

AGENDAS

FOR THE AMARILLO CITY COUNCIL WORK SESSION TO BE HELD ON TUESDAY, MAY 24, 2016 AT 4:00 P.M. AND THE REGULAR MEETING OF THE AMARILLO CITY COUNCIL AT 5:00 P.M., CITY HALL, 509 SOUTHEAST 7th AVENUE, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.

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

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:
Board of Review-Landmarks & Historic District
Emergency Care Advisory Board
Planning and Zoning Commission
Traffic Advisory Board
 - (3) Presentation: One Amarillo. One Voice – City Parks;
 - (4) Presentation of proposed changes to Chapter 8-2: Animals and Fowl. These changes would allow “Trap, Neuter, and Return” of feral/undomesticated cats in the City of Amarillo;
 - (5) Discussion regarding status of negotiations for affiliated baseball operator and potential lease of City-owned property; and
 - (6) 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 appointment to vacancy on the City Council; discussion regarding process for identifying qualified applicants to consider for appointment; and discussion regarding qualifications, rights, duties and responsibilities of the Mayor and members of the City Council, in accordance with the Texas Open Meetings Act, Texas Government Code, Section 551.074.
 - (2) Open meetings rules exception Section 551.071 consultation with attorney in a matter for which the attorney's duties to the client under the Texas Disciplinary Rules conflict with this chapter.
 - (3) Open meetings rules exception Section 551.072 deliberate purchase, sale, exchange lease or value of real property where deliberations in open meeting would have detrimental effect on position of City Council in negotiations with third party.

REGULAR MEETING ITEMS

INVOCATION: Anthony Harris, St. John Baptist Church

1. **MINUTES:**
Approval of the City Council minutes of the regular meeting held on May 17, 2016.
2. **ORDINANCE NO. 7602:**
This is the second and final reading of an ordinance rezoning of a 20.46 acre tract of land out of Section 191, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Residential District 3.
3. **ORDINANCE NO. 7603:**
This is the second and final reading of an ordinance rezoning of a 5.928 acre tract of land in Section 183, Block 2, AB&M Survey, Randall County, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District to Residential District 3.

4. **RESOLUTION – PUBLIC HEARING:**

This resolution conducts a public hearing on and considers ordering the removal of a substandard structure located at 1804 South Lincoln Street.

5. **RESOLUTION – PUBLIC HEARING:**

This resolution conducts a public hearing on and considers ordering the removal of a substandard structure located at 2606 South Ong Street.

6. **DISCUSSION OF COUNCIL RANKING SYSTEM TO IDENTIFY CANDIDATES TO INTERVIEW FOR COUNCIL PLACE 2**

7. **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 – Amarillo Civic Center East Service Ramp Replacement Damaged in 2014 flood.**

Tri-State General Contracting base bid and alternate -- \$121,000.00

This project is to remove and replace the eastside concrete ramp that was damaged during the main water line break in July of 2014.

B. **Award of Contract – Agreement for Hydrology Services:**

This agreement in the amount of \$65,704.00, is for professional services to assess the quantity and quality of groundwater occurring under Sections 392 and 401, both in Block 43, H&TC RR Co. Survey, Ochiltree County, Texas. The agreement requires the hydrologist to perform drilling and analytical tasks, and to prepare a Technical Memorandum related to three (3) test holes.

C. **Purchase – Tractors, Forklifts, and Industrial equipment**

Award to low bidders meeting specifications below:

Vermeer equipment of Texas Lines 1 & 7	\$164,600.00
Associated Supply Co. Line 2	\$28,975.00
Western Equipment LLC Lines 3 & 4	\$58,019.00
Medley Material Handling Inc. Line 5	\$25,866.00
LPM of Oklahoma/Amarillo Line 6	\$22,238.60
Earth Tool Co. DBA Hammerhead Trenchless Equipment Line 8	<u>\$130,503.40</u>
Total Award	\$430,202.00

This item is for scheduled replacement of Tractors, Forklifts, and Industrial equipment that have reached or exceeded usable life and additional equipment approved in the 2015-2016 budget. The award consists of equipment that will be used by the following departments: Park Maintenance, Solid Waste Collection, Water Distribution, Solid Waste Disposal, and Civic Center Operations. This bid represents an overall 27% decrease from the last purchase. Funding for this award is available in the approved FY 2015-2016 Municipal Garage Machinery General Budget.

D. **Acceptance – Amarillo Area Foundation Grant:**

Acceptance of a \$250,000 grant, as approved by the Board of Directors of Amarillo Area Foundation, from the Katherine E. Brady Fund, to support the renovation of the former North Branch YMCA recently purchased by the City of Amarillo located at 1330 Northwest 18th Avenue:

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 April 25, 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 7th Avenue) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations or a sign language interpreter must contact the City Secretary's Office 48 hours prior to meeting time by telephoning 378-3013 or the City TDD number at 378-4229.

Posted this 20th day of May 2016.

Amarillo City Council meetings stream live on Cable Channel 110 and are available online at:
www.amarillo.gov/granicus
Archived meetings are also available.



STATE OF TEXAS
 COUNTIES OF POTTER
 AND RANDALL
 CITY OF AMARILLO

On the 17th day of May 2016, the Amarillo City Council met at 3:30 p.m. for a work session, executive session, and the regular session held at 5:00 p.m. in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE	MAYOR
ELISHA L. DEMERSON	COUNCILMEMBER NO. 1
BRIAN EADES	COUNCILMEMBER NO. 2
RANDY BURKETT	COUNCILMEMBER NO. 3
MARK NAIR	COUNCILMEMBER NO. 4

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

TERRY CHILDERS	INTERIM CITY MANAGER
MICK MCKAMIE	CITY ATTORNEY
KELLEY SHAW	PLANNING DIRECTOR
FRANCES HIBBS	CITY SECRETARY

The invocation was given by Kevin Deckard, Polk Street United Methodist Church. Mayor Harpole led the audience in the Pledge of Allegiance.

A proclamation was presented for "Elder Abuse Awareness Month."

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 May 10, 2016. Motion was made by Councilmember Burkett to approve the minutes; motion was seconded by Councilmember Nair, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole presented an ordinance of an ordinance rezoning of a 20.46 acre tract of land out of Section 191, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Residential District 3. This item was recommended for approval by a 4:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Demerson, seconded by Councilmember Eades, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7602

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 VINEYARD BOULEVARD AND BROADWAY DRIVE, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; 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 3: Mayor Harpole presented an ordinance rezoning of a 5.928 acre tract of land in Section 183, Block 2, AB&M Survey, Randall County, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District to Residential District 3. This item was recommended for approval by a 4:0 vote of the Planning and Zoning Commission. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7603

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 FARMERS AVENUE AND EXPLORER TRAIL, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; 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 4: Mayor Harpole presented an ordinance to consider amending the Amarillo Municipal Code, Chapter 4-2, Signs, to provide revisions of sign definitions and temporary sign regulations. Mayor Harpole stated all municipalities are looking at their entire sign ordinances. Mr. McKamie stated due to a recent court ruling municipalities are regulating the first amendment protection. Councilmember Burkett stated he would like to see a committee look at the entire sign ordinance. Councilmember Demerson encouraged the Council to include someone that is strong in constitutional law and to recognize individuals' rights to govern their own property. Mayor Harpole opened and then closed the public meeting. Motion was made by Councilmember Eades to table this item for 30-days, seconded by Councilmember Demerson, that the following captioned ordinance be tabled:

ORDINANCE NO. 7604

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-2, TO PROVIDE REVISIONS OF DEFINITIONS; SECTIONS 4-2-2; TEMPORARY SIGN REGULATIONS; SECTION 4-2-11; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND 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 5: Mayor Harpole presented a resolution conducting a public hearing on and considers ordering the removal of a substandard structure and three accessory structures located at 1107 North Bolton Street. Motion was made by Councilmember Eades to select Option(s) II and V seconded by Councilmember Nair, that the following captioned resolution be passed:

RESOLUTION NO. 05-17-16-1

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.

Randy Schuster, Deputy Building Official, and Andrew Ferrell were sworn in. Mr. Schuster stated the property at 1107 North Bolton Street consists of a manufactured home, an unsecured residential structure. The roof has partially blown off. There has been little effort to remove or repair this structure. There have been no recent applications for permits to abate the nuisance and demolition is recommended. The property is a nuisance to the community and creates an unsafe environment. There are \$149.34 current taxes and \$796.15 delinquent taxes due on the property. There has been no water service since July 2011. The City has \$1,276.00 due for mowing and cleanup. Mayor Harpole asked if there was an owner, property owner or neighbor in attendance. There were none. Andrew Ferrell, 4219 Morning Drive, stated his uncle lives next door to this address and the roof makes a lot of noise. The owner has not done anything in four years. There were no other comments.

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: Mayor Harpole presented a resolution setting the date and time for a public hearing on June 7, 2016, at 5:00 p.m. to determine if the property at 2202 Southeast 19th Avenue constitutes a public nuisance and thereby declared as dangerous structure. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned resolution be passed:

RESOLUTION NO. 05-17-16-2

A RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTE A PUBLIC NUISANCE AT THE LOCATION(S) STATED; PROVIDING FOR NOTICE.

