

## **AGENDAS**

**FOR THE AMARILLO CITY COUNCIL CLOSED SESSION TO BE HELD ON TUESDAY, FEBRUARY 2, 2016 AT 3:00 P.M. ON THE THIRD FLOOR, ROOM 303, CITY COUNCIL CONFERENCE ROOM, CITY HALL, 509 SOUTHEAST 7<sup>th</sup> AVENUE, AMARILLO, TEXAS, AND WORK SESSION AT 4:00 P.M. OR IMMEDIATELY AFTER CLOSED SESSION AND THE REGULAR MEETING OF THE AMARILLO CITY COUNCIL AT 5:00 P.M., CITY HALL, 509 SOUTHEAST 7<sup>th</sup> AVENUE, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.**

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*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.*

### **WORK SESSION**

- A. City Council will discuss or receive reports on the following current matters or projects.
- (1) Review agenda items for regular meeting and attachments;
  - (2) Consider appointments to Boards and Commissions:  
Advisory Committee for People with Disabilities  
Amarillo Hospital District Board of Managers  
Board of Review-Landmarks & Historic District  
Center City Tax Increment Reinvestment Zone #1 Board of Directors  
Community Development Advisory Committee  
Construction Advisory and Appeals Board  
Downtown Urban Design Review Board
  - (3) Presentation and Report by Amarillo Convention and Visitor Council;
  - (4) Presentation and Recommendation from the Continuum of Care Advisory Ad Hoc Sub-Committee; and
  - (5) Consider future Agenda items and request reports from City Manager.
- B. City Council may convene in Executive Session to receive reports on or discuss any of the following pending projects or matters:
- (1) Discussion regarding appointments to vacant Board positions; and discussion regarding qualifications, rights, duties and responsibilities of Board members and appointees, in accordance with the Texas Open Meetings Act, Texas Government Code, Section 551.074; and
  - (2) Consult with Attorney about pending or contemplated litigation or settlement of same or, to consult with the attorney on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter, in accordance with the Texas Open Meetings Act, Texas Government Code, Section 551.071.

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### **REGULAR MEETING ITEMS**

#### **INVOCATION**

**INTRODUCTION:** New Division Directors

**PRESENTATION:** Achievement of Library Excellence Award

#### **1. MINUTES:**

Approval of the City Council minutes of the regular meeting held on January 26, 2016.

2. **ORDINANCE NO. 7581:**  
This is the first reading of an ordinance rezoning Lots 11 and 12, Edgefield Addition, in Section 171, Block 3, AB&M Survey, Randall County, to change from Residential District 3 to Office District 1, in the vicinity of 34<sup>th</sup> Avenue and South Polk Street. It is recommended for approval by a 6:0 vote of the Planning and Zoning Commission.
3. **ORDINANCE NO. 7582:**  
This is the first reading of an ordinance rezoning a 7.97 acre tract of land out of Section 62, Block 9, BS&F Survey, Randall County, to change from Planned Development District 260 to General Retail District, in the vicinity of Bent Tree Drive and Soncy Road. It is recommended for approval by a 6:0 vote of the Planning and Zoning Commission.
4. **ORDINANCE NO. 7583:**  
This is the first reading of an ordinance rezoning three tracts of land. Tract 1 consists of 9.04 acres of land to change from Agricultural District to Residential District 1; Tract 2 consists of 13.75 acres of land to change from Agricultural District and Residential District 1 to Residential District 3; and Tract 3 is a 1.70 acre of land to change from Agricultural District to a Residential District 3, all in Section 39, Block 9, BS&F Survey, Randall County, in the vicinity of Kingsgate Drive and Glenwood Drive. It is recommended for approval by a 6:0 vote of the Planning and Zoning Commission.
5. **ORDINANCE NO. 7578:**  
This is the second and final reading of an ordinance amending Ordinance No. 7076 as to the Project Plans and Cost as stated within the Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas, Final Project and Financing Plan.
6. **ORDINANCE NO. 7580:**  
This is the second and final reading of an ordinance approving the loan from the Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas to the Amarillo Local Government Corporation and the budget amendment to the Tax Increment Reinvestment Zone Number One for the 2015-2016 fiscal year.
7. **ORDINANCE NO. 7579:**  
This is the second and final reading of an ordinance amending the City of Amarillo 2014-2015 Budget by amending the compensated Absences Fund 2014-2015 budget and the Court Security Fund 2014-2015 budget.
8. **RESOLUTION – PUBLIC HEARING:**  
This resolution conducts a public hearing on and considers ordering the removal of a substandard structure located at 402 South Tennessee Street.
9. **RESOLUTION – PUBLIC HEARING:**  
This resolution conducts a public hearing on and considers ordering the removal of a substandard structure located at 3909 Southeast 12<sup>th</sup> Avenue.
10. **RESOLUTION – PUBLIC HEARING:**  
This resolution conducts a public hearing on and considers ordering the removal of a substandard structure located at 113 Northeast 12<sup>th</sup> Avenue.
11. **APPOINTMENTS – BOARDS AND COMMISSIONS:**  
Appointment is needed for the following board:

Amarillo Hospital District Board of Managers (2-year terms)  
03/05/2013                      Rakhshanda Rahman                      10/01/2015

12. **CONSENT AGENDA:**

It is recommended that the following items be approved and that the City Manager be authorized to execute all documents necessary for each transaction:

A. **Award – Fire Pump System and Sprinklers:**  
Fire Safety, Inc. -- \$104,940.00

This item awards a contract for replacement of fire pump system and associated fire sprinklers at Building 602, located at the Rick Husband Amarillo International Airport.

B. **Purchase – Heavy Trucks:**  
Award to low bidders meeting specifications as follows:

Summit Truck Center – Lines 1,2,4,6,7,10,11	\$2,057,642.00
Premier Truck Group 445261 – Line 3	\$155,324.00
Premier Truck Group Alt. #1 448510 – Lines 5, 8	\$259,494.00
Bruckner Truck Sales, Inc. – Line 9	<u>\$209,965.00</u>
Total Award	\$2,682,425.00

This item is the scheduled replacement of heavy trucks that have reached or exceeded usable life and additional equipment approved in the 2015-2016 budget. The award consists of heavy trucks that will be used by the following departments: Water Distribution, Drainage Utility, Solid Waste Collection, Park Maintenance, and Street Department. This bid represents an overall 8% increase from the last purchase. Funding for this award is available in the approved FY 2015-2016 Municipal Garage Rolling Stock Budget.

C. **Approval – Change Order No. 3 – Rehabilitation of Southwest 9<sup>th</sup> Avenue from Coulter Street to Amarillo Boulevard:**

Original Contract:	\$2,061,156.95
Previous Change Orders:	\$79,982.20
Current Change Order: (25 additional days added to contract)	<u>\$31,600.00</u>
Total Change Orders:	<u>\$111,582.20</u>
Revised Contract:	\$2,172,739.15

This item approves Change Order No. 3 to the contract with Holmes Construction Company LP for work performed on the rehabilitation of Southwest 9<sup>th</sup> Avenue from Coulter Street to Amarillo Boulevard. The change order is to pay for repair work to the roadway that became necessary to relocate an unidentified gas line. Funding for this change order is available in the approved Engineering Department Capital Improvements Program.

D. **Approval – Change Order No. 1 – Storm Sewer in Hillside Road from Soncy Road to Helium Road:**

Original Contract:	\$766,307.38
Current Change Order:	<u>\$(39,152.20)</u>
Revised Contract:	\$727,155.18

This item approves Change Order No. 1 to the contract with Williams Ditching LLC for work performed on the storm sewer in Hillside Road from Hillside Road to Helium Road. The change order is for approval of a cost reduction proposal eliminating the steel casing and PVC gravity flow pipe and replacing them with AWWA C905 restrained joint PVC pipe. Contractor will be paid 50% of the cost savings \$39,152.20 upon completion of the associated items.

E. **Approval – Professional Services:**

This item authorizes the Interim City Manager to enter into an agreement to secure legal representation for the City of Amarillo with William M. McKamie, attorney to serve as City Attorney of Amarillo.

## **PUBLIC FORUM**

Comments from interested citizens on matters pertaining to City policies, programs or services.

*(This is the opportunity for visitors and guests to address the City Council on any issue. The City Council may not discuss any presented issue, nor may any action be taken on any issue at this time. Texas Attorney General Opinion JC-0169)*

## **MISCELLANEOUS**

1. Planning and Zoning Commission, minutes of January 11, 2016.
2. Boards and Commissions – appointments as listed on attached.

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (Southeast 7<sup>th</sup> Avenue) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations or a sign language interpreter must contact the City Secretary's Office 48 hours prior to meeting time by telephoning 378-3013 or the City TDD number at 378-4229.

Posted this 29th day of January 2016.

Amarillo City Council meetings stream live on Cable Channel 95 and are available online at:  
[www.amarillo.gov/granicus](http://www.amarillo.gov/granicus)  
Archived meetings are also available.

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	Address disadvantaged areas
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<b>Department</b>	Community Development
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## Agenda Caption

Presentation: This item is a presentation of recommendation from the Continuum of Care Ad Hoc Subcommittee in regards to Ordinance 7333, Section 10-3-45, Prohibiting camping on publicly owned property.

## Agenda Item Summary

Amarillo City Council to review report from Continuum of Care Ad Hoc Subcommittee in relation to Ordinance 7333. Further, the subcommittee will make recommendations to the council addressing gaps in provision of homeless services and how best to fill those gaps.

## Requested Action

To receive recommendations from the Ad Hoc Subcommittee.

## Funding Summary

N/A

## Community Engagement Summary

The CoC Ad Hoc Subcommittee has held four public meetings for the purpose of evaluating the Ordinance 7333 and its consequences on the chronically homeless.

## Staff Recommendation

It is the staff's recommendation to receive report and staff recommendations.

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	Best Practices
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<b>Department</b>	Library
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## Agenda Caption

Presentation of the Achievement of Library Excellence award to the Amarillo Public Library.

## Agenda Item Summary

The Amarillo Public Library has earned an "Achievement of Library Excellence" Award from the Texas Municipal Library Directors Association. Of the 556 public library systems in Texas, only 41 received the 2015 award. This is the first time that the Amarillo Public Library has participated in this process.

## Requested Action

Recognition and presentation to the Amarillo Public Library Staff.

## Funding Summary

N/A

## Community Engagement Summary

N/A

## City Manager Recommendation

Presentation of the Achievement of Library Excellence award to Amarillo Public Library staff by the Council.

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO

On the 26th day of January 2016, the Amarillo City Council met at 4:00 p.m. for work session and at 5:00 p.m. for the regular session both held in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE  
ELISHA L. DEMERSON  
BRIAN J. EADES  
RANDY BURKETT  
MARK NAIR

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

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

TERRY CHILDERS  
WILLIAM MCKAMIE  
KELLEY SHAW  
FRANCES HIBBS

INTERIM CITY MANAGER  
INTERIM CITY ATTORNEY  
PLANNING DIRECTOR  
CITY SECRETARY

The invocation was given by Councilmember Elisha Demerson. Mayor Harpole led the audience in the Pledge of Allegiance.

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

ITEM 1: Mayor Harpole presented the minutes for January 19, 2016. Motion was made by Councilmember Nair to approve the minutes; motion was seconded by Councilmember Demerson, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance amending Ordinance No. 7076 as to the Project Plans and Cost as stated within the Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas, Final Project and Financing Plan. Mr. Childers, Interim City Manager, stated Items 2-4 pertain to the parking garage and the award for construction.

Bob Cowell, Deputy City Manager, stated the LGC board was progressing with the Downtown Parking Garage. The design was completed and approved. The bids have been advertised and the bid opening will be on February 4. The following three items finalize the financing mechanisms. The first item, Ordinance No. 7578, is an amendment of the TIRZ project and financing plan. It defines the project for TIRZ, the costs of the project and how it will be financed. He further stated that bond counsel has made a slight change in the language, making it clear that the parking garage will be a mixed use facility. The second item is an amendment to the existing loan agreement to be repaid by TIRZ to the City from revenues currently being collected. The third is an amended loan agreement with TIRZ approving the agreement that issues the loan. Councilmember Burkett inquired if the retail portion could be spun-off. Mr. Cowell responded that the retail space and parking garage would be funded separately.

Michelle Bonner, Assistant City Manager, presented a summary and breakdown of the taxable hotel occupancy tax revenue bonds for the parking garage project. Ms. Bonner further stated the bonds would be secured by pledge on the hotel occupancy tax. Robert Goodrich, 4111 Stony Point, stated that no audit has been done and he requested an independent body review the financing plan. Mr. Childers responded by stating this was a legitimate financing plan. Bond counsel and the financial advisors have been working closely with the City to make sure the bond proposal is solid, legitimate, and the City is able to repay these dollars. Ms. Bonner stated she and the financial advisor would present to the Council on March 8 to explain the issuance costs associated with the bond issue. They expect the ratings to be AA+ and they will then know the interest rates. James Schenck, 6216 Gainsborough Street, inquired if the City would be tapping into the MPEV funds and HOT revenue for the retail and parking

garage. Motion was made by Councilmember Nair, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

**ORDINANCE NO. 7578**

**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 NUMBER ONE CITY OF AMARILLO, TEXAS FINAL PROJECT AND FINANCING PLAN; PROVIDING RATIFICATION, SEVERABILITY, AND REPEALER; PROVIDING AN EFFECTIVE DATE.**

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 3: Mayor Harpole presented an amendment to the Loan Agreement between the City of Amarillo and Tax Increment Reinvestment Zone Number One for the purpose of completing the construction of the downtown parking garage. Mr. Childers stated this item added some additional funding into an existing loan agreement. Motion was made by Councilmember Nair to approve this consent item, seconded by Councilmember Eades.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 4: Mayor Harpole presented an ordinance approving the loan from the Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas to the Amarillo Local Government Corporation and the budget amendment to the Tax Increment Reinvestment Zone Number One for the 2015-2016 fiscal year. Motion was made by Councilmember Nair, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

**ORDINANCE NO. 7579**

**A ORDINANCE OF THE CITY OF AMARILLO, TEXAS: APPROVING LOAN FROM THE TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, TO THE AMARILLO LOCAL GOVERNMENT CORPORATION AND APPROVING THE BUDGET AMENDMENT OF THE TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, CITY OF AMARILLO FOR THE FISCAL YEAR OCTOBER 1, 2015 TO SEPTEMBER 30, 2016.**

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 5: Mayor Harpole presented an ordinance amending the City of Amarillo 2014-2015 Budget by amending the compensated Absences Fund 2014-2015 budget and the Court Security Fund 2014-2015 budget. Motion was made by Councilmember Demerson, seconded by Councilmember Burkett, that the following captioned ordinance be passed on first reading:

**ORDINANCE NO. 7580**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, ADOPTING THE BUDGET AMENDMENTS PERTAINING TO THE FISCAL YEAR 2014-2015 BUDGET; AND PROVIDING AN EFFECTIVE DATE.**

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none; the motion carried by a 5:0 vote of the Council.

ITEM 6: Mr. Cowell stated this item was concerning the Canadian River Municipal Water Authority (CRMWA) and City water supply and strategies. He stated the significant challenge that the community is facing are the upcoming issues for the near future and the long-term. Kent Satterwhite, CRMWA, General Manager, explained the major blowout which occurred on December 30 and took 10-days to repair. The repair was an expensive process and replacements of other joints may be needed. Mr. Satterwhite stated that 55 miles of pipe will be checked for corrosion.

Floyd Hartman, Capital Projects and Development Director, presented charts of the City's historical water demand and the capacity of producing water with City of Amarillo wells. He stated the short-range strategies were to fill the reservoirs as full as possible, rely on the City's capabilities, maximum use of the water plants, and coordinate with CRMWA to obtain a survey of the aqueduct. The mid-range strategies are to accelerate the response to the well problems, and work with CRMWA in response to the pipe survey results. The long-range strategies are to accelerate the addition of City-owned wells, work with CRMWA in resolution to the aqueduct issues and there are other wells that the City can propose, just in case. The worst case scenario is they would initiate the drought contingency plan.

**ITEM 7:** Mr. Hartman introduced Preston Dillard, Alan Plummer Associates, Inc. Mr. Dillard presented a review prepared for the City's long-term needs of its wastewater system. The City has 952 miles of pipe; 16.9 miles of force main; 54 lift stations; 11,530 manholes; and 2 wastewater treatment plants. The infrastructure issues are a nationwide problem with aging systems, greater demands and stricter regulations. The clear plan is to not rely on status quo, continuing training, inspections and maintenance and updating data. Councilmember Nair stated that infrastructure was invisible but was needed to build our future. Mr. Childers stated the need to be consistent, investing in the maintenance and care of our valuable life or death assets. The need to maintain the water, wastewater, parks, and roadways, etc. The basics in order to maintain and serve this community.

**ITEM 8:** Mayor Harpole advised that this item would be tabled.

**ITEM 9:** Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Councilmember Burkett asked that Item 9F be removed for separate consideration. Mayor Harpole inquired about comparisons for past years. Mr. Childers stated this item would be placed on next week's agenda. Motion was made by Councilmember Demerson to approve Items A-E and G-H of the consent agenda, seconded by Councilmember Burkett.

- A. Purchase – Gate/Tapping Valves  
Award to low responsive bidder: The Valve Agency Inc. -- \$78,054.00

This item awards the annual supply agreement to provide various gate-valves and tapping valves for the City's Warehouse. These valves are purchased as needed and maintained in inventory for use by City departments. Funding for this purchase is in the approved FY 2015-2016 Central Stores inventory budget.

- B. Purchase – Automated External Defibrillators:  
Award to low responsive bidder: First Aid & Safety of Texas, Inc. -- \$97,217.75

This is the purchase of automated external defibrillators (AEDs) to replace existing older units presently utilized in City of Amarillo buildings. This purchase is funded in the approved FY 2015-2016 Safety Program account.

- C. Award – Cars and Light Trucks:  
Award to low responsive bidders meeting specifications as follows:
- |   |                |
|---|----------------|
| Gene Messer Ford Amarillo<br>(Lines 1, 2, 3, 4, 10, 14, 15) | \$303,439.00   |
| Caldwell Country Chevrolet (Lines 5, 6)                     | \$479,817.00   |
| Sam Packs Five Star Ford (Lines 7, 11, 12, 13)              | \$124,643.10   |
| Rockdale Country Ford (Lines 8, 9)                          | \$501,886.00   |
| Silsbee Ford, Inc. (Lines 16, 17, 18)                       | \$110,406.00   |
| Total Award   | \$1,520,191.10 |

This item is the scheduled replacement of cars and light trucks used by various City Departments. The proposed award includes various sedans, 2-wheel drive trucks and 4-wheel drive trucks that will be used by the Utilities Department, Laboratory Administration, Animal Management & Welfare, Hollywood Road Wastewater, Street Department, Police Department, Facilities Department, Comanche Trail Golf; Municipal

Garage Operations, Traffic Field Operations, Building Safety Department, Solid Waste Disposal, Park Maintenance, Water Transmission, Water Distribution, Engineering Department, Water Production, Fire Support, Emergency Management, Water Production, Telecom Department and IT Administration. Funding for this award is available in the approved FY 2015-2016 Municipal Garage Rolling Stock budget.

**D. Award – Water Main Improvements – Buchanan Street:**

Award to low responsive bidder: LA Fuller and Sons Construction, Ltd. -- \$121,990.00

This item awards a contract with LA Fuller and Sons Construction, Ltd. for the extension of a water main at Buchanan Street from 5<sup>th</sup> to 7<sup>th</sup> Avenues. Funding for this contract is available in the approved FY 2015-2016 budget in the Downtown Water Main Relocations account.

