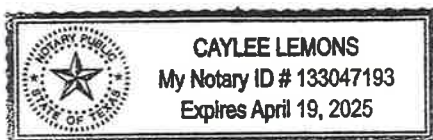
GRANTOR
Southwestern Public Service Company, Inc.

By: 
Sean Frederiksen, Manager Sitting & Land Rights

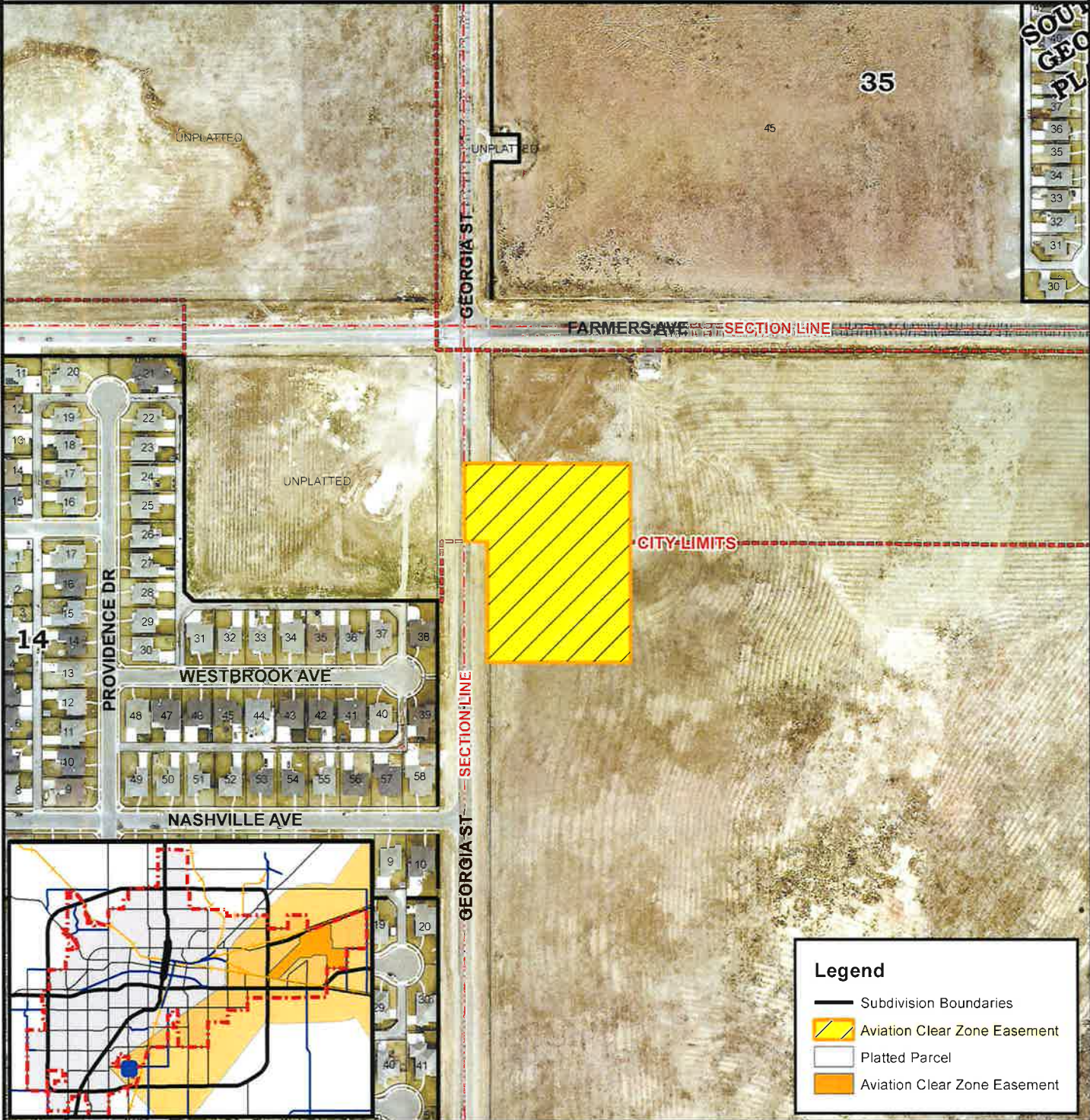
THE STATE OF Texas §
COUNTY OF Randall §

This instrument was acknowledged before me on this the 25 day of April, 2022,
by Sean Frederiksen.


Notary Public, State of Texas



AVIATION CLEAR ZONE EASEMENT



CITY OF AMARILLO
PLANNING DEPARTMENT

Scale: 1 inch = 300 feet
Date: 3/31/2022
Case No: ACZ-22-05



Aviation Clear Zone Easement being 4,850 feet above mean sea level above the plat of Farmers Substation Unit No. 1, an addition to the City of Amarillo and a suburban subdivision to the City of Amarillo, being an unplatted tract of land, in Section 182, Block 2, A.B.&M. Survey, Randall County, Texas

Vicinity: Georgia St. and Farmers Ave.
Applicant: Southwestern Public Service Company

AP: M-17

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

Amarillo City Council

Agenda Transmittal Memo



Q

Meeting Date	May 10, 2022	Council Priority	Civic Pride
Department	Planning	Contact Person	Emily Koller, Assistant Director of Planning

Agenda Caption
CONSIDER APPROVAL – PROPERTY OWNER AUTHORIZATION FOR HISTORICAL MARKER PLACEMENT IN BONES HOOKS PARK

This item is to consider authorizing Jared Miller, City Manager, as property owner to execute Attachment A “Permission of Property Owner for Marker Placement” in the Texas Historical Commission Subject Marker application. The application is for a Bones Hooks subject marker to be placed in Bones Hooks Park.

Agenda Item Summary

The Potter County Historical Commission manages applications for the Texas Historical Commission’s Historical Marker program. The PCHC, along with the North Heights Advisory Association, plan to submit a marker application honoring Bones Hooks for the 2022 round (deadline of May 16th). The PCHC and NHAA believe the best site for the placement of the marker is within the City-owned Bones Hooks Park at NW 20th Street and N Hughes Street which currently offers no interpretation of his life and impact on the development of Amarillo. The property owner signature is required for the application submittal.