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 7: Mayor Harpole presented a resolution establishing a Subcommittee to the City Council for appointments to various Boards and Commissions. Mr. Childers stated Council will have upcoming heavy agendas including appointments to the boards and commissions. The Subcommittee will work to identify candidates and then bring to the entire Council appointments for their consideration. The Subcommittee will set guidelines for consideration, input will be provided by the individual Councilmembers, and those who have expressed an interest in serving as well as creating an application process. The Subcommittee will vet the appointments and bring to Council as a whole appointment considerations. Councilmember Burkett stated the Subcommittee can do a lot of the work. Councilmember Burkett suggested Councilmember Demerson and Mayor Harpole. Councilmember Nair stated the need for an online process on the City's website. He further suggested a subcommittee be appointed for bicycle pedestrian safety. Mayor Harpole stated the Subcommittee will sort through the appointment information and bring all appointments to the Council. He encouraged looking at qualifications, backgrounds, and the need for certain job categories on certain boards. Motion was made by Councilmember Eades to establish such a Subcommittee, seconded by Councilmember Nair, that the following captioned resolution be passed:

RESOLUTION NO. 05-17-16-3

A RESOLUTION OF THE CITY OF AMARILLO, TEXAS ESTABLISHING A SUBCOMMITTEE TO SERVE AS ADVISORY COMMITTEE TO THE CITY COUNCIL TO EVALUATE AND MAKE RECOMMENDATIONS FOR CITY COUNCIL APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS, PROVIDING SEVERABILITY CLAUSE; PROVIDING SAVINGS CLAUSE AND 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 8: Richard Havens, Director of Animal Management & Welfare and Judi Glidewell with Critter Haven presented a Spay Initiative "Diva Day." These partners will offer 350 spay vouchers with accompanying microchips and necessary vaccinations. Ms. Glidewell stated stopping the euthanasia of Amarillo Pets cannot be done by pet adoption only through spays and neuters. Vouchers and discounted spays and neuters would be offered.

ITEM 9: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Mayor Harpole asked for clarification between Items E and F. Mr. Hartman stated Item E was for the quantity of paving on Northeast 24th Avenue to Osage. Item F was an adjustment by HDR Engineering for an error on their bid. Councilmember Burkett inquired as to Item G. Mr. Shaw stated at the time the property was platted it did not have a clear zone easement. Motion was made by Councilmember Eades to approve the consent agenda, seconded by Councilmember Demerson.

A. Award – Purchase of Groundwater Rights:

Sellers: Stephen and Tonya Detten

The contract in the amount of \$143,175.00 is for the purchase of groundwater rights to add acreage in proximity of the City owned Well

#519 to the Potter County Well Field Permit. This purchase will be in compliance with Panhandle Groundwater Conservation District rules.

B. Award – Software Maintenance:
Open Text, Inc. -- \$86,770.51

This purchase renews annual vendor-provided support and maintenance for Open Text eDocs software which is utilized by all City departments.

C. Award Bid No. 5363 – Masterson Pump Station Replacement Switchgear:
Scope: Replace Electrical Switchgear at Masterson (Carson County) Pump Station

Bid for New Switchgear:	\$379,803.00
Bid for spare Starter Parts:	\$47,517
Total Contract amount:	\$427,320.00

This item is award of bid for the replacement of the Masterson Pump Station Electrical Switchgear. The current equipment was installed in the 1980's and we can no longer purchase spare or replacement parts. This would allow for full capacity pumpage from the City's largest well field.

D. Award -- Annual Tire Supply Agreement:

Lang Tire & Auto	\$40,058.40
A to Z Tire & Battery, Inc.	\$23,170.00
Southern Tire Mart	\$147,340.00
Reed Faris Tire Co.	\$14,205.00
Autco Tire & Service Center, Inc.	\$20,611.00
Hathaway Industries, LLP	\$105,431.68
Total Awarded	\$350,816.08

This award is to approve an annual contract for the purchase of tires for the City of Amarillo.

E. Approval – Change Order Three (3) – Job #521941: 24th Pipeline 48" Well Water Transfer Line:

Original Contract:	\$11,740,159.00
Previous Change Orders:	\$355,877.44
Current Change Order:	\$506,592.00
Total Change Orders:	\$862,469.44
Revised Contract:	\$12,602,628.44

This item approves Change Order No. 3 to the contract with Condie Construction Company, Inc. for additional work required on the 24th Pipeline.

F. Approval – Addendum Three (3) – Job #521941: 24th Pipeline 48" Well Water Transfer Line:

Original Contract:	\$1,525,054.00
Previous Addendum:	0
Current Addendum:	(\$20,352.00)
Total Addendums:	(\$20,352.00)
Revised Contract:	\$1,288,554.00

This item approves Addendum No. 3 to the Professional Service Agreement with HDR Engineering, Inc. to deduct a lump sum fee for omitting services outline in the addendum.

G. Approval – Aviation Clear Zone Easement:

Aviation Clear Zone Easement, being 4,700 feet above mean sea level above the plat of South Georgia Unit No. 31, an addition to the City of Amarillo, being an unplatted tract of land, in Section 183, Block 2, AB&M Survey, Randall County, Texas.

- H. Approval – License and Hold Harmless Agreement:
License and Hold Harmless Agreement for the installation of groundwater monitoring wells in public right-of-way in Sections 123 and 124, Block 2, AB&M Survey, Potter County.

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.

Rusty Tomlinson, 5700 Canyon Drive, stated he was representing Food not Bombs. The recent ordinance outlawing camping by the homeless has disappeared but the homeless have not. He wished to keep this issue open and suggested the Council come up with an alternative. There were no further comments.

The Regular meeting was adjourned. The Work Session items were continued.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:

Frances Hibbs, City Secretary

Paul Harpole, Mayor

DRAFT

Amarillo City Council Agenda Transmittal Memo



Meeting Date	May 17, 2016	Council Priority	Community Appearance
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Department	Planning Department
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Agenda Caption

ORDINANCE NO. _____:

This is the first reading of an ordinance rezoning of a 20.46 acre tract of land out of Section 191, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Residential District 3. This item was recommended for approval by a 4:0 vote of the Planning and Zoning Commission.

Agenda Item Summary

City development policies encourage the Neighborhood Unit Concept of development (NUC). This concept recommends that within a typical section of land bordered by section-line arterials, a gradual transition in zoning occur, whereby non-residential land uses locate at or near section line arterial intersections, higher density residential uses occur mid-section along an arterial, with lower density residential uses and open space occurring within the section's interior.

Staff believes this development is following the NUC principals described above with Residential District 3 zoning being immediately north and considering residential uses are the predominate use in the area, staff believes this request is appropriate and represents a logical continuation of the established R-3 zoning in the area. Therefore, staff recommends approval of this item as presented.

Requested Action

The applicant is requesting a zoning change in order to begin the fourth phase of single-family detached home construction within the Vineyards Subdivision.

Funding Summary

N/A

Community Engagement Summary

The item was distributed to all applicable internal and external entities. No objections were received. 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 not received any telephone calls regarding this request.

Amarillo City Council Agenda Transmittal Memo



The item was recommended for approval by the Planning and Zoning Commission at its May 9, 2016 Public Meeting.

City Manager Recommendation

Planning and Legal Staff have reviewed the associated Ordinance and exhibit and recommends the City Council approve the item as submitted.

ORDINANCE NO. 7602

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 VINEYARD BLVD & BROADWAY DR, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission 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 20.46 acre tract of land out of Section 191, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Residential District 3.

DESCRIPTION

FIELD NOTES for a 20.46 acre tract of land out of Section 191, Block 2, A. B. & M. Survey, Potter County, Texas.

BEGINNING at 1/2" iron rod set with a yellow cap on the west right-of-way line of Broadway Drive which bears N. 00° 04 ' 58 " E. a distance of 1295.85 feet and N. 89° 55 ' 02 " W. a distance of 119.71 feet from an iron rod with a cap stamped "Apex" found at the southeast corner of said Section 191 for the southeast corner of this tract.

THENCE N. 89° 52 ' 05 " W. a distance of 1025.61 feet to a 1/2" iron rod set with a yellow cap for the southwest corner of this tract.

THENCE N. 00° 07 ' 55 " E. a distance of 267.97 with a yellow cap at the beginning of a curve this tract. feet to a 1/2" iron rod set to the right for a corner of

THENCE in a northeasterly direction along said curve with a radius equal to 5035.00 feet, a long chord bearing of N. 03° 43 ' 24 " E. and a long chord distance of 630 . 81 feet, a curve length of 631. 22 feet to a 1/2" iron rod set with a yellow cap on said curve on the south right - of-way line of Vineyard Blvd. for the northwest corner of this tract.

THENCE S. 82° 41 ' 07 " E., along said south right - of-way line, a distance of 70.00 feet to a 1/2" iron rod set with a yellow cap on said south right- of way line for an angle corner of this tract.

THENCE in a northeasterly direction continuing along said south right - of-way line and

along a curve to the right with a radius equal to 4965.00 feet , a long chord bearing of N. 07° 23 ' 55 " E. and a long chord distance of 14.52 feet , curve length of 14 . 52 feet to a 1/2" iron rod set with a yellow cap on said curve and said south right-of-way line for an angle corner of this tract.

THENCE in a southeasterly direction continuing along said south right-of-way line and along a curve to the left with a radius equal to 1405.00 feet, a long chord bearing of S. 83° 49 ' 12 " E. and a long chord distance of 296.07 feet, a curve length of 296.62 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 s. 8 9 ° 52 l distance of 619. 64 05 " E., continuing along said south right - of-way line, a feet to a 1/2" iron rod set with a yellow cap for the northeast corner of this tract.

THENCE S. 00° 04 ' 58 " W. a distance of 872. 00 feet to the place of BEGINNING and containing 20.46 acres (891 , 296 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 May, 2016 and PASSED on Second and Final Reading on this the _____ day of May, 2016.