**E. Award – Arden Road Transmission Line and Pump Station Improvements:**

Award to low responsive bidder: S. J. Louis Construction of Texas, Ltd., LLP -- \$13,879,793.32

This item awards a contract for the 36-inch water transmission line from the Osage Water Treatment Plant to the 24<sup>th</sup> Avenue Pump Station and install the second tank and final pumping to complete build-out of the pump station. Funding for this award is available from the Department's approved FY 2015-2016 budget and through Texas Water Development Board (TWDB) Water Infrastructure Fund financing. Award of this contract has been approved by the TWDB.

**G. Approval – Vending Machine Services:**

Sole bidder: Custom Food Group – No cost to City

This item awards a contract for the City's vending machine services and sales.

**H. Approval – Emergency Repair of a Sanitary Sewer Line at Western Street:**

Award to Amarillo Utility Contractors -- \$128,850.00

This item approves the emergency repair of a sanitary sewer line that crosses under Western Street and services approximately 20 residences, the water park and recreational area in Tascosa Country Club. The existing line has deteriorated and collapsed. The contract was awarded to the available contractor on an emergency basis and work began on January 22, 2016. Funding for the emergency repair is available from the Departments approved FY 2015-2016 budget in the Expansion and Improvement Account.

Voting AYE were Mayor Harpole, Councilmembers Demerson, Eades, Burkett and Nair; Voting NO were none, the motion carried by a 5:0 vote of the Council.

Mayor Harpole announced that this is the end of the regular agenda, but this time is reserved to hear from any citizen concerning matters pertaining to City policies, programs or services not on today's agenda. The public forum is set under the Open Meetings Act and that during the public forum the City Council can respond with a statement of fact, a statement of City policy or decide whether to place an item on a future agenda.

Mr. Patel, 112 West Amarillo Boulevard, inquired about a condemnation on the East side of town, and if there had been any discussions on recycling. Mary C. Jones, 1315 Northwest 12<sup>th</sup> Avenue, complained about Werner Law Firm and the William Boyce Insurance agency. Robert Goodrich, 4111 Stony Point, inquired as to a November discussion concerning placing the design or operations of the AEDC from a Type A to a Type B organization on an upcoming ballot. James Schenck, 6216 Gainsborough Street, stated he was glad Mr. Childers was starting to take care of our city. There were no further comments.

Mayor Harpole advised the meeting was adjourned and the Council would return to Closed Session.

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

\_\_\_\_\_  
Paul Harpole, Mayor

DRAFT



THE CITY OF AMARILLO, TEXAS

Interdepartmental Memorandum

January 26, 2016

**To:** Terry Childers, Interim City Manager  
**From:** Laura Bergey, Planner I *LB*  
**Thru:** Bob Cowell, Deputy City Manager of Development Services  
Kelley Shaw, Planning Director *KS*  
**Subject:** Z-16-04 Rezoning of Lots 11 and 12, Edgefield Addition, in Section 171, Block 3, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from, Residential District 3 to Office District 1. (Vicinity: 34<sup>th</sup> Ave & S Polk St)  
APPLICANT: Timothy Moore

**Vote:** 6:0 approval

The above referenced item was recommended for approval by the Amarillo Planning and Zoning Commission at its meeting of January 25, 2016.

**Area Characteristics**

Adjacent zoning consists of Planned Development 207 to the north and Residential District 3 in all other directions.

Adjacent land uses consist of offices and retail to the north, and single-family residences in all other directions.

The applicant's tract is located south of the I-40/I-27 interchange and adjacent to the 34<sup>th</sup> Ave, S Polk St, and I-27 intersection.

**Proposal**

The applicant is requesting Office District 1 (O-1) zoning in order to develop a personal office space

**Analysis**

When analyzing a zoning request, Planning staff considers the surrounding area to see what impacts the change will have on adjacent properties and the overall character of the neighborhood. This property is in an area that was impacted considerably by the development of Interstate 27 (I-27). The lot is a "remainder tract" left over by I-27 right-of-way acquisition. Similar lots can be found in close proximity, some of which have been rezoned for non-residential uses.

Given the property is adjacent to the intersection of an interstate and arterial thoroughfare, staff is of the opinion that O-1 zoning and allowed uses within that district would be appropriate given the character of the area and other non-residential zoning and uses in close proximity.

**Recommendation**

Considering the above, staff is of the opinion that the applicant's request is appropriate and in character with the area's development. Therefore, staff recommends approval as submitted.

Notices have been sent out to property owners within 200 feet regarding this proposed rezoning. At the time of this writing, the Planning Department has received no negative comments regarding this request. An update will be provided at the Planning and Zoning Commission meeting should there be any change.

ORDINANCE NO. 7581

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 SOUTHEAST 34<sup>th</sup> AVENUE AND SOUTH POLK STREET, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has held public hearings on proposed zoning changes on the property hereinafter described and has filed its final recommendation and report on such proposed zoning changes with the City Council; and,

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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO:

SECTION 1. 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 Lots 11 and 12, Edgefield Addition, in Section 171, Block 3, AB&M Survey, Randall County, Texas, plus one half of all bounding streets, alleys, and public ways, to change from Residential District 3 to Office District 1.

SECTION 2. All ordinances and resolutions or parts thereof that conflict with this ordinance are hereby repealed, to the extent of such conflict.

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. This ordinance shall become effective from and after its date of final passage.

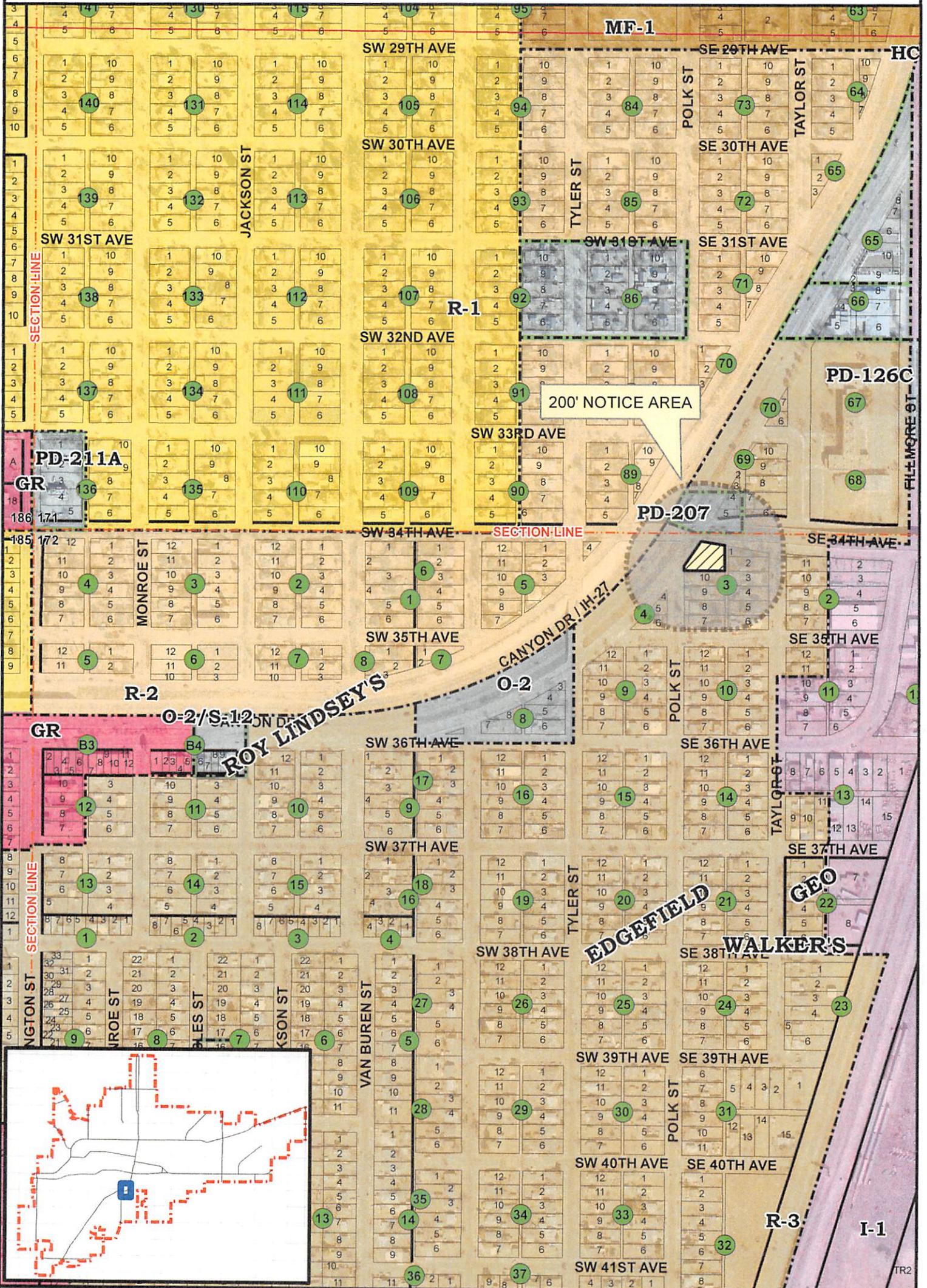
INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the \_\_\_\_ day of February, 2016 and PASSED on Second and Final Reading on this the \_\_\_\_\_ day of February, 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

# REZONING FROM R-3 TO O



## CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1" = 400'  
Date: 1-15-16  
Case No: Z-16-04



Z-16-04 Rezoning of Lots 11 and 12, Edgefield Addition, in Section 171, Block 3, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys and public ways, to change from Residential District 3 to Office District 1.

Applicant: Timothy Moore

Surveyor: SE 34th Ave & IH-27

AP: N-14

THE CITY OF AMARILLO, TEXAS

Interdepartmental Memorandum

January 27, 2016

**To:** Terry Childers, Interim City Manager

**From:** Laura Bergey, Planner I *LB*

**Thru:** Bob Cowell, Deputy City Manager of Development Services  
Kelley Shaw, Planning Director *KS*

**Subject:** Z-16-03 Rezoning of a 7.97 acre tract of land out of Section 62, Block 9, BS&F Survey, Randall County, Texas, plus one half of all bounding streets, alleys, and public ways, to change from Planned Development District 260 to General Retail District Vicinity: Bent Tree Dr & Soncy Rd)  
APPLICANT: Ellen Smith Bivins

**Vote:** 6:0 approval

The above referenced item was recommended for approval by the Amarillo Planning and Zoning Commission at its meeting of January 25, 2016.

**Area Characteristics**

Adjacent zoning consists of Multi Family District and General Retail District to the north, Residential District 2 and Office District 2 to the east across Soncy Rd., General Retail District to the south and bound by Amarillo City Limits to the west.

Adjacent land uses consist of retail to the north, single-family residence to the east, retail to the south, and vacant land to the west.

The applicant's tract is located within the southwest quadrant of Amarillo, just north of the major section line arterials of Soncy Rd. and 45<sup>th</sup> Ave.

**Proposal**

The applicant is requesting General Retail (GR) zoning in order to expand an existing building (Academy Sports and Outdoors).

**Analysis**

City development policies encourage the Neighborhood Unit Concept of development (NUC). This development pattern is best suited for typical "grid" sections of land that are bordered by section-line arterial rights-of-ways. However, this property is adjacent to Soncy Rd, a commercial corridor. Therefore, a majority of uses along this corridor either have or are anticipated to develop with nonresidential uses.

Given the existing Planned Development (approved March 3, 1998) was approved largely for sign restrictions, staff believes the requested zoning, and current sign regulations are appropriate for this area

**Recommendation**

Considering the above, staff is of the opinion that the applicant's request is appropriate and in character with the area's development and zoning patterns. Therefore, staff recommends approval as submitted.

Notices have been sent out to property owners within 200 feet regarding this proposed rezoning. At the time of this writing, the Planning Department has received no negative comments regarding this request. An update will be provided at the Planning and Zoning Commission meeting should there be any change.

ORDINANCE NO. 7582

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 BENT TREE DRIVE AND SONCY ROAD, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has held public hearings on proposed zoning changes on the property hereinafter described and has filed its final recommendation and report on such proposed zoning changes with the City Council; and,

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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO:

SECTION 1. 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 7.97 acre tract of land out of Section 62, Block 9, BS&F Survey, Randall County, Texas, plus one half of all bounding streets, alleys, and public ways, to change from Planned Development District 260 to General Retail District and being further described below:

A 7.97 acre± tract of land out of the East portion of Section 62, Block 9, B.S. & F. Survey, Randall County, Texas and being a portion of a 42.64 acre tract of land as described in that certain instrument of conveyance recorded in Volume 1780, Page 238 of the Deed Records of Randall County, Texas, said 7.97 acre± tract of land having been surveyed on the ground by Furman Land Surveyors, Inc. on December 23, 2015 and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found in the monumented West right-of-way line of Loop Highway No. 335 (Soney Road) at the Northeast corner of Lot 2, Block 2, Soney Park Unit No. 3, an addition to the City of Amarillo, Randall County, Texas, according to the map or plat thereof recorded in Volume 1873, Page 177 of the Deed Records of Randall County, Texas, same point being the Southeast corner of the herein described tract of land, from whence a 1/2 inch iron rod with cap stamped "KEYS RPLS 2507" found at the most Easterly Southeast corner of said Lot 2 bears South 00° 14' 39" East (base line), 349.56 feet;

THENCE North 89° 44' 52" West, 630.00 feet to a 1/2 inch iron rod with cap stamped "KEYS RPLS 2507" found in the West line of said 42.64 acre tract of land at the Northwest corner of said Lot 2, same point being the Southwest corner of this tract of land;

THENCE North 00° 16' 14" West along the West line of said 42.64 acre tract of land, a distance of 650.15 feet to a 3/8 inch iron rod with "KEYS" cap found at the Southwest corner of Bent Tree Drive as dedicated by the plats of Soney Park Unit No. 14 and Soney Park Unit No. 13, additions to the City of Amarillo, Randall County, Texas, according to the maps or plats thereof recorded under Clerk's File Nos. 2005020958 and 2005009349, respectively, of the Official Public Records of Randall County, Texas, same

point being the Northwest corner of this tract of land, from whence a 1/2 inch iron rod with cap stamped "KEYS RPLS 2507" found at the Southwest corner of said Soncy Park Unit No. 14, bears North 00° 16' 14" West, 60.00 feet;

THENCE North 89° 44' 23" East, 630.27 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set at the intersection of the South right-of-way line of said Bent Tree Drive with the monumented West right-of-way line of said Loop Highway No. 335, same point being the Northeast corner of this tract of land;

THENCE South 00° 14' 39" East, 135.79 feet along the monumented West right-of-way line of said Loop Highway No. 335 to a 1/2 inch iron rod with cap stamped "KEYS RPLS 2507" found at the Northeast corner of Lot 3, Block 2, Soncy Park Unit No. 4, an addition to the City of Amarillo, Randall County, Texas, according to the map or plat thereof recorded under Clerk's File No. 00615704 of the Official Public Records of Randall County, Texas;

THENCE North 89° 41' 29" West, 215.00 feet to a 1/2 inch iron rod found at the Northwest corner of said Lot 3, same point being an interior jog corner of this tract of land;

THENCE South 00° 14' 39" East, 300.00 feet to a mag nail found at the Southwest corner of said Lot 3, same point being an interior jog corner of this tract of land;

THENCE South 89° 41' 29" East, 215.00 feet to a 3/8 inch iron rod with "KEYS" cap found at the Southeast corner of said Lot 3;

THENCE South 00° 14' 39" East along the monumented West right-of-way line of said Loop Highway No. 335, a distance of 220.00 feet to the PLACE OF BEGINNING and containing a computed area of 7.97 acres of land, more or less.

SECTION 2. All ordinances and resolutions or parts thereof that conflict with this ordinance are hereby repealed, to the extent of such conflict.

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. This ordinance shall become effective from and after its date of final passage.

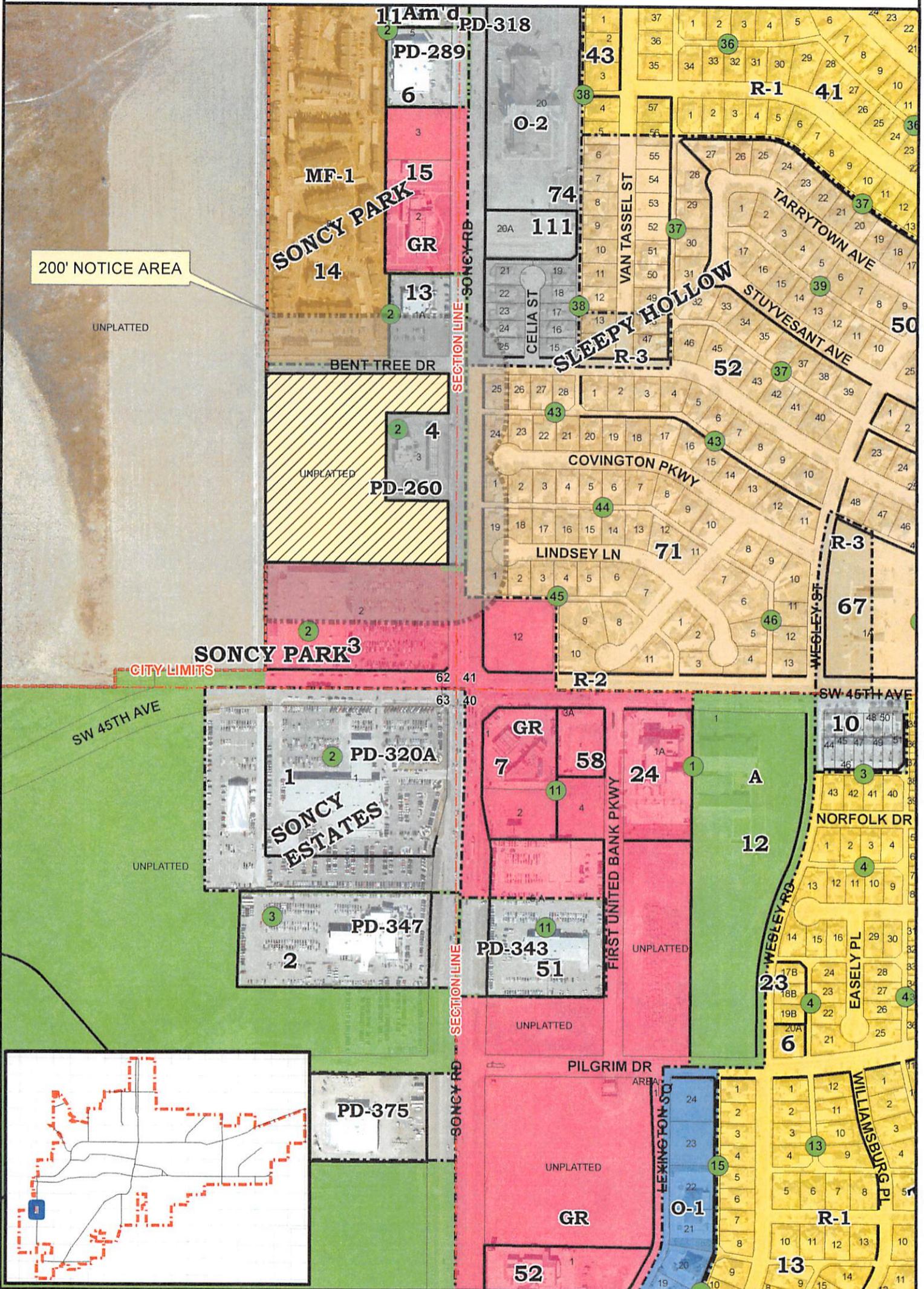
INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the \_\_\_\_ day of February, 2016 and PASSED on Second and Final Reading on this the \_\_\_\_\_ day of February, 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

# REZONING FROM PD TO GR



**CITY OF AMARILLO  
PLANNING DEPARTMENT**

**Scale: 1" = 400'**  
**Date: 1-15-16**  
**Case No: Z-16-03**



Z-16-03 Rezoning of a 7.97 acre tract of land out of Section 62, Block 9, BS&F Survey, Randall County, Texas, plus one-half of all bounding streets, alleys and public ways, to change from Planned Development District 260 to General Retail District.