Requested Action
Approval as presented.

Funding Summary
The application fee of \$100 and the marker itself will be covered by Neighborhood Planning Initiative funding and Potter County Historical Commission funding.

Community Engagement Summary
North Heights Neighborhood Plan project.

Staff Recommendation
Staff recommends approval as presented.

TEXAS HISTORICAL COMMISSION

SUBJECT MARKERS: 2022 Official Texas Historical Marker COVERSHEET

Complete the form and send to markers@thc.texas.gov
Valid March 1 – 2 p.m. CDT, May 16, 2022, only

This form constitutes a request for the Texas Historical Commission (THC) to consider approval of an Official Texas Historical Marker for the topic noted in this application. The THC will review the request and make its determination based on rules and procedures of the program. Filing of the application for sponsorship is for the purpose of providing basic information to be used in the evaluation process. The final determination of eligibility and approval for a state marker will be made by the THC. This form is to be used for subject marker requests only. Please see separate forms for either Historic Texas Cemeteries or Recorded Texas Historic Landmarks (buildings and structures).

APPROVAL BY COUNTY HISTORICAL COMMISSION (required)

As chair or duly appointed marker chair, I certify the following:

☒ The topic qualifies for an Official Texas Historical Marker according to marker policies on the THC website. Representatives of the CHC have talked with the potential marker sponsor and discussed the marker program policies on the THC website. The application has been filled out correctly. The narrative history and documentation have been reviewed for accuracy.

CHC comments or concerns about this application (required): None

Name of CHC contact (chair or marker chair):

Mailing address:

City, Zip:

Daytime phone:

Email address:

CHECKLIST APPROVAL (required)

☒ The topic meets age requirements

- Most topics must date back at least 50 years
- Historic events may be marked after 30 years
- Individuals of historic significance may be marked or mentioned in marker text after they have been deceased 10 years

☒ The topic is eligible for a subject marker according to marker policies

☐ Permission of current property owner for marker placement and proof of ownership (deed or tax appraisal) has been obtained (Attachment A; unless marker will be placed on TxDOT right-of-way)

☒ Invoice for application fee is complete, printed and ready to be mailed to THC along with \$100 check (Attachment B)

Note: Resubmissions will no longer have their application fees waived.

Sponsor Name: Potter County Historical Commission Date: 05/03/2022

TEXAS HISTORICAL COMMISSION

SUBJECT MARKERS:
2022 Official Texas Historical Marker
SPONSORSHIP APPLICATION

PROPOSED MARKER INFORMATION			
Proposed marker topic (required): Life and Legacy of Bones Hooks			
County: Potter			
Town (nearest town in same county on current state highway map): Amarillo			
Street address of marker site or directions from town noted above: NW 20th and N Hughes St			
Marker Coordinates, if you know the location coordinates of the proposed marker site, enter them in one of the formats below:			
UTM Zone	Easting	Northing	Lat: 35.23 Long: -101.8 (deg, min, sec or decimal degrees)
Precise verbal description of placement of marker (e.g. northwest corner of 3rd and Elm, or FM 1411, 2.6 miles east of Post Oak Creek): Along the sidewalk, slightly east of NW 20th and N Hughes St within Bones Hooks Park			
Will the marker be placed at the actual site of the topic being marked? ☒ Yes ☐ No			
If the answer is no, provide the distance and directions to the actual location from the marker (i.e. 100 yards east).			
SPONSOR CONTACT INFORMATION:			
Marker sponsor (may be individual or organization): North Heights Advisory Association			
Contact person (if applicable):			
Mailing address:		City, zip:	
Phone:		Email address (required):	
SHIPPING ADDRESS:			
Will the marker be placed on right-of-way maintained by the Texas Department of Transportation (TxDOT)? ☐ Yes ☒ No			
If yes, then no shipping address or proof of ownership of property is needed.			
Organization (may be blank if individual): Potter County Historical Commission			
Contact Name:			
Street address:		City, zip:	
Daytime phone (required):		Email (required):	
TYPE AND SIZE OF SUBJECT MARKER			
The sponsor/CHC prefers the following size marker. Note: Prices will be given at a later date.			
☒ 27" x 42" Subject marker	☒ with post	☐ without post*	
☐ 18" x 28" Subject marker	☐ with post	☐ without post*	
*For a Subject marker without post, indicate to what surface material it will be mounted:	☐ wood	☐ masonry	☐ metal
	☐ other (specify)		

TEXAS HISTORICAL COMMISSION

SUBJECT MARKERS

Purpose

Subject markers are educational in nature and reveal aspects of local history important to a community or region. These markers honor topics such as schools, communities, businesses, events and individuals. Subject markers are placed at sites that have historical associations with the topics, but no legal restriction is placed on the use of the property or site, although the THC must be notified if the marker is ever to be relocated.

Criteria

1. **Age:** Most topics marked with subject markers must date back at least 50 years, although historic events may be marked after 30 years, and individuals of historic importance may be marked, or may be mentioned in a historical marker text, after they have been deceased 10 years. The THC may waive age requirements for topics of overwhelming state or national importance, although exceptions are rarely granted and the burden of proof for all claims and documentation is the responsibility of the narrative author.
2. **Historical significance:** A topic is considered to have historical significance if it had influence, effect or impact on the course of history or cultural development; age alone does not determine significance.

APPLICATION PROCEDURES

Any individual, group or county historical commission (CHC) may apply to the THC to request an Official Texas Historical Marker for what it deems a worthy topic. Only complete marker applications that contain all the required elements can be accepted or processed by the THC. For subject markers, the required elements are sponsorship application form, 5-10 page narrative history and documentation.