Paul Harpole, Mayor

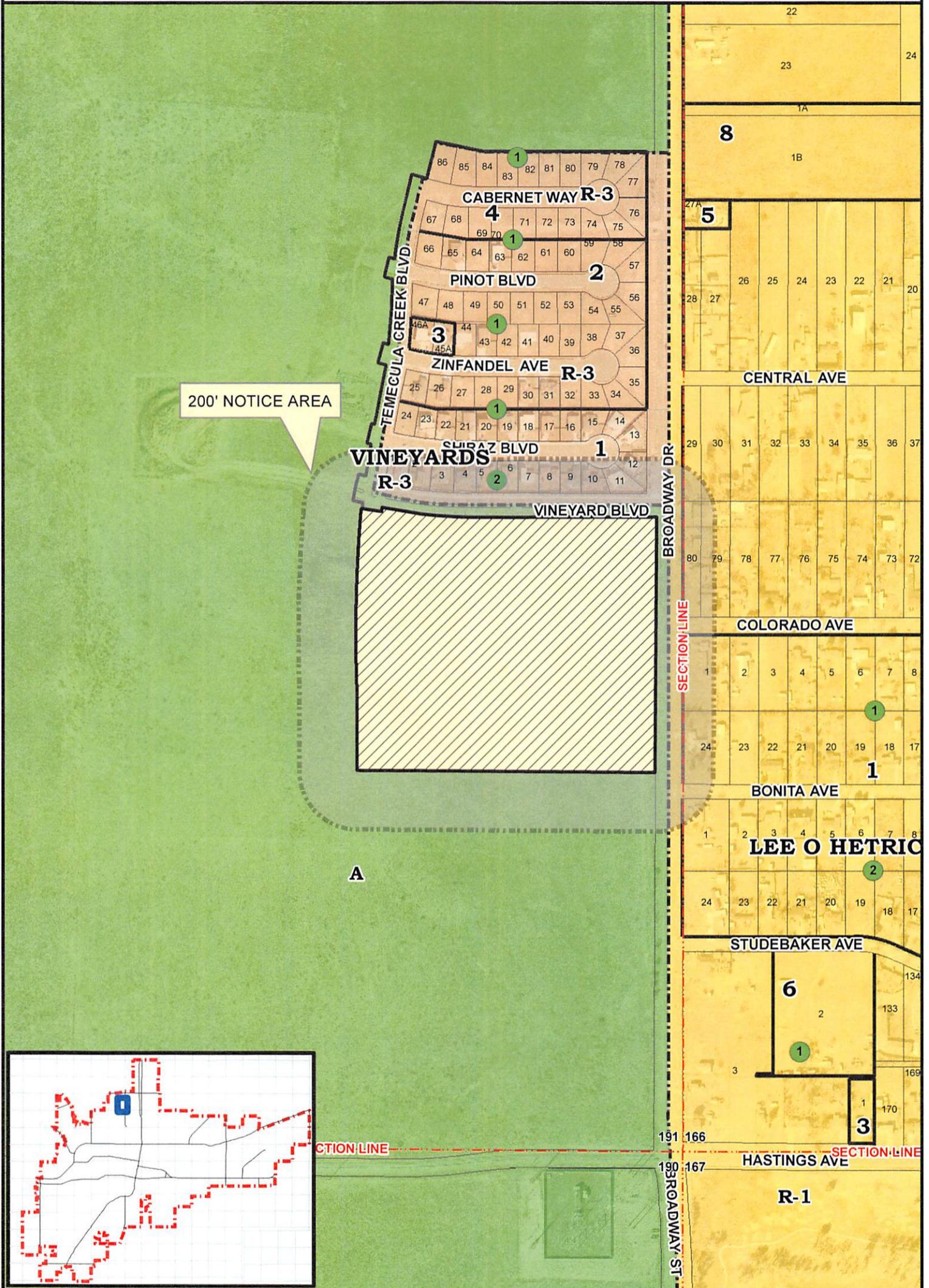
ATTEST:

Frances Hibbs, City Secretary

APPROVED AS TO FORM:

William M. McKamie, City Attorney

REZONING FROM A TO R-3



**CITY OF AMARILLO
PLANNING DEPARTMENT**

Z-16-17 Rezoning of a 20.46 acre tract of land out of Section 191, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Residential District 3.

Scale: 1" = 400'
Date: 4-29-16
Case No: Z-16-17



Developer: Thomas Neilsen

Surveyor: Vineyard Blvd & Broadway Dr

AP: M-8

Amarillo City Council Agenda Transmittal Memo



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Meeting Date	May 17, 2016	Council Priority	Community Appearance
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Department	Planning
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Agenda Caption

ORDINANCE NO. _____:

This is the first reading of an ordinance rezoning of a 5.928 acre tract of land in Section 183, Block 2, AB&M Survey, Randall County, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District to Residential District 3 This item was recommended for approval by a 4:0 vote of the Planning and Zoning Commission.

Agenda Item Summary

The applicant is requesting a change in zoning to Residential District 3 in order to develop the next phase of the South Georgia Place residential subdivision. The proposed development will consist of single-family detached homes, which is similar to those developed west of the applicant's site.

As recommended by the City's Comprehensive Plan, City development policies encourage the Neighborhood Unit Concept of development (NUC). This concept recommends that within a typical section of land bordered by section-line arterials, a gradual transition in zoning occur, whereby non-residential land uses locate at or near section line arterial intersections, higher density residential uses occur mid-section along an arterial, with lower density residential uses and open space occurring within the section's interior. Given the existing residential development within this section, this zoning request is appropriate as it adheres to the NUC characteristics mentioned above.

Considering similar zoning and residential development is immediately west, staff is of the opinion that the applicant's request represents a logical continuation of the residential development in the area.

Requested Action

The applicant is requesting a change in zoning to Residential District 3 in order to develop the next phase of the South Georgia Place residential subdivision.

Funding Summary

N/A

Amarillo City Council

Agenda Transmittal Memo



Community Engagement Summary

The item was distributed to all applicable internal and external entities. No objections were received. 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 not received any telephone calls regarding this request.

The item was recommended for approval by the Planning and Zoning Commission at its May 9, 2016 Public Meeting.

City Manager Recommendation

Planning and Legal Staff have reviewed the associated Ordinance and exhibit and recommends the City Council approve the item as submitted.

ORDINANCE NO. 7603

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 FARMERS AVE & EXPLORER TRL, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission 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 5.928 acre tract of land in Section 183, Block 2, AB&M Survey, Randall County, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District to Residential District 3.

DESCRIPTION

A 5.928 ACRE TRACT OF LAND SITUATED IN SECTION 183, BLOCK 2, AB. & M.SURVEY, RANDALL COUNTY, TEXAS, BEING A PORTION OF A 52.516 ACRE TRACT OF LAND RECORDED IN CLERKS' FILE NUMBER 2006021200 OF THE OFFICIAL PUBLIC RECORDS OF RANDALL COUNTY, TEXAS AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A 3/4 INCH REBAR FOUND IN THE NORTH RIGHT-OF-WAY LINE OF FARMERS AVENUE AT THE SOUTHEAST CORNER OF SOUTH GEORGIA PLACE UNIT NO. 29 AN ADDITION TO THE CITY OF AMARILLO FILED OF RECORD IN CLERKS' FILE NUMBER 2012023758 OF THE OFFICIAL PUBLIC RECORDS OF RANDALL COUNTY, TEXAS AND MARKING THE SOUTHWEST AND BEGINNING CORNER OF THIS TRACT;

THENCE N 00°03'00" W, 1520.00 FEET TO A 3/4 INCH REBAR WITH CAP STAMPED "HH" FOUND FOR THE NORTHWEST CORNER OF THIS TRACT AND BEING THE NORTHEAST CORNER OF SAID SOUTH GEORGIA PLACE UNIT NO. 29;

THENCE N 89°57'00" E, 150.00 FEET TO A 3/4 INCH REBAR WITH CAP STAMPED "CEI" SET AT THE NORTHEAST CORNER OF THIS TRACT;

THENCE S 00°03'00" E, 61 .01 FEET TO A 3/4 INCH REBAR WITH CAP STAMPED "CEI" SET AT THE BEGINNING OF A CURVE TO THE RIGHT WHOSE CENTER

BEARS S. 11 °29'13" W., 50.00 FEET;
THENCE SOUTHERLY ALONG SAID CURVE AN ARC DISTANCE OF 114.84 FEET
WITH A CHORD BEARING AND DISTANCE OF S 12°42'59" E, A DISTANCE OF 91
.21 FEET TO A 1/2 INCH REBAR WITH CAP STAMPED "CEI" SET; THENCE S
00°03'00" E, 1370.00 FEET TO A 1/2 INCH REBAR WITH CAP STAMPED "CEI" SET
FOR THE SOUTHEAST CORNER OF THIS TRACT AND BEING IN THE
NORTH RIGHT-OF-WAY LINE OF FARMERS AVENUE;
THENCE S 89°57'00" W, 170.00 FEET ALONG THE NORTH RIGHT-OF-WAY LINE
OF FARMERS AVENUE TO THE PLACE OF BEGINNING.

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 May, 2016 and PASSED on Second and Final Reading on this the _____ day of May, 2016.