Applicant: Ellen Smith Bivins

Surveyor: Bent Tree Dr & Soncy Rd

AP: H-14

THE CITY OF AMARILLO, TEXAS

Interdepartmental Memorandum

January 26, 2016

**To:** Terry Childers, Interim City Manager

**From:** David Soto, Planner I *DS*

**Thru:** Bob Cowell, Deputy City Manager of Development Services  
Kelley Shaw, Planning Director *KS*

**Subject:** Z-16-01 (Tract 1) Rezoning of 9.04 acres of land to change from Agricultural District to Residential District 1, (Tract 2) 13.75 acres of land to change from Agricultural District and Residential District 1 to Residential District 3, and (Tract 3) a 1.70 acre of land to change from Agricultural District to a Residential District 3, plus one-half of all bounding streets, alleys and public ways all in Section 39, Block 9, BS&F Survey, Randall County, Texas.(Vicinity: Kingsgate Dr. & Glenwood Dr.)  
APPLICANT: Scott E Family

**Vote:** 6:0 approval

The above referenced item was recommended for approval by the Amarillo Planning and Zoning Commission at its meeting of January 25, 2016.

**Area Characteristics**

**Tract 1**

Adjacent zoning consists of Residential District 1 and Resident District 3 to the north, Agricultural District to the south and east, and west.

Single-family detached homes to the north and east and undeveloped land to the west and south.

**Tract 2**

Adjacent zoning consists of Residential District 1 and Residential District 3 to the north and Agricultural District to the south, east, and west.

Single-family detached homes to the north and undeveloped land to the west, south, and east .

**Tract 3**

Adjacent zoning consists of Residential District 3 to the north, Residential District 1 to west, and Agricultural District to the south and east.

Adjacent land uses include single-family detached homes to the north and east and undeveloped land to the west and south.

The applicant's tract are located in southwest Amarillo and within The Greenways at Hillside Subdivision. A majority of this subdivision has developed with single-family detached housing with areas along Soncy Rd. proposed for non-residential development.

**Proposal**

The above three tracts of land are owned by the applicant and in relatively close proximity to each other. As such, the three requests are being considered together. The applicant is requesting a change in zoning in order to develop the next phase of The Greenways at Hillside residential subdivision with single-family homes.

**Analysis**

The proposed zoning and associated development standards are similar to zoning and residential development that currently exist in the area. The Planning and Zoning Commission is of the opinion that the applicant's request represents a logical continuation of residential development in the area.

ORDINANCE NO. 7583

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 KINGSGATE DR. & GLENWOOD DR., RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has held public hearings on proposed zoning changes on the property hereinafter described and has filed its final recommendation and report on such proposed zoning changes with the City Council; and,

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

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMARILLO:

SECTION 1. 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:

(Tract 1) Rezoning of 9.04 acres of land to change from Agricultural District to Residential District 1, (Tract 2) 13.75 acres of land to change from Agricultural District and Residential District 1 to Residential District 3, and (Tract 3) a 1.70 acre of land to change from Agricultural District to Residential District 3, plus one-half of all bounding streets, alleys and public ways all in Section 39, Block 9, BS&F Survey, Randall County, Texas.

**Tract 1**

FIELD NOTES for a 9.04 acre tract of land out of Section 39, Block 9, B. S. & F. Survey, City of Amarillo, Randall County, Texas.

BEGINNING at a 1/2" iron rod set with a yellow cap which bears S. 00° 06' 18" E. a distance of 2509.37 feet and N. 89° 53' 42" E. a distance of 981.43 feet from the northwest corner of said Section 39 for the most westerly northwest corner of this tract.

THENCE N. 89° 53' 42" E. a distance of 390.81 feet 1/2" iron rod set with a yellow cap for a corner of this tract.

THENCE in a northeasterly direction along a curve to the left with a radius equal to 100.00 feet, a long chord bearing of N. 54° 51' 46" E. and a long chord distance of 18.56 feet, a curve length of 18.58 feet 1/2" iron rod set with a yellow cap for a corner of this tract.

THENCE N. 0° 06' 18" W. a distance of 20.12 feet 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 northeasterly direction along said curve with a radius equal to 230.00 feet, a long chord bearing of N. 5° 45' 11" E. and a long chord distance of 46.95 feet, a curve length of 47.03 feet 1/2" iron rod set with a yellow cap at the end of said curve for a corner of this tract.

THENCE N. 11° 36' 41" E. a distance of 255.83 feet 1/2" iron rod set with a yellow cap on the south right-of-way line of Kingsgate Drive for the most northerly northwest corner of this tract.

THENCE S. 78° 23' 19" E., along said south right-of-way line, a distance of 30.00 feet to a 1/2" iron rod set with a yellow cap on said south right-of-way line for an ell corner of this tract.

THENCE S. 11° 36' 41" W. a distance of 260.77 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 southwesterly direction along said curve to the right with a radius equal to 100.00 feet, a long chord bearing of S. 37° 14' 31" W. and a long chord distance of 86.51 feet, a curve length of 89.47 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. 62° 52' 21" W. a distance of 33.46 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE S. 27° 07' 39" E. a distance of 178.63 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE N. 62° 52' 21" E. a distance of 129.15 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE N. 11° 36' 41" E. a distance of 423.22 feet to a 1/2" iron rod set with a yellow cap on said south right-of-way line of said Kingsgate Drive for an ell corner of this tract.

THENCE S. 78° 23' 19" E., along said south right-of-way line, a distance of 224.60 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 in a southeasterly direction continuing along said south right-of-way line and along said curve to the left with a radius equal to 1525.00 feet, a long chord bearing of S. 80° 02' 27" E. and a long chord distance of 87.93 feet, a curve length of 87.95 feet to a 1/2" iron rod set with a yellow cap on said curve on said south right-of-way line for the northeast corner of this tract.

THENCE S. 11° 36' 41" W. a distance of 455.74 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 southwesterly direction along said curve to the right with a radius equal to 250.00 feet, a long chord bearing of S. 37° 14' 31" W. and a long chord distance of 216.28 feet, a curve length of 223.67 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. 62° 52' 21" W. a distance of 186.74 feet to a 1/2" iron rod set with a yellow cap on a curve to the right for a corner of this tract.

THENCE in a southwesterly direction along said curve to the right with a radius equal to 75.00 feet, a long chord bearing of S. 53° 43' 10" W. and a long chord distance of 21.47 feet, a curve length of 21.54 feet to a 1/2" iron rod set with a yellow cap at the end of said curve same being at the beginning of a curve to the right for a corner of this tract.

THENCE continuing in a southwesterly direction along said curve to the right with a radius equal to 722.50 feet, a long chord bearing of S. 71° 26' 52" W. and a long chord distance of 238.50 feet, a curve length of 239.60 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 continuing in a southwesterly direction along a curve to the right with a radius equal to 50.00 feet, a long chord bearing of S. 54° 40' 19" W. and a long chord distance of 57.83 feet, a curve length of 61.66 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 N. 85° 26' 59" W. a distance of 298.63 feet to a 1/2" iron rod set with a yellow cap on a curve for the southwest corner of this tract.

THENCE in a northeasterly direction along said curve to the left with a radius equal to 4804.30 feet, a long chord bearing of N. 19° 37' 42" E. and a long chord distance of 102.80 feet, a curve length of 102.81 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. 69° 45' 31" E. a distance of 75.47 feet to a 1/2" iron rod set with a yellow cap for a corner of this tract.

THENCE S. 27° 07' 39" E. a distance of 6.60 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE N. 62° 52' 21" E. a distance of 160.00 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE S. 27° 07' 39" E. a distance of 86.02 feet to a 1/2" iron rod set with a yellow cap at the beginning of a curve to the left for a corner of this tract.

THENCE in a southeasterly direction along said curve to the left with a radius equal to 50.00 feet, a long chord bearing of S. 63° 09' 10" E. and a long chord distance of 58.81 feet, a curve length of 62.88 feet to a 1/2" iron rod set with a yellow cap at the end of said curve same being at the beginning of a curve to the left for a corner of this tract.

THENCE in a northeasterly direction along said curve to the left with a radius equal to 697.50 feet, a long chord bearing of N. 71° 23' 05" E. and a long chord distance of 228.74 feet, a curve length of 229.77 feet to a 1/2" iron rod set with a yellow cap at the end of said curve same being at the beginning of a curve to the left for a corner of this tract.

THENCE continuing in a northeasterly direction along said curve to the left with a radius equal to 50.00 feet, a long chord bearing of N. 17° 24' 36" E. and a long chord distance of 70.14 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 N. 27° 07' 39" W. a distance of 96.76 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE S. 65° 09' 11" W. a distance of 155.12 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE S. 76° 44' 30" W. a distance of 99.48 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE S. 63° 32' 08" W. a distance of 58.42 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE N. 27° 07' 39" W. a distance of 469.77 feet to the place of BEGINNING and containing 9.04 acres (393,611 square feet) of land.

11.39 acre tract of land out of Section 39, Block 9, B. S. & F. Survey, City of Amarillo, Randall County, Texas.

BEGINNING at a 1/2" iron rod set with a yellow cap at the intersection of the east right-of-way line of Soncy Road and the south right-of-way line of Pineridge Drive which bears S. 00° 06' 18" E. a distance of 1189.33 feet and N. 89° 53' 42" E. a distance of 100.00 feet from the northwest corner of said Section 39 for the northwest corner of this tract.

THENCE N. 89° 46' 38" E., along said south right-of-way line, a distance of 375.80 feet to a 1/2" iron rod set with a yellow cap on said right-of-way line for the northeast corner of this tract.

THENCE S. 00° 06' 18" E. a distance of 1320.77 feet to a 1/2" iron rod set with a yellow cap for the southeast corner of this tract.

THENCE S. 89° 53' 42" W. a distance of 375.80 feet to a 1/2" iron rod set with a yellow cap on said east right-of-way line of said Soncy Road for the southwest corner of this tract.

THENCE N. 00° 06' 18" W., along said east right-of-way line, a distance of 1320.00 feet to the place of BEGINNING and containing 11.39 acres (496,203 square feet) of land.

## **Tract 2**

FIELD NOTES for a 13.75 acre tract of land out of Section 39, Block 9, B. S. & F. Survey, City of Amarillo, Randall County, Texas.

BEGINNING at a 1/2" iron rod set with a yellow cap on a curve on the south right-of-way line of Kingsgate Drive which bears S. 00° 06' 18" E. a distance of 2562.38 feet and N. 89° 53' 42" E. a distance of 455.80 feet from the northwest corner of said Section 39 for the northwest corner of this tract.

THENCE in a northeasterly direction along said south right-of way line and along said curve to the left with a radius equal to 280.00 feet, a long chord bearing of N. 69° 33' 17" E. and a long chord distance of 73.21 feet, a curve length of 73.42 feet to a 1/2" iron rod set with a yellow cap on said south right-of-way line at the end of said curve for a corner of this tract.

THENCE N. 62° 02' 33" E., continuing along said south right-of-way line, a distance of 419.66 feet to a 1/2" iron rod set with a yellow cap on said south right-of-way line for the most northerly northeast corner of this tract.

THENCE S. 27° 07' 39" E. a distance of 658.92 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE N. 63° 32' 08" E. a distance of 58.42 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE N. 76° 44' 30" E. a distance of 99.48 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE N. 65° 09' 11" E. a distance of 155.12 feet to a 1/2" iron rod set with a yellow cap for the most easterly northeast corner of this tract.

THENCE S. 27° 07' 39" E. a distance of 96.76 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 southwesterly direction along said curve to the right with a radius equal to 50.00 feet, a long chord bearing of S. 17° 24' 36" W. and a long chord distance of 70.14 feet, a curve length of 77.73 feet to a 1/2" iron rod set with a yellow cap at the end of said curve same being at the beginning of a curve to the right for a corner of this tract.

THENCE continuing in a southwesterly direction along said curve to the right with a radius equal to 697.50 feet, a long chord bearing of S. 71° 23' 05" W. and a long chord distance of 228.74 feet, a curve length of 229.77 feet to a 1/2" iron rod set with a yellow cap at the end of said curve same being at the beginning of a curve to the right for a corner of this tract.

THENCE in a northwesterly direction along said curve to the right with a radius equal to 50.00 feet, a long chord bearing of N. 63° 09' 10" W. and a long chord distance of 58.81 feet, a curve length of 62.88 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 N. 27° 07' 39" W. a distance of 86.02 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE S. 62° 52' 21" W. a distance of 160.00 feet to a 1/2" iron rod set with a yellow cap for an ell corner of this tract.

THENCE N. 27° 07' 39" W. a distance of 6.60 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE N. 69° 45' 31" W. a distance of 75.47 feet to a 1/2" iron rod set with a yellow cap for an angle corner of this tract.

THENCE in a southwesterly direction along a curve to the right with a radius equal to 4804.30 feet, a long chord bearing of S. 21° 11' 09" W. and a long chord distance of 363.94 feet, a curve length of 364.02 feet to a 1/2" iron rod set with a yellow cap for a corner of this tract.

THENCE S. 38° 49' 18" W. a distance of 93.18 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 southwesterly direction along a curve to the right with a radius equal to 453.18 feet, a long chord bearing of S. 63° 55' 16" W. and a long chord distance of 374.45 feet, a curve length of 386.01 feet to a 1/2" iron rod set with a yellow cap for the southwest corner of this tract.

THENCE N. 00° 06' 18" W. a distance of 990.53 feet to the place of BEGINNING and containing 13.75 acres (598,851 square feet) of land.

### **Tract 3**

FIELD NOTES for a 1.70 acre tract of land out of Section 39, Block 9, B. S. & F. Survey, City of Amarillo, Randall County, Texas.

BEGINNING at a 1/2" iron rod set with a yellow cap on a curve on the south right-of-way line of Kingsgate Drive which bears S. 00° 06' 18" E. a distance of 2182.59 feet and N. 89° 53' 42" E. a distance of 1474.57 feet from the northwest corner of said Section 39 for the northwest corner of this tract.

THENCE S. 78° 23' 19" E., along said south right-of-way line, a distance of 149.00 feet to a 1/2" iron rod set with a yellow cap on said south right-of-way line for the northeast corner of this tract.

THENCE S. 11° 36' 41" W. a distance of 423.22 feet to a 1/2" iron rod set with a yellow cap for a corner of this tract.

THENCE S. 62° 52' 21" W. a distance of 129.15 feet to a 1/2" iron rod set with a yellow cap for the most southerly corner of this tract.

THENCE N. 27° 07' 39" W. a distance of 178.63 feet to a 1/2" iron rod set with a yellow cap for the most westerly corner of this tract.

THENCE N. 62° 52' 21" E. a distance of 33.46 feet to a 1/2" iron rod set with a yellow cap at the beginning of a curve to the left for a corner of this tract.

THENCE in a northeasterly direction along said curve to the left with a radius equal to 100.00 feet, a long chord bearing of N. 37° 14' 31" E. and a long chord distance of 86.51 feet, a curve length of 89.47 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 N. 11° 36' 41" E. a distance of 265.77 feet to the place of BEGINNING and containing 1.70 acres (74,038 square feet) of land.

SECTION 2. All ordinances and resolutions or parts thereof that conflict with this ordinance are hereby repealed, to the extent of such conflict.

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. This ordinance shall become effective from and after its date of final passage.

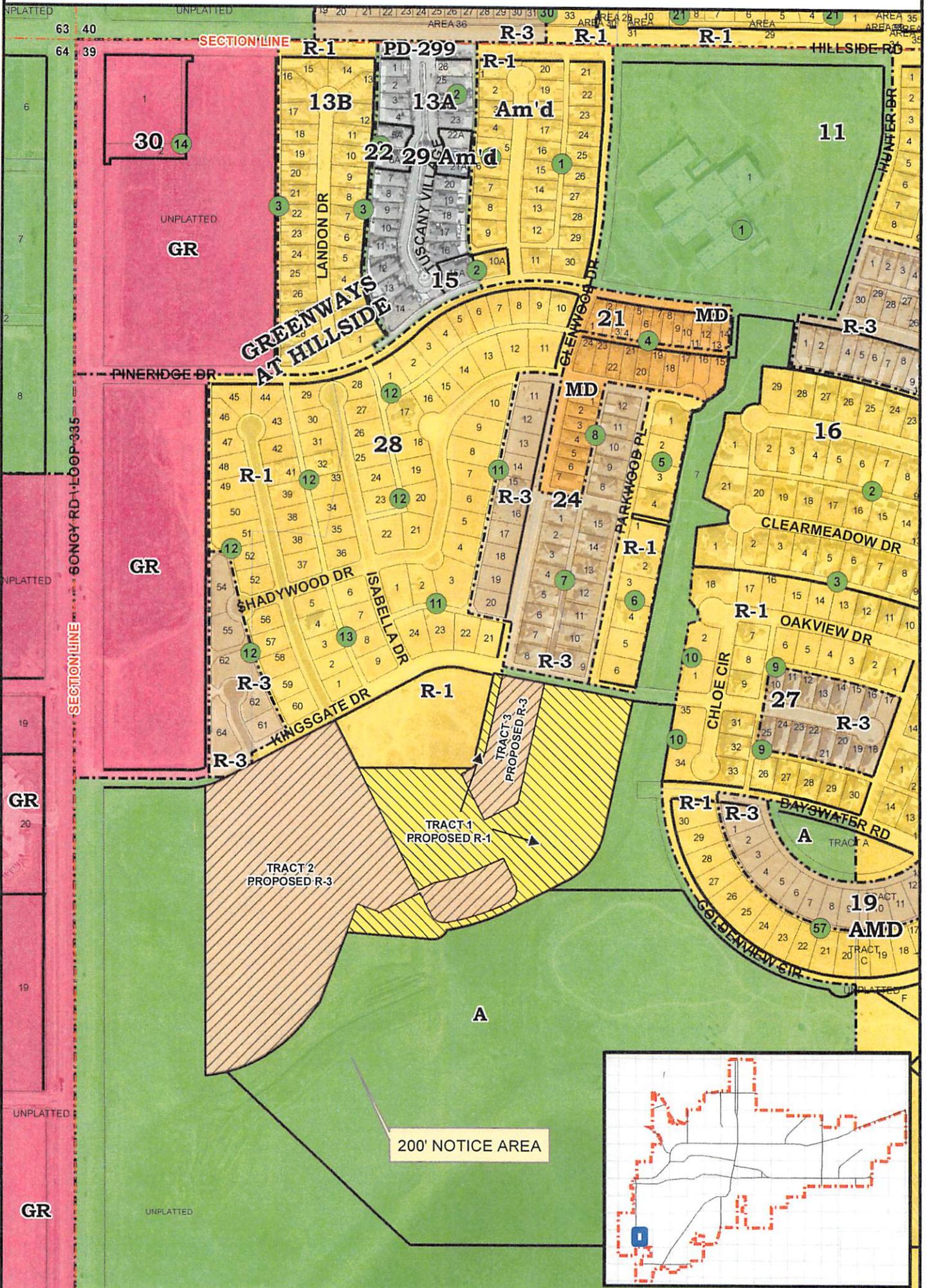
INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this the \_\_\_\_ day of February, 2016 and PASSED on Second and Final Reading on this the \_\_\_\_\_ day of February, 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

# REZONING FROM A TO R-1, A & R-1 TO R-3, & A TO R-3



## CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1" = 400'  
Date: 12-29-15  
Case No: Z-16-01



Z-16-01 Rezoning of 9.04 acres of land to change from Agricultural District to Residential District 1, 13.75 acres of land to change from Agricultural District and Residential District 1 to Residential District 3, and a 1.70 acre of land to change from Agricultural District to a Residential District 3, plus one-half of all bounding streets, alleys and public ways all in Section 39, Block 9, BS&F Survey, Randall County, Texas.