- Completed applications must be duly reviewed, verified and approved by the CHC in the county in which the marker will be placed.
- The sponsorship application form, 5-10 page narrative history and documentation must be in the form of Microsoft Word or Word-compatible documents and submitted by email attachments to the THC from the CHC no later than 2 p.m. CDT, May 16, 2022. Paper copies of applications, whether mailed or delivered in person, cannot be accepted in lieu of the electronic version. THC email accepts mail no larger than 10 MB. You may split the application and materials into separate emails. Please note this in the email subject line. (Ex. Post Oak Co., Smith House, Email 1 of 3, etc.)
- Proposed marker topic must be given on the application. The THC will determine the official title should the application be approved.
- For markers without posts, the CHC must receive prior approval from the THC for the planned placement. Such prior approval is based on the following:
 - Submittal of a detailed plan for where the marker will be mounted, including the surface to which it will be placed (masonry, metal, wood); and
 - A statement of why a marker with a post is not feasible or preferred.
- Required font style and type size are a Times variant and 12-point.
- Narrative histories must be 5-10 pages typed in a double-spaced (or 1.5-spaced) format and include separate sections on context, overview and significance. Approved marker topics

TEXAS HISTORICAL COMMISSION

have their inscriptions written based on the narrative submitted. The majority of the narrative must be solely about the marker topic.

- The narrative history must include documentation in the form of reference notes, which can be either footnotes, endnotes or parenthetical citations. Documentation associated with applications should be broad-based and demonstrate a survey of available resources, both primary and secondary.
- **The CHC or Marker Chair will forward the application and 5-10 page narrative history to markers@thc.texas.gov.** An email confirming receipt of your application will be sent to both the CHC and the Sponsor listed on the application. Be sure to check your junk mail box. If you do not receive confirmation from the THC Marker Team within five business days of sending your application, please contact our office.
- Once the CHC sends in the application, the sponsor mails the Marker Application Fee Invoice (Attachment B) and a \$100 payment to the THC mailing address noted on the Sponsor Fee Invoice postmarked by 2 p.m. CDT, May 16, 2022. Payment of the application fee does not guarantee approval of the historical marker and this fee is non-refundable.
- A copy or scan of proof of current ownership is required to verify the property owner information listed on the application (Attachment A), due by 2 p.m. CDT, May 16, 2022, unless the marker will be placed on a TxDOT right-of-way. You may access this information through county appraisal or tax records.
- **Marker application and supplemental materials must be submitted between March 1st and 2 p.m. CDT May 16th. Applications will not be considered for approval if received before or after the open marker application period of March 1 – 2 p.m. CDT, May 16, 2022.**

Once marker applications have passed preliminary review and the application fee and signed proof of property ownership have been received by THC, the application will be scored to determine whether the marker will be submitted to the Commissioners of the THC for final approval.

SCORING CRITERIA

- (1) 5 pts. max. Age;
- (2) 10 pts. max. Historical Significance/ Architectural Significance;
- (3) 10 pts. max. State of Repair/ Integrity;
- (4) 10 pts. max. Diversity of topic for addressing gaps in historical marker program;
- (5) 15 pts. max. Value of topic as an untold or untold aspect of Texas history;
- (6) 10 pts. max. Endangerment level of property, site or topic;
- (7) 10 pts. max. Available documentation and resources;
- (8) 10 pts. max. Diversity among this group of candidates;
- (9) 5 pts. max. Relevance to other commission programs; and
- (10) 15 pts. max. Relevance to the commission's current thematic priorities.

SPONSORSHIP PAYMENT INFORMATION

Prospective sponsors please note the following:

- Topics approved as Official Texas Historical Markers will require payment of the full marker amount within 45 days of the official approval notice. Payment must be received in full, accompanied by the THC payment form, postmarked by 5 p.m. CDT, September 16, 2022.
- Due to possible increases in shipping and material costs, marker prices are subject to change. Marker sponsors are responsible for paying the full cost of the historical marker and will be

TEXAS HISTORICAL COMMISSION

notified via invoice with a 45-day payment deadline should marker prices increase. Sponsors may choose to withdraw from the marker process at any time before a marker is ordered, and will be refunded payment, not including the application fee.

- The THC is unable to process partial payments or to delay payment due to processing procedures of the sponsor. Applications not paid in the time frame required may, at the sole discretion of the THC, be cancelled or postponed.
- Payment does not constitute ownership of a marker; Official Texas Historical Markers are the property of the State of Texas.
- If at any time during the marker process sponsorship is withdrawn, a refund can be processed, but the THC will retain the application fee of \$100.
- The Official Texas Historical Marker Program provides no means of recognizing sponsors through marker text, incising or supplemental plaques.

SHIPPING INSTRUCTIONS

If the proposed marker site is on TxDOT right-of-way, the marker will be shipped directly to the district highway engineer for placement, with consultation from the CHC. If the marker will go on property other than TxDOT right-of-way, provide information in the space below. In order to facilitate marker delivery, residence addresses, post office box numbers and rural route numbers are not permitted. To avoid additional shipping charges or delays, use a business street address (open 8 a.m.—5 p.m., Monday through Friday). **THC is not responsible for additional shipping charges if multiple delivery attempts are made.**

RECORDS RETENTION BY CHC:

The CHC must retain hard copies of the application, as well as an electronic version, at least for the duration of the marker process. The THC is not responsible for lost applications, incomplete applications or applications not properly filed according to the program requirements. For additional information about any aspect of the Official Texas Historical Marker Program, visit the Markers page on the THC website (<http://www.thc.texas.gov/markers>).

IMPORTANT DATES TO KNOW:

March 1 – 2 pm CDT May 16th	CHC submits marker application and supporting documentation via email to: markers@thc.texas.gov
March 1 - May 16, 2022	Sponsor must mail \$100 application fee (postmarked by May 16th) to: Marker Program P.O. Box 12276 Austin, TX 78711-2276
After THC July Quarterly Meeting, by August 2, 2022	Staff send out notifications via email to sponsor & CHC Chair or Marker Chair. If approved, an invoice for the marker fee will be attached with a postmarked due date of September 16 th .
September 16, 2022	Marker Fee due (postmarked by September 16 th)

TEXAS HISTORICAL COMMISSION

ATTACHMENT A

SUBJECT MARKERS:

PERMISSION OF PROPERTY OWNER FOR MARKER PLACEMENT

Please fill out this attachment, print, and sign. Return completed form **along with proof of ownership (in form of deed or tax appraisal records)** to our offices via email (markers@thc.texas.gov), fax, or mail postmarked by 2 p.m. CDT, May 16, 2022.

