

**AGENDA**  
**FOR A REGULAR MEETING OF THE AMARILLO CITY COUNCIL TO BE HELD ON TUESDAY, SEPTEMBER 10, 2019 AT 1:00 P.M., CITY HALL, 601 SOUTH BUCHANAN STREET, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.**

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

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

**INVOCATION:** Marcus Norris

**PROCLAMATIONS:** "Quanah Parker Day"  
"National Cleanup Day"

1. **PUBLIC ADDRESS**

2. City Council will discuss or receive reports on the following current matters or projects.

- A. Review agenda items for regular meeting and attachments;
- B. TxDot Right-of-Way Mowing Update (including I-40 and I-27); and
- C. Request future agenda items and reports from City Manager.

3. **CONSENT ITEMS:**

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

*THE FOLLOWING ITEMS MAY BE ACTED UPON BY ONE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THE ITEMS IS NECESSARY UNLESS DESIRED BY A COUNCILMEMBER, IN WHICH EVENT THE ITEM SHALL BE CONSIDERED IN ITS NORMAL SEQUENCE AFTER THE ITEMS NOT REQUIRING SEPARATE DISCUSSION HAVE BEEN ACTED UPON BY A SINGLE MOTION.*

A. **CONSIDER APPROVAL – MINUTES:**

Approval of the City Council minutes for the meeting held on September 3, 2019.

B. **CONSIDERATION OF ORDINANCE NO. 7808:**

(Contact: Marita Wellage-Reiley, Transit Director)

This is the second and final reading of an ordinance authorizing an addition to the municipal code to formalize the governance of the transit system by adopting a new chapter in the code of ordinances. The addition will address management of the transit operation; define authorized service areas; and adopt bus fares and related provisions.

C. **CONSIDERATION OF ORDINANCE NO. 7809:**

(Contact: Anthony Spanel, Environmental Health Director)

This is a second and final reading of an ordinance revising Chapter 8-5 Public and Environmental Health. With the passing of Senate Bill 476, Environmental Health's Dog Friendly Patio requirements have become preempted by State law which takes effect 9/1/2019. The Chapter revision will also include a minor change in mobile food unit standards, general language cleanup, moving vended water/ice regulations into this chapter from State law, capping educational fees, increasing re-inspection fees, and better defining enforcement proceedings.

- D. **CONSIDER RENEWAL – AETNA:**  
(Contact: Mitchell Normand, Director of Human Resources)  
This item considers exercising the one-year contract renewal option with Aetna, the City's medical carrier, for calendar year 2020.
- E. **CONSIDER RENEWAL – MAXOR:**  
(Contact: Mitchell Normand, Director of Human Resources)  
This item considers exercising the one-year contract renewal option with Maxor, the City's prescription benefit manager, for calendar year 2020.
- F. **CONSIDER APPROVAL – TUBERCULOSIS FEDERAL GRANT:**  
(Contact: Casie Stoughton, Director of Public Health)  
Grant Amount -- \$53,123.00  
Grantor: Texas Department of State Health Services  
This item accepts the award from the Texas Department of State Health Services from January 1, 2020 thru December 31, 2020 to continue funding to prevent and control the transmission of active and latent tuberculosis.
- G. **CONSIDER AWARD – HOME DEPOT CONSTRUCTION MATERIALS ANNUAL CONTRACT:**  
(Contact: Trent Davis, Director of Purchasing)  
Awarded to Home Depot through US Communities/Omnia Partners Contract in an amount not to exceed -- \$68,500.00  
This award is to approve a contract for the purchase of Construction Materials.
- H. **CONSIDER AWARD – MEDICAL SUPPLIES ANNUAL CONTRACT:**  
(Contact: Trent Davis, Director of Purchasing)  
Awarded to Minnesota Multistate Contracting Alliance (MMCAP)  
Total not to exceed -- \$155,579.32  
This award is to approve an annual contract for the purchase of Medical Supplies.
- I. **CONSIDER AWARD – WATER METERS SUPPLY AGREEMENT:**  
(Contact: Trent Davis, Director of Purchasing)  
Awarded to Core & Main in the amount of: \$129,891.20  
Awarded to Zenner USA in the amount of: \$14,400.00  
Total Amount to be awarded: \$144,291.20  
This award is to approve a contract for the purchase of water meters.
- J. **CONSIDER PURCHASE – B-4 AGGREGATE:**  
(Contact: Chris Mitchell, Street Superintendent)  
Awarded to J. Lee Milligan, Inc. -- \$728,175.00  
This item awards a contract for the purchase of Pre-coated B-4 Aggregate, used by the Street Division during the summer for sealcoating of paved streets.
- K. **CONSIDER AWARD – MANAGED PRINT SERVICES:**  
(Contact: Rich Gagnon, Information Technology)  
Tascosa Office Machines -- \$1,250,000.00  
This item represents a five-year agreement with Tascosa Office Machines to provide managed print services for all City departments.
- L. **CONSIDER AWARD – HEXAGON COMPUTER AIDED DISPATCH CAD SOFTWARE UPGRADE:**  
(Contact: Rich Gagnon, Information Technology)  
Hexagon CAD Software Upgrade -- \$493,981.62  
This item purchases software licensing and services required to upgrade the CAD system. The CAD is a suite of software products used at the AECC for communicating and dispatching first responders.

M. **CONSIDER AWARD -- 2017-2021 COMMUNITY INVESTMENT PROGRAM FY 17/18 WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS:**

(Contact: Matthew Thomas, P.E., City Engineer)  
Amarillo Utility Contractors, Inc. -- \$537,939.50

This item is to consider award of the construction contract for the replacement of select water distribution lines north of Amarillo Boulevard between Washington Street and Van Buren Street within the North Heights Neighborhood Plan Area.

4. **NON-CONSENT ITEMS:**

A. **PUBLIC HEARING ON TAX INCREASE:**

(Contact: Michelle Bonner, Deputy City Manager)

**THE CITY OF AMARILLO IS CONSIDERING A TAX RATE OF \$0.38851, WHICH IS GREATER THAN THE CURRENT RATE. THIS PROPOSED RATE WILL RAISE MORE TAXES THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.33 PERCENT. THE TAX ON AN AVERAGE HOME LAST YEAR WAS \$495.33. THE TAX ON AN AVERAGE HOME WOULD BE \$537.04 UNDER THE PROPOSED RATE.**

This public hearing is the second public hearing on the proposed tax rate at this meeting Council must have a public hearing on the tax rate and announce meeting dates and times to adopt the tax rate.

B. **PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 7810:**

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

This item is the first reading and public hearing to consider an ordinance rezoning a 17.69 acre tract of unplatted land in Section 183, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Multiple-Family District 1. (Vicinity: Georgia Street and Farmers Avenue.)