Applicant: Scott E Family

Vicinity: Kingsgate Dr & Glenwood Dr

AP: I-16

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	1/26/2016	<b>Council Priority</b>	Downtown Redevelopment Initiative
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<b>Department</b>	Planning Department
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## Agenda Caption

Ordinance – Amending Ordinance 7076 as to the Project Plans and Cost as stated within the Tax Increment Reinvestment Zone #1 City of Amarillo Final Project and Financing Plan:

## Agenda Item Summary

This item amends the Tax Increment Reinvestment Zone #1 Final Project and Financing Plan to include “associated retail and mixed use” as part of recommended improvements and initiatives listed under the plan’s Project Plans and Cost section. This amendment is intended to clarify language referencing parking, retail and mixed use to clearly reflect the intent of the plan.

## Requested Action

Approval of the Final Project and Financing Plan amendment.

## Funding Summary

N/A

## Community Engagement Summary

This item was considered and recommended for approval at the TIRZ #1 Board of Directors meeting on January 14, 2016.

## City Manager Recommendation

City staff recommends approval of the ordinance.

# MEMO

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Date: January 22, 2016  
To: Terry Childers, Interim City Manager  
From: Bob Cowell, Deputy City Manager  
Re: Downtown Parking Garage Funding Actions  
Cc: Michelle Bonner, Assistant City Manager

Over the next several meetings, the Council will be presented a number of items for action related to the funding of the downtown parking garage. The garage which has a current construction estimate of approximately \$19 Million is currently out for bid with award of the bid by the Local Government Corporation anticipated to occur at their February 17<sup>th</sup> meeting. With the award date fast approaching it is necessary to begin acting upon the financing mechanisms that have been discussed with Council, the TIRZ Board, and the LGC for several months.

The first item being presented to the Council involves a revision to the adopted TIRZ project and financing plan (Ordinance 7578). Out of an abundance of caution, the City's bond counsel has recommended the revision to make it clearer that the parking garage is a mixed use building including retail, office, and parking uses. The proposed ordinance achieves this objective and is recommended for approval by a unanimous vote of the TIRZ Board.

The second item being presented to the Council is an amendment to the previously approved loan agreement between the City and the TIRZ. The original agreement was in the amount of \$1.5 Million for the purposes of construction affiliated with the parking garage. The amended agreement is for a loan amount of \$1.85 Million again, for the purposes of construction affiliated with the parking garage. The TIRZ will in turn grant and loan the LGC funds to assist in the construction of the garage. The increased amount is associated with the LGC need to "step into" the role of the master developer of the garage. The loan between the City and TIRZ will be repaid by the TIRZ through funds already being annually collected by the TIRZ.

The third item being presented to the Council is an ordinance approving the loan from the TIRZ to the LGC for the purposes of constructing the parking garage and amending the 2015-2016 TIRZ annual budget (Ordinance 7579). The \$19 Million garage project is being financed through debt retired by HOT proceeds, payments made by Potter County for dedicated parking spaces, TIRZ grant and TIRZ loan, City Center grant, and lease revenues from retail space and parking use. This item deals specifically with a \$1.68 Million loan between the TIRZ and LGC, which when combined with a \$1.76 Million grant from the TIRZ will pay for the retail portion of the garage. The proposed ordinance is recommended for approval by a unanimous vote of the TIRZ Board. The loan between the TIRZ and the LGC will be repaid through any funds received from the retail space through lease payments made by tenants or any proceeds should the retail area be sold. The grant will not be repaid to the TIRZ.

Subsequent requests at future meetings will involve the issuance of the debt necessary to construct the garage. Further, it may be necessary to secure additional funds to complete the finish out of the retail spaces in the garage, though this will not be known until actual bids are received and/or leases are negotiated.

The total proposed financing for the downtown garage therefore is as follows:

**Project Use of Funds**

Parking portion of the Garage Construction	\$14,211,133
Retail portion of the Garage Construction	\$3,455,576
Development Fee and Counsel (per development agreement)	\$177,500
<u>Streetscaping Total</u>	<u>\$1,476,469</u>
Total Use of Funds	\$19,320,678

**Project Source of Funds**

Debt Proceeds	\$13,167,054
City General Construction Fund	\$177,500
TIRZ Grant	\$1,768,576
TIRZ Loan	\$1,687,000
TIRZ Streetscape Grant	\$931,424
Center City Hotel Streetscape Grant	\$500,000
<u>Potter County (Parking)</u>	<u>\$1,089,124</u>
Total Sources of Funds	\$19,320,678

ORDINANCE NO. 7578

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 NUMBER ONE CITY OF AMARILLO, TEXAS FINAL PROJECT AND FINANCING PLAN; PROVIDING RATIFICATION, SEVERABILITY, AND REPEALER; PROVIDING AN EFFECTIVE DATE.

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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 Number One (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

WHEREAS, the City Council desires to modify the recommended improvements and initiatives established within the Plan adopted by Ordinance 7076 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, bullet point #3 of the Final Project and Financing Plan adopted by Ordinance 7076 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:

- Parking and associated retail and mixed use to support the general public and economic development.

SECTION 2. All other terms and provisions of Ordinance 7076 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.

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 19<sup>th</sup> day of January, 2016; and PASSED on Second and Final Reading the 26<sup>th</sup> day of January, 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

# Amarillo City Council Agenda Transmittal Memo



4

<b>Meeting Date</b>	1/26/2016	<b>Council Priority</b>	Downtown Redevelopment Initiative
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<b>Department</b>	City Manager
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## Agenda Caption

Ordinance – Loan from the Tax Increment Reinvestment Zone No. 1 to the Amarillo Local Government Corporation and the Budget Amendment to the Tax Increment Reinvestment Zone No. 1 for the 2015/2016 fiscal year

## Agenda Item Summary

This ordinance approves the loan from the Tax Increment Reinvestment Zone No. 1 to the Amarillo Local Government Corporation and amends the Tax Reinvestment Zone No. 1 2015/2016 budget to allow for increased participation of \$1,687,000 in the downtown parking garage project. This loan agreement and budget amendment are recommended for approval by the TIRZ #1 Board of Directors.

## Requested Action

Approval of the ordinance providing for the loan agreement from the Tax Increment Reinvestment Zone No. 1 to the Amarillo Local Government Corporation and amending the Tax Reinvestment Zone No. 1 2015/2016 budget.

## Funding Summary

N/A

## Community Engagement Summary

This item was considered at the TIRZ #1 Board of Directors meeting on January 14, 2016.

## City Manager Recommendation

This item is recommended for approval by the City Manager

01/20/16 \_\_\_\_\_

ORDINANCE NO. 7580

A ORDINANCE OF THE CITY OF AMARILLO, TEXAS: APPROVING LOAN FROM THE TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, TO THE AMARILLO LOCAL GOVERNMENT CORPORATION AND APPROVING THE BUDGET AMENDMENT OF THE TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, CITY OF AMARILLO FOR THE FISCAL YEAR OCTOBER 1, 2015, TO SEPTEMBER 30, 2016.

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WHEREAS, Tax Increment Reinvestment Zone Number One, City of Amarillo ("TIRZ") was created in December, 2006 by municipal ordinance pursuant to state law, and it is required that the budget of said Zone be presented to the governing body of the City of Amarillo for final approval; and

WHEREAS, per the approved budget of TIRZ, two million seven hundred thousand dollars (\$2,700,00.00) was allocated to the downtown development associated with streetscape vicinity of the hotel, parking garage and multipurpose event center now in progress by the Amarillo Local Government Corporation; and

WHEREAS, the TIRZ has discussed and approved a budget amendment that allows for the increased participation in the downtown parking garage project in the form of a loan to the Amarillo Local Government Corporation in the amount of one million six hundred and eighty-seven thousand dollars (\$1,687,000); and

WHEREAS, the City Council now finds that the loan is beneficial to and serves a public purpose by stimulating or encouraging new commercial activity in downtown and advances the other stated public purposes and benefits for which the TIRZ was formed; and

WHEREAS, a budget amendment has been prepared to amend appropriations and expenditures accordingly in the 2015-2016 budget and submitted to City Council for approval with a true and correct copy of said appropriations and expenditures attached hereto as Exhibit "A".

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

SECTION 1. That the loan and budget amendment more specifically described in Exhibit "A", for the Tax Increment Reinvestment Zone Number One, for the fiscal year October 1, 2015, to September 30, 2016, be and the same are hereby approved, adopted and ratified together with any amendments made in public meeting at which it is considered and shall become an attachment to the original budget.

SECTION 2. That the chair may authorize adjustments and transfers between and among line items in the budget so long as such does not increase the total expenses or obligations in excess of the budget here approved in Section 1.

SECTION 3. Severable. 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, 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. That this ordinance shall be effective upon final adoption;

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading the \_\_\_\_\_ day of January, 2016; and PASSED on Second and Final Reading the \_\_\_\_\_ day of February, 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

EXHIBIT "A"

1. TIRZ #1, Account 92710.39810 Proceeds from Long Term Debt – Increase \$350,000.00
2. TIRZ #1, Account 92710.92150 Certificate of Obligation – Increase \$28,149.00
3. TIRZ #1, Account 927006.17400.1040 Downtown Project – Increase \$1,687,000.00

9270 - TIRZ #1 Rev & Exp  
Budget 2015/2016

	Budget 2015-16	Revised Budget 2015-16	
Beginning Cash	3,471,330	3,471,330	
Revenue			
Potter County	340,501	340,501	
City of Amarillo	185,042	185,042	
Amarillo College	111,276	111,276	
Panhandle Groundwater District	4,304	4,304	
30310 TIRZ Participation	641,123	641,123	
37109 Interest Earnings	4,100	4,100	
39810 Proceeds from Debt Issuance	1,500,000	1,850,000	
<b>TREVENUE Total Revenues</b>	<b>2,145,223</b>	<b>2,495,223</b>	
Expenditures			
51110 Office Expense	400	400	
61200 Postage			
61300 Advertising	375	375	
61400 Dues	850	850	
62000 Professional	5,000	5,000	
63140 Audit Fee	3,300	3,300	
63455 Community Projects	125,000	125,000	
63455 Transportation Enhancement Program Match			
63500 Center City Inc.	150,000	150,000	
74000 Printing and Binding	250	250	
75100 Travel	13,500	13,500	
75300 Meals and Local	1,550	1,550	
77215 Tax Refund - Courtyard by Marriott	45,101	45,101	
77215 Tax Refund - Toot 'n Totum	5,640	5,640	
92150 Cert of Obligation	176,925	176,925	
New Debt issuance (\$1.5 million)	120,300	148,449	
<b>Total Recurring Expenses</b>	<b>648,191</b>	<b>676,340</b>	
Project Costs			
Downtown Project Retail (budget/spent)	2,700,000	3,455,576	4,387,000
Downtown Project Streetscape (budget/spent)		931,424	
Transportation Enhancement Program Match	385,000	385,000	
<b>Total Projects</b>	<b>3,085,000</b>	<b>4,772,000</b>	
<b>Ending Cash</b>	<b>1,883,362</b>	<b>518,213</b>	
Targeted Fund Balance			
90 days operating reserve		87,742	
One year's debt service		325,374	
<b>Targeted Fund Balance</b>		<b>413,115</b>	

## LOAN AGREEMENT

This Loan Agreement ("Agreement") is made by and between the Tax Increment Reinvestment Zone Number One, City of Amarillo, Texas ("TIRZ") and the Amarillo Local Government Corporation ("LGC"), pursuant to the authority of Texas Tax Code, section 311.014(b), and the general authority of sections 311.010 and 311.011 of said Code, and shall be effective upon the later date of execution of the respective governing body of the parties.

WHEREAS, Texas Tax Code section 311.014 in conjunction with section 311.010(b) provides, in part, that a TIRZ board may enter into agreements to dedicate, pledge or otherwise provide for the use of TIRZ funds to pay any project costs that benefit the reinvestment zone; and,

WHEREAS, the TIRZ board now finds that this Loan Agreement is beneficial to the reinvestment zone because it is in support of the LGC's project to build a public parking garage with retail/mixed use space which will aid in stimulating or encouraging new commercial activity in the zone and will also advance the other stated public purposes and benefits for which the TIRZ was formed; and,

WHEREAS, the LGC has incurred an obligation to fund approximately \$20 million for construction of a public parking garage with retail/mixed use space in the zone in support of the hotel and multipurpose event center to be constructed in the zone; and,

WHEREAS, accrued funds and anticipated revenues of the LGC may not be sufficient to cover the cost of constructing a public parking garage with retail/mixed use space, thereby creating a need for this loan from the TIRZ to the LGC, to be repaid by future LGC revenue from rental of the retail/mixed use space;

NOW, THEREFORE, BE IT JOINTLY AND SEVERALLY RESOLVED by the Board of Directors of Amarillo Tax Increment Reinvestment Zone No. 1 and the Board of Directors of the Amarillo Local Government Corporation that:

1. The recitals stated above are substantive and are a part of this Loan Agreement.
2. The TIRZ (as Lender), subject to appropriation, hereby agrees to loan to the LGC (as Borrower) and the LGC hereby promises to pay to the order of Lender at the place for payment, and according to the terms of this Agreement, the principal amount plus interest, upon the following terms and conditions:
  - A. Principal Amount: Up to a maximum cumulative sum of One Million Six Hundred and Eighty-Seven Thousand Dollars (**\$1,687,000.00**) as needed for the authorized uses stated in Section 2E, below. The Loan shall be disbursed in installments no more frequently than monthly, following presentation by Borrower to Lender of requests for disbursement to pay cost of goods purchased and services performed per Section 2E of this Agreement. Each request shall be supported by bills, statements, invoices and such other documentation that, in Lender's sole

discretion, allows for full substantiation of costs incurred by Borrower for authorized uses. Notwithstanding any other provision to the contrary, the total of all installments disbursed by Lender to Borrower shall not exceed the amount of loan set forth in the first sentence of this section.

**B. Annual interest Rate on Unpaid Principal from Date of Funding will be the yield on the ten year U. S. Treasury bond plus two percent (2%) on the execution date of this Agreement. The rate shall be fixed at that rate for the life of the loan.**

**C. Terms of Payment: Principal shall be due and payable on or before December 31, 2036. Interest will be paid in substantially equal annual installments from funds received from the rental of the retail/mixed use space of the parking garage, if available. If rentals received exceed the amount of annual interest owed, a principal payment, equal to the amount of principal owed divided by the years remaining on the loan, shall be made. If the rentals received by the LGC exceed the annual principal amount owed the LGC can either (i) pay additional principal or (ii) use such funds for LGC purposes. If the rentals received by LGC are not enough to make the calculated annual interest payment the amount of unpaid interest will increase the principal amount of this loan. Interest on the unpaid principal computed from the date of each disbursement to Borrower is due and payable on June 1 of each and every calendar year, beginning on June 1, after completion of the construction of the parking garage and continuing regularly and annually thereafter. Interest will be calculated on the unpaid principal to the date of each installment paid and the payment made credited first to the discharge of interest accrued, late charges accrued, and the balance, if any, to reduction of the principal. All payments shall be due and payable at Amarillo City Hall, Rm. 303, Amarillo, Potter County, Texas or such other place designated by Lender in writing to Borrower. If June 1 of any year occurs on a Saturday, Sunday, or legal holiday, then the payment shall be made on the next business day on which City Hall is open to the public. All payments shall only be from current funds lawfully available to the LGC from rents received for the retail/mixed use portion of the parking garage, if any. Interest shall be calculated on a thirty (30) day month, three hundred sixty day (360) year basis.**

**D. Late charge: In the event an annual installment payment, or any part thereof, is not paid by end of business on the fifth business day after June 1 in any year, then a late charge equal to 1.5% of such past due installment payment shall be charged to and payable by Maker to defray the cost of processing, administering, and collecting the late installment.**

**E. Use of Funds & Audit: The LGC covenants that it shall use the proceeds of this Loan Agreement solely for construction, and installation of retail/mixed use space as a component of a public parking garage adjacent to the convention center hotel and multipurpose event venue to be or being constructed in downtown Amarillo. Use of the proceeds for any other purpose**

without prior written consent of TIRZ shall be a default under the terms of this Loan Agreement. TIRZ shall have full access to all books, records, invoices, statements, and other documents that supporting the proper and intended use of the proceeds of this Loan Agreement.

**F. Security:** As security for the repayment of this loan, Borrower does hereby pledge and grant to Lender a lien upon all rental revenues owed to the LGC with respect to the rental of the retail/mixed use space associated with the parking garage. As often and whenever a default occurs in the repayment of this loan and for as long as such default continues, Lender is hereby authorized to exercise all rights of the Borrower to said rentals in furtherance of the payment of this Loan Agreement, including accrued interest, accrued late charge(s) and reasonable attorney fees incurred for collections.

**G. Funding Date:** The actual date of funding this Loan Agreement will vary as it will be funded in installments as needed by Borrower.

**H. Acceleration:** On Borrower's default in the repayment of this Loan or default in compliance with any other term of this Loan Agreement, the outstanding loan balance (principal, interest, and accrued late charges) shall become immediately due at the election of Lender. Borrower hereby waives all demands for payment, presentation for payment, notices of intention to accelerate maturity, protest, and notice of protest.

**I. Expenses:** If this Loan Agreement is given to an attorney for collection or suit is brought for collection or other judicial proceeding, then Borrower shall pay Lender's reasonable attorney's fees in addition to other amounts due. Reasonable attorney's fees shall be ten percent of all amounts due unless either party pleads otherwise.

**J. Non-usurious:** Nothing in this Loan Agreement shall authorize the collection of interest or late charge, or combination of such that is in excess of the highest rate allowed by law.

**K.** The outstanding principal may be prepaid, in whole or part, on any date at the option of the LGC by payment of the outstanding principal plus accrued interest on the amount being prepaid to the date of prepayment.

**L. Due on Sale:** If the LGC sells the retail/mixed use space in the parking garage, the outstanding loan balance (principal, interest, and accrued late charges) shall become immediately due at the election of Lender.

**3.** This Loan Agreement may be extended and renewed upon such terms as are mutually agreed to by the parties in a signed writing approved by the governing board of each party.

4. Nothing in this Loan Agreement shall ever be construed as rendering or subjecting the individual members of the LGC board to any personal liability for the repayment of the loan, principal, interest, or late charge described in this Loan Agreement, or for the performance of any duty, provision, or obligation of this Loan Agreement.