Proposed marker topic: Life & Legacy of Bones Hoop County: Potter

Will the marker be placed on right-of-way maintained by the Texas Department of Transportation (TxDOT)?

☐ Yes ☒ No

If the answer is yes, the THC will secure the necessary permission from TxDOT, and no other information is required. If the answer is no, please provide the following information for the person or group who owns the property.

Property owner: City of Amarillo

Address: PO Box 1971

City, State, Zip: Amarillo, Texas 79105

Phone: (806) 378-3000

Email address: jared.miller@amarillo.gov

I, _____, certify that I am the legal owner or authorized representative of the property owner noted herein, and further certify that I have read the information regarding Official Texas Historical Markers and that I voluntarily seek the marker for the property described herein, and proof of ownership is attached to this form. I further certify that I will comply with the policies and procedures of the Official Texas Historical Marker Program.

Signature: _____

NOTE: The property owner will not receive copies of correspondence from the THC. All procedural correspondence (notice of receipt, requests for additional information, inscription, shipping notice, etc.) will be sent by email to the THC representative, who is encouraged to share the information with all interested parties as necessary.

Texas Historical Commission
History Programs Division
P.O. Box 12276, Austin, TX 78711-2276
Phone 512/463-5853
markers@thc.texas.gov



TEXAS HISTORICAL COMMISSION
real places telling real stories

TEXAS HISTORICAL COMMISSION

ATTACHMENT B

OFFICIAL TEXAS HISTORICAL MARKER
Sponsorship Fee Invoice

Please fill out this attachment, print, and sign. Return to our offices via mail postmarked by 2 p.m. CDT, May 16, 2022, along with a \$100 check or payment information noted below. Do not send this form via email.

Proposed Marker Topic: Life & Legacy of Bones Hoag County: Potter

Note:

- We will not accept multiple payments for one marker, only one form of payment please.
- If overnighting mail, please send by UPS or FedEx to: 1511 Colorado St. Austin, TX 78701.
- Note that the \$100 application fee will not be waived for resubmissions from previous years.

Please fill out the information below for billing purposes, even if paying by check:

Name of sponsor(s): North Heights Advisory Association

Address: [REDACTED]

City, State, Zip: [REDACTED]

Phone: [REDACTED]

Email address: [REDACTED]

Payment enclosed (make check payable to Texas Historical Commission)

OR

Bill to credit card (only VISA or MC accepted) ☐ Visa ☐ MasterCard

Card number _____

Exp. Date _____

Security Code _____

Name (as it appears on card) _____

***THC Staff Services will run credit card payments in batches using a state approved payment processing program. "THC Virtual Austin" will show as the Merchant Name on your credit card statement once the payment has been processed.

Signature: _____

Texas Historical Commission
History Programs Division
P.O. Box 12276, Austin, TX 78711-2276
Phone 512/463-5853
markers@thc.texas.gov



TEXAS HISTORICAL COMMISSION
real places telling real stories

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	May 10, 2022	Council Pillar	Economic Development
Department	Amarillo Economic Development Corporation		
Contact	Kevin Carter, President and CEO		

Agenda Caption
<u>PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 7977</u>

This item is a public hearing and first reading of an ordinance to consider designating certain areas of the City as Reinvestment Zone No. 17 for commercial and industrial tax abatement. The zone is approximately 1108.70 acres in the vicinity of US Hwy 287, Interstate 40 and West of FM 1912.

Agenda Item Summary

Designating a reinvestment zone is a step in the property tax abatement process under Chapter 312 of the Tax Code. Local governments often use tax abatements to attract new industry and commercial enterprises and to encourage the retention and development of existing businesses. Designation of an area as a reinvestment zone is required before City Council has the ability to offer a tax abatement.

The 1108.70 acres proposed for Reinvestment Zone No. 17 is located in the vicinity of US Hwy 287, Interstate 40 and West of FM 1912. The reason for creating this zone is to provide Council the option to offer an economic development incentive to a prospective manufacturing facility.

Before Council may consider a new zone, it must be preceded by a public hearing, with 7 days written notice of the hearing provided to the presiding officer of each of the other taxing entities with jurisdiction in the zone and notice of the hearing in a newspaper of general circulation in the city.

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

Requested Action

Conduct a public hearing and first reading of the Ordinance on May 10, 2022. The final reading is scheduled for May 24, 2022.

Funding Summary

N/A

Staff Recommendation

AEDC staff is recommending approval of the designation of Reinvestment Zone 17.

ORDINANCE NO. 7977

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS
CITY COUNCIL: DESIGNATING CERTAIN AREAS AS
REINVESTMENT ZONE NO. 17 FOR COMMERCIAL /
INDUSTRIAL TAX ABATEMENT, CITY OF AMARILLO,
TEXAS, PURSUANT TO TEXAS TAX CODE, CHAPTER 312,
SUBCHAPTERS A & B, ESTABLISHING THE BOUNDARIES
THEREOF AND OTHER MATTERS RELATING THERETO;
PROVIDING A SEVERANCE CLAUSE; PROVIDING AN
EFFECTIVE DATE.