Paul Harpole, Mayor

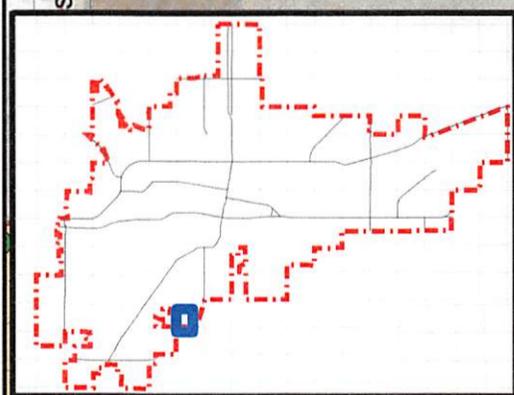
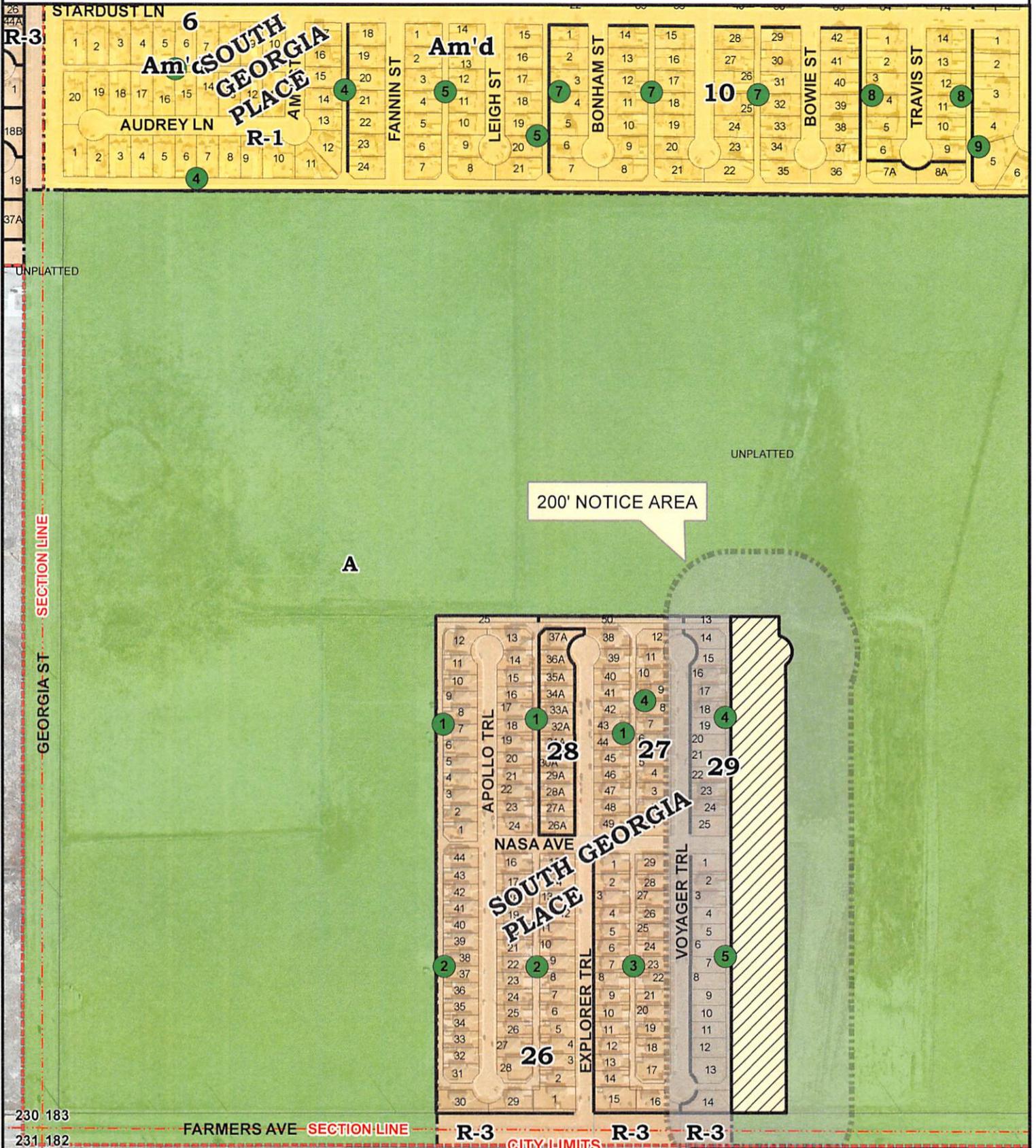
ATTEST:

Frances Hibbs, City Secretary

APPROVED AS TO FORM:

William M. McKamie, City Attorney

REZONING FROM A TO R-3



CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1" = 400'
Date: 4-14-16
Case No: Z-16-16



Z-16-16 Rezoning of a 5.928 acre tract of land in Section 183, Block 2, AB&M Survey, Randall County, plus one-half of all bounding streets, alleys and public ways, to change from Agricultural District to Residential District 3.

Applicant: Amarillo Willow Grove Development

Vicinity: Farmers Ave & Explorer Trl

AP: M-16

Amarillo City Council Agenda Transmittal Memo



4

Meeting Date	May 24, 2016	Council Priority	Community Appearance & Address Disadvantaged Areas of the Community
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Department	Building Safety
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Agenda Caption

A RESOLUTION DECLARING THAT CERTAIN ACCUMULATIONS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE REMOVAL OF SUCH ACCUMULATIONS:

This resolution and public meeting conducts a public hearing on and considers ordering the removal of such accumulations located at 1804 S Lincoln Street.

Agenda Item Summary

This item is the public hearing to determine if the property at 1804 S Lincoln Street which consists of an unlawful accumulation of solid waste, salvaged items and junk constitutes a public nuisance and thereby order the removal of such accumulations.

Requested Action

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

Funding Summary

The property owner is responsible to pay all costs associated with the Unlawful Accumulations 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 unlawful accumulations while canvassing the neighborhood in the normal course of duties. Initiated a case.
- This property is visible from the Interstate interchange.
- 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 declare certain accumulations are a public nuisance and requiring the removal thereof.

RESOLUTION NO. _____

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

WHEREAS, on the 3rd day of May 2016, this Council by resolution called a public hearing for the 24th day of May 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 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: 1804 S Lincoln St
- LEGAL: Lot: 3 less E-Way in block 4 of Nobles-Stanley Subdivision, Block: 236, Plemons Addition to the City of Amarillo, Potter County, TX
- INTERESTED PERSONS: Jorge M Hernandez, 1804 S Lincoln St, Amarillo TX 79102-3111
- NATURE OF NUISANCE: This residential property has an unlawful accumulation of excessive solid waste, trash and salvaged items on its premises and includes indoor household type items outside, scrap metal, tires and miscellaneous junk. This excessive accumulation is considered an attractive nuisance and provides an environment for rodents, vermin and presents 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 remove the rubbish, trash, solid waste and/or unsanitary matter; or, to timely and substantially complete the terms of a Provisional Permit and determines that the accumulations described herein constitute a fire hazard and are dangerous to human life, and 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 and accumulations 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



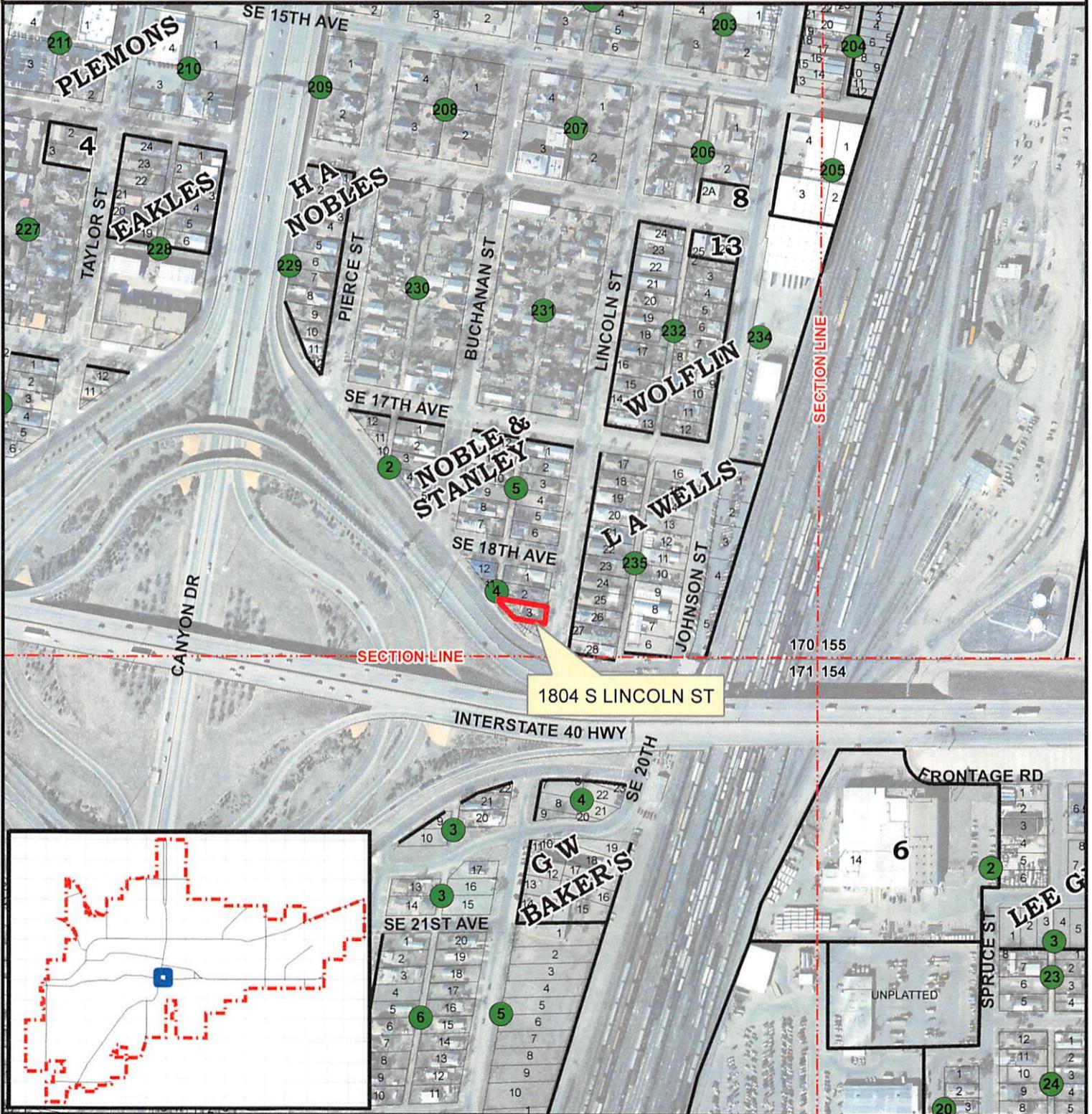
 **NOTICE** 
City of Amarillo
Notice of Condemnation Hearing
May 24th, 2016 5:00 PM
509 SE 7th Avenue, Amarillo TX
Condemnation on the Third floor of city hall
The hearing is to determine if this premises is
Dangerous or a nuisance and ordering its
removal or abatement.
For questions or comments (806) 378-3041

05/16/2016



05/16/2016

DANGEROUS STRUCTURE AT 1804 S LINCOLN ST



1804 S LINCOLN ST

170 155
171 154

INTERSTATE 40 HWY

FRONTAGE RD

G W BAKER'S

SE 21ST AVE

LEE G

UNPLATTED

SPRUCE ST

CITY OF AMARILLO BUILDING SAFETY DEPARTMENT

Scale: 1" = 400'
Date: 4-20-16
Vicinity: S Lincoln St and SE 18th Ave



1804 S Lincoln St - Lot 3 less Interchange Frontage,
Block 4, Nobles-Stanley Subdivision of Plemons
Addition Unit No. 1, Section 170, Block 2, AB&M
Survey, Potter County, Texas.