5. The TIRZ may assign, transfer, or pledge this loan agreement and/or the payments made hereunder.

6. If any provision, section, subsection, sentence, or clause of this Loan Agreement, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void or invalid, or for any other reason deemed unenforceable, then such invalidity shall not affect the remaining portions of this Loan Agreement and such remaining portions of this Loan Agreement or the application thereof shall remain in effect, it being the intent of the parties, that no portion of the remainder shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

7. Any remedy or right stated in this Loan Agreement is nonexclusive and cumulative of any and all other legal and equitable rights of each party. This Loan Agreement only describes the rights and obligations of the parties hereto and creates no right, duty, or expectation of, for, or in any third party. Nothing in this Loan Agreement shall be construed as waiving any defense, affirmative defense, or immunity that may be available to a party hereto.

8. Each party warrants to the other that it is authorized to enter this Agreement and that all required approvals and conditions precedent have been lawfully and duly obtained, performed, and satisfied, and its signatory below is authorized to execute this document.

9. Nothing in this Loan Agreement shall be construed as any waiver of managerial control by the City Of Amarillo ("City") over the financial administration and accounting of its various funds and accounts, including but not limited to its TIRZ Fund. This Loan Agreement is intended to memorialize (i) an inter-fund loan transfer as allowed by the Texas Tax Code, (ii) at favorable rates better than those available on the current open market for loans thereby reducing public expense to fund approved public projects, (iii) with a corresponding commitment by one business unit or fund of the City to timely repay another City business unit or fund. Notwithstanding any other clause in this Agreement to the contrary, the assessment of interest and late charges is solely to foster accountability by and between business units, and some or all of such assessments may be waived or reduced by the TIRZ. Any irregularity, informality, or error may be waived or forgiven by the TIRZ.

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**BORROWER:**  
**Amarillo Local Government Corporation**

**LENDER:**  
**Tax Increment Reinvestment Zone Number  
One, City of Amarillo, Texas**

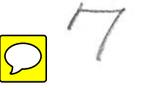
By: \_\_\_\_\_  
\_\_\_\_\_  
Chairman, Board of Directors

By: \_\_\_\_\_  
\_\_\_\_\_  
Chairman, Board of Directors

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	1/26/2016	<b>Council Priority</b>	N/A
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<b>Department</b>	Finance
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**Agenda Caption**

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Ordinance – Amendment to the City of Amarillo 2014/2015 Budget

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**Agenda Item Summary**

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This ordinance amends the City of Amarillo 2014/2015 Budget. Specifically the Compensated Absences 2014/2015 budget and the Court Security 2014/2015 budget.

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**Requested Action**

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Approval of the ordinance amending the Compensated Absences Fund 2014/2015 budget and the Court Security Fund 2014/2015 budget.

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**Funding Summary**

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N/A

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**Community Engagement Summary**

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N/A

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**City Manager Recommendation**

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The City Manager recommends approval of this item.

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# MEMO



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To: Honorable Mayor and City Councilmembers  
From: Michelle Bonner, Assistant City Manager  
Date: January 22, 2015  
Subject: 2014/2015 Fiscal Year Budget Amendment

The attached Ordinance authorizes a budget amendment to the City of Amarillo 2014/2015 fiscal year budget. The attached Ordinance amends two of the funds included in the budget.

- The Compensated Absences Fund – This fund is used to pay for the cost associated with terminated employees who are eligible for a payout of accrued annual leave and sick leave. The cost associated with this payment is charged to the Compensated Absences Fund. The original budget for the Compensated Absences Fund for the 2014/2015 fiscal year is \$1.7 million. The City recorded \$1.96 million associated with the terminations and retirements of tenured employees.
- The Court Security Fund – State law allows a municipality to assess a fee per conviction to be used for the municipal court security purposes. This fee is recorded in a separate fund for the City and is used exclusively to fund all aspects of the Municipal Court security. The majority of the costs charged to this fund are associated with the Court Bailiff positions. The budgeted revenue for this fund is \$116,150 and the actual collections for the year are \$103,381. Total expenses budgeted for this fund are \$142,014 and actual expenses are \$144,244. The budget amendment for this fund will decrease the revenue budget by \$13,000 and increase the expense budget by \$3,000.

01/19/16 \_\_\_\_\_

ORDINANCE NO. 7579

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, ADOPTING THE BUDGET AMENDMENTS PERTAINING TO THE FISCAL YEAR 2014-2015 BUDGET; AND PROVIDING AN EFFECTIVE DATE.

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WHEREAS, City ordinance requires City Council to approve a budget amendment and upon approval such amendment shall become an attachment to the original budget; and

WHEREAS, a budget amendment has been prepared for certain appropriations and expenditures in the 2014-2015 budget and submitted to the City Council for approval and a true and correct copy is attached hereto as Exhibit "A".

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

SECTION 1. Pursuant to City ordinance, a budget amendment attached as Exhibit "A" is hereby authorized and approved for the fiscal year 2014-2015.

SECTION 2. That this ordinance shall be effective on and after its adoption;

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading the \_\_\_\_\_ day of January, 2016; and PASSED on Second and Final Reading the \_\_\_\_\_ day of February, 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

EXHIBIT "A"

1. Compensated Absences Fund, Account 31100.41100 Salaries and Wages – Increase \$325,000.00
2. Court Security Fund, Account 20910.35155 Court Security Fund – Decrease \$13,000.00
3. Court Security Fund, Account 20910. 41100 Salaries and Wages – Increase \$3,000.00

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	Community Appearance & Address Disadvantaged Areas of the Community
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<b>Department</b>	Building Safety
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## Agenda Caption

Resolution – Public Hearing: This resolution and public meeting conducts a public hearing on and considers ordering the removal of a substandard structures located at 402 S Tennessee Street.

## Agenda Item Summary

This item is the public hearing to determine if the property at 402 S Tennessee Street (one primary and one accessory) constitutes a public nuisance and thereby declared as dangerous structures and order the removal of such.

## Requested Action

Adopt the resolution declaring that certain improvements described herein are a public nuisance, and requiring the taking down and removal of such improvements.

## Funding Summary

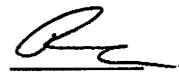
The property owner is responsible to pay all costs associated with the Dangerous Structure process and to abate any nuisances. The property owner will be billed for costs incurred. However, this property is in the Community Development Block Grant (CDBG) target area and if the owner qualifies, CDBG funding may be utilized to pay invoiced costs.

## Community Engagement Summary

- A concerned citizen called the office of Building Safety to report a burned structure.
- Building Safety staff examined the burned structure. Posted the property as unsafe.
- The Amarillo Police Department has been called out to this location 4 times since the fire December 15, 2011.
- A Public Meeting held on January 12, 2016 established the date of February 2, 2016 for a Public Hearing.
- The property was placarded notifying the property owner and the neighbors of the Hearing to be conducted on February 2, 2016.
- Safety and aesthetics of the community as identified through public meetings in the development of Amarillo's Comprehensive Plan.

## Staff Recommendation

It is the staff's recommendation to adopt the resolution to declaring certain improvements are public nuisances and requiring the taking down and removal thereof.



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS; PROVIDING FOR FILING OF LIENS; PROVIDING A REPEALER CLAUSE; PROVIDING SEVERANCE CLAUSE; PROVIDING EFFECTIVE DATE.

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WHEREAS, on the 12th day of January 2016, this Council by resolution called a public hearing for the 2nd day of February 2016 for the purpose of determining whether certain conditions constitute a public nuisance; and,

WHEREAS, this Council finds that all notices required by the Amarillo Municipal Code have been complied with and that notice of this hearing has been duly given as directed by this Council; and,

WHEREAS, this Council has listened to the evidence and arguments presented by all persons who appeared before it; and,

WHEREAS, this Council finds that the notice of the Building Official to make the structure safe either by repair or demolition and removal has not been complied with; and,

WHEREAS, this Council finds that the notice of the Building Official to remove rubbish, trash, solid waste and/or unsanitary matter has not been complied with;

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

SECTION 1. The City Council finds that the alleged nuisance condition, address thereof, the legal description of same, and the Interested Persons are as follows:

ADDRESS: 402 S Tennessee St

LEGAL: Lot: 5, Block: 226, San Jacinto Heights Amd Addition to the City of Amarillo, Potter County, TX

INTERESTED PERSONS: Pamela Kay Smith, Gina Raylene Brace, PO Box 1586, Joplin MO 64802-1586

NATURE OF NUISANCE: This property has a fire damaged residential structure and a detached garage. Both structures are open and unsecured. Minimal effort has been made to abate the hazards. These structures are a nuisance to the neighborhood and a fire, health and safety hazard.

SECTION 2. This Council hereby finds the Interested Persons failed, neglected, or refused to comply with the Initial Notice of violation to repair or rehabilitate; or to demolish the Dangerous Structure or portion thereof; or, to timely and substantially complete the terms of a Provisional Permit and determines that each of the improvements, buildings and structures

described herein are dangerous structures, are structurally unsafe, constitute a fire hazard and are dangerous to human life, and their continued use will constitute a hazard to the safety, health and public welfare and each are hereby declared to be a public nuisance.

SECTION 3. This Council has deliberated its decision, giving due consideration to and weighing the following factors: validity of the violations as alleged by the Building Official; the severity of such violations and any corresponding danger to the public; due regard for private property rights; fair opportunity for the Interested Persons to have been notified of the problems and a corresponding opportunity to repair, remediate, or remove the defects or Dangerous Structure; weighing the private property interests of neighbors affected by further delay or deterioration of the subject property; and any other relevant consideration unique to the circumstances of this case which may materially affect due process and equal protection of involved persons.

SECTION 4. This Council now finds that a public nuisance exists, and has not been timely abated, and now issues the following order(s):

*[Select one of the following for structural issues and/or go to next page for trash and weeds]*

- i \_\_\_\_\_ the Structure is not a dangerous one or one marked by accumulation of vegetation, debris or trash, and ordering the matter be dismissed and City to dismiss the notice filed in the county real property records; or,
- ii \_\_\_\_\_ finding the Structure or any other improvement of any kind, or any part thereof, is dangerous and ordering its removal ten (10) days after notice of decision; or,
- iii \_\_\_\_\_ the Structure is a danger and ordering its removal ten (10) days after notice of decision, however, further finding that good cause exists to grant a reprieve on that order to allow the Interested Persons in the property to seek to qualify for and obtain a provisional permit during that period, and if obtained then the reprieve shall continue for the duration of such permit or successor permit, as provided in this Section. The reprieve granted under this subsection shall expire upon the later of the expiration of time to apply for and obtain a provisional permit or the expiration of such permit. If at expiration of the reprieve the Building Official finds that the defects that gave rise to the finding of a Dangerous Structure have been abated, then the prior order of the City Council to remove the structure is moot; or, if the defects remain, then the Building Official shall proceed to carry out the City Council's prior order to remove the Dangerous Structure; or,
- iv \_\_\_\_\_ good cause exists to defer the adjudication of the case and directing reinstatement or extension of a prior provisional permit, for a period of time determined by the City Council not exceeding sixty (60) days from date of the hearing. If at the end of the deferral period, the Building Official finds that there has been no substantial progress toward abatement of the defects, then such fact shall be

reported to the City Manager who shall request the City Council to set a new hearing and proceed with an adjudication of whether the Structure is dangerous or not, in accordance with the procedures of the Amarillo Municipal Code Sec. 4-3-3 subsection (e).

*[Use this option for trash, weeds, etc., either singly or in addition to one of the above]*

v \_\_\_\_\_ The Interested Persons of the Lot, Tract, or Parcel of land with accumulation of rubbish, trash, solid waste and/or unsanitary matter described in the notice of violation are hereby ordered to take down and/or remove the same from the premises within ten (10) days from this order.

SECTION 5. If the Interested Persons of the dangerous structures shall fail, neglect or refuse to comply with this resolution as herein directed, then the Building Official is hereby directed to proceed with the demolition of the various dangerous structures and/or removal of any and all rubbish, trash, solid waste and unsanitary matters described in this resolution, and he may prosecute the Interested Persons as a violator of the provisions of the International Building Code and the Amarillo Municipal Code.

SECTION 6. The Building Official is further directed to determine the cost of such demolition and/or removal and to levy such assessments against the real estate as may be provided by law.

SECTION 7. That should any part of this resolution conflict with any other resolution, then such other resolution is repealed to the extent of the conflict with this resolution.

SECTION 8. That should any word, phrase, or part of this resolution be found to be invalid or unconstitutional, such finding shall not affect any other word, phrase or part hereof and such shall be continue in effect.

SECTION 9. That this resolution shall be effective on and after its adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary



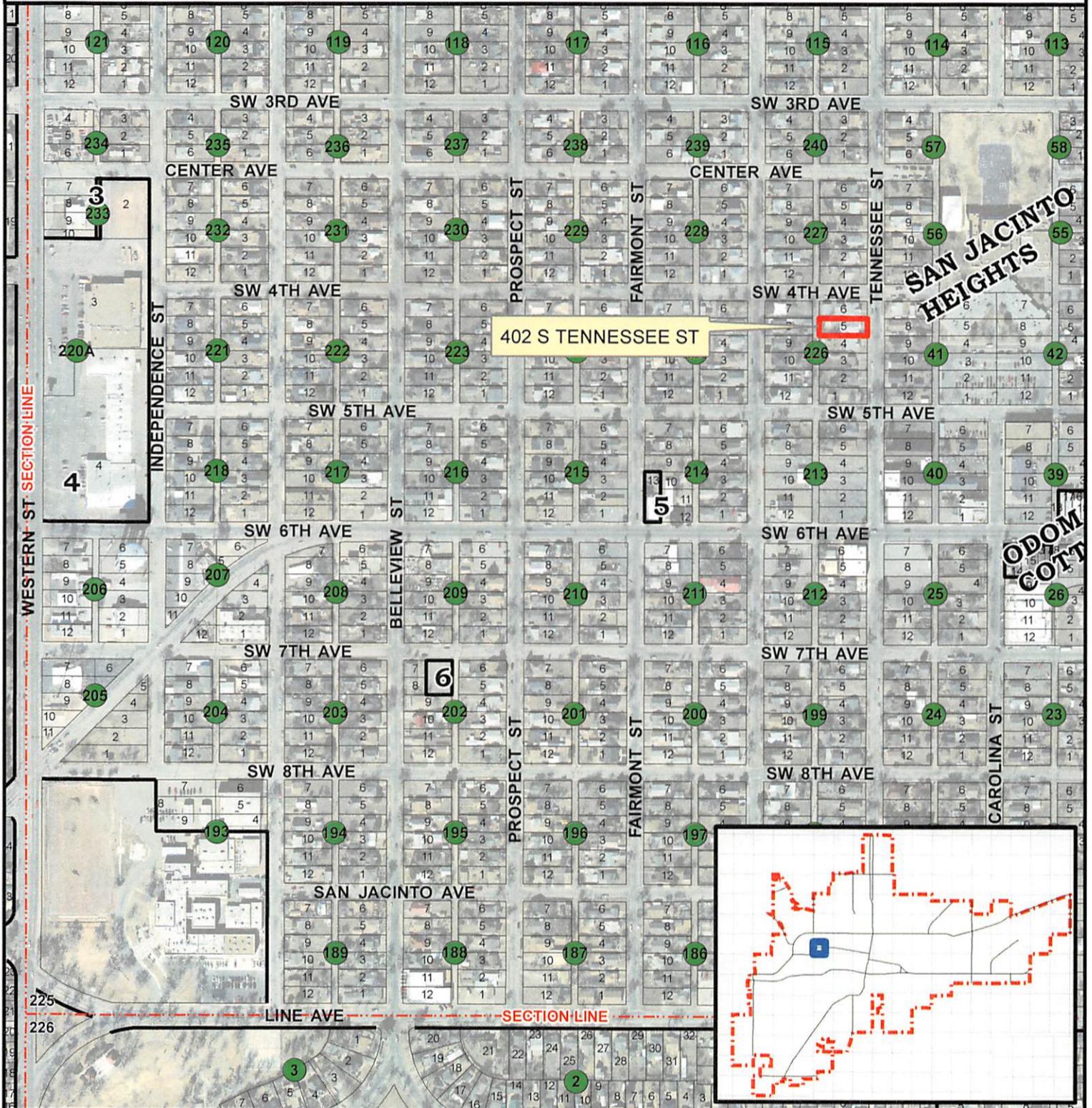
01/25/2016



 **NOTICE**   
**City of Amarillo**  
*Notice of Condemnation Hearing*  
February 2nd, 2016 5:00 PM  
509 SE 7th Avenue, Amarillo TX  
*Commission Chamber on the Third Floor of City Hall*  
The hearing is to determine if this Premises is  
Dangerous or a Nuisance and ordering its  
removal or abatement  
For questions or comments (806) 378- 3041

01/25/2016

# DANGEROUS STRUCTURE AT 402 S TENNESSEE ST



**CITY OF AMARILLO  
BUILDING SAFETY DEPARTMENT**

402 S Tennessee St - Lot 5, Block 226, San Jacinto Heights Addition Unit No. 1 Amended, Section 225, Block 2, AB&M Survey, Potter County, Texas.

Parcel # 069-1000-8896

Scale: 1" = 400'  
Date: 12-15-15  
Vicinity: SW 4th Ave & S Tennessee St



AP: L-11

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	Community Appearance & Address Disadvantaged Areas of the Community
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<b>Department</b>	Building Safety
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## Agenda Caption

Resolution – Public Hearing: This resolution and public meeting conducts a public hearing on and considers ordering the removal of a substandard structure located at 3909 SE 12<sup>th</sup> Avenue.

## Agenda Item Summary

This item is the public hearing to determine if the property at 3909 SE 12<sup>th</sup> Avenue (one primary, on accessory) constitutes a public nuisance and thereby declared as dangerous structures and order the removal of such.

## Requested Action

Adopt the resolution declaring that certain improvements described herein are a public nuisance, and requiring the taking down and removal of such improvements.

## Funding Summary

The property owner is responsible to pay all costs associated with the Dangerous Structure process and to abate any nuisances. The property owner will be billed for costs incurred. However, this property is in the Community Development Block Grant (CDBG) target area and if the owner qualifies, CDBG funding may be utilized to pay invoiced costs.

## Community Engagement Summary

- A concerned citizen came into the office of Building Safety to report a burned structure.
- Building Safety staff examined the burned structure. Posted the property as unsafe.
- A Public Meeting held on January 12, 2016 established the date of February 2, 2016 for a Public Hearing.
- The property was placarded notifying the property owner and the neighbors of the Hearing to be conducted on February 2, 2016.
- Safety and aesthetics of the community as identified through public meetings in the development of Amarillo's Comprehensive Plan.

## Staff Recommendation

It is the staff's recommendation to adopt the resolution to declaring certain improvements are public nuisances and requiring the taking down and removal thereof.



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS; PROVIDING FOR FILING OF LIENS; PROVIDING A REPEALER CLAUSE; PROVIDING SEVERANCE CLAUSE; PROVIDING EFFECTIVE DATE.