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

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

WHEREAS, a public hearing in a regularly scheduled meeting before the City Council was held on May 10, 2022, such date being at least seven (7) days after the date of publication of the notice of such public hearing as required by the Texas Tax Code; and

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

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

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

WHEREAS, the area to be designated meets the statutory requirement that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the property and that would contribute to the economic development of the municipality, and/or meets other criteria that satisfies state law for establishment of a reinvestment zone;

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

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

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

- a) That a public hearing on the designation of the Reinvestment Zone has been properly called, held and conducted and that notice of such hearing was published as required by law and delivered to all taxing units overlapping the territory inside the proposed reinvestment zone; and
- b) That the boundaries of the area to be known as City of Amarillo Reinvestment Zone No. 17 shall be the area of land described on the document attached hereto as Exhibit "A", which is incorporated herein for all purposes; and
- c) That the creation of the City of Amarillo Reinvestment Zone No. 17 with the boundaries as described in (b) above, will result in benefits to the City and to the land included in the zone and to the City after the expiration of any Tax Abatement Agreement entered into, and the improvements sought are feasible and practical; and
- d) That the Reinvestment Zone as described in (b) above meets the criteria for the creation of a Reinvestment Zone as set forth in Texas Tax Code Chapter 312, Subchapters A & B in that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the Reinvestment Zone that would be a benefit to the property and that would contribute to the economic development of the City; and
- e) That the City of Amarillo Reinvestment Zone No. 17 as defined herein satisfies the requirement of a Reinvestment Zone and is eligible under the Guidelines and Criteria for Tax Abatement in the City of Amarillo, Resolution No. 08-24-21-1.

SECTION 3. That pursuant to Texas Tax Code Chapter 312, Subchapter B, the City hereby creates a Reinvestment Zone for commercial/industrial tax abatement encompassing the area described by the legal description in Section 2 (b) above and such Reinvestment Zone is hereby designated and shall hereafter be designated City of Amarillo Reinvestment Zone No. 17 for a period of five (5) years.

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

SECTION 5. That the establishment of City of Amarillo Reinvestment Zone No. 17 shall take effect on the date of the final passage of this Ordinance.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on
First Reading this the 10th day of May 2022 and PASSED on Second and Final Reading on this
the 24th day of May 2022.

Ginger Nelson, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

EXHIBIT A
LEGAL DESCRIPTION OF REINVESTMENT ZONE NO. 17

The following tracts in Potter County, Texas:

SECT 30 A B & M BLK 0002, IRREG TR BEG 25.76 W & 1659.75FT S OF NE COR SECT
REF 200 0300 0002, 203.4900 ACRES

SECT 30 A B & M BLK 0002, IRREG TR BEING THE MOST WEST & SOUTH PTN OF
SEC 30 AND NORTH PTN OF SEC 31, 418.3500 ACRES

SECT 36 A B & M BLK 0002, IRREG TR BEG 120FT W OF NE COR OF SECT ALL LYING
N OF RR, 19.2300 ACRES

SECT 37 A B & M BLK 0002, 264FT W X 561FT N BEG 2607FT W OF SE COR OF SECT,
3.3800 ACRES

SECT 37 A B & M BLK 0002, ENTIRE SECT LESS ROW & LESS VARIOUS TRACTS,
464.2500 ACRES

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	May 10, 2022	Council Pillar	Economic Development
Department	Amarillo Economic Development Corporation		
Contact	Kevin Carter, President and CEO		

Agenda Caption

PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 7978

This item is a public hearing and first reading of an ordinance to consider designating certain areas of the City as Reinvestment Zone No. 18 for commercial and industrial tax abatement. The zone is approximately 539.8 acres in the vicinity of US Hwy 60 and Parsley Road.

Agenda Item Summary

Designating a reinvestment zone is a step in the property tax abatement process under Chapter 312 of the Tax Code. Local governments often use tax abatements to attract new industry and commercial enterprises and to encourage the retention and development of existing businesses. Designation of an area as a reinvestment zone is required before City Council has the ability to offer a tax abatement.

The 539.80 acres proposed for Reinvestment Zone No. 18 is located at US Hwy 60 and Parsley Road. The reason for creating this zone is to provide Council the option to offer an economic development incentive to a prospective manufacturing facility.

Before Council may consider a new zone, it must be preceded by a public hearing, with 7 days written notice of the hearing provided to the presiding officer of each of the other taxing entities with jurisdiction in the zone and notice of the hearing in a newspaper of general circulation in the city.

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

Requested Action

Conduct a public hearing and first reading of the Ordinance on May 10, 2022. The final reading is scheduled for May 24, 2022.

Funding Summary

N/A

Staff Recommendation

AEDC staff is recommending approval of the designation of Reinvestment Zone 18.

ORDINANCE NO. 7978

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS
CITY COUNCIL: DESIGNATING CERTAIN AREAS AS
REINVESTMENT ZONE NO. 18 FOR COMMERCIAL /
INDUSTRIAL TAX ABATEMENT, CITY OF AMARILLO,
TEXAS, PURSUANT TO TEXAS TAX CODE, CHAPTER 312,
SUBCHAPTERS A & B, ESTABLISHING THE BOUNDARIES
THEREOF AND OTHER MATTERS RELATING THERETO;
PROVIDING A SEVERANCE CLAUSE; PROVIDING AN
EFFECTIVE DATE.

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

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

WHEREAS, a public hearing in a regularly scheduled meeting before the City Council was held on May 10, 2022, such date being at least seven (7) days after the date of publication of the notice of such public hearing as required by the Texas Tax Code; and

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

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

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

WHEREAS, the area to be designated meets the statutory requirement that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the property and that would contribute to the economic development of the municipality, and/or meets other criteria that satisfies state law for establishment of a reinvestment zone;

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

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

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

- a) That a public hearing on the designation of the Reinvestment Zone has been properly called, held and conducted and that notice of such hearing was published as required by law and delivered to all taxing units overlapping the territory inside the proposed reinvestment zone; and
- b) That the boundaries of the area to be known as City of Amarillo Reinvestment Zone No. 18 shall be the area of land described on the document attached hereto as Exhibit "A", which is incorporated herein for all purposes; and
- c) That the creation of the City of Amarillo Reinvestment Zone No. 18 with the boundaries as described in (b) above, will result in benefits to the City and to the land included in the zone and to the City after the expiration of any Tax Abatement Agreement entered into, and the improvements sought are feasible and practical; and
- d) That the Reinvestment Zone as described in (b) above meets the criteria for the creation of a Reinvestment Zone as set forth in Texas Tax Code Chapter 312, Subchapters A & B in that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the Reinvestment Zone that would be a benefit to the property and that would contribute to the economic development of the City; and
- e) That the City of Amarillo Reinvestment Zone No. 18 as defined herein satisfies the requirement of a Reinvestment Zone and is eligible under the Guidelines and Criteria for Tax Abatement in the City of Amarillo, Resolution No. 08-24-21-1.