Parcel # 065-1000-7468

AP: N-12

Amarillo City Council Agenda Transmittal Memo



Meeting Date	May 24, 2016	Council Priority	Community Appearance & Address Disadvantaged Areas of the Community
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Department	Building Safety
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Agenda Caption

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS:

This resolution and public meeting conducts a public hearing on and considers ordering the removal of a substandard structure located at 2606 S Ong Street.

Agenda Item Summary

This item is the public hearing to determine if the property at 2606 S Ong Street (one detached accessory structure only) constitutes a public nuisance and thereby declared as a dangerous structure 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.

Community Engagement Summary

- A Building Safety received a complaint concerning the detached accessory structure.
 - A Building Safety Inspector identified the dilapidated accessory structure.
 - 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.

[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

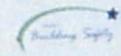
ATTEST:

Frances Hibbs, City Secretary



NOTICE

City of Amarillo



Notice of Condemnation Hearing

May 24th, 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

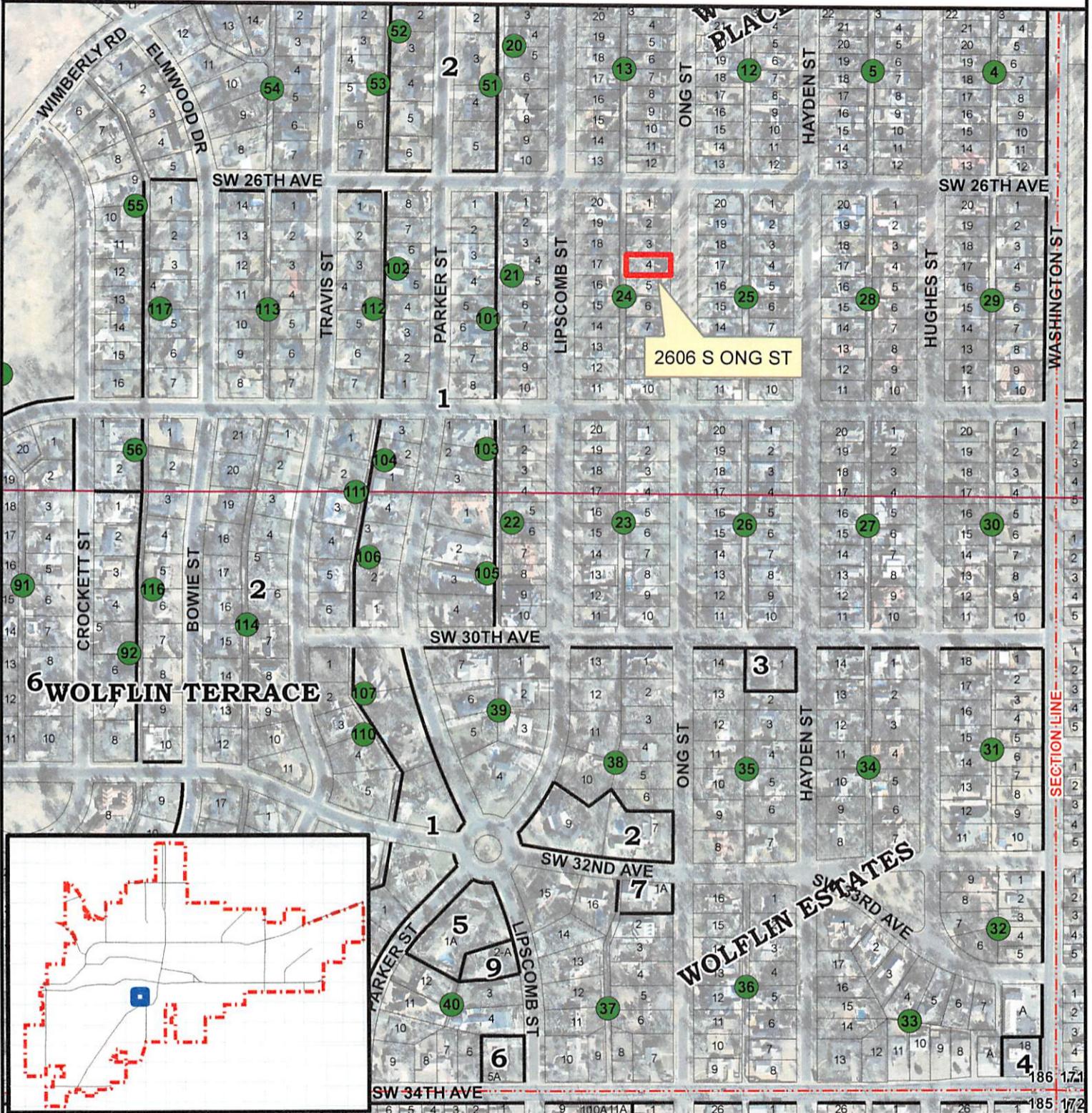
For questions or comments (806) 378- 3041

05/16/2016



05/16/2016

DANGEROUS STRUCTURE AT 2606 S ONG ST



**CITY OF AMARILLO
BUILDING SAFETY DEPARTMENT**

Scale: 1" = 400'
Date: 4-20-16
Vicinity: S Ong St and SW 26th Ave



2606 S Ong St - Lot 4, Block 24, Wolflin Place Addition
Unit No. 1 Amended, Section 186, Block 2, AB&M
Survey, Potter County, Texas.

Parcel # 090-0500-4020

AP: M-13

Amarillo City Council Agenda Transmittal Memo



A

Meeting Date	May 24 th 2016	Council Priority	Infrastructure / Safety
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Department	Facilities Department
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Agenda Caption**Award – Amarillo Civic Center East Service Ramp Replacement Damaged in 2014 Flood.**

Tri-State General Contracting base bid and alternate -- \$121,000.00

This project is to remove and replace the east side concrete ramp that was damaged during the main water line break in July of 2014

Agenda Item Summary

Requested Action

Approve and Award Bid

Funding Summary

Job # 440242.17400.1040 Balance of \$580,000.00

Community Engagement Summary

N/A

Staff Recommendation

The Facilities Department along with Pharis Structural Engineers have reviewed the damage and confirmed the needed replacement of the ramp. The project will be monitored and supervised by the Facilities Department and Pharis Engineering.

Amarillo City Council Agenda Transmittal Memo



Meeting Date	May 17 th 2016	Council Priority	Infrastructure / Safety
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Department	Facilities
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Agenda Caption

Award – Amarillo Civic Center East Service Ramp Replacement Damaged in 2014 flood.

Tri-State General Contracting base bid and alternate --\$121,000.00

This Project is to remove and replace the eastside concrete ramp that was damaged during the main water line break in July of 2014.

Agenda Item Summary

Requested Action

Approve and Award Bid

Funding Summary

Job # 440242.17400.1040 Balance of \$580,000.00

Community Engagement Summary

N/A

Staff Recommendation

The Facilities Department along with Pharis Structural Engineers have reviewed the damage and confirmed the needed replacement of the ramp. The project will be monitored and supervised by the Facilities Department and Pharis Engineering.

Bid No. 5406 Amarillo Civic Center East Service Ramp Replacement
 Opened 4:00 p.m., May 5, 2016

To be awarded as one lot	Tri-State General Contracting Group Inc	Talon LPE General Contracting	L A Fuller & Sons Construction LTD
Line 1 Remove and replace concrete according to the drawings, per specifications			
1 ea			
Unit Price	\$106,900.000	\$114,532.00	\$178,366.000
Extended Price	106,900.00	114,532.00	178,366.00
Base Bid Total	106,900.00	114,532.00	178,366.00
Alternate Bid			
Line 2 Alternate area of concrete according to the drawings, per specifications			
1 ea			
Unit Price	\$14,100.000	\$13,425.00	\$24,416.000
Extended Price	14,100.00	13,425.00	24,416.00
Alternate Bid Total	14,100.00	13,425.00	24,416.00
Awarded to Vendor	121,000.00		

Amarillo City Council Agenda Transmittal Memo



CITY MANAGER

Meeting Date	May 24, 2016	Council Priority	Infrastructure Initiative
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Department	Capital Project & Development Engineering
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Agenda Caption

Award of Contract – Agreement for Hydrology Services

The Agreement, in the amount of \$65,704.00, is for professional services to assess the quantity and quality of groundwater occurring under Sections 392 and 401, all in Block 43, H&TC RR Co. Survey, Ochiltree County, Texas. The Agreement requires the hydrologist to perform drilling and analytical tasks, and to prepare a Technical Memorandum related to 3 test holes.

Agenda Item Summary

Award of Contract – Agreement for Hydrology Services

Requested Action

Consider and approval of Agreement for Hydrology Services

Funding Summary

No state or federal funds are involved. If approved, funding for the purchase of this groundwater rights is available in the City's water rights proceeds account.

Community Engagement Summary

N/A

Staff Recommendation

City Staff is recommending approval.

AGREEMENT FOR HYDROLOGY SERVICES

This Agreement is made between the City of Amarillo, a municipal corporation located in Potter and Randall Counties, Texas (“OWNER”) and Lee Wilson & Associates, Inc. (“HYDROLOGIST”). OWNER hereby engages HYDROLOGIST to perform the following professional services involving groundwater hydrology related to the following properties located in Ochiltree County.

- Section 392, Block 43, H & TC RR Co. Survey, Ochiltree County, Texas
- Section 401, Block 43, H & TC RR Co. Survey, Ochiltree County, Texas

Owner hereby engages HYDROLOGIST to perform the following service hereinafter called “PROJECT,” to wit:

Data Collection, analysis and drilling of critical reconnaissance wells to evaluate water rights, the PROJECT, to be accomplished as follows, to wit:

Task 1 -Data Collection

Efficient and detailed data collection and analysis are critical components to evaluate water resources within and adjacent to the study area. Of particular importance will be the collection and compilation of available and relevant driller's reports and geophysical logs for the study area. This information will be used to construct aquifer lithology and stratigraphy to assist with the evaluation of available groundwater resources.

HYDROLOGIST will apply the existing TWDB well database as a starting point for this work. Although this database is very useful, it only includes a fairly small percentage of the water wells in Texas. To supplement the TWDB database, HYDROLOGIST will visit the Panhandle Groundwater Conservation District and the North Plains GWCD and obtain all constructed databases, water levels, geophysical logs and driller's reports for the study area.