C. **CONSIDERATION OF RESOLUTION – AUTHORIZING THE AMARILLO POTTER EVENTS VENUE DISTRICT 2019/2020 FISCAL YEAR BUDGET:**

(Contact: Michelle Bonner, Deputy City Manager)

This resolution approves the 2019/2020 budget for the Amarillo-Potter Events Venue District. This budget is funded through a 5% car rental tax and a 2% hotel occupancy tax. The Amarillo-Potter Events Venue District operates and maintains voter approved entertainment venues within the City. This budget is recommended for approval by the Amarillo Potter Events Venue District Board.

D. **CONSIDERATION OF RESOLUTION – AUTHORIZING THE AMARILLO HOSPITAL DISTRICT 2018/2019 FISCAL YEAR BUDGET AMENDMENT:**

(Contact: Michelle Bonner, Deputy City Manager)

This resolution approves the 2018/2019 fiscal year budget amendment. This budget amendment adjusts the 2018/2019 budget for the Local Provider Participation Fund (LPPF) provided for in the 2017 Legislative Session.

- E. **CONSIDERATION OF RESOLUTION – AUTHORIZING THE AMARILLO HOSPITAL DISTRICT 2019/2020 FISCAL YEAR BUDGET:**  
(Contact: Michelle Bonner, Deputy City Manager)  
This resolution approves the 2019/2020 fiscal year budget and associated program of services for the Amarillo Hospital District (AHD). This budget is recommended for approval by the Amarillo Hospital District Board of Managers.
- F. **CONSIDERATION OF RESOLUTION – AUTHORIZING THE CENTER CITY TAX INCREMENT REINVESTMENT ZONE NUMBER ONE 2019/2020 FISCAL YEAR BUDGET:**  
(Contact: Andrew Freeman, Director of Planning and Development Services)  
This resolution approves the 2019/2020 fiscal year budget for the Center City Tax Increment Reinvestment Zone Number One. This budget is recommended for approval by the TIRZ #1 Board of Directors.
- G. **CONSIDERATION OF RESOLUTION – AUTHORIZING THE TAX INCREMENT REINVESTMENT ZONE NUMBER TWO (EAST GATEWAY TIRZ) 2019/2020 FISCAL YEAR BUDGET:**  
(Contact: Andrew Freeman, Director of Planning and Development Services)  
This resolution approves the 2019/2020 fiscal year budget for the Tax Increment Reinvestment Zone Number Two (East Gateway TIRZ). This budget is recommended for approval by the TIRZ #2 Board of Directors.
- H. **EXECUTIVE SESSION:**  
City Council may convene in Executive Session to receive reports on or discuss any of the following pending projects or matters:
- (1) Section 551.087 – Deliberation regarding economic development negotiations; discussion of commercial or financial information received from an existing business or business prospect with which the City is negotiating for the location or retention of a facility, or for incentives the City is willing to extend, or financial information submitted by same:
    - a. Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect:  
Project # 19-03-01 (Manufacturing)
  - (2) Section 551.072 -- Discuss the purchase, exchange, lease, sale, or value of real property and public discussion of such would not be in the best interests of the City's bargaining position:
    - a. Discuss property located in the vicinity of Southwest 6<sup>th</sup> Avenue and South Western Street.
    - b. Discuss property located in the NE quadrant of the Central Business District.

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (601 South Buchanan Street) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations or a sign language interpreter must contact the City Secretary's Office 48 hours prior to meeting time by telephoning 378-3013 or the City TDD number at 378-4229.

Posted this 6th day of September 2019.

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



A

STATE OF TEXAS  
COUNTIES OF POTTER  
AND RANDALL  
CITY OF AMARILLO



On the 3rd day of September 2019, the Amarillo City Council met at 1:00 p.m. for a regular meeting held in the Council Chamber located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

- |               |                                   |
|---------------|-----------------------------------|
| GINGER NELSON | MAYOR                             |
| ELAINE HAYS   | COUNCILMEMBER NO. 1               |
| FREDA POWELL  | MAYOR PRO TEM/COUNCILMEMBER NO. 2 |
| EDDY SAUER    | COUNCILMEMBER NO. 3               |
| HOWARD SMITH  | COUNCILMEMBER NO. 4               |

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

- |                   |                               |
|-------------------|-------------------------------|
| JARED MILLER      | CITY MANAGER                  |
| MICHELLE BONNER   | DEPUTY CITY MANAGER           |
| BRYAN MCWILLIAMS  | CITY ATTORNEY                 |
| STEPHANIE COGGINS | ASSISTANT TO THE CITY MANAGER |
| FRANCES HIBBS     | CITY SECRETARY                |

The invocation was given by David Ritchie, Redeemer Christian Church. Mayor Nelson established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

**ITEM 1:** Public Address. Allen Finegold, 2601 North Grand Street, spoke on Item 4E. He inquired if there would be a transfer of title, and what if any conditions the City may have set. There were no further comments.

**ITEM 2:**

- A. Review agenda times for regular meeting and attachments;
- B. Reports and updates from City Councilmembers serving on outside Boards: Convention & Visitor's Council; and
- C. Request future agenda items and reports from City Manager.

**CONSENT ACTION ITEMS:**

**ITEM 3:** Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. Motion was made by Councilmember Powell to approve the consent agenda as presented, seconded by Councilmember Sauer:

- A. **MINUTES:**  
Approval of the City Council minutes for the meeting held on August 27, 2019.
- B. **CONSIDERATION OF ORDINANCE NO. 7805:**  
(Contact: Cris Valverde - Assistant Director of Planning and Development Services)  
This item is a second and final reading to consider an ordinance vacating a 700 square foot portion of Southeast 17th Avenue right-of-way adjacent to Lot 16, Block 235, L.A. Wells Subdivision of Block 235, Plemons Addition, in Section 170, Block 2, AB&M Survey, Potter County, Texas. (Vicinity: Southeast 17<sup>th</sup> Avenue and Johnson Street.)
- C. **CONSIDERATION OF ORDINANCE NO. 7806:**  
(Contact: Cris Valverde - Assistant Director of Planning and Development Services)  
This item is a second and final reading to consider rezoning of a 4.39 acre tract of unplatted land in Section 43, Block 9, BS&F Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Office District 1 to Planned Development District 392 for office

and retail related land uses. (Vicinity: Research Street and Fleming Avenue.)

D. **CONSIDERATION OF ORDINANCE NO. 7807:**

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

This item is a second and final reading to consider rezoning of a 3.39 acre tract of unplatted land in Section 65, Block 9, BS&F Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to General Retail District. (Vicinity: Heritage Hills Parkway and Soncy Road/Texas Loop 335.)

E. **CONSIDER AWARD – Lenco BEARCAT G3 ARMORED RESCUE VEHICLE:**

(Contact: Chief Ed Drain, Amarillo Police Department)

Lenco Armored Vehicles -- \$173,090.00

This item is a partnership between the City of Amarillo and the 100 Club of the Texas Panhandle to purchase an armored rescue vehicle for the Police Department.