SECTION 3. That pursuant to Texas Tax Code Chapter 312, Subchapter B, the City hereby creates a Reinvestment Zone for commercial/industrial tax abatement encompassing the area described by the legal description in Section 2 (b) above and such Reinvestment Zone is hereby designated and shall hereafter be designated City of Amarillo Reinvestment Zone No. 18 for a period of five (5) years.

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

SECTION 5. That the establishment of City of Amarillo Reinvestment Zone No. 18 shall take effect on the date of the final passage of this Ordinance.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on
First Reading this the 10th day of May, 2022 and PASSED on Second and Final Reading on this
the 24th day of May, 2022.

Ginger Nelson, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

EXHIBIT A
LEGAL DESCRIPTION OF REINVESTMENT ZONE NO. 18

A 539.80 acre± tract of land in Section 49, Block 2, A. B. & M. Survey, Potter County, Texas and being the same tract of land described as that part of Section 49 lying and being North of the BNSF railroad right-of-way in that certain instrument of conveyance recorded under Clerk's File No. 2017OPR0011221 of the Official Public Records of Potter County, Texas. Said 539.80 acre± tract of land having been surveyed on the ground by Furman Land Surveyors, Inc. on February 1, 2022 and being more particularly described by metes and bounds as follows:

BEGINNING at a stone monument found as called for at the Northeast corner of Section 62, Block 2, A.B. & M. Survey, Potter County, Texas, same point being the Northeast corner of a 544.426 acre tract of land as described in that certain instrument of conveyance recorded under Clerk's File No. 2017OPR0011221 of the Official Public Records of Potter County, Texas and also being the Northwest corner of said Section 49 and the Northwest corner of the herein described tract of land, from whence a 1/2 inch iron rod found as called for at the Northwest corner of said Section 62 bears North 89° 56' 31" West, 5280.22 feet;

THENCE South 89° 56' 14" East, 5287.03 feet to a 1/2 inch iron rod found as called for at the Northwest corner of Section 40, Block 2, A.B. & M. Survey, Potter County, Texas, same point being the Northeast corner of said Section 49 and also being the Northeast corner of this tract of land, from whence a 1/2 inch iron pipe found as called for at the Northeast corner of said Section 40 bears South 89° 58' 03" East (base line) 5287.01 feet;

THENCE South 00° 01' 03" West along the common line of said Sections 40 and 49, a total distance of 3485.99 feet to a railroad spike found in the Northerly right-of-way line of said railroad right-of-way as called for at the Southwest corner of a 239.16 acre tract of land as described in that certain instrument of conveyance recorded under Clerk's File No. 2021OPR0012285 of the Official Public Records of Potter County, Texas, same point being the most Easterly Southeast corner of this tract of land;

THENCE South 70° 04' 51" West along the Northerly right-of-way line of said railroad right-of-way, a total distance of 5192.64 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set at the intersection of said railroad right-of-way with the South line of said Section 49, same point being the most Southerly Southeast corner of this tract of land;

THENCE North 89° 48' 54" West along the South line of said Section 49, a distance of 418.08 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set at the Southwest corner of said Section 49, same point being the Southeast corner of said Section 62 and also being the Southwest corner of this tract of land, from whence a 1/2 inch iron rod found at the Southwest corner of said Section 62 bears North 89° 48' 54" West, 5274.85 feet;

THENCE North 00° 09' 13" East along the common line of said Sections 49 and 62, a total distance of 5259.55 feet to the PLACE OF BEGINNING and containing a computed area of 539.80 acres of land, more or less.

Amarillo City Council

Agenda Transmittal Memo



C

Meeting Date	May 10, 2022	Council Priority	Economic Development and Redevelopment
Department	Planning	Contact Person	Emily Koller, Assistant Director of Planning

Agenda Caption

CONSIDERATION OF ORDINANCE NO. 7979

This item is a first reading and consideration of an ordinance to amend the Amarillo Municipal Code chapter 4-6, article IV, by adding section 4-6-191 regarding the City’s sidewalk cost-share program; providing for severability; providing for a repealer; providing for a penalty; and providing for publication and an effective date.

Agenda Item Summary

This ordinance amendment is the result of a neighborhood plan implementation project. The San Jacinto Neighborhood Plan identified a sidewalk partnership program “where the City would complete sidewalk repairs and offer a payment plan to property owners” as one of the high priorities for implementation.

This amendment adds a new section, 4-6-191, to Chapter 4-6 Public Improvement Maintenance or Use outlining the program. Highlights for the implementation effort include:

- The cost-share program is applicable to the neighborhood plan areas only; however, funding must be made available for the program to be active in each plan area.
- At this time, San Jacinto is the only active funded area. SNJA is allocating a portion of their Neighborhood Plan implementation funds to this project.
- The San Jacinto cost-share program is considered a pilot and the ordinance may be amended in the future depending on the outcomes.
- Eligible properties are residential only and include owner or tenant-occupied single-family residences, duplexes, townhomes, and condominiums. Neighborhood associations may adopt an additional supplementary policy to further define criteria based on goals of the Neighborhood Plan.
- Payment agreements will be made through the City Finance Office for 12 or 18-months. No interest will be charged. If an unpaid balance exists at the end of the payment period, late fees will be assessed. Agreements will be secured by liens and released upon final payment.
- Capital Projects and Development Engineering will oversee a contract to complete the work.

Requested Action

Approval as presented.

Funding Summary

The San Jacinto Neighborhood Association has allocated \$200,000 of their neighborhood plan implementation funding to complete a pilot project.

Community Engagement Summary

San Jacinto Neighborhood Plan priority project.

Staff Recommendation

Staff recommends approval as presented.