Driller's reports will contain well location information, initial water levels (which will be useful for historical drawdown analysis), well depth and diameter, and lithologic descriptions of the drill cuttings, which will be used to construct stratigraphy and evaluate lithology for porosity estimates. Driller's reports may also include the driller's pick or stratigraphic formation top and bottoms which can potentially be used to construct net sand and isopach maps for computation of volumetric reserves, and well yield estimates that can potentially be used to estimate the geographic extent of various ranges of production well yields.

Task 2 – Drilling of Test Holes

HYDROLOGIST will drill 3 reconnaissance test holes to obtain lithologic, stratigraphic and water level information that will be used to supplement existing data and assist with

interpretation of aquifer extent and physical characteristics.

HYDROLOGIST will recommend test hole locations based on preliminary analysis of Task 1 data collection activities. HYDROLOGIST proposes to conduct drilling activities simultaneously with Task 1 (data collection) and Task 3 (data analysis) activities.

All test hole locations will be approved by City representatives prior to drilling activities. HYDROLOGIST assumes that access agreements (access to the proposed well locations) will be provided by the City. Reconnaissance hole sites may require heavy equipment for mobilization and/or preparation of drill sites.

The North Plains Groundwater Conservation District will be responsible for all additional costs required to complete the reconnaissance test hole as a monitor well.

The drilling method will be mud rotary because of the unconsolidated sediments (loose sands and gravels) that compose much of the target aquifers. This method requires well development time to clean out the drilling fluids prior to the collection of water level measurements.

HYDROLOGIST proposes to keep reconnaissance drilling costs down by drilling small-diameter test holes with a maximum diameter of approximately six (6) inches. The test holes will allow for the collection of representative drill cuttings every 10 feet, the execution of slim tool geophysical log surveys of the borehole, and the installation of a temporary 2-inch PVC well string for water level measurements.

Geophysical logging will be conducted after the stabilization of the borehole with drilling mud, and the geophysical log suite will be run from the bottom of the borehole to the ground surface, and will include gamma, spontaneous potential, and resistivity.

Upon the successful completion of geophysical logging, a 2-inch PVC well string with 40 feet of screen at the bottom of the string will be inserted to the base of the borehole. The static water level will be collected after well development of each well. Well development using jetting or air lifting will be used to partially develop the borehole (until formation fluids easily flow into borehole). The borehole will be left for at least 48 hours to equilibrate. A water level measurement will then be collected and will be corrected to ground surface. Test wells will be plugged and abandoned with bentonite from the bottom of the borehole to level surface once all required measurements and logging are complete.

Task 3 – Evaluation of Test Hole Data and Creation of Aquifer Maps

Upon completion of the initial test hole program, HYDROLOGIST will integrate the aquifer and stratigraphic data from the test wells with the existing GIS datasets developed during Task 1. Information obtained from the wells will be used to compile local

stratigraphic, and to create cross-sections and net sand map of the Ogallala aquifer and to assist in the evaluation of the impacts of surrounding development on the water rights (this drawdown computations). All stratigraphic, net sand, well property and water level data obtained from the driller's reports will be compiled and converted to GIS files for analysis.

HYDROLOGIST will create structural maps illustrating the top and base of the Ogallala aquifer and net sand thickness (isopach) maps of the water producing horizons (using collected static water levels) of aquifer. Saturated thickness for each aquifer will be calculated using this data.

Task 4 – Technical Memorandum

HYDROLOGIST will provide a technical memorandum that summarizes the result of activities conducted under Scope of Work. The memorandum will include a summary of the test well technical data collected and the various aquifer interpretations developed during Tasks 1, 2 and 3 (aquifer tops, and bottoms, net sand thickness calculation, saturated thickness maps, and estimated porosity).

I.

HYDROLOGIST agrees to accept as payment for the PROJECT a flat fee of \$65,704, which fee includes expenses.

II.

HYDROLOGIST will submit monthly billings based on the design and construction progress of the PROJECT. HYDROLOGIST's billings will be in writing and of sufficient detail to fully identify the work performed to date of billing. Payments will be made by OWNER within 30 days of receipt of billing. Interest on payments over 30 days past due shall accrue at the rate provided by law.

III.

HYDROLOGIST will confer with representatives of OWNER to take such steps as necessary to keep the PROJECT on schedule. OWNER'S representative for purposes of this Agreement shall be Floyd Hartman, Director of Capital Improvement and Development Engineering, or his designee. HYDROLOGIST will begin work on the PROJECT within 5 days after receipt of written notification to proceed from OWNER and shall complete the design portion of the PROJECT within 60 calendar days.

IV.

HYDROLOGIST agrees that all products, including but not limited to all reports, documents, materials, data, drawings, information, techniques, procedures, and results of the work ("Work Product") arising out of or resulting from the particular and defined Scope of Work that will be provided hereunder, will be the sole and exclusive property of OWNER and are deemed "Works Made for Hire". HYDROLOGIST agrees to and does hereby assign the same to OWNER. HYDROLOGIST will enter into any and all necessary documents to effect such assignment to OWNER. HYDROLOGIST is entitled to maintain copies of all Work Product that is produced and/or used in the execution of this Agreement. It

is understood that HYDROLOGIST does not represent that such Work Product is suitable for use by OWNER on any other projects or for any purposes other than those stated in this Agreement. Reuse of the Work Products by OWNER without the HYDROLOGIST'S specific written authorization, verification and adaption will be at OWNER'S risk and without any liability on behalf of HYDROLOGIST.

V.

HYDROLOGIST agrees that neither it nor its employees, subcontractors or agents will, during or after the term of this Agreement, disclose proprietary or confidential information of OWNER unless required to do so by court order or similar valid legal means. Such proprietary and confidential information received by HYDROLOGIST, its employees, subcontractors and agents shall be used by HYDROLOGIST, its employees, subcontractors and agents solely and exclusively in connection with the performance of the Scope of Work.

VI.

HYDROLOGIST agrees that OWNER or its duly authorized representatives will, until the expiration of 4 years after final payment under this Agreement, have access to and the right to examine, audit, and copy pertinent books, documents, papers, invoices and records of HYDROLOGIST involving transactions related to this Agreement, which books, documents, papers, invoices and records HYDROLOGIST agrees to maintain for said time period.

VII.

Any and all taxes assessed by any government body upon services or materials used in the performance of this Agreement shall be the responsibility of HYDROLOGIST.

VIII.

HYDROLOGIST shall furnish at HYDROLOGIST'S own expense, all materials, supplies and equipment necessary to carry out the terms of this Agreement.

IX.

If HYDROLOGIST is requested in writing by OWNER to provide any additional or out of scope services HYDROLOGIST and OWNER will agree in writing as to the nature of such services and to a price for such services before any work is started.

X.

HYDROLOGIST AGREES TO INDEMNIFY AND HOLD HARMLESS OWNER ITS OFFICERS AND EMPLOYEES FROM AND AGAINST ANY AND ALL DAMAGES, CLAIMS, JUDGMENTS, COSTS, FINES, REASONABLE ATTORNEY'S FEES, EXPENSES, INTEREST AND LIABILITIES OF ANY NATURE ARISING OUT OF THE NEGLIGENT PERFORMANCE OF HYDROLOGIST OR HYDROLOGIST'S EMPLOYEES, SUBCONTRACTORS AND AGENTS UNDER THIS AGREEMENT. HYDROLOGIST SHALL BE RESPONSIBLE FOR PERFORMING THE WORK UNDER THIS AGREEMENT IN A SAFE AND PROFESSIONAL MANNER AND SHALL BE LIABLE FOR HYDROLOGIST'S NEGLIGENCE AND THAT OF HYDROLOGIST'S EMPLOYEES, SUBCONTRACTORS, AND AGENTS.

XI.

HYDROLOGIST will provide insurance coverage in accordance with OWNER'S insurance requirements as set forth in the "Certificate of Insurance Requirements" attached to this Agreement and by reference made a part hereof. If the required insurance is terminated, altered, or changed in a manner not acceptable to OWNER, this Agreement may be terminated by OWNER, without penalty, on written notice to HYDROLOGIST. In addition, HYDROLOGIST will provide Professional Liability Insurance in the amount of \$1,000,000.00 per claim.

XII.

HYDROLOGIST shall at all times observe and comply with all applicable laws, ordinances and regulations of the state, federal and local governments which are in effect at the time of the performance of this Agreement.

XIII.

OWNER shall have the right to terminate this Agreement by giving the HYDROLOGIST 7 days prior written notice. Upon receipt of notice of termination, HYDROLOGIST will cease any further work under this Agreement and OWNER will only pay for work performed prior to the termination date set forth in the notice. All finished and unfinished Work Product prepared by HYDROLOGIST pursuant to this Agreement will be the property of OWNER.

XIV.

In the event OWNER finds that any of the Work Product produced by HYDROLOGIST under this Agreement does not conform to the Scope of Work, then HYDROLOGIST will be given 10 days after written notice of the nonconformity to make any and all corrections to remedy the non-conformance. If after these 10 days HYDROLOGIST has failed to make any Work Product conform to the specifications, OWNER may terminate this Agreement and will only owe for work done prior to termination and accepted by OWNER. All finished or unfinished Work Product prepared by HYDROLOGIST pursuant to this Agreement will be the property of OWNER.

XV.

Neither party shall be responsible for failure to fulfill its obligations hereunder or liable for damages resulting from delay in performance as a result of war, fire, strike, riot or insurrection, natural disaster, delay of carriers, governmental order or regulation, complete or partial shutdown of plant, unavailability of equipment or software from suppliers, default of a subcontractor or vendor to the party if such default arises out of causes beyond the reasonable control of such subcontractor or vendor, the acts or omissions of the other party, or its officers, directors, employees, agents, contractors, or elected officials, or other occurrences beyond the party's reasonable control ("Excusable Delay" hereunder). In the event of such Excusable Delay, performance shall be extended as agreed to in writing by the parties.

XVI.