Armored Rescue Vehicle:	\$373,090.00
100 Club of the Texas Panhandle Donation	<u>(200,000.00)</u>
City Participation	\$173,090.00

F. **CONSIDER APPROVAL – ANNUAL FIREFIGHTER MEDICAL EVALUATIONS AND OTHER CITY DEPARTMENT RESPIRATORY MEDICAL EVALUATIONS:**

(Contact: David Kouba, Fire Department)

FMC Services, LLC d/b/a BSA CareXpress --- \$77,400.00

This item is the award of the Firefighter Medical Evaluations and Other City Department Respiratory Medical Evaluations Annual Contract for medical evaluation requirements for various departments.

G. **CONSIDER APPROVAL – CHANGE ORDER FOR DRAINAGE IMPROVEMENTS AT CEDAR MEADOW CIRCLE AND PLUM CREEK DRIVE:**

(Contact: Kyle Schniederjan, CP&DE Director)

Original Contract	\$ 630,007.00
Previous Change Orders	\$ 651,833.98
Current Change Order	<u>\$30,051.00</u>
Revised Contract	\$1,311,891.98

This change includes an additional 2' of height of fence along the channel, for repairs to the side fences and for staining the fence at 420 and 424 Cedar Meadows Circle. Provisions are also made for replacing some plants that were destroyed during the installation of the retaining wall and Rain Sensors for the irrigation systems.

H. **CONSIDER APPROVAL -- FAA AIP GRANT:**

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

This item approves the FAA AIP grant with the Federal Aviation Administration for 90% funding for the Design to Reconstruct Taxiway Juliet and Taxiway Charlie at the Rick Husband Amarillo International Airport.

FAA Entitlement Funding: \$271,063.00

Airport (Sponsor) Funding: \$30,118.00

Total: \$301,181.00

I. **CONSIDER APPROVAL – LEASE/PURCHASE OF LANDFILL COMPACTOR:**

(Contact: Jason Jupe, Fleet Services Assistant Superintendent)

Awarded using Buy Board Contract to:

Warren Cat/Caterpillar Financial \$15,860.96/month

Total Award Based on 60-month lease \$951,657.60

Total Due at End of Lease

(If Purchase Option Exercised) \$193,200.00

Total Capital Outlay Exercising

(Purchasing Option) \$1,144,857.60

This item is the scheduled replacement of unit 7509, 2011 Cat Landfill Compactor. New equipment will be leased for a sixty (60) months period with full service factory recommended service and all repairs under normal usage, including full machine 5-year – 10,000 hour warranty. Lease does not include fuel. Equipment will be used at City of Amarillo Landfill for daily operational requirements under TCEQ permits.

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

#### **NON-CONSENT ITEMS**

**ITEM 4A:** Mayor Nelson opened a public hearing and stated that the City of Amarillo is considering a tax rate of \$0.38851. This proposed rate will raise more taxes than last year's tax rate. The tax rate will effectively be raised by 7.33 percent. The tax on an average home last year was \$495.33. The tax on an average home would be \$537.04 under the proposed rate. Laura Storrs, Finance Director, stated the City of Amarillo had several budget challenges including reduced revenue services. The revenue from growth in appraised values was up \$1.3 million. She stated the new rate would be \$1.68 per month for a \$100,000 home in Amarillo. This proposed increase would fund 10 new firefighter positions, 3 new AAM&W positions, increased street funding by \$750,000, and Propositions 1 and 2 approved projects that were approved in 2016. The next public hearing on the tax rate would be on September 10 at 1:00 p.m. The tax rate ordinance would be on the September 17 and September 24 agendas. Mayor Nelson opened the public hearing. Noah Dawson, 1133 Sugarloaf Drive, urged Council to reject the proposed tax increase. Randy Stewart, 3320 Edenburg Drive, also disagreed with the proposed tax increase and stated the City needed to learn to live within their means. James Schenck, 6216 Gainsborough Drive, stated he would like to hear some discussion for justifying this rate increase. He questioned the 7.33% rate increase. He also inquired if there was a shortage in the budget. He stated employees were not part of the propositions. He stated property taxes never go away and there has been very little mentioned about the sales tax. He asked Council to vote against the proposed new rate. There were no further comments. Mayor Nelson closed the public hearing. Councilmember Hays clarified that it was \$3.9 million and not a percentage. She also asked when the legislation changes would take effect. Ms. Storrs stated SB 2 applies to the next fiscal year's (2020) tax rate. It is not in place yet, and not effecting the budget. Councilmember Sauer inquired if the franchise fees changed in the legislation would be a permanent change. Ms. Storrs replied it would be permanent change unless there are other changes made in the law. Councilmember Sauer inquired how much was for O&M. Ms. Storrs stated O&M was .34448 and I&S (interest sinking) fund was .04493 which equals the \$.38851 proposed. Ms. Bonner stated the 7.33 percent is required by the state over the effective tax rate which includes an increase in voter approved debt. Mayor Nelson inquired if our revenue projected received a shortfall. Ms. Storrs stated there was a shortfall in what was anticipated. She further stated in building next year's budget they were mindful of the expenses and what the revenue might be. Ms. Storrs stated the increase was for employees at the new fire station and the vet clinic at AM&W. The voter approved Propositions only covered infrastructure. Mr. Miller stated the new fire houses and AM&W facilities were accelerated due to the foreseen construction costs increases. Mayor Nelson inquired about sales tax. Ms. Storrs stated that sales tax did increase 2% over the prior year's, and they continue to see increases. Sales tax is trending well but slightly over the revenue target. Mayor Nelson also stated the increased costs included health insurance that goes up every year. She further stated this was a brief summary without cutting services. Councilmember Hays stated she was not opposed to staffing the fire stations, but they haven't broken ground yet, and they are able to bring them on during a much shorter period than police officers. She further stated she preferred to stick to the strategy and not increase expenses while dealing with shortfalls. The voter approved street proposition was approved for \$89 million, and they have only spent over \$10 million. She preferred not to be restricted in doing just residential streets, and not doing some of the arterial streets being addressed sooner than later. She suggested applying the \$79 million, even though it would not be enough because of the tremendous needs in street repair. She suggested finding it in the budgets or going back to the voters again for the amount of mileage in the streets we have to maintain. She further stated the primary areas of revenues for the City are all up, and the need to live within those means, she is willing to make some of those difficult decisions, including hiring freezes in times of budget shortfalls.

**ITEM 4B:** Mayor Nelson presented the first reading of an ordinance authorizing an addition to the municipal code to formalize the governance of the transit system by adopting a new chapter in the code of ordinances. The addition will address management of the transit operation; define authorized service areas; and adopt bus fares and related provisions. This item was presented by Marita Wellage-Reiley, Transit Director. Motion was made that the following captioned ordinance be passed on first reading by Councilmember Powell, seconded by Councilmember Smith.