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WHEREAS, on the 12th day of January 2016, this Council by resolution called a public hearing for the 2nd day of February 2016 for the purpose of determining whether certain conditions constitute a public nuisance; and,

WHEREAS, this Council finds that all notices required by the Amarillo Municipal Code have been complied with and that notice of this hearing has been duly given as directed by this Council; and,

WHEREAS, this Council has listened to the evidence and arguments presented by all persons who appeared before it; and,

WHEREAS, this Council finds that the notice of the Building Official to make the structure safe either by repair or demolition and removal has not been complied with; and,

WHEREAS, this Council finds that the notice of the Building Official to remove rubbish, trash, solid waste and/or unsanitary matter has not been complied with;

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

SECTION 1. The City Council finds that the alleged nuisance condition, address thereof, the legal description of same, and the Interested Persons are as follows:

ADDRESS: 3909 SE 12th Ave

LEGAL: Lot: 11; Block: 12, Humphreys Highland Addition to the City of Amarillo, Potter County, TX;

INTERESTED PERSONS: Cruz Hinojos, c/o Ismael Hinojos, 4305 SE 12th Ave, Amarillo TX 79104-3122

NATURE OF NUISANCE: This property consists of one fire damaged residential structure and one detached accessory building. Both structures are open for vagrants and vandals with severe deterioration due to exposure to the elements. Little effort has been made to remove or repair these structures. These structures are considered to be fire, health and safety hazards and a nuisance to the neighborhood.

SECTION 2. This Council hereby finds the Interested Persons failed, neglected, or refused to comply with the Initial Notice of violation to repair or rehabilitate; or to demolish the Dangerous Structure or portion thereof; or, to timely and substantially complete the terms of a Provisional Permit and determines that each of the improvements, buildings and structures described herein are dangerous structures, are structurally unsafe, constitute a fire hazard and are dangerous to human life, and their continued use will constitute a hazard to the safety, health and public welfare and each are hereby declared to be a public nuisance.

SECTION 3. This Council has deliberated its decision, giving due consideration to and weighing the following factors: validity of the violations as alleged by the Building Official; the severity of such violations and any corresponding danger to the public; due regard for private property rights; fair opportunity for the Interested Persons to have been notified of the problems and a corresponding opportunity to repair, remediate, or remove the defects or Dangerous Structure; weighing the private property interests of neighbors affected by further delay or deterioration of the subject property; and any other relevant consideration unique to the circumstances of this case which may materially affect due process and equal protection of involved persons.

SECTION 4. This Council now finds that a public nuisance exists, and has not been timely abated, and now issues the following order(s):

***[Select one of the following for structural issues and/or go to next page for trash and weeds]***

- i \_\_\_\_\_ the Structure is not a dangerous one or one marked by accumulation of vegetation, debris or trash, and ordering the matter be dismissed and City to dismiss the notice filed in the county real property records; or,
  
- ii \_\_\_\_\_ finding the Structure or any other improvement of any kind, or any part thereof, is dangerous and ordering its removal ten (10) days after notice of decision; or,
  
- iii \_\_\_\_\_ the Structure is a danger and ordering its removal ten (10) days after notice of decision, however, further finding that good cause exists to grant a reprieve on that order to allow the Interested Persons in the property to seek to qualify for and obtain a provisional permit during that period, and if obtained then the reprieve shall continue for the duration of such permit or successor permit, as provided in this Section. The reprieve granted under this subsection shall expire upon the later of the expiration of time to apply for and obtain a provisional permit or the expiration of such permit. If at expiration of the reprieve the Building Official finds that the defects that gave rise to the finding of a Dangerous Structure have been abated, then the prior order of the City Council to remove the structure is moot; or, if the defects remain, then the Building Official shall proceed to carry out the City Council's prior order to remove the Dangerous Structure; or,
  
- iv \_\_\_\_\_ good cause exists to defer the adjudication of the case and directing reinstatement or extension of a prior provisional permit, for a period of time determined by the City Council not exceeding sixty (60) days from date of the hearing. If at the end of the deferral period, the Building Official finds that there has been no substantial progress toward abatement of the defects, then such fact shall be reported to the City Manager who shall request the City Council to set a new hearing and proceed with an adjudication of whether the Structure is dangerous or

not, in accordance with the procedures of the Amarillo Municipal Code Sec. 4-3-3 subsection (e).

*[Use this option for trash, weeds, etc., either singly or in addition to one of the above]*

v \_\_\_\_\_ The Interested Persons of the Lot, Tract, or Parcel of land with accumulation of rubbish, trash, solid waste and/or unsanitary matter described in the notice of violation are hereby ordered to take down and/or remove the same from the premises within ten (10) days from this order.

SECTION 5. If the Interested Persons of the dangerous structures shall fail, neglect or refuse to comply with this resolution as herein directed, then the Building Official is hereby directed to proceed with the demolition of the various dangerous structures and/or removal of any and all rubbish, trash, solid waste and unsanitary matters described in this resolution, and he may prosecute the Interested Persons as a violator of the provisions of the International Building Code and the Amarillo Municipal Code.

SECTION 6. The Building Official is further directed to determine the cost of such demolition and/or removal and to levy such assessments against the real estate as may be provided by law.

SECTION 7. That should any part of this resolution conflict with any other resolution, then such other resolution is repealed to the extent of the conflict with this resolution.

SECTION 8. That should any word, phrase, or part of this resolution be found to be invalid or unconstitutional, such finding shall not affect any other word, phrase or part hereof and such shall be continue in effect.

SECTION 9. That this resolution shall be effective on and after its adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary



3909

NO TRESPASSING  
VIOLATORS WILL BE  
PROSECUTED

STAY  
OUT  
DANGER

NO  
TRESPASSING

[Broken window]

NO  
TRESPASSING  
STAY OUT

01/19/2016

NO  
TRESPASS

STAY OUT

STAY  
OUT

Handwritten scribbles and graffiti on the corner of the building.

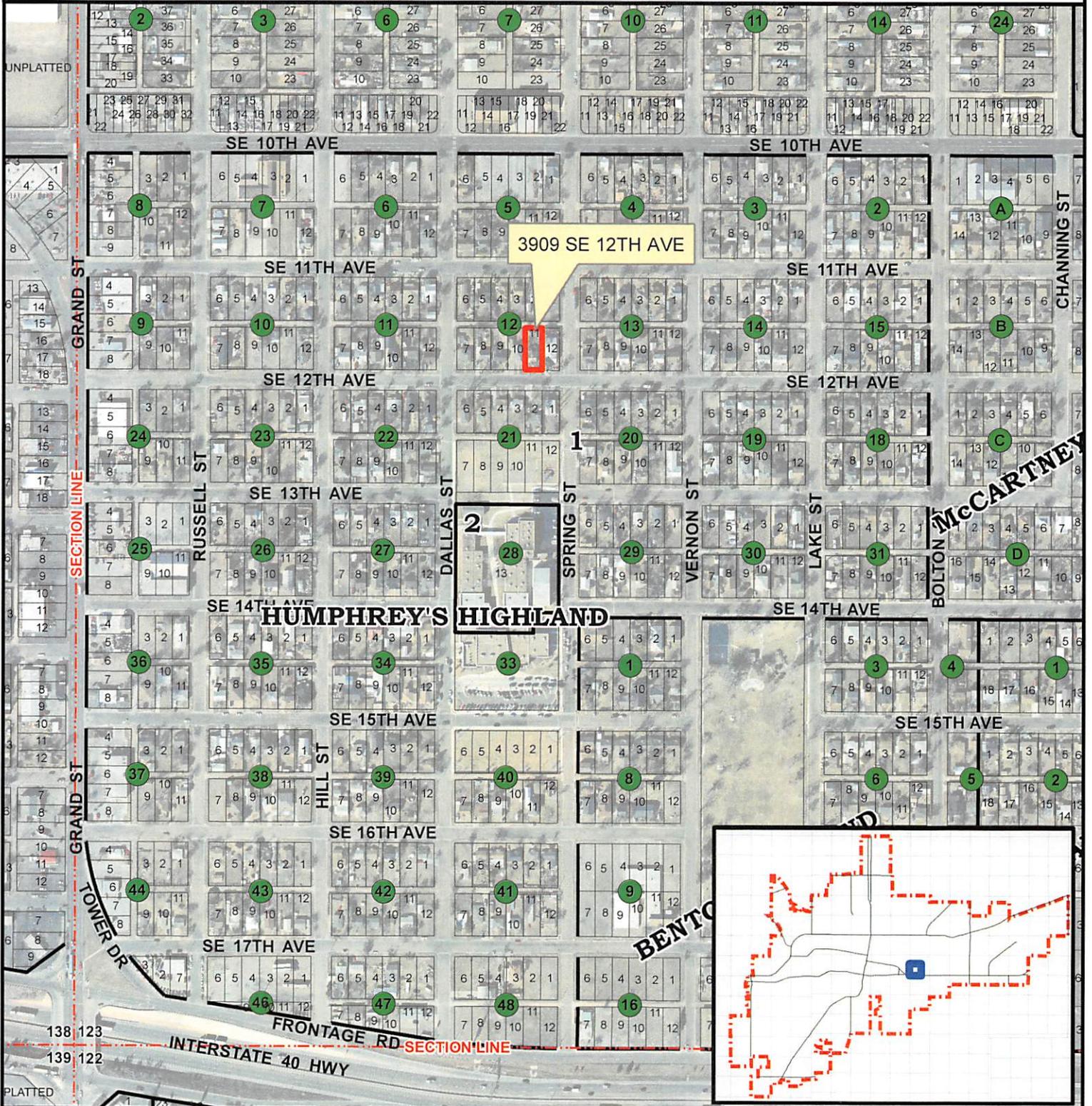
NO TRESPASSING  
VIOLATORS WILL BE PROSECUTED

Handwritten graffiti below a window opening on the right side of the building.

NO TRESPASSING  
PRIVATE PROPERTY  
VIOLATORS  
WILL BE PROSECUTED

01/19/2016

# DANGEROUS STRUCTURE AT 3909 SE 12TH AVE



**CITY OF AMARILLO  
BUILDING SAFETY DEPARTMENT**

3909 SE 12th Ave - Lot 11, Block 12, Humphreys Highland Addition Unit No. 1 Amended, Section 123, Block 2, AB&M Survey, Potter County, Texas.

Parcel # 039-6700-0685

Scale: 1" = 400'  
Date: 12-15-15  
Vicinity: SE 12th Ave & S Spring St



AP: Q-12

# Amarillo City Council

## Agenda Transmittal Memo



10

<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	Community Appearance & Address Disadvantaged Areas of the Community
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<b>Department</b>	Building Safety
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### Agenda Caption

Resolution – Public Hearing: This resolution and public meeting conducts a public hearing on and considers ordering the removal of a substandard structures located at 113 NE 12<sup>th</sup> Avenue.

### Agenda Item Summary

This item is the public hearing to determine if the property at 113 NE 12<sup>th</sup> Avenue which consists of one main and two accessory structures constitutes a public nuisance and thereby declared as dangerous structures and order the removal of such.

### Requested Action

Adopt the resolution declaring that certain improvements described herein are a public nuisance, and requiring the taking down and removal of such improvements.

### Funding Summary

The property owner is responsible to pay all costs associated with the Dangerous Structure process and to abate any nuisances. The property owner will be billed for costs incurred. However, this property is in the Community Development Block Grant (CDBG) target area and if the owner qualifies, CDBG funding may be utilized to pay invoiced costs.

### Community Engagement Summary

- A Building Safety Inspector identified the burned structure while canvassing the neighborhood in the normal course of duties. Posted the property as unsafe.
- The Amarillo Police Department has been called out to this location 13 times since the fire on January 13, 2013.
- A Public Meeting held on January 12, 2016 established the date of February 2, 2016 for a Public Hearing.
- The property was placarded notifying the property owner and the neighbors of the Hearing to be conducted on February 2, 2016.
- Safety and aesthetics of the community as identified through public meetings in the development of Amarillo's Comprehensive Plan.

### Staff Recommendation

It is the staff's recommendation to adopt the resolution to declaring certain improvements are public nuisances and requiring the taking down and removal thereof.



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS; PROVIDING FOR FILING OF LIENS; PROVIDING A REPEALER CLAUSE; PROVIDING SEVERANCE CLAUSE; PROVIDING EFFECTIVE DATE.

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WHEREAS, on the 12th day of January 2016, this Council by resolution called a public hearing for the 2nd day of February 2016 for the purpose of determining whether certain conditions constitute a public nuisance; and,

WHEREAS, this Council finds that all notices required by the Amarillo Municipal Code have been complied with and that notice of this hearing has been duly given as directed by this Council; and,

WHEREAS, this Council has listened to the evidence and arguments presented by all persons who appeared before it; and,

WHEREAS, this Council finds that the notice of the Building Official to make the structure safe either by repair or demolition and removal has not been complied with; and,

WHEREAS, this Council finds that the notice of the Building Official to remove rubbish, trash, solid waste and/or unsanitary matter has not been complied with;

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

SECTION 1. The City Council finds that the alleged nuisance condition, address thereof, the legal description of same, and the Interested Persons are as follows:

**ADDRESS:** 113 NE 12th Ave

**LEGAL:** Lot: 6, Block: 19, Amarillo Heights Addition to the City of Amarillo, Potter County, TX

**INTERESTED PERSONS:** Harold W Fleming, 113 NE 12th Ave, Amarillo TX 79107-3771

**NATURE OF NUISANCE:** This property consists of a fire damaged single family residence and two detached accessory structures. All three structures are unsecured and open. Little effort has been made to abate these hazards. The structures are considered to be fire, health and safety hazards and a nuisance to the neighborhood.

SECTION 2. This Council hereby finds the Interested Persons failed, neglected, or refused to comply with the Initial Notice of violation to repair or rehabilitate; or to demolish the Dangerous Structure or portion thereof; or, to timely and substantially complete the terms of a Provisional Permit and determines that each of the improvements, buildings and structures described herein are dangerous structures, are structurally unsafe, constitute a fire hazard and are dangerous to human life, and their continued use will constitute a hazard to the safety, health and public welfare and each are hereby declared to be a public nuisance.

SECTION 3. This Council has deliberated its decision, giving due consideration to and weighing the following factors: validity of the violations as alleged by the Building Official; the severity of such violations and any corresponding danger to the public; due regard for private property rights; fair opportunity for the Interested Persons to have been notified of the problems and a corresponding opportunity to repair, remediate, or remove the defects or Dangerous Structure; weighing the private property interests of neighbors affected by further delay or deterioration of the subject property; and any other relevant consideration unique to the circumstances of this case which may materially affect due process and equal protection of involved persons.

SECTION 4. This Council now finds that a public nuisance exists, and has not been timely abated, and now issues the following order(s):

***[Select one of the following for structural issues and/or go to next page for trash and weeds]***

- i \_\_\_\_\_ the Structure is not a dangerous one or one marked by accumulation of vegetation, debris or trash, and ordering the matter be dismissed and City to dismiss the notice filed in the county real property records; or,
  
- ii \_\_\_\_\_ finding the Structure or any other improvement of any kind, or any part thereof, is dangerous and ordering its removal ten (10) days after notice of decision; or,
  
- iii \_\_\_\_\_ the Structure is a danger and ordering its removal ten (10) days after notice of decision, however, further finding that good cause exists to grant a reprieve on that order to allow the Interested Persons in the property to seek to qualify for and obtain a provisional permit during that period, and if obtained then the reprieve shall continue for the duration of such permit or successor permit, as provided in this Section. The reprieve granted under this subsection shall expire upon the later of the expiration of time to apply for and obtain a provisional permit or the expiration of such permit. If at expiration of the reprieve the Building Official finds that the defects that gave rise to the finding of a Dangerous Structure have been abated, then the prior order of the City Council to remove the structure is moot; or, if the defects remain, then the Building Official shall proceed to carry out the City Council's prior order to remove the Dangerous Structure; or,
  
- iv \_\_\_\_\_ good cause exists to defer the adjudication of the case and directing reinstatement or extension of a prior provisional permit, for a period of time determined by the City Council not exceeding sixty (60) days from date of the hearing. If at the end of the deferral period, the Building Official finds that there has been no substantial progress toward abatement of the defects, then such fact shall be reported to the City Manager who shall request the City Council to set a new hearing and proceed with an adjudication of whether the Structure is dangerous or not, in accordance with the procedures of the Amarillo Municipal Code Sec. 4-3-3 subsection (e).

*[Use this option for trash, weeds, etc., either singly or in addition to one of the above]*

v \_\_\_\_\_ The Interested Persons of the Lot, Tract, or Parcel of land with accumulation of rubbish, trash, solid waste and/or unsanitary matter described in the notice of violation are hereby ordered to take down and/or remove the same from the premises within ten (10) days from this order.

SECTION 5. If the Interested Persons of the dangerous structures shall fail, neglect or refuse to comply with this resolution as herein directed, then the Building Official is hereby directed to proceed with the demolition of the various dangerous structures and/or removal of any and all rubbish, trash, solid waste and unsanitary matters described in this resolution, and he may prosecute the Interested Persons as a violator of the provisions of the International Building Code and the Amarillo Municipal Code.

SECTION 6. The Building Official is further directed to determine the cost of such demolition and/or removal and to levy such assessments against the real estate as may be provided by law.

SECTION 7. That should any part of this resolution conflict with any other resolution, then such other resolution is repealed to the extent of the conflict with this resolution.

SECTION 8. That should any word, phrase, or part of this resolution be found to be invalid or unconstitutional, such finding shall not affect any other word, phrase or part hereof and such shall be continue in effect.

SECTION 9. That this resolution shall be effective on and after its adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

\_\_\_\_\_  
Paul Harpole, Mayor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

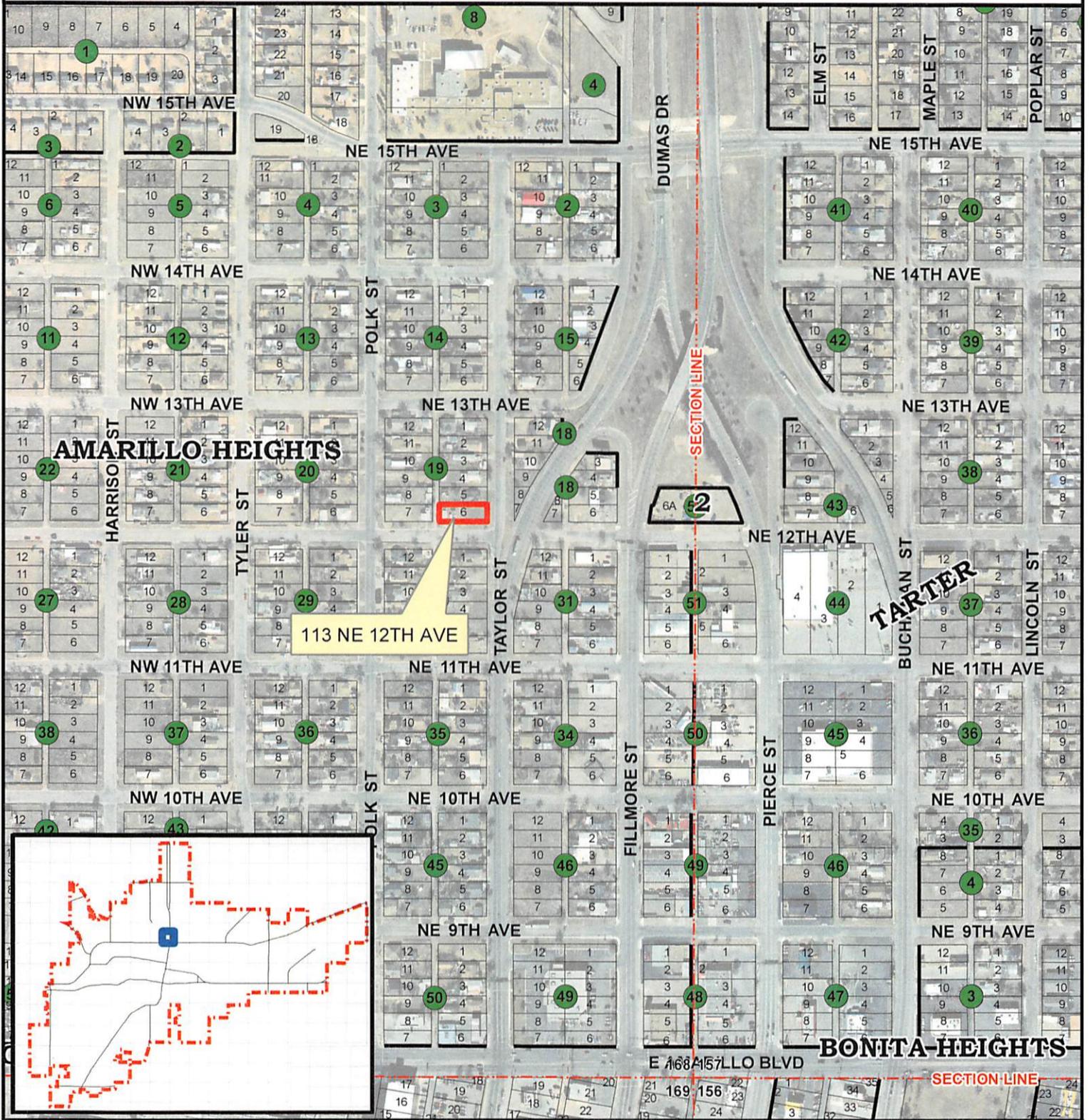


01/25/2016



01/25/2016

# DANGEROUS STRUCTURE AT 113 NE 12TH AVE



113 NE 12TH AVE

**CITY OF AMARILLO  
BUILDING SAFETY DEPARTMENT**

113 NE 12th Ave - Lot 6, Block 19, Amarillo Heights  
Addition Unit No. 1, Section 168, Block 2, AB&M  
Survey, Potter County, Texas.