HYDROLOGIST'S address for notice under this Agreement is as follows:

Lee Wilson & Associates Inc.
Attention: Lee Wilson, P.G.
105 Cinega Street
Santa Fe, NM 87501-2001

Telephone: (505) 988-9811
Fax: (505) 986-0092
Email: lwa@lwasf.com

OWNER'S address for notice under this Agreement is as follows:

City of Amarillo
Attention: Floyd Hartman
P. O. Box 1971
Amarillo, TX 79105-1971
Telephone: (806) 378-9086
Fax: (806) 378-3027
E-Mail: floyd.hartman@amarillo.gov

Any notice given pursuant to this Agreement shall be effective as of the date of receipt by registered or certified mail or the date of sending by fax, or e-mail and mailed, faxed or e-mailed to the address or number stated in this Agreement.

XVII.

All obligations of OWNER are expressly contingent upon appropriation by the Amarillo City Council of sufficient, reasonably available funds.

XVIII.

HYDROLOGIST shall provide experienced and qualified personnel to carry out the work to be performed by HYDROLOGIST under this Agreement and shall be responsible for and in full control of the work of such personnel. HYDROLOGIST agrees to perform the Scope of Work hereunder as an independent contractor and in no event shall the employees or agents of HYDROLOGIST be deemed employees of OWNER. HYDROLOGIST shall be free to contract for similar services to be performed for others while HYDROLOGIST is under Agreement with OWNER.

XIX.

HYDROLOGIST agrees not to discriminate by reason of age, race, religion, sex, color, national origin or condition of disability in the performance of this PROJECT. HYDROLOGIST further agrees to comply with the Equal Opportunity Clause as set forth in Executive Order 11246 as amended and to comply with the provisions contained in the Americans with Disability Act, as amended.

XX.

No modifications to this Agreement shall be enforceable unless agreed to in writing by both parties.

XXI.

OWNER and HYDROLOGIST hereby each binds itself, its successors, legal representatives and assigns to the other party to this Agreement, and to the successors, legal representatives and assigns of such party in respect to all covenants of this Agreement. Neither OWNER nor HYDROLOGIST will be obligated or liable to any third party as a result of this Agreement.

XXII.

HYDROLOGIST will not assign, sublet, or transfer interest in this Agreement without the prior written consent of the OWNER.

XXIII.

This Agreement is entered into and is to be performed in the State of Texas. OWNER and HYDROLOGIST agree that the law of the State of Texas shall govern the rights, obligations, duties and liabilities of the parties to this Agreement and shall govern the interruption of this Agreement. All litigation arising out of this Agreement shall be brought in courts sitting in Texas with a venue in Potter County.

XXIV.

In no event shall the making by the OWNER of any payment to HYDROLOGIST constitute or be construed as a waiver by the OWNER of any breach of the Agreement, or any default which may then exist, nor shall it in any way impair or prejudice any right or remedy available to the OWNER in respect to such breach or default.

XXV.

In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision thereof, and this Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

IN WITNESS WHEREOF, the parties have made and executed this Agreement as of the day, month and year shown below to be effective as of the date that the last of the parties signs.

ATTEST:

CITY OF AMARILLO
(OWNER)

Frances Hibbs, City Secretary

By: _____
Bob Cowell, Deputy City Manager

Date: _____

LEE WILSON & ASSOCIATES, INC.
(HYDROLOGIST)

By:  _____
Lee Wilson, President

Date: May 12, 2016

**CERTIFICATE OF INSURANCE REQUIREMENTS
OWNER OF AMARILLO, TEXAS**

Without limiting any of the other obligations or liabilities of the contractor, the contractor shall provide minimum insurance coverage as listed below, prior to the execution of the contract and maintain coverage, without interruption provided by an insurer of a Best Rating of B+ or better, until the work is completed and accepted by the OWNER. A certification of insurance will be placed on file with the Contracting Department of the OWNER of Amarillo, prior to the execution of the contract.

TYPE OF COVERAGE	MINIMUM LIMITS
WORKER'S COMPENSATION - Coverage A	Statutory
Worker's Compensation Insurance shall include a Waiver of Subrogation in favor of the OWNER of Amarillo	
EMPLOYERS LIABILITY - Coverage B	
Bodily Injury by Accident - each accident	\$100,000
Bodily Injury by Disease - policy limit	\$500,000
Bodily Injury by Disease - each employee	\$100,000
COMMERCIAL GENERAL LIABILITY:	
Coverage A - Each Occurrence	\$500,000
Coverage B - Personal & Advertising Injury	\$500,000
General Aggregate Other Than Products/ Completed Operations	\$500,000
Products/Completed Operations Aggregate	\$500,000

NOTE:

- 1) Coverage for explosion, collapse, and underground property hazards cannot be excluded.
- 2) Contractual liability coverage cannot be excluded.
- 3) Contractor will assume all liability for independent subcontractors.
- 4) Coverage must include the OWNER of Amarillo as an Additional Insured for all work performed for or on behalf of the OWNER.

AUTOMOBILE LIABILITY:

Bodily Injury Liability - Each Person	\$250,000
Bodily Injury Liability - Each Occurrence	\$500,000
Property Damage Liability - Each Occurrence	\$100,000

NOTE:

- 1) Coverage must include all owned, hired, and non-owned vehicles.
- 2) Coverage must include the OWNER of Amarillo as an Additional Insured for all work performed for or on behalf of the OWNER.

In the event of any material change, non-renewal, or cancellation of any policy, contractor's insurance company will give thirty (30) days actual prior written notice to the Contracting Department of the OWNER of Amarillo for such changes or cancellation.

Amarillo City Council Agenda Transmittal Memo



C

Meeting Date	5/24/2016	Council Priority	Infrastructure Initiative
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Department	Municipal Garage
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Agenda Caption

Purchase – Tractors, Forklifts, and Industrial equipment
Award to low bidders meeting specifications below:

Vermeer equipment of Texas Lines 1&7	\$164,600.00
Associated Supply Co. – Line 2	\$28,975.00
Western Equipment LLC - Lines 3&4	\$58,019.00
_Medley Material Handling Inc – Line 5	\$25,866.00
LPM of Oklahoma/Amarillo – Line 6	\$22,238.60
Earth Tool Co. DBA Hammerhead Trenchless Equipment – Line 8	\$130,503.40
Total Award - \$430,202.00	

This item is for scheduled replacement of Tractors, Forklifts, and Industrial equipment that have reached or exceeded usable life and additional equipment approved in the 2015-2016 budget. The award consists of equipment that will be used by the following departments: Park Maintenance, Solid Waste Collection, Water Distribution, Solid Waste Disposal, and Civic Center Operations. This bid represents an overall 27% decrease from the last purchase. Funding for this award is available in the approved FY 2015-2016 Municipal Garage Machinery General Budget.

Agenda Item Summary

Scheduled replacement and budget approved departmental additions to Fleet of Tractors, Forklifts, and Industrial Equipment used by various departments thru-out the City of Amarillo. Proposed award includes Tractors, Forklifts, Brush Chippers, Air Compressor, Vacuum Excavator, and Pipe Bursting Equipment that will be used by Park Maintenance, Solid Waste Collection & Disposal, Water Distribution, and Civic Center Operations.
Recommended award based on competitive bid evaluation.

Requested Action

Approval

Funding Summary

Municipal Garage Machinery General , account 61120.84200
beginning \$3,230,700.00 remaining account balance \$1,418,113.00

Community Engagement Summary

Amarillo City Council Agenda Transmittal Memo



Local vendors were solicited for bid proposals.

City Manager Recommendation

City Staff recommends approval

To be awarded by line	VERMEER	ASSOCIATED SUPPLY CO	WESTERN EQUIPMENT LLC	MEDLEY MATERIAL HANDLING INC	LPM OF OKLAHOMA/AMARILLO	EARTH TOOL COMPANY/HAMMERHEAD	AUSTIN TURF & TRACTOR	YELLOW HOUSE MACHINERY CO	INDUSTRIAL DISPOSAL SUPPLY COMPANY	WARREN CAT	KINLOCH EQUIPMENT & SUPPLY INC
Line 1 Brush and tree chippers, per specifications 3 ea											
Unit Price	\$41,300.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$36,948.00	\$0.00	\$0.00
Extended Price	123,900.00								110,844.00		
									DID NOT MEET SPECS		
Line 2 Compressors and Parts, per specifications 1 ea											
Unit Price	\$0.00	\$28,975.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$55,500.00	\$0.00
Extended Price		28,975.00								55,500.00	
Line 3 Tractors, farm, wheel type, farm type tractor, per specifications 1 ea											
Unit Price	\$0.00	\$0.00	\$22,600.00	\$0.00	\$0.00	\$0.00	\$43,519.70	\$0.00	\$0.00	\$0.00	\$0.00
Extended Price			22,600.00				43,519.70				
Line 4 Tractors, farm, wheel type, 4 wheel tractor, per specifications 1 ea											
Unit Price	\$0.00	\$0.00	\$35,419.00	\$0.00	\$0.00	\$0.00	\$39,740.48	\$0.00	\$0.00	\$0.00	\$0.00
Extended Price			35,419.00				39,740.48				
Line 5 Trucks, lift, powered: forklifts, ect., 6000lb forklift with side shifter, per specifications 1 ea											
Unit Price	\$0.00	\$32,975.00	\$0.00	\$25,866.00	\$25,999.10	\$0.00	\$0.00	\$72,245.00	\$0.00	\$0.00	\$0.00
Extended Price		32,975.00		25,866.00	25,999.10			72,245.00			
Line 6 Trucks, lift, powered: forklifts, ect., 4000lb forklift with side shifter, per specifications 1 ea											
Unit Price	\$0.00	\$27,550.00	\$0.00	\$24,436.00	\$22,238.60	\$0.00	\$0.00	\$67,245.00	\$0.00	\$0.00	\$0.00
Extended Price		27,550.00		24,436.00	22,238.60			67,245.00			
Line 7 Vacuum Excavator, per specifications 1 ea											
Unit Price	\$40,700.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$49,989.00
Extended Price	40,700.00										49,989.00
Line 8 Pipeline Equipment and tools, per specifications 1 ea											
Unit Price	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$130,503.40	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Extended Price						130,503.40					
Line 9 Hydraulic fusion machine, per specifications 1 ea											
Unit Price	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Extended Price											
NO BIDS RECEIVED											
Bid Total	164,600.00	89,500.00	58,019.00	50,302.00	48,237.70	130,503.40	83,260.18	139,490.00	110,844.00	55,500.00	49,989.00
Award by Vendor	164,600.00	28,975.00	58,019.00	25,866.00	22,238.60	130,503.40					

Amarillo City Council Agenda Transmittal Memo



D

Meeting Date	May 24, 2016	Council Priority	Disadvantaged Areas/Youth Athletics
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Department	Parks & Recreation
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Agenda Caption

Acceptance of a \$250,000 grant, as approved by the Board of Directors of the Amarillo Area Foundation, from the Katherine E. Brady Fund, to support the renovation of the former North Branch YMCA recently purchased by the City of Amarillo located at 1330 NW 18th Avenue.