ORDINANCE NO. 7808

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, TITLE XVI TO ADD NEW CHAPTER 16-1 AUTHORIZING TRANSIT DEPARTMENT, PROVIDING FOR MANAGEMENT AND SERVICE AREAS; ADOPTING REVISED BUS FARES AND RELATED PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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

**ITEM 4C:** Mayor Nelson presented the first reading of an ordinance revising Chapter 8-5 Public and Environmental Health. With the passing of Senate Bill 472, Environmental Health's Dog Friendly Patio requirements have become preempted by State law which takes effect 9/1/2019. The Chapter revision will also include a minor change in mobile food unit standards, general language cleanup, moving vended water/ice regulations into this chapter from State law, capping educational fees, increasing re-inspection fees, and better defining enforcement proceedings. This item was presented by Anthony Spanel, Environmental Health Director. Motion was made that the following captioned ordinance be passed on first reading by Councilmember Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 7809

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-5, ARTICLE I, ARTICLE II, AND ARTICLE IV, VARIOUS SECTIONS, TO REVISE ASPECTS OF NUISANCE AND SANITATION ENFORCEMENT BY THE ENVIRONMENTAL HEALTH DEPARTMENT, INCLUDING AUTHORITY, FEES, PROCEDURES, NOTICES, REMEDIES, PROVIDING NEW REQUIREMENTS FOR LICENSING AND SANITATION OF WATER/ICE VENDING MACHINES AND PROVIDING FOR MANDATORY TRAINING FOR CERTAIN FOOD SERVICE VIOLATIONS; AND RELATED MATTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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

**ITEM 4D:** Mayor Nelson presented a resolution suspending the rate increase requested by SPS on August 8, 2019; approving interim rates subject to refund; approving joinder with a coalition of other cities; retaining a law firm and consultants; and related provisions and findings. This item was presented by Bryan McWilliams, City Attorney. Mr. Miller stated SPS was an important and essential partner. This provides us the appropriate time to review and understand how it affects all of our citizens. Motion was made by Councilmember Powell, seconded by Councilmember Sauer that the following captioned resolution be passed:

RESOLUTION NO. 09-03-19-1

A RESOLUTION BY THE CITY OF AMARILLO, TEXAS ("CITY") SUSPENDING SOUTHWESTERN PUBLIC SERVICE COMPANY'S PROPOSED EFFECTIVE DATE IN CONNECTION WITH ITS STATEMENT OF INTENT SUBMITTED ON ABOUT AUGUST 8, 2019; APPROVING TEMPORARY RATES; AUTHORIZING THE CITY'S CONTINUED

PARTICIPATION WITH OTHER CITIES IN THE ALLIANCE OF XCEL MUNICIPALITIES ("AXM") TO DIRECT THE ACTIVITIES OF LAWYERS AND CONSULTANTS AND PARTICIPATION IN RELATED RATE PROCEEDINGS; AUTHORIZING THE HIRING OF ATTORNEYS AND CONSULTANTS; REQUIRING REIMBURSEMENT OF REASONABLE LEGAL AND CONSULTANT EXPENSES; REQUIRING PROOF OF NOTICE; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

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

**ITEM 4E:** Mayor Nelson presented an item which considers and possibly approves a restatement with Bell Textron, Inc. to clarify 20-years of agreements over seven phases and remove any ambiguities related to the end of lease maturities. This document converts the structure of the agreements from a lease relationship to a notes and deeds of trust relationship. The maturities and the obligations remain the same as in the original agreement. This item was presented by Kevin Carter, Amarillo Economic Development Corporation. Motion was made by Councilmember Powell, seconded by Councilmember Sauer to approve this item as presented.

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

**ITEM 4F:** Mr. McWilliams advised at 2:25 p.m. that the City Council would convene in Executive Session per Texas Government Code: 1) Section 551.072 -- Deliberate the purchase or sale of real property in accordance with the Texas Open Meetings Act: (a) Discuss property located in the NE quadrant of the Central Business District; 2) Sec.551.071 – Consult with Attorney about pending or contemplated litigation or settlement of same or on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter. (a) Xcel Reclaim Water; (b) Pending litigation: City of Amarillo vs. Mission Clay Pipe, et al. 3) Section 551.087 – Deliberation regarding economic development negotiations; discussion of commercial or financial information received from an existing business or business prospect with which the City is negotiating for the location or retention of a facility, or for incentives the City is willing to extend, or financial information submitted by same: (a) Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect: -- Project # 19-05-02 (Manufacturing); (b) Discuss property located in the NE quadrant of the Central Business District.

Mr. McWilliams announced that the Executive Session was adjourned at 4:24 p.m. and recessed the Regular Meeting.

ATTEST:

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

\_\_\_\_\_  
Ginger Nelson, Mayor

B



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Transportation Systems
<b>Department</b>	Amarillo City Transit (ACT)		
<b>Contact</b>	Marita Wellage-Reiley, Transit Director		

### Agenda Caption

CONSIDERATION OF ORDINANCE NO. 7808

(Contact: Marita Wellage-Reiley, Transit Director)

This is the second and final reading of an ordinance authorizing an addition to the municipal code to formalize the governance of the transit system by adopting a new chapter in the code of ordinances. The addition will address management of the transit operation; define authorized service areas; and adopt bus fares and related provisions.

### Agenda Item Summary

Over time, ACT has been governed by various ordinances, resolutions, budgets, and policies. Staff is requesting City Council formalize the governance of the transit system by adopting a new chapter in the Code of Ordinances. The ordinance would implement the recommendations of the Transit Fare Study presented in October 2018 and allow the Transit Director to negotiate with colleges, universities, employers, and other large groups to establish group rates for transportation services within the service area. The ordinance defines the ACT service area for fixed route and the Americans with Disabilities Act (ADA) service area for Spec Trans.

The adoption of this ordinance will change the defined ADA service area to be ¾ of a mile on either side and ¾ of a mile at the ends of the fixed route service areas as required by the ADA. ACT will continue to provide service to ADA eligible individuals who make trips outside the proposed ADA service area. Trips outside the ADA service area may be treated differently with respect to the provision of service and fares.

### Requested Action

To approve ordinance number 7808, formalizing governance of the transit system by adopting a new chapter in the code of ordinances.

### Funding Summary

Analysis indicates that while increases in transit fares will result in a minor increase in fare revenue, the addition of payment options such as day passes and monthly passes will have a more significant impact on increased ridership and fare revenue over time.



# Amarillo City Council Agenda Transmittal Memo



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## Community Engagement Summary

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As part of public engagement related to the Transit Fare Study presented to City Council in October 2018, ACT conducted a series of four public meetings and City Council conducted a public hearing.

ACT has conducted five public meetings focused on proposed changes to the ADA service area in June 2019. The meetings also addressed the planned fare changes. A total of 15 individuals attended these meetings. Via Face Book, the audience for the June 10 and 17 presentations garnered 826, 46 questions/comments, and 2 shares and 768 views, 11 questions/comments, and 7 shares respectively.

ACT sent out 780 letters to Spec Trans customers notifying eligible individuals of the proposed change. Customers responded with 6 emails and 4 letters. Three of the letters and emails were duplicates against any change in service areas and fares.