Parcel # 001-0700-0990

Scale: 1" = 400'  
Date: 12-17-15  
Vicinity: NE 12th Ave & N Taylor St



AP: N-10

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	02/02/2016	<b>Council Priority</b>	Long Term Plan for Infrastructure
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<b>Department</b>	Aviation
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## Agenda Caption

Award – Replacement of fire pump system and associated fire sprinklers at Building 602, located at the Rick Husband Amarillo International Airport to Fire Safety, Inc. -- \$104,940.00.

## Agenda Item Summary

This item is the scheduled replacement of the fire pump system and associated fire sprinklers for Building 602 at the Rick Husband Amarillo International Airport. The current fire pump system is original to the building (circa 1957)

## Requested Action

Award contract to the lowest responsive bidder – Fire Sentry, Inc. of Amarillo for the amount of \$104,940.00

## Funding Summary

Airport funds only. This item is a part of the Airport's 15/16 CIP budget.

## Community Engagement Summary

Discussion and coordination with the Lessee has been completed.

## Staff Recommendation

Staff Recommends approval and contract award.

Bid No. 5282 Building 602 Fire System Replacement at Rick Husband Amarillo International Airport  
Opened 4:00 p.m., January 7, 2016

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To be awarded as one lot

Sentry Fire Inc

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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

\$104,940.000

Extended Price

104,940.00

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Line 2 Alternate #1 Provide a comprehensive monitoring system that is code compliant in place of sensaphone dialers as referenced in section 1.2.10 of the specifications for building 602. This pricing will not be included as an evaluation factor in the bid award process and will be used for informational purposes for the City of Amarillo only. Upon availability of funds, the City of Amarillo may award Alternate #1 as part if this bid, per specifications

1 ea

Unit Price

\$0.000

Extended Price

-

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Bid Total

104,940.00

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Award to Vendor

104,940.00

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	2/02/2016	<b>Council Priority</b>	Fleet Heavy Trucks Replacement
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<b>Department</b>	Municipal Garage
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**Agenda Caption**

Purchase – Heavy Trucks:  
Award to low bidders meeting specifications as follows:

Summit Truck Center – Lines 1,2,4,6,7,10,11	\$2,057,642.00
Premier Truck Group 445261 – Line 3	\$155,324.00
Premier Truck Group Alt. #1 448510 – Lines 5, 8	\$259,494.00
Bruckner Truck Sales, Inc. – Line 9	<u>\$209,965.00</u>
Total Award	\$2,682,425.00

This item is the scheduled replacement of heavy trucks that have reached or exceeded usable life and additional equipment approved in the 2015-2016 budget. The award consists of heavy trucks that will be used by the following departments: Water Distribution, Drainage Utility, Solid Waste Collection, Park Maintenance, and Street Department. This bid represents an overall 8% increase from the last purchase. Funding for this award is available in the approved FY 2015-2016 Municipal Garage Rolling Stock Budget.

**Agenda Item Summary**

Scheduled replacement and budget approved departmental additions to Fleet of Heavy Trucks used by various departments thru-out the City of Amarillo. Proposed award includes Utility Dump Trucks, 6yd Dump Trucks, 12yd Dump Trucks, Residential Sideloader Refuse Trucks, Commercial Frontload Refuse Trucks, Rearload Refuse Trucks, Fifth Wheel Tractors, Refuse Trailers, and Aerial Tree Trimming Truck that will be used by Solid Waste Collection, Solid Waste Disposal, Street, Water Distribution, Park Maintenance, Drainage Utility, and Hollywood Road Waste Water Treatment. Recommended award to Summit Truck Group, Premier Truck Group, and Bruckners Truck Sales.

**Requested Action**

Approval

**Funding Summary**

Municipal Garage Auto Rolling Stock , account 61120.84100 request total award \$2,682,425.00  
beginning funding \$5,365,700.00 remaining account balance \$2,682,425.00

**Community Engagement Summary**

Local vendors were solicited for bid proposals.

**City Manager Recommendation**

City Staff recommends approval

Bid No. 5273 Heavy Trucks  
 Opened 4:00 p.m. December 17, 2015

To be awarded by line	Summit Truck Group	Premier Truck Group	Premier Truck Group ALT #1	Bruckner Truck Sales	Premier Truck Group ALT #2	Grande Ford Truck Sales Inc	Grande Truck Center	Chastang's Bayoo City Autocar
Line 1 Class 6 Trucks (19,501-26,000 lb GVWR) 24,000 GVW truck with standard cab and single rear axle with 16 foot flat bed , per specifications								
1 ea								
Unit Price	\$66,278.000	\$70,154.00	\$69,809.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price		66,278.00	70,154.00	69,809.00	-	-	-	-
Line 2 Class 6 Trucks (19,501-26,000 lb GVWR) 24,000 GVW truck with standard cab and single rear axle with dump bed, scissor hoist and power take off, per specifications								
1 ea								
Unit Price	\$70,135.000	\$74,299.00	\$75,948.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price		70,135.00	74,299.00	75,948.00	-	-	-	-
Line 3 Class 8 trucks (33,001 lb GVW 60,000 GVW Truck Tandem rear axle with dual wheels diesel powered, per specifications								
1 ea								
Unit Price	\$159,419.000	\$155,324.00	\$155,344.00	\$0.00	\$176,186.000	\$0.00	\$0.00	\$0.00
Extended Price		159,419.00	155,324.00	155,344.00	-	176,186.00	-	-
Line 4 Class 7 trucks (26,001-33,000) 28,500 GVW truck cab and chassis with 6 cubic yard dump bed and power take off, per specifications								
3 ea								
Unit Price	\$72,763.000	\$76,889.00	\$75,618.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price		218,289.00	230,667.00	226,854.00	-	-	-	-
Line 5 See number 072 08 10 or 0722 75 25 35,000 GVW truck cab and chassis with aerial tree trimming unit, per specifications								
1 ea								
Unit Price	\$148,668.000	\$158,168.00	\$143,535.00	\$0.00	\$0.000	\$146,886.00	\$0.00	\$0.00
Extended Price		148,668.00	158,168.00	143,535.00	-	146,886.00	-	-

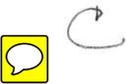
Bid No. 5273 Heavy Trucks  
 Opened 4:00 p.m. December 17, 2015

To be awarded by line	Summit Truck Group	Premier Truck Group	Premier Truck Group ALT #1	Bruckner Truck Sales	Premier Truck Group ALT #2	Grande Ford Truck Sales Inc	Grande Truck Center	Chastang's Bayoo City Autocar
Line 6 Class 8 trucks (33,001 lb. GVW 072 08 54,000 GVW truck, tandem rear axle with dual wheels, diesel powered with 25 cubic heavy duty side loading packer body, per specifications 8 ea								
Unit Price	\$146,816.000	\$147,624.00	\$168,362.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price	1,174,528.00	1,180,992.00	1,346,896.00	-	-	-	-	-
Line 7 Class 8 trucks (33,001 lb. GVW 072 08 52,000 GVW truck, tandem rear axle with dual wheels, diesel powered with dump bed and powered take off, per specifications 4 ea								
Unit Price	\$88,203.000	\$91,500.00	\$0.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price	352,812.00	366,000.00	-	-	-	-	-	-
Line 8 Class 8 trucks (33,001 lb. GVW 072 08 truck tractor unit, per specifications 1 ea								
Unit Price	\$116,955.000	\$121,684.00	\$115,959.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price	116,955.00	121,684.00	115,959.00	-	-	-	-	-
Line 9 Class 8 trucks (33,001 lb. GVW 60,000 GVW truck with cab over engine with 35 cubic yard high compaction, per specifications 1 ea								
Unit Price	\$0.000	\$0.00	\$0.00	\$209,965.00	\$0.000	\$0.00	\$238,399.00	\$262,736.00
Extended Price	-	-	-	209,965.00	-	-	238,399.00	262,736.00
Line 10 Class 8 trucks (33,001 lb. GVW 072 08 5 ton transfer tractor dual rear axles with dual , per specifications 1 ea								
Unit Price	\$99,155.000	\$100,399.00	\$102,243.00	\$110,459.00	\$104,082.000	\$0.00	\$0.00	\$0.00
Extended Price	99,155.00	100,399.00	102,243.00	110,459.00	104,082.00	-	-	-

Bid No. 5273 Heavy Trucks  
 Opened 4:00 p.m. December 17, 2015

To be awarded by line	Summit Truck Group	Premier Truck Group	Premier Truck Group ALT #1	Bruckner Truck Sales	Premier Truck Group ALT #2	Grande Ford Truck Sales Inc	Grande Truck Center	Chastang's Bayoo City Autocar
Line 11 Trailers, dump, hydraulic 75 cubic yard refuse transport trailer , per specifications 1 ea								
Unit Price	\$76,445.000	\$0.00	\$0.00	\$0.00	\$0.000	\$0.00	\$0.00	\$0.00
Extended Price	76,445.00	-	-	-	-	-	-	-
<b>Bid Total</b>	<b>2,482,684.00</b>	<b>2,457,687.00</b>	<b>2,236,588.00</b>	<b>320,424.00</b>	<b>280,268.00</b>	<b>146,886.00</b>	<b>238,399.00</b>	<b>262,736.00</b>
Award by Vendor	2,057,642.00	155,324.00	259,494.00	209,965.00				

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	N/A
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<b>Department</b>	Capital Projects and Development Engineering Division
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## Agenda Caption

Approval - Change Order No. 3 - Rehabilitation of Southwest 9th Avenue from Coulter Street to Amarillo Boulevard:  
Original Contract: \$2,061,156.95  
Previous Change Orders: \$79,982.20  
Current Change Order: \$31,600.00 for additional required repairs and 25 additional days added to contract.  
For a total of change orders \$111,582.20  
Revised Contract: \$2,172,739.15  
This item approves Change Order No. 3 to the contract with Holmes Construction Company L.P. for work performed on the Rehabilitation of Southwest 9th Avenue from Coulter Street to Amarillo Boulevard. The change order is to pay for repair work to the roadway that became necessary to relocate an unidentified gas line. Funding for this change order is available in the approved Engineering Department Capital Improvements Program.

## Agenda Item Summary

Change Order Three (3) is for additional traffic control including temporary and permanent striping, additional mobilization, and other charges associated with working in and around the portion of the roadway that contained the gas line. Other items in the change order include an added manhole ring and cover to an existing inlet, and road repairs associated with a waterline leak not related to the project. An additional 25 days is being recommended for weather and other delays outside the control of the contractor.

## Requested Action

Approval of Change Order 3.

## Funding Summary

Job # 410852 has a total budget of \$2,500,000.00 with \$2,233,739.10 appropriated leaving an available balance of \$266,260.90 to fund this change order.

## Community Engagement Summary

Modest impact on a select area. Media release, City Website and Social networking has been completed.

## City Manager Recommendation

It is the Interim City Manager's recommendation to approve Change Order 3.

CHANGE ORDER THREE (3)  
 CITY OF AMARILLO  
 ENGINEERING DEPARTMENT

JOB NO. 410852: Rehabilitation of SW 9th Avenue from Coulter to Amarillo Blvd.

DATE: January 13, 2016

CONTRACTOR: Holmes Construction Company L.P.

CHANGE ORDER NO. THREE (3)

DESCRIPTION OF CHANGE

Additional repairs required due to the snow removal and Atmos repairs. An additional 25 days is also being added to the contract time.

ITEM NO.	DESCRIPTION	ORIGINAL ESTIMATE QUAN.	REVISED ESTIMATE QUAN.	NET CHANGE IN QUAN.	UNIT MEASURE	UNIT PRICE	NET CHANGE IN DOLLARS
33	Repairs @ station 42+20 at water leak complete	0	1	1	LS	\$ 4,175.00	\$ 4,175.00
34	Extra Striping due to Atmos repairs installed complete	0	1	1	LS	\$ 5,200.00	\$ 5,200.00
35	Wallace Blvd & 9th Avenue Manhold & Lid at Inlet installed complete	0	1	1	LS	\$ 425.00	\$ 425.00
36	Flexible Pavement Markers complete	0	1,000	1,000	Each	\$ 1.25	\$ 1,250.00
37	Mobilization for additional work complete	0	2	2	LS	\$ 825.00	\$ 1,650.00
38	Additional small area repairs due to Atmos delay complete	0	1	1	LS	\$ 18,900.00	\$ 18,900.00

NET THIS CHANGE ORDER	\$ 31,600.00
PREVIOUS CHANGE ORDERS	\$ 79,982.20
TOTAL OF CHANGE ORDERS	\$ 111,582.20
ORIGINAL CONTRACT TOTAL	\$ 2,061,156.95
REVISED CONTRACT TOTAL	\$ 2,172,739.15

REVISED CONTRACT TIME IN WORKING DAYS- 25

APPROVED:

Contractor

By

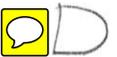
City Manager

cc: Departmental  
 Accounting  
 Contractor  
 Project Representative  
 Public Works Project Coord.

RECOMMENDED:

City Engineer

Interim Director of Public Works



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	February 2, 2016	<b>Council Priority</b>	Long Term Plan for Infrastructure
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<b>Department</b>	Capital Projects and Development Engineering Division
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### Agenda Caption

Approval - Change Order No. 1 – Storm Sewer in Hillside Road from Soncy Road to Helium Road:

Original Contract: \$766,307.38

Previous Change Orders: \$0.00

Current Change Order: (\$39,152.20)

For a total of change orders (\$39,152.20)

Revised Contract: \$727,155.18

This item approves Change Order No. 1 to the contract with Williams Ditching LLC. for work performed on the Storm Sewer in Hillside Road from Hillside Road to Helium Road. The change order is for approval of a Cost Reduction Proposal eliminating the steel casing and PVC gravity flow pipe and replacing them with AWWA C905 restrained Joint PVC Pipe. Contractor will be paid 50% of the cost savings \$39,152.20 upon completion of the associated items.

### Agenda Item Summary

Change Order No. 1 reduction in Contract. Contractor submitted a Cost Reduction Proposal in accordance with Article 3, Section 3.4 of the Contract Documents. This proposal will eliminate steel casing and PVC gravity flow pipe and replace it with AWWA C905 PVC Pipe. If approved Contractor will receive 50% \$39,152.20 of the total cost savings which is \$78,304.40. If approved this will result in a reduction of the total contract price in the amount of \$ 39,152.20.

### Requested Action

Approval of Change Order 1

### Funding Summary

No additional funding required. Reduction in Contract Amount.

### Community Engagement Summary

Change order will not have an impact on Community.

### City Manager Recommendation

It is the Interim City Manager's recommendation to approve Change Order 1.

CHANGE ORDER ONE (1)  
CITY OF AMARILLO  
ENGINEERING DEPARTMENT

JOB NO. 560059: Hillside Road Storm Sewer Improvements

DATE: January 25, 2016

CONTRACTOR: Williams Ditching LLC

CHANGE ORDER NO. ONE (1)

DESCRIPTION OF CHANGE

Cost Reduction Proposal eliminating the steel casing and PVC gravity flow pipe and replacing with AWWA C905 PVC Pipe. A cost savings of \$39,152.20 will be paid to the contractor after all related items are installed complete.

ITEM NO.	DESCRIPTION	ORIGINAL ESTIMATE QUAN.	REVISED ESTIMATE QUAN.	NET CHANGE IN QUAN.	UNIT MEASURE	UNIT PRICE	NET CHANGE IN DOLLARS
11.	Furnish and install by boring method 30" Steel Casing Pipe (wt. 0.188") complete @	110	0	(110)	Lin. Ft.	\$ 531.4	(58,454.00)
12.	Furnish and install by boring method 36" Steel Casing Pipe (wt. 0.188") complete @	80	0	(80)	EA	\$ 617.64	(49,411.20)
13.	Furnish and install 18" ASTM F679 PVC Gravity Flow Pipe in bore complete @	114	0	(114)	Lin. Ft.	\$ 73.28	(8,353.92)
14.	Furnish and install 24" ASTM F679 PVC Gravity Flow Pipe in bore complete @	84	0	(84)	Lin. Ft.	\$ 132.37	(11,119.08)
29	Furnish and install 18" C-905 DR25 restrained joint PVC Pipe Certa-Lok or approved equal in bore complete @	0	114	114	Lin. Ft.	\$ 232.50	26,505.00
30	Furnish and install 24" C-905 DR25 restrained joint PVC Pipe Certa-Lok or approved equal in bore complete @	0	84	84	Lin. Ft.	\$ 268.20	22,528.80
31	Cost Savings Proposal eliminating the steel casing and PVC gravity flow pipe and replacing them with AWWA C905 OVC Pipe. Upon completion of materials installed complete 50% of the cost savings will be paid to the contractor.	0	1	1	Lump Sum	\$ 39,152.20	\$ 39,152.20
NET THIS CHANGE ORDER							\$ (39,152.20)
PREVIOUS CHANGE ORDERS							\$ 0.00
TOTAL OF CHANGE ORDERS							\$ (39,152.20)
ORIGINAL CONTRACT TOTAL							\$ 766,307.38
REVISED CONTRACT TOTAL							\$ 727,155.18

REVISED CONTRACT TIME IN WORKING DAYS- NONE

APPROVED:

Williams Ditching LLC  
Contractor

By [Signature]

Interim City Manager

RECOMMENDED:

[Signature]  
City Engineer

[Signature] 1/26/16  
Interim Director of Utilities

cc: Departmental  
Accounting  
Contractor  
Project Representative  
Public Works Project Coord.