Agenda Item Summary

This item authorizes the acceptance of a \$250,000 grant, as approved by the Board of Directors of the Amarillo Area Foundation, from the Katherine E. Brady Fund, to support the renovation of the former North Branch YMCA recently purchased by the City of Amarillo. The facility is located at 1330 NW 18th Avenue. The award stipulates funding of \$175,000 to support the immediate renovation efforts and an additional \$75,000 upon confirmation to provide both an afterschool program and childcare services at the facility.

Requested Action

Acceptance of the \$250,000 grant based on the specified grant conditions with the understanding that the result of pending community engagement will assist us to further define specific programming of the facility therefore allowing us to determine whether or not to accept the total award.

Funding Summary

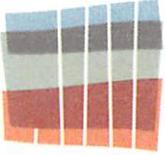
The proposed renovation cost for the entire facility, including the indoor swimming pool, is projected at \$2.2M. Available funding outside this award is currently at \$1.34M. The acceptance of this award, if all conditions of the grant are met, will assist in closing the renovation funding gap from \$860,000 to \$610,000.

Community Engagement Summary

Community Engagement is currently pending based on additional grant funding request notifications and completion of facility design options for review by public. Community engagement is anticipated to begin in June.

Staff Recommendation

Staff recommends the acceptance of the \$250,000 grant based on specified grant conditions with the understanding that the result of pending community engagement will assist us to further define specific programming of the facility allowing us to determine whether or not to accept the total award.



AMARILLO AREA
FOUNDATION

May 9, 2016

Mr. James Allen
Community Development Administrator
City of Amarillo
PO Box 1971
Amarillo, TX 79105

Re: Grant Number AAF2016-12057

Dear James,

I am pleased to inform you that the Board of Directors of the Amarillo Area Foundation approved a grant in the amount of \$250,000 to support renovatation of the former North Branch YMCA located at 1330 NW 18th Ave. This award is from the Katherine E. Brady Fund, a component fund of the Amarillo Area Foundation.

After reviewing the enclosed original Grant Agreements, please execute both documents. Return one document to the Foundation and retain one for your records. Please make note of the Terms and Conditions of the Grant Agreement as well as the reporting requirements in Section 6. If you have questions, please call Kathie Grant, Grants Administrator, or Jessica Tudyk, Grants Manager.

Sincerely,

Clay Stribling
President/CEO

CS:kjg

Enclosures

cc: Rod Tweet, City Parks Director

**AMARILLO AREA FOUNDATION
GRANT AGREEMENT**

MEETING DATE: April 26, 2016
AMOUNT: \$250,000
FUND: Katherine E. Brady Fund
GRANT NUMBER: AAF2016-12057

GRANTEE: City of Amarillo

PURPOSE: To support renovation of the former North Branch YMCA, located at 1330 NW 18th Ave.

TERMS AND CONDITIONS: Payable as follows:

\$175,000 upon receipt of:

- i) a signed Grant Agreement;
- ii) proof of insurance on facility at 1330 NW 18th Ave.;
- iii) verification that funds sufficient to complete the project have been secured; and
- iv) signed construction documents.

\$75,000 upon receipt of:

- v) renovation plans that include a childcare facility and an afterschool program area; and
- vi) letter of intent from a childcare service provider and an afterschool service provider.

NOTE: If the aforementioned Terms and Conditions have not been satisfied by November 30, 2017, the obligation of the Amarillo Area Foundation under this contract terminates.

This Agreement is made by and between the Amarillo Area Foundation, Inc. (the "Foundation") and City of Amarillo (the "Beneficiary").

1. The Foundation is a Texas nonprofit corporation organized exclusively for religious, charitable, scientific, literary, and educational purposes. Beneficiary acknowledges these exempt purposes of the Foundation and warrants that its use of any and all funds received from the Foundation will be in a manner consistent with such purposes.

2. By the execution of this Agreement, Beneficiary agrees that said grant will be used for the purpose or purposes above stated and agrees to keep financial and other records that adequately show the use of the granted funds exclusively for such purpose or purposes.

3. Beneficiary specifically agrees that no part of said grant will be used to carry on propaganda, or in any manner to attempt to influence legislation, or to participate in or intervene in (including the publishing or distributing of statements) any political campaign on behalf of, or in opposition to, any candidate for public office.

4. Beneficiary agrees that it will immediately inform the Foundation in writing in the event that (i) any part of the grant is expended for any purpose other than the above-stated purpose or for any purpose prohibited in paragraph 3, (ii) notice is received from the Internal Revenue Service (the "Service") that its classification under Section 501(c)(3) of the Service of 1986 (the "Code") is in question or has been revoked, or (iii) it becomes aware of facts that if known to the Service would cause such a revocation.

5. If at any time Beneficiary (i) expends any part of the grant for any purpose other than the above-stated purpose or for any purpose prohibited in paragraph 3, (ii) receives notice from the Service that its classification under Section 501(c)(3) of the Code is revoked, or (iii) becomes aware of facts that if known to the Service would cause such a revocation, Beneficiary shall immediately forfeit any future rights to any part of the grant, and any of the granted funds remaining in the hands of the Beneficiary shall be immediately returned to the Foundation.

6. Beneficiary agrees to complete and submit to the Foundation by February 28, 2017, a status report regarding fundraising and a narrative describing changes or progress on the renovation. In addition, Beneficiary agrees to complete and submit to the Foundation by November 30, 2017, or within thirty days of project completion, a report on the renovation including actual income and expenses. Finally, Beneficiary agrees to complete and submit within thirty days following six months of operations, a final report on services provided in the facility (i.e., number of children in childcare, number of children in afterschool, number participating in summer programming, etc.). The final report must be submitted through the Foundation's online portal at aaf.spectrumportal.net. A reference copy of the final report is attached hereto.

7. Beneficiary agrees to promptly supply the Foundation with any and all information reasonably requested by the Foundation for the purpose of allowing the Foundation to review the use made of this grant by the Beneficiary. In addition, Beneficiary grants unto the Foundation the right at any time upon reasonable notice to audit all expenditures pertaining to this grant.

EXECUTED this _____ day of _____, 2016.

AMARILLO AREA FOUNDATION

By:  _____
Clay Stribling
President/CEO

CITY OF AMARILLO

By: _____
The Honorable Paul Harpole
Mayor

CERTIFICATION

I, the duly qualified and acting Secretary of City of Amarillo, beneficiary of a grant herein, do hereby certify that the Terms and Conditions of the grant described above were read and discussed at a meeting of the City Council of the Beneficiary on the _____ day of _____, 2016, and that all Council Members then present understood the Terms and Conditions of the grant, and each agreed to be bound by the terms.

Secretary

ITEM 4: P-16-29 Ray-Mac Addition Unit No. 1, a suburban subdivision to the City of Amarillo, being an unplatted Tract of land in Section 35, Block 9, BS&F Survey, Randall County, Texas. (Vicinity: Raymond Rd & McCormick Rd)
DEVELOPER(S): Rod Bowers
SURVEYOR: Kevin Brown

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 an additional 30 days before consideration.

ITEM 5: P-16-30 Eberstadt and Brock Subdivision Unit No. 11, an addition to the City of Amarillo, being a replat of a portion of Lot 16, Block 4-B, Eberstadt and Brock Subdivision and all of Lot 16-B, Block 4-B, Eberstadt and Brock Subdivision Unit No. 10, all in Section 185, Block 2, AB&M Survey, Randall County, Texas. (Vicinity: SW 40TH Ave & Bowie St.)
DEVELOPER(S): Amarillo Montessori Academy
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 an additional 30 days before consideration.

CARRY OVERS:

ITEM 6: P-16-25 Mesquite Acres Subdivision Unit No. 5, a suburban subdivision to the City of Amarillo, being a replat of all of Lot 11A and a portion of Lot 12B, Block 1, Mesquite Acres Subdivision Unit No. 2, all in Section 14, Block 9, BS&F Survey, Potter County, Texas. (Vicinity: W Yucca Ave & Quarry St)
DEVELOPER(S): Candelario Alameda
SURVEYOR: Heather Lemons

A motion to approve P-16-25 was made by Commissioner Thomason, seconded by Commissioner Phifer, and carried unanimously.

ITEM 7: P-16-27 Sunset Park Addition Unit No. 13.

No action was taken on this plat.

PENDING ITEMS:

ITEMS 8-27: 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-15-10 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, P-16-15 Mathes Acres Unit No. 3, P-16-18 Sunset Substation Unit No. 1, P-16-20 South Georgia Place Unit No. 31.

No action was taken on these plats.

ITEM 28: 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 29: Discuss Items for Future Agendas.

No further comments were made and the meeting was adjourned at 3:10 P.M.



Kelley Shaw, Secretary
Planning & Zoning Commission

BOARDS AND COMMISSIONS – VACANCIES



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)

Emergency Care Advisory Board (3-year terms)

10/01/2013	Stephen Neumann	04/21/2018 (resigned)
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Planning and Zoning Commission (3-year terms)

06/28/2011	David Craig	05/15/2016
05/14/2014	Dean Bedwell	05/15/2017 (resigned)

Traffic Advisory Board (3-year term)

04/27/2010	D.J. Stubben	05/07/2016
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