ORDINANCE NO. 7979

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS:
AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER
4-6, ARTICLE IV, BY ADDING SECTION 4-6-191
REGARDING THE CITY'S SIDEWALK COST-SHARE
PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING
FOR A REPEALER; PROVIDING FOR A PENALTY; AND
PROVIDING FOR PUBLICATION AND AN EFFECTIVE
DATE.

WHEREAS, the City Council has been presented evidence that the City's adopted Neighborhood Plans have an interest in the repair and replacement of public street and sidewalks that are damaged and in disrepair to the extent it is considered a nuisance and presents health and safety issues at properties within these Plans;

WHEREAS, the City Council desires to clarify the property owner's responsibility to maintain in good repair sidewalks and street appurtenances for health and safety purposes;

WHEREAS, to assist property owners in the maintenance and repair of such sidewalks and street appurtenances, the City Council further desires to develop a City cost-share program to aid property owners within these neighborhood plans financially if revenues are available to complete such projects; and

WHEREAS, the City Council finds that such repairs are in the best interest of their citizens, and acting under their home rule authority, has the power to enact ordinances to protect the health, safety, and welfare of its citizens.

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

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

SECTION 2. The Amarillo Municipal Code, Chapter 4-6, Article IV, Public Improvement Maintenance or Use, is hereby amended by adding a new section 4-6-191 and reads as follows:

Sec. 4-6-191. Repair of sidewalks and street appurtenances; City cost-share program.

- (a) *Duty of Owner.* Any owner of property abutting on a public Street and Sidewalk shall maintain in good repair the Sidewalk and any driveway approach apron crossing the Sidewalk as stated in Sec. 4-6-187.
- (b) *City cost-share program.* If revenues are available, the City may participate in the reconstruction or repair of a sidewalk or street appurtenance with an eligible property located in one of the City's adopted Neighborhood Plan boundaries. Notice of funding availability and program criteria for each Neighborhood Plan area will be posted in a supplementary sidewalk program policy document on the City's website at Amarillo.gov/neighborhood_planning.
- (c) *Policies and procedures of cost-share program.* The City's cost-share program ("the program") shall operate as follows:
 - (1) *Eligible properties:* Property owners of the following types of owner or tenant-occupied properties are eligible to participate in the program: single-family residences, duplexes, townhomes, and condominiums

within one of the City's adopted Neighborhood Plan boundaries. The Plan shall list as a priority goal the repair and reconstruction of sidewalks or street appurtenances. The supplementary sidewalk program policy may further define eligibility based upon the Neighborhood Plan goals.

- (2) *Sidewalk Evaluation Criteria:* Only sidewalks and street appurtenances in the City's right-of-way determined to be damaged or in disrepair to the extent it is a nuisance are eligible. In no event will reconstruction or repairs be performed on private property. Drive-way ramps are eligible. Curbs and gutters are the responsibility of the City of Amarillo and will not be charged to the property owner.
- (3) *Cost:* The property owner's share of cost under the program shall be 50% of the total estimated cost for the requested improvements, or a percentage calculated based on the criteria in the Neighborhood's supplementary program policy.
- (4) *Trees:* All trees located in the City's right-of-way shall be removed in conjunction with each project that is considered to be an obstacle for repair. The cost of removal shall be included in the estimate of each project.
- (5) *Damage to improvements.* The City shall not be responsible for damage that may occur to sprinkler systems, trees, shrubs, or other improvements in the City's right-of-way. It shall be the responsibility of the property owner to protect these improvements before and during reconstruction or repair.
- (6) *Method of payment.* The property owner shall make payment to the City in the full amount of their share before commencement of reconstruction or repair or, alternatively, pursuant to a payment agreement, in 12 or 18 monthly payments. Payment agreements must be made through the City Finance Office with the first payment due and paid before commencement of the reconstruction or repair, and subsequent payments due on the dates set forth in the agreement. No interest will be charged if payments are made according to the agreed schedule. If a balance remains unpaid at the end of the agreed schedule, late fees will be charged on an annual rate of the lesser of six percent or the maximum rate allowed by law, until the outstanding balance is paid.
- (7) *Lien.* Where the property owner makes a payment agreement with the City Finance Office, their share of the cost of the reconstruction/repair performed by the City, together with interest, shall constitute a personal claim against them and shall be secured by a lien on such property superior to any other lien or claim except State, County, and City ad valorem taxes, and which may be enforced against the owner in the manner provided by law. Upon full and final payment of such costs, the City will release the lien.
- (8) *Rework:* In the event the replaced sidewalk or street appurtenance reconstructed through the program fails within one year of the completion of the replacement under the plan, the City shall make appropriate repairs, as determined to be necessary by the City, to the failed section at no additional cost to the property owner.
- (9) *Refund and reimbursement:*
 - a. *Refund.* A property owner may make a written request for a refund before initiation of the reconstruction or repair. In no event shall a refund be made after the City begins work.

- b. *Reimbursement.* A Property owner shall be eligible for reimbursement of the portion of the cost of replacement or repair for work done in connection with the plan if within two years of the completion of the replacement or repair, the City undertakes a capital improvement project and the sidewalk or street appurtenances reconstructed or repaired through the plan is replaced in connection with the capital improvement project. Reimbursement under this paragraph is available only for areas included in the capital improvement project on a pro rata basis, except that a driveway approach widened beyond the original approach width under the plan is ineligible for any reimbursement.

SECTION 3. Severability. 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 Ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this Ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

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

SECTION 5. Publishing and Effective Date. This Ordinance shall be published and become effective from and after its date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading this the 10th day of May 2022 and PASSED on Second and Final Reading this the 24th day of May 2022.

Ginger Nelson, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

Amarillo City Council

Agenda Transmittal Memo



D

Meeting Date	May 10, 2022	Council Priority	Economic Development and Redevelopment
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Department	City Manager's Office	Contact Person	Andrew Freeman, Assistant City Manager
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Agenda Caption

CONSIDERATION OF ORDINANCE NO. 7980

FIRST READING TO CONSIDER AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS CITY COUNCIL AMENDING ORDINANCE 7076 AS TO THE PROJECT PLANS AND COST AS STATED WITHIN THE TAX INCREMENT REINVESTMENT ZONE #1 CITY OF AMARILLO, TEXAS FINAL PROJECT AND FINANCING PLAN; PROVIDING RATIFICATION, SEVERABILITY, AND REPEALER; PROVIDING AN EFFECTIVE DATE.:

This item considers approval of an amendment to the project plans and costs originally adopted in 2007 and amended in 2016 related to the goals of TIRZ #1 in Downtown Amarillo.