5701 Time Square, Suite 320  
Amarillo TX, 79119  
806-373-5820  
806-371-0340



December 8, 2015

Mr. Kyle Schneiderjan, P.E.  
City of Amarillo  
Engineering Department  
PO Box 1971  
Amarillo, TX 79105

RE: Job 560059 Cost Saving Proposal

Mr. Schneiderjan,

In accordance with Article 3, Section 3.4 Cost Reduction Incentive of the Contract Documents for Project 560059, STORM SEWER IN HILLSIDE ROAD FROM SONCY ROAD TO HELIUM ROAD FOR THE CITY OF AMARILLO, TEXAS, Williams Ditching respectfully submits this Cost Saving Proposal for your consideration.

The construction plans for this project require a bore with steel casing and PVC gravity flow pipe at 4 locations throughout the project at approximate Stations 28+10, 35+81, 42+57 and 45+61. A cost savings can be recognized by eliminating the steel casing and PVC gravity flow pipe and replacing them with AWWA C905 PVC pipe. The attached item breakdown reflects the cost savings to the project. There will be no effect to the proposed contract completion time. The latest date by which a Change Order adopting the proposal must be issued is Jan 22, 2016.

Please feel free to contact me should you have any questions or if you wish to discuss this proposal.

Sincerely,

A handwritten signature in black ink that reads "Seth Williams". The signature is fluid and cursive, with a long horizontal stroke at the end.

Seth Williams  
SW/dd

**COST SAVING PROPOSAL - 560059**

**PROJECT:** STORM SEWER IN HILLSIDE ROAD FROM SONCY ROAD TO HELIUM ROAD  
CITY OF AMARILLO



12/8/2015

ITEM No.	APPROX. QUANTITY	UNIT MEASURE	ITEM WRITTEN IN WORDS	UNIT PRICE	TOTAL AMOUNT BID
<b>AS BID PRICING</b>					
11	110	Lin. Ft.	Furnish and install by boring method 30" steel casing pipe (wt. 0.188") complete @	\$ 531.40	\$ 58,454.00
12	80	Lin. Ft.	Furnish and install by boring method 36" steel casing pipe (wt. 0.188") complete @	\$ 617.64	\$ 49,411.20
13	114	Lin. Ft.	Furnish and install 18" ASTM F679 PVC Gravity Flow Pipe in bore complete @	\$ 73.28	\$ 8,353.92
14	84	Lin. Ft.	Furnish and install 24" ASTM F679 PVC Gravity Flow Pipe in bore complete @	\$ 132.37	\$ 11,119.08
<b>TOTAL</b>					<b>\$ 127,338.20</b>
<b>TOTAL CONSTRUCTION FOR JOB #560059</b>					<b>\$ 766,307.38</b>

<b>COST SAVING PROPOSAL</b>					
Eliminate items 11, 12, 13 & 14, add items 29 & 30.					
ITEM No.	APPROX. QUANTITY	UNIT MEASURE	ITEM WRITTEN IN WORDS	UNIT PRICE	TOTAL AMOUNT BID
11	110	Lin. Ft.	Furnish and install by boring method 30" steel casing pipe (wt. 0.188") complete @	\$(531.40)	\$ (58,454.00)
12	80	Lin. Ft.	Furnish and install by boring method 36" steel casing pipe (wt. 0.188") complete @	\$(617.64)	\$ (49,411.20)
13	114	Lin. Ft.	Furnish and install 18" ASTM F679 PVC Gravity Flow Pipe in bore complete @	\$ (73.28)	\$ (8,353.92)
14	84	Lin. Ft.	Furnish and install 24" ASTM F679 PVC Gravity Flow Pipe in bore complete @	\$(132.37)	\$ (11,119.08)
29	114	Lin. Ft.	Furnish and install 18" C905 PVC by boring method complete @	\$ 232.50	\$ 26,505.00
30	84	Lin. Ft.	Furnish and install 24" C905 PVC by boring method complete @	\$ 268.20	\$ 22,528.80
<b>TOTAL</b>					<b>\$ (78,304.40)</b>
<b>TOTAL CONSTRUCTION FOR JOB #560059</b>					<b>\$ 688,002.98</b>

# MEMO

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**To:** Mayor and Members of City Council  
**From:** Terry L. Childers, Interim City Manager  
**Date:** January 29, 2016  
**Subject:** City Attorney Position

As you know, we have had a City Attorney vacancy for the past five months. We have had the benefit of Mick McKamie to serve as Interim City Attorney. Our search for a permanent replacement has not yielded quality candidates for this important position. As a result, Mr. McKamie and I entered into a conversation in which he would serve as our General Counsel under contract. After much discussion with the Assistant City Managers, I believe the organization will be well served by appointing Mick McKamie as City Attorney of Amarillo. Mick is an excellent municipal lawyer and has brought a wealth of experience to the organization since assuming the Interim role. I believe his appointment will provide continued stability and consistency to the organization.

## **Proposed Agreement**

Mr. McKamie will serve as City Attorney under a contractual agreement. As a contract employee, the City will not be obligated to pay benefits associated with the City attorney position. The agreement, which is attached to this memo, provides for the following.

- Total compensation of \$215,000 (annually). No employee benefits will be paid to Mr. McKamie
- City will provide weekly round trip airfare from San Antonio to Amarillo
- Vehicle for his use while in Amarillo
- Parking expense related to his travel to Amarillo weekly
- Attendance at City Attorney conferences (IMLA and TCAA)

As a comparison, the proposed compensation under this contract arrangement is less than the budgeted amount for the City Attorney position.

In addition to Mr. McKamie General Counsel duties, he will defend the recent lawsuit filed by Jeff Blackburn against Municipal Court procedures. Placing the legal defense with an outside law firm could reach as high as \$300,000 to defend the suit.

## **Recommendation**

I recommend approval of the agreement with Mr. McKamie to serve as City Attorney of Amarillo.

## INDEPENDENT CONTRACTOR AGREEMENT

This Agreement is by and between the City of Amarillo, Texas, acting by and through its City Manager ("City") and William M. McKamie, Attorney at Law ("Contractor"). The parties agree as follows:

### 1. Purpose.

The purpose of this Agreement is to set forth the expectations of and benefits to be provided to Contractor while he provides services as City Attorney of the City of Amarillo. It is the intention of the parties that City will utilize the services of Contractor as an Independent Contractor rather than as an employee of the City. It is understood and agreed that Contractor is permitted to provide legal services to others so long as such other services do not create a conflict of interest.  
or

### 2. Term.

This Agreement is for an indefinite term of employment. It does not create and shall not be construed as creating an agreement to employ for any specific period of time. The parties agree that this Agreement does not alter the at-will status of the Contractor's employment. The provisions of this Agreement, as may be amended, apply for the duration of employment.

### 3. Duties and Authority.

City hereby appoints Contractor as City Attorney to perform all customary and usual functions and duties of the position of City Attorney, including but not limited to those specified by state law; City Charter; any applicable City ordinances, resolutions, and policies; and such other duties as may be prescribed by the City Manager from time to time.

### 4. Compensation & Benefits.

City agrees to pay Contractor an annual fee of \$215,000.00, payable in installments at the same time that city employees are paid their salary (biweekly) by either check or by direct deposit to Contractor's account. Contractor understands Contractor will not be entitled to any City benefits including, but not limited to, health/dental insurance, unemployment benefits, disability benefits, paid vacation, sick leave and retirement; that City will not contribute to Medicare, social security, or any other required employment tax; and will not withhold income tax, FICA or Medicare taxes from the compensation to be paid to Contractor. City will annually file a Form 1099 MISC. with the IRS with copy to Contractor. This Agreement is deemed to be automatically amended to reflect any salary adjustments that are provided by the City. Compensation may be reviewed on an annual basis.

In addition to salary, the following benefits will be paid/provided by the City to the Contractor.

**A. Airfare.** The City agrees to provide Contractor weekly roundtrip airfare from San Antonio, Texas to Amarillo, Texas.

**B. Automobile.** The City agrees to provide Contractor a vehicle for business and personal use while Contractor is performing services in Amarillo.

**C. Business Expenses.** The City will reimburse Contractor for the following expenses, upon receiving duly executed receipts, vouchers, statements, or personal affidavit therefore:

(1) Professional dues and subscriptions of the Contractor necessary for his continuation and participation in national, state, regional, and local associations and organizations necessary and desirable for the Contractor's continued professional growth and for the good of the City.

(2) Reasonable and necessary costs of travel and subsistence expenses of the Contractor for professional and official travel for City-related business, meetings, official functions, seminars, conventions, and the like.

(3) Reasonable and necessary costs of general expenses of a non-personal but job related nature incurred by Contractor in furtherance of Contractor's business.

#### **5. Other Benefits.**

To the extent allowed by law, the City shall provide both a defense and indemnity to the Contractor against all claims, suits, demands, causes of action, attorney fees, penalties, fines, and interest that arise out of or relate to the Contractor's performance of this Agreement (whether by act or omission) in his official capacity; *provided however*, that grossly negligent, knowingly and intentional, or criminal misconduct is excluded.

#### **6. Work Schedule.**

Contractor and the City shall agree to appropriate workweek schedules which will include three days a week of services in Amarillo and accessibility via phone and email at all other times. The parties acknowledge that there will be weeks where Contractor will be performing services on behalf of the City outside of Amarillo and that during such times the three day requirement will be waived. The parties acknowledge that additional weekly services required by City to be performed in Amarillo in excess of three days will be charged to City at the rate of \$1,250.00 per day plus expenses.

#### **7. Other Terms & Conditions.**

In accordance with City Ordinance 2-3-1 (d) Contractor shall take and subscribe to the oath prescribed by the Texas constitution and laws for members of the City Council. Pursuant to City Ordinance 2-3-1 (c) no bond is required of Contractor at this time. The City and Contractor may agree to other terms and conditions for services as they may determine from time to time.

#### **8. Termination.**

This Agreement may be terminated by City at any time by written notification to Contractor. Contractor, subject to the ethical considerations applicable to the practice of law, may terminate this Agreement by written notice to City if good cause for termination exists, if termination can be accomplished without material adverse effect to the City's interests, or if City fails to fulfill its payment obligations under this Agreement. Upon termination City will be obligated to pay Contractor for all services rendered and expenses incurred by Contractor prior to the date of receipt of the written notice of termination.

#### **9. Severance.**

Severance shall be paid only as follows:

A. In the event Contractor is terminated or asked to resign **without cause** and while Contractor remains willing and able to perform duties under this Agreement, then City agrees to pay a severance payment equal to thirty days of Compensation.

**B.** Any severance pay shall be paid in a single lump sum within ten days following effective date of termination.

**C.** If the Contractor is terminated or asked to resign **for cause**, then the City is not obligated to pay any severance under this Agreement.

**D.** The term “cause” as used in this Section 10 shall mean the Contractor engages, by act or omission, in: (i) willful, knowing, grossly negligent or habitual neglect of an obligation required to be performed by the Contractor or refrained from by the Contractor under this Agreement, City ordinance, or the laws of this State or the United States; (ii) misconduct involving an act of moral turpitude or a criminal act involving moral turpitude, whether any such act or violation relates to Contractor’s official’s duty or not; (iii) knowing or grossly negligent misapplication or misuse of public funds, equipment, property, or personnel of the City or an agency or corporation thereof; (iv) an act of fraud, or of intentional misrepresentation to the City Council; or, (v) any other public conduct that tends to bring substantial discredit on the City government.

**E.** No severance is due if Contractor voluntarily elects to resign.

**10. General Provisions.**

This Agreement sets forth the entire understanding between the Contractor and City relating to the employment of the Contractor by City. Any prior discussions or representations by or between the parties are merged into and rendered null by this Agreement. The parties may amend this Agreement by mutual agreement in writing. This Agreement is intended to be binding on City and the Contractor and their assigns, successors, heirs, executors, and beneficiaries. The invalidity or partial invalidity of this Agreement shall not affect the validity of the remainder of the Agreement, and such remainder shall be deemed to be in full force and effect as if they had been separately executed by the parties. In the event of a dispute arising hereunder, venue shall be set in an applicable state court located in Potter County, Texas.

The parties have executed this Agreement on this \_\_\_\_\_ day of \_\_\_\_\_, 2016, to be effective as of February 1, 2016.

**City of Amarillo**

By: \_\_\_\_\_  
Terry Childers  
Interim City Manager

\_\_\_\_\_  
William M. McKaime, Contractor

ATTEST:

\_\_\_\_\_  
Frances Hibbs, City Secretary

STATE OF TEXAS §  
 COUNTIES OF POTTER §  
 AND RANDALL §  
 CITY OF AMARILLO §

On the 11<sup>th</sup> day of January 2016, the Amarillo Planning and Zoning Commission met in a work session in Room 206, second floor of City Hall, at 2:45 PM to review agenda items, then convened in regular session at 3:00 PM in the City Council Chamber on the third floor of City Hall, 509 East 7th Avenue, Amarillo, Texas, with the following members present:

VOTING MEMBERS	PRESENT	NO. MEETINGS HELD	NO. MEETINGS ATTENDED
David Craig, Chairman	Y	104	85
Dean Bedwell	Y	171	162
Mike Good, Vice-Chairman	Y	86	62
Rob Parker	Y	39	31
Jessie Phifer	N	9	4
Rick Thomason	Y	9	7
Vacant			

**PLANNING DEPARTMENT STAFF:**

Kelley Shaw, Planning Director  
 Laura Bergey, Planner I

Jan Sanders, Recording Secretary

Chairman Craig opened the meeting, established a quorum and conducted the consideration of the following items in the order presented. Kelley Shaw, Planning Director, read the staff reports, and gave the recommendations for each item.

**ITEM 1:** Approval of the minutes of the December 21, 2015 meeting

A motion to approve the minutes of the December 21, 2015 meeting was made by Commissioner Parker, seconded by Commissioner Thomason, and carried unanimously.

**ITEM 2:** Z-16-01 Rezoning of 9.04 acres of land to change from Agricultural District to Residential District 1, 13.75 acres of land to change from Agricultural District and Residential District 1 to Residential District 3, and a 1.70 acre of land to change from Agricultural District to a Residential District 3, plus one-half of all bounding streets, alleys and public ways all in Section 39, Block 9, BS&F Survey, Randall County, Texas.

APPLICANT: Scott E Family

Chairman Craig advised Item 2 is tabled until the January 25, 2016 Planning and Zoning Commission meeting.

**ITEM 3:** P-16-01 University Heights Unit No. 7, an addition to the City of Amarillo, being a replat of Lots 1 through 48, Block 47, the entire alley in Block 47 and 9th Avenue between Blocks 47 and 48 and between Fannin and Bonham Street, all of Lots 1 through 24, and the remaining portion of Lots 25 through 48, and the previously vacated alley in Block 48, all University Heights Addition, in Section 189, Block 2, AB&M Survey, Potter County, Texas. (7.686 acres) (Vicinity: Amarillo Blvd & Fannin St)

DEVELOPER(S): John Brown

SURVEYOR: Matt Thomas

Mr. Shaw stated the plat is not ready for consideration today, but the applicant had submitted a waiver of 30 day action request. This plat will be given a maximum of an additional 60 days before consideration.

**ITEM 4:** P-16-02 University Heights Unit No. 8, an addition to the City of Amarillo, being a replat of Lots 9 through 40, Block 50, and a portion of the alley adjacent to Lots 9 through 40, Block 50, University Heights Addition, all in Section 189, Block 2, AB&M Survey, Potter County, Texas. (2.745 acres) (Vicinity : NW 10th Ave & Rusk St)  
DEVELOPER(S): Wayne Osteen  
SURVEYOR: Matt Thomas

Mr. Shaw stated the plat is not ready for consideration today, but the applicant had submitted a waiver of 30 day action request. This plat will be given a maximum of an additional 60 days before consideration.

**CARRY OVERS:**

**ITEMS 5-6:** P-15-67 Avonbell Unit No. 4, P-15-69 Canode-Com Park Unit No. 47.

No action was taken on these plats.

**PENDING ITEMS:**

**ITEMS 7-24:** P-11-31 Sundown Acres Unit No. 6, P-12-45 Redstone Addition Unit No. 1, P-12-52 Bownds Industrial Park Unit No. 1, P-13-72 Park Hills Unit No. 2, P-14-25 Arrowhead Addition Unit No. 8, P-14-28 Silverpointe Addition Conceptual Development Plan, P-14-41 Skyline Terrace Unit No. 12, P-14-72 The Colonies Unit No. 59, P-14-75 Madden Addition Unit No. 6, P-14-91 Coulter Acres Unit No. 16, P-14-96 Lonesome Dove Estates Unit No. 7, P-15-07 Canode-Com Park Unit No. 45, P-15-09 Ridgeview Medical Center Unit No. 23, P-15-10 Reed's Unit No. 1, P-15-22 Hillside Terrace Estates Unit No. 24, P-15-38 Tull Addition Unit No. 2, P-15-43 Highland Park Village Unit No. 3, P-15-49 City View Estates Unit No. 16.

No action was taken on these plats.

**ITEM 25:** Public Forum: Time is reserved for any citizen to comment on City zoning or planning concerns; however, the Commission can take no action on any issue raised.

No comments were made.

**ITEM 26:** Discuss Items for Future Agendas.

No further comments were made and the meeting was adjourned at 3:05 P.M.

  
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Kelley Shaw, Secretary  
Planning & Zoning Commission

## BOARDS AND COMMISSIONS – VACANCIES

### Advisory Committee for People with Disabilities (3-year terms)

03/24/2009	Hilda Easley	03/01/2016
03/01/2007	Myrtle Hodge	03/01/2016

### Amarillo Hospital District Board of Managers (2-year terms)

03/10/2015	Todd Bell	04/01/2017
03/05/2013	Rakhshanda Rahman	10/01/2015
09/13/2011	Rodney Ruthart	10/01/2015

### Board of Review-Landmarks & Historic District (3-year terms)

06/19/2001	Carson Burgess	05/21/2015
08/27/2008	Kim Crawford	05/21/2016
11/27/2012	L.V. Perkins	05/21/2015
11/27/2012	Tom Thatcher	05/21/2015
07/13/2004	Mason Rogers	05/21/2016 (resigned)
09/23/2008	Howard Smith	05/21/2016 (resigned)

### Center City Tax Increment Reinvestment Zone #1 Board of Directors (3-year terms)

02/15/2011	Scott Bentley	03/20/2016
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### Community Development Advisory Committee (2-year terms)

03/22/2011	Bill Bandy	12/31/2015
01/17/2006	Thomas Jones	12/31/2015
03/22/2011	Mary Jane Nelson	12/31/2015
05/30/2006	Ruben Rivera	12/31/2015
12/20/2011	Jeffery Studer	12/31/2015

### Construction Advisory and Appeals Board (3-year terms)

05/21/2002	Shannon Brooks	12/31/2015 – Insurance
01/04/2005	Bill Chudej	12/31/2015 – Citizen
01/02/2013	Daniel Henke	12/31/2015 – Engineer
12/11/2012	Nolan Huckabay	12/31/2015 – Electrical
08/12/2008	Gary Strickland	12/31/2015 - Commercial Builder
09/13/2005	Gary Ward	12/31/2015 - Heating and Air

### Downtown Urban Design Review Board (3-year terms)

12/11/2012	Steve Gosselin	08/17/2015 - (alternate member)
08/17/2010	Melissa Henderson	08/17/2015 - Planner
08/13/2010	Charles Lynch	08/17/2015 - (alternate member)
08/17/2010	Kevin Nelson	08/17/2015 - Property Owner
08/17/2010	Bob Rathburn	08/17/2015 - Resident
08/17/2010	Howard Smith	08/17/2015 - Realtor (resigned)