The proposed changes were presented to the Advisory Committee for People with Disabilities for consideration. The Advisory Committee for People with Disabilities recommends adopting the changes outlined in the ordinance.

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## Staff Recommendation

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Staff recommends approval of the ordinance to revise the Municipal Code to formalize the governance of Amarillo City Transit.

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ORDINANCE NO. 7808

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, TITLE XVI TO ADD NEW CHAPTER 16-1 AUTHORIZING TRANSIT DEPARTMENT, PROVIDING FOR MANAGEMENT AND SERVICE AREAS; ADOPTING REVISED BUS FARES AND RELATED PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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WHEREAS, from the early days of street cars to the current era of diesel buses, the City of Amarillo has long operated a public transit system for the public benefit, need, and convenience;

WHEREAS, the transit system has previously been governed by various ordinances, resolutions, budgets, and policies, now the City Council accepts the recommendation to formalize the governance of the transit system by ordinance and a new chapter in the Amarillo Municipal Code of Ordinances; and,

WHEREAS, it has been many years since a fare increase, during which time the costs of maintenance, operation, and capital have escalated, so there is a current need to increase fares as reflected below;

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

SECTION 1. The Amarillo Municipal Code, Title XVI, Transportation, now be and is hereby amended to add Chapter 16-1 to read as follows:

**CHAPTER 16-1 CITY TRANSIT SYSTEM**

**Sec. 16-1-001. Creation; Name; Definitions.**

(a) For the public benefit, convenience, and necessity, the City of Amarillo has created and endeavors to maintain a public transit system within the City. The assumed name of the transit system for marketing and general business purposes is, "Amarillo City Transit" (ACT).

(b) In this chapter the following listed terms shall have the meaning shown here.

*Director* means the Director of the City's transit department.

**Sec. 16-1-002. Management.**

(a) ACT shall be managed by a Director appointed by the City Manager. The Director shall be responsible for management and control of such personnel, facilities, and equipment as may be provided by annual or special appropriation of the City Council. In consultation with the City Manager or designee, the Director is authorized to pursue state and federal grants, gift, and other business revenues for the funding of ACTS.

(b) In consultation with the City Manager or designee, the Director shall periodically analyze, configure, or adjust the transit routes and transit service programs with the goal of achieving



such reliable and safe service as is reasonably feasible within the resources provided, while also complying with all applicable federal and state mandates upon public transit systems, including special service and equipment for individuals with disabilities. The Transit Director is authorized to temporarily alter transit operations as circumstances may require, with immediate notice to the City Manager's office. (For purposes of this section, "temporarily" means a time period of up to one year.)

(c) In addition to any other duties stated in the Director's job description, the Director is authorized to provide reasonable rules as needed for the department, operation of the transit system, and passenger conduct.

**Sec. 16-1-003. Authorized Service Area; Paratransit Services; Driver Discretion.**

(a) *General.* Amarillo City Transit is authorized to serve the public and operate within the boundaries of the City of Amarillo as amended from time to time. However, the establishment and modification of specific bus routes, stops, stations, days/ hours of service, frequency of service, types of services, and all other operational aspects of the transit system are subject to market demand analysis and the availability of equipment, personnel, funding, and management discretion described in section 16-1-002(b). The City Council may authorize service in or to other areas outside of the City limits, within Potter and Randall counties.

(b) *ADA service area.* Pursuant to the Americans with Disabilities Act regulations, Amarillo City Transit: (i) must provide required complementary paratransit services for eligible individuals with disabilities to/from points that are within three-fourths (3/4) of a mile from a fixed route, for a specified fare; and, (ii) for a different specified fare, may provide paratransit service for eligible individuals with disabilities to/from other points within the system's authorized service area.

(c) *Driver Discretion.* Notwithstanding any other provision in this chapter, an individual transit system driver operating a transit vehicle has the discretion to make a reasonable and minor deviation from a route or schedule to the least extent required, due to weather-related conditions, road construction, or other obstructions on a route, in order to promote passenger safety and protection of City equipment.

**Sec. 16-1-004. Fares.**

(a) *General.* Each passenger using the transit system shall pay the approved fare per ride, as shown in the schedule in subsection (b). A fare is payable by coin, currency, token, fare card, or any other mode of payment as may be approved by the Director and Finance Department.

(b) *Schedules.* The following fare schedules are in effect for each passenger, unless a group or discounted fare is authorized in accordance with these subsections (c) or (d):

<b>Amarillo City Transit Fixed Route Cash Fares</b>	
<i>Category</i>	<i>Amount</i>
Adult Over 18	\$ 1.00
Adult Unlimited Ride Day Pass	\$ 2.00
Senior/Disabled/Medicare/K-12 Student	\$ .50
Child under 6 years accompanied by Adult	Free

<b>Amarillo City Transit Complementary Paratransit Cash Fares</b>	
<i>Category</i>	<i>Amount</i>
Adult – Certified as Eligible Traveling inside the ADA Service Area	\$ 2.00
Child under 6 years accompanied by Adult	Free
Personal Care Attendant	Free
Accompanying Passenger over 6	\$ 2.00
Adult – Certified as Eligible with at least one origin or destination outside the ADA Service Area	\$ 4.00

<b>Amarillo City Transit Prepaid Fares</b>	
<i>Category</i>	<i>Amount</i>
Fixed Route Unlimited Ride Monthly	\$ 30.00
Complementary Paratransit 20 Single Ride Ticket Book	\$ 36.00

(c) *Half Fares.* The ACT reduced fare policy shall comply with the guidelines established by the Federal Transit Administration. An individual passenger must have an ACT- issued reduced fare identification card, ADA Eligibility identification card or a Medicare card to be eligible for a reduced fare. Reduced Fare Identification cards for individuals with disabilities, senior citizens, and students shall be issued free of charge during normal business hours at the ACT Office or at such other locations designated by the Director from time to time. The Director shall advertise the days and times when cards will be issued at other locations. The requirements to obtain a reduced fare card will be placed on the City website and made available to citizens upon request.

(d) *Negotiated Group Fares.* The Director may negotiate with colleges, universities, employers or other large groups to establish group rates for rides on ACT buses within the City.

SECTION 2. Severability. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 3. Repealer. All ordinances, parts of ordinances resolutions and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 4. Effective Date. This ordinance shall become effective upon final adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading this the 3<sup>rd</sup> day of September, 2019; and PASSED on Second and Final Reading the 10<sup>th</sup> day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

APPROVED AS TO FORM

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

\_\_\_\_\_  
Bryan S. McWilliams, City Attorney



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Civic Pride
<b>Department</b>	Environmental Health		
<b>Contact</b>	Anthony Spanel, Environmental Health Director		

### Agenda Caption

CONSIDERATION OF ORDINANCE NO. 7809

(Contact: Anthony Spanel, Environmental Health Director)

This is the second and final reading of an ordinance revising Chapter 8-5 Public and Environmental Health. With the passing of SB 476, Environmental Health's Dog Friendly Patio requirements have become preempted by State law which takes effect 9/1/2019. The Chapter revision will also include a minor change in mobile food unit standards, general language cleanup, moving vended water/ice regulations into this chapter from State law, capping educational fees, increasing re-inspection fees, and better defining enforcement proceedings.