Agenda Item Summary

This item considers approval of an amendment to the project plans and costs originally adopted in 2007 and amended in 2016 related to the goals of TIRZ #1 in Downtown Amarillo. The amendment would be as follows on Page 21 of the Project Plans and Cost page:

- Expansion and renovation, including the addition of an arena to the Amarillo Civic Center Complex, as well as improvements to the Amarillo Santa Fe Depot Property. It is not anticipated for the costs of these public improvements to be financed with TIRZ revenues.

Total estimated costs of the above public initiatives intended to be financed by the ~~proposed~~ TIRZ revenues: \$34 million dollars net present value or \$102 million gross

This proposed change to the Final Project and Financing Plan will allow for City Council flexibility when evaluating any future methods to fund Civic Center Complex or Santa Fe Depot improvements suggested in Volumes 1-4 of the Civic Center Needs Assessment or upcoming Garfield Public Private Report.

Requested Action

Approval as presented

Funding Summary

N/A

Community Engagement Summary

TIRZ #1 voted to recommend approval of this amendment during their May 5, 2022, Board meeting

Staff Recommendation

Staff recommends approval as presented

ORDINANCE NO. 7980

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS
CITY COUNCIL AMENDING ORDINANCE 7076 AS TO THE
PROJECT PLANS AND COST AS STATED WITHIN THE TAX
INCREMENT REINVESTMENT ZONE #1 CITY OF
AMARILLO, TEXAS FINAL PROJECT AND FINANCING
PLAN; PROVIDING RATIFICATION, SEVERABILITY, AND
REPEALER; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Amarillo City Council desires to continue promoting the process of development or redevelopment of a certain contiguous geographic area in the City of Amarillo, which is more specifically described in Ordinance No. 7012, enacted on December 19, 2006 which created Tax Increment Reinvestment Zone #1 (the Zone) in accordance with the Tax Increment Financing Act, codified at Chapter 311 of the Texas Tax Code; and

WHEREAS, pursuant to Texas Tax Code, Section 311.011 the board of directors for the Zone prepared and adopted a Final Project and Financing Plan (the "Plan"), which was approved by Ordinance 7076 on November 13, 2007 by the City of Amarillo City Council and amended by Ordinance 7578 on February 2, 2016; and

WHEREAS, the City Council desires to modify the recommended improvements and initiatives established within the Plan adopted by Ordinance 7076 and amended by Ordinance 7578 in order to better implement the intent of the Plan regarding development and redevelopment with the Zone;

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

SECTION 1. That Page 21, Project Plans and Cost adopted by Ordinance 7076 and amended by Ordinance 7578 is hereby amended, in part, to read as follows:

To attract the projects and investments outlined above it will be necessary to carry out the following improvements and initiatives:

- Expansion and renovation, including the addition of an arena to the Amarillo Civic Center Complex, as well as improvements to the Amarillo Santa Fe Depot Property. It is not anticipated for the costs of these public improvements to be financed with TIRZ revenues.

Total estimated costs of the above public initiatives intended to be financed by the ~~proposed~~ TIRZ revenues: \$34 million dollars net present value or \$102 million gross

SECTION 2. All other terms and provisions of Ordinance 7076 and Ordinance 7578 not specifically amended in Section 1 herein above are hereby ratified and same shall remain in full force and effect as adopted on November 13, 2007, and February 2, 2016.

SECTION 3. 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 ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion of provision.

SECTION 4. All ordinances, parts of ordinances, resolutions, and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 5. This ordinance shall be published and become effective according to law.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas on First Reading this the 10th day of May 2022; and PASSED on Second and Final Reading this the 24th day of May 2022.

Ginger Nelson, Mayor

ATTEST:

Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney



Project Plan and Costs:

To attract the projects and investments outlined above it will be necessary to carry out the following public improvements and initiatives:

- Participation in 380 Economic Development Agreements
- Streets, utilities, streetscapes, sidewalks, parks, and landscaping
- Parking to support the general public and economic development
- Major family entertainment venue(s) such as a minor league ballpark to combine with mixed use developments
- Sign and Information Systems
- Public infrastructure to support major housing developments
- Acquisition of critical parcels to facilitate projects for public benefit
- Expansion and renovation, including the addition of an arena to the Amarillo Civic Center Complex, as well as improvements to the Amarillo Santa Fe Depot Property. It is not anticipated for the costs of these public improvements to be financed with TIRZ revenues.
- Other Public Facilities to be identified and approved by the TIRZ Board and other appropriate elected or appointed bodies in future years.

Total estimated costs of the above public initiatives intended to be financed by the proposed TIRZ revenues: \$34 million dollars net present value or \$102 million gross

Amarillo City Council

Agenda Transmittal Memo



Meeting Date	May 10, 2022	Council Priority	Public Safety
Department	Public Health		
Contact	Casie Stoughton, Director of Public Health		

Agenda Caption
CONSIDER ACCEPTANCE – HARRINGTON CANCER AND HEALTH FOUNDATION SAFE KIDS GRANT
Grant Amount: \$180,000.00
Grantor: Harrington Cancer and Health Foundation

This item accepts the award from the Harrington Cancer and Health Foundation from date of execution thru 24 months to fund staff and programming and staff for the Safe Kids program.

Agenda Item Summary
The public health department will develop and implement a Safe Kids program dedicated to protecting kids from preventable injuries.

Requested Action
Accept grant award.

Funding Summary
This grant is provided by the Harrington Cancer and Health Foundation.

Community Engagement Summary
Harrington Cancer and Health Foundation, Bivens Foundation, High Plains Ministries, Baptist Community Services.

Staff Recommendation
Staff recommend acceptance of this grant.