### Agenda Item Summary

With the passing of SB 476, Environmental Health's Dog Friendly Patio requirements have become preempted by State law which takes effect 9/1/2019. The Chapter revision will also include a minor change in mobile food unit standards, general language cleanup, moving vended water/ice regulations into this chapter from State law, capping educational fees, increasing re-inspection fees and better defining enforcement proceedings.

### Requested Action

To approve ordinance number 7809, revising Chapter 8-5 Public and Environmental Health.

### Funding Summary

N/A

### Community Engagement Summary

Proposed changes to Chapter 8-5 were presented to the Panhandle Restaurant Association Board at their meeting on 8/13/2019. The Panhandle Restaurant Association has submitted a letter of support related to the proposed changes.

### Staff Recommendation

Staff recommends approval of the revisions to Chapter 8-5.

ORDINANCE NO. 7809

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-5, ARTICLE I, ARTICLE II, AND ARTICLE IV, VARIOUS SECTIONS, TO REVISE ASPECTS OF NUISANCE AND SANITATION ENFORCEMENT BY THE ENVIRONMENTAL HEALTH DEPARTMENT, INCLUDING AUTHORITY, FEES, PROCEDURES, NOTICES, REMEDIES, PROVIDING NEW REQUIREMENTS FOR LICENSING AND SANITATION OF WATER/ICE VENDING MACHINES AND PROVIDING FOR MANDATORY TRAINING FOR CERTAIN FOOD SERVICE VIOLATIONS; AND RELATED MATTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING FOR CONTINUATION OF PRIOR LAW; PROVIDING PENALTY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

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WHEREAS, enactments by the Legislature make it necessary to update the list of state statutes incorporated into this Chapter 8-5 of the Code of Ordinances; and,

WHEREAS, there is a need to update, clarify, and revise various aspects of the Environmental Health Department's authority, procedures, notices, and remedies as provided in Sections 2, 3 and 4 of this Ordinance; and

WHEREAS, the proliferation of automated retail water and ice vending machines now poses an environmental health risk for which reasonable sanitation regulations, inspections and permit is needed in order to better protect the public health, safety and welfare;

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

**SECTION 1.** The Amarillo Municipal Code, Chapter 8-5, be and hereby is amended and re-titled to read as follows: **CHAPTER 8-5. – PUBLIC AND ENVIRONMENTAL HEALTH**

**SECTION 2.** The Amarillo Municipal Code, Chapter 8-5, Article I, Section 8-5-2 be and hereby is amended to read as follows:

**Sec. 8-5-2. - Adoption and Authority of State Law, Rules and Regulations.**

(a) The Environmental Health Department, Public Health Department, and the Health Authority are each respectively authorized to enforce all applicable health, sanitation, and environmental nuisance laws enacted (and as amended) by the State of Texas by way of statute or administrative agency rules, both within the City limits of Amarillo and within other jurisdictions which by intergovernmental agreement authorize City employees to perform such services within such other jurisdiction. The procedural and fee provisions of this Chapter 8-5 apply in all actions and jurisdictions. The substantive provisions of this chapter apply within the City limits of Amarillo or other jurisdictions as authorized by law, following Chapters of the Texas Health and Safety Code and applicable administrative regulations as published by the Texas Department of State Health Services

and the Texas Department of Licensing and Regulation, as such now exists and hereafter amended or re-codified, are hereby adopted by reference as if fully set out herein:

(1) ~~Chapter 81 Communicable Diseases.~~

(2) ~~Chapter 97 Subchapter A Control of Communicable Diseases.~~

(3) ~~Chapter 228 Texas Food Establishment Rules.~~

(4) ~~Chapter 341 Minimum Standards of Health and Sanitation (Section 341.001, § 341.011, § 341.014, § 341.061-.068 only).~~

(5) ~~Chapter 342 Local Regulation of Sanitation (Section .001 and .021 only).~~

(6) ~~Chapter 433 Meat and Poultry Inspection Act.~~

(7) ~~Chapter 434 Public Health Provisions Relating to Production of Baked Goods.~~

(8) ~~Chapter 438 Public Health Measures Relating to Food (Section .001-.035 only).~~

(9) ~~The Texas Administrative Code, Chapter 285, On-site Sewage Disposal Rules as published by the Texas Commission on Environmental Quality as the same now exists or is hereafter amended are hereby adopted by reference as if fully set out herein.~~

(10) ~~The Texas Administrative Code, Chapter 265, Subchapter L, Standards for Pools and Spas. (Section 185-208).~~

(11) ~~Texas Administrative Code, Chapter 265, Subchapter M, Public Interactive Water Features and Fountains.~~

**SECTION 3.** The Amarillo Municipal Code, Chapter 8-5, Article I, Section 8-5-1 be and hereby is amended in part, to read as follows:

*Director of Public Health:* The manager of the Department of Public Health appointed by the ~~Public Health Administrator~~ City Manager and charged with implementing public health promotion and maintenance services; infectious disease ~~control and prevention services~~ investigations, prevention services, and control measures ~~—services~~; community health assessment, and public health education and information services for the Amarillo Bi-City-County Health District.

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*Environmental Health Officer*: The Director of Environmental Health and all registered sanitarians employed as Environmental Health Specialists, Inspectors, or other functionary titles.

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**SECTION 4.** The Amarillo Municipal Code, Chapter 8-5, Article II, Section 8-5-5 be and hereby is amended in part, to read as follows:

**Sec. 8-5-5. - Duties of Health Authority.**

(a) – (c) [TEXT UNCHANGED]

(d) The Health Authority, Director of Public Health, Director of Environmental Health, and/or their designees, are jointly and severally charged with implementing and enforcing ~~public health for this jurisdiction in compliance with codes and regulations promulgated by the Texas Department of State Health Services.~~ all applicable health, sanitation, and environmental nuisance laws enacted (and as amended) by the State of Texas by way of statute or administrative agency rules, both within the City limits of Amarillo and within other jurisdictions which by intergovernmental agreement authorize City employees to perform such services within such other jurisdiction. ~~As appropriate, each of these local officials~~ The Director and his/her designee shall also coordinate activities with the Texas Department of State Health Services and other ~~local~~ public health units, departments, ~~and districts~~ and agencies.

**SECTION 5.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Section 8-5-4, be and hereby is amended to delete Section 8-5-4, “Penalty,” because that provision is redundant with another penalty provision in Article IV, and Section 8-5-4 shall now read as follows:

**Sec. 8-5-4. -Penalty. Reserved.**

~~Any person who shall violate any provision of this chapter shall upon conviction, be assessed a fine not to exceed two thousand dollars (\$2,000.00) at the discretion of the court and each day and every violation of any provision of this chapter shall constitute a separate offense.~~

**SECTION 6.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Section 8-5-19, be and hereby is amended to now read as follows:

**Sec. 8-5-19. - Applications and Variance procedures.**

(a) through (e) [TEXT UNCHANGED]

(f) (1) to (4) [TEXT UNCHANGED]

(5) An owner, officer, manager, or other person in charge of a food establishment commits an offense if he or she, either personally or through an employee or agent, violates, allows a violation of, or fails to comply with a term or condition of a variance granted under this section.

(g) Variance for establishments seeking to permit dogs in outdoor eating area. Pursuant to Texas Health & Safety Code section 437.025, a variance is automatically granted for an establishment pursuant to the following regulations. In the event of an amendment to state law or a discrepancy between this ordinance and state law, state law shall control:

(1) A food service establishment may permit a customer to be accompanied by a dog in an outdoor dining area if:

(A) the establishment posts a sign in a conspicuous location in the area stating that dogs are permitted;

(B) the customer and dog access the dining area directly from the exterior of the establishment;

(C) the dog does not enter the interior of the establishment;

(D) the customer keeps the dog on a leash and controls the dog;

(E) the customer does not allow the dog on a seat, table, countertop, or similar surface; and

(F) in the dining area, the establishment does not prepare food or permit open food other than food that is being served to a customer.

(2) The regulations in subsection (1) do not apply to a service animal as defined in state law.

~~(1) A food establishment may apply to the Environmental Health Officer for a variance of TAC § 228.186(o) of the Texas Food Establishment Rules pursuant to TAC § 228.243(a) of the Texas Food Establishment Rules and this section. A variance granted under this section is nontransferable and will be considered valid unless revoked by the Environmental Health Officer or terminated by the food establishment.~~

~~(2) If pursuant to this section and the Texas Food Establishment Rules § 228.243(a), the Health Officer grants a variance to TAC § 228.186(o) of the Texas Food Establishment Rules (which prohibits animals on the premises of a food establishment) to allow dogs to be present in the outdoor patio area of a food establishment, the food establishment shall comply with the following conditions and standards in addition to any other condition and standards established by the Environmental Health Officer for the variance:~~



a. ~~Except as allowed under TAC § 228.186(o) of the Texas Food Establishment Rules, no dog may be present on the premise of a food establishment.~~

b. ~~A separate entrance must be provided from the outside of the food establishment to the outdoor patio so that a dog will have direct access to the patio without entering the interior of the food establishment or any playground areas of the food establishment. A dog on an outdoor patio may not be allowed within seven (7) feet of any entrance to the interior of the food establishment, except when necessary to enter or exit the patio.~~

c. ~~A sign must be posted at the front entrance of the food establishment so that it is easily visible to the public. The sign must state: "DOG FRIENDLY PATIO (with an arrow showing the direction to the patio entrance) DOG ACCESS ONLY THROUGH OUTDOOR PATIO".~~

d. ~~Doors equipped with self-closing devices must be provided at all entrances to the outdoor patio from the interior of the food establishment.~~

e. ~~No food preparation, including mixing drinks or serving ice, may be performed in the outdoor patio area, except that a beverage glass may be filled on the patio from a pitcher or other container that has been filled or otherwise prepared inside the food establishment.~~

f. ~~The food establishment shall have hand sanitizer available at or near all entrances and exits to the establishment.~~

g. ~~The outdoor patio must be continuously maintained free of visible dog hair, dog dander and other dog-related waste or debris. The outdoor patio must be hosed down or mopped with animal friendly chemicals at the beginning of each shift during which food or beverages will be served (breakfast, lunch, dinner, or late hours), or, if a food establishment has continuous food or beverage service without designated shifts, then every six (6) hours that the establishment is open for business, except that cleaning under this subsection is not required if no dog has been present on the outdoor patio since the last cleaning. Waste created from a dog's bodily functions must be cleaned up with animal friendly chemicals within five (5) minutes after each occurrence. All dog waste must be disposed of outside of the food establishment in an appropriate waste receptacle. Equipment used to clean the outdoor patio must be kept outside of the food establishment.~~

h. ~~While on duty, wait staff or other food handlers at the food establishment may not pet or have contact with any dog.~~

i. ~~A dog must be kept on a leash and remain in the control of the customer while in the outdoor patio area. The dog must be currently vaccinated for rabies and wearing a collar or harness with a current license tag attached to it.~~

j. ~~A dog is not allowed on a seat, table, countertop, or similar surface in the outdoor patio area.~~

k. ~~A dog is not allowed to have contact with any dishes or utensils used for food service or preparation at the food establishment.~~

l. ~~A dog may not be given any food (including, but not limited to, dog kibble, biscuits and edible treats) while in the outdoor patio area, but may be given water in a disposable container or from a container provided by the customer.~~

~~(3) An owner, officer, manager, or other person in charge of a food establishment commits an offense if he or she, either personally or through an employee or agent, violates, allows a violation of, or fails to comply with a term or condition of a variance granted under this section.~~

**SECTION 7.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Section 8-5-21be and hereby is amended in part, to read as follows:

**Sec. 8-5-21. - Additional Requirements for Food Establishments and Vended Water or Ice.**

(a) through (c) [NO TEXT CHANGE]

(1)-(6) [TEXT UNCHANGED]

(7) All Mobile Food Units must be constructed and maintained in accordance with locally adopted building codes construction and safety standards to include, but not limited to, plumbing, (water, sewer and gas lines only), electrical and mechanical, (heating and air), as determined by the Environmental Health Officer. The Building Official and staff shall consult with, assist, and cooperate with as necessary to aid the Director of Environmental Health with the inspections and implementation of this section to assure public safety;

(8) a.- c. [TEXT UNCHANGED]

d. All MFU's using compressed gas (LP/propane cylinders, etc.) shall keep gas containers secured outside of the passenger area of the vending unit.

Compressed gas cylinders shall be secured by one (1) or more restraints to a fixed object or nested and secured by one (1) or more restraints and cannot be located closer than ten (10) feet from any trash, open flames, generators, or other combustible material. All valves, hoses and connections used shall be rated for use with petroleum gas. All gas valves, hoses, and connectors shall pass an annual pressure test;

e. Portable generators shall be kept at safe distance from all public accessible areas and shall be used in accordance with the manufacturer's instructions.

Mounting and placement of containers shall comply with National Fire Protection Association (NFPA) 58 and Texas Department of Transportation regulations. A generator required by this paragraph must be rated by the manufacturer at no less than 2500 running watts, to assure power for adequate refrigeration, cooking, holding temperatures and other sanitation compliance;

f. - i [NO TEXT CHANGE]

(9) [NO TEXT CHANGE]

(d) Water and ice vending device requirements.

(1) Devices. This section applies to all mechanical devices or systems designed and intended for the automated self-serve vending of potable water, ice, or both to the public as a retail sale. Such devices are hereafter referred to as "water dispensing device." All such vending devices shall:

a. Obtain water from an approved water supply;

b. Be designed and constructed to allow for the proper cleaning and maintenance of all surfaces and components in the interior and exterior of the units;

c. Constructed of materials that are smooth, durable, easily cleanable, non-absorbent and corrosion resistant;

d. Designed and constructed so water is treated by distillation, ion-exchange, filtration, ultraviolet light, reverse osmosis, mineral addition or any combination of the previously mentioned methods and is completed in an effective manner;

e. Have an effective collection system to handle any drip, spillage or overflow of water;

f. Have an approved backflow prevention device for all potable water connections;

g. Disinfect the vended water by ultraviolet light or another approved method immediately prior to vending;

h. Comply with the American Water Works Association (AWWA) specifications for granular activated carbon if used in the treatment of water (AWWA B604-74);

i. Be maintained in a clean and sanitary condition;

j. Be kept free of dirt and vermin;

k. Have a recessed or guarded corrosion-resistant dispensing spout;

l. Be equipped with a monitoring device that is designed to cease operations of the machine in the event of the disinfection unit failure;

m. Be equipped with a self-closing, tight-fitting door or other acceptable means on the vending compartment;

n. Display the following information in a location clearly visible to all patrons, either on the structure housing the water dispensing device or immediately next to such device or:

1. Name and Address of the owner and, if different, then also the operator;

2. A statement that indicates that the water was obtained from an approved source;

and

3. A local or toll-free phone number for further information, service, or complaints.

(2) Records and testing. Service, sampling, testing, and record keeping shall meet the following requirements:

a. All parts and surfaces of the water dispensing device shall be maintained in a clean condition. The dispensing chamber and nozzle shall be cleaned each time the unit is serviced, and all parts of the vending unit shall be deposit free and visibly clean. Cleaning and maintenance records shall be maintained for two (2) years and made available upon request;

b. A satisfactory bacteriological analysis must be conducted every once every ninety (90) calendar days and if requested shall also be analyzed for other physical, chemical or

microbiological parameters. Records shall be maintained for two (2) years and made available upon request;

c. All bacteriological analysis that have a positive result for Coliform, Fecal Coliform, E. Coli, or other fecal indicator organisms must be reported to Environmental Health within twenty-four (24) hours. Unit must cease operations immediately, remediate the water system by disinfection and have a negative bacteriological analysis prior to requesting permission to resume operations;

d. Each water dispensing device shall maintain a written maintenance program that includes servicing instruction for the operation, technical manuals for the machine and records of service. The written maintenance program shall be available upon request;

e. The operator shall clean and perform servicing of the water vending machine at minimum of once per month or at a frequency required by the manufacturer if more often. More frequent cleaning and servicing may be required to maintain sanitation.

(3) Permits and Inspections. Each water dispensing device shall have a valid State permit, if and as required by the State. In addition, each water dispensing device shall have a valid Food Establishment Permit from the Environmental Health Department. Each water dispensing device and the structure in which it is housed is subject to periodic inspection by the Texas Department of State Health Services and the City of Amarillo.

**SECTION 8.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Section 8-5-1-15 be and hereby is REPEALED in its entirety.

**SECTION 9.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Section 8-5-1-15 be and hereby is RE-ENACTED to now read as follows:

**Sec. 8-5-15. - Fees.**

(1) Food Establishments where 50% or more of the business is onsite food or beverage consumption; permit fees and renewal fees are based on Occupancy Loads as established by the City Building Official and are as follows:

0 to 50 persons .... \$266.00

51 to 150 .... \$372.00

151 to 250 .... \$478.00

251 to 350 .... \$585.00

Over 350 .... \$691.00

(2) Food Establishments where 50% or more of their business is for offsite food or beverage consumption, permit fees and renewal fees are based on square footage of the business and are as follows:

0 to 500 sq.ft. .... \$266.00

501 to 3,000 .... \$372.00

3,001 to 5,000 .... \$478.00

5,001 to 15,000 .... \$585.00

15,001 an Over .... \$691.00

(3) Umbrella permitting for operations with multiple operations on contiguous properties or within one (1) structure all owned and/or operated by the same legal entity. One master permit will be issued for all Food Establishments per section (1) or (2) above or, if more than one (1) operation at the same property, then \$103.00 for each structure after the first.

(4) Prepackaged Food Vendors less than 200 cubic feet of total food operation area are exempt from permit and fees

(5) Food Establishment greater than 200 cubic feet for the total food operation (includes display and storage areas) that provide only single-service, prepackaged foods that are not time / temperature control for safety .... \$266.00.

(6) Food Establishment permit fees for Caterers, Farmers Markets, Concession Stands, Special Event Venues, Mobile Food Units (to include snow cone stands) .... \$266.00.

(7) Food Establishment permit fees for schools and child care facilities .... \$266.00

(8) Child Care facilities that serve only Non-TCS food items (snacks only) .... \$107.00

(9) Application fee for Food Establishments, Pools, Spas, and PIWF's to include new, change of owner, remodel, or repair .... \$27.00

(10) Plan Review and inspection fee for Food Establishments, Pools, Spas, and PIWF's to include new, change of owner, remodel or repair .... \$91.00

(11) Voluntary Construction Compliance inspection .... \$78.00

(12) Variance application .... \$206.00

(13) TCS Vending Machine permit fees .... \$107.00 per unit

(14) Re-Inspection fees of Food Establishments, Pools, Spas, PIWF and OSSF systems...

\$100.00

(2<sup>nd</sup>) \$150.00

(3<sup>rd</sup>) \$250.00

(4<sup>th</sup>) \$350.00

(15) Duplicate copy of permit, registration, placard or license .... \$27.00

(16) Late Food Establishment, Pool, Spa and PIWF permit fee .... \$54.00 if paid within (30) days of expiration, afterwards \$103.00

(17) Application for a new and change of owner for Liquor license .... \$27.00

(18) Late renewal fee for Liquor license .... \$27.00

(19) Application for a new and change of owner for Beer and Wine license .... \$27.00

(20) Late renewal fee for Beer and Wine license .... \$27.00

(21) Environmental inspection of a child care facility or group home .... \$54.00

(22) Temporary Food Establishment Permit. Persons who are not a licensed caterer must obtain this permit by paying a per day per booth fee shown in the chart below. Licensed caterers must obtain a permit per day per booth but are exempt from the fees shown in the chart.

**[CHART] TEMPORARY FOOD ESTABLISHMENT PERMIT FEES**

<u>Total # of Food / Beverage Booths at the Event</u>	<u>Fee per Temporary Food Establishment Permit per day per booth</u>
<u>0-5</u>	<u>\$30.00</u>
<u>6-12</u>	<u>28.00</u>
<u>13-20</u>	<u>25.00</u>
<u>21-40</u>	<u>\$22.00</u>
<u>41-80</u>	<u>\$17.00</u>
<u>81 or more</u>	<u>\$12.00</u>

(23) Express Temporary Food Establishment Permit. A person or licensed caterer applying for a Temporary Food Establishment at any hour within the two business days prior to the day an event starts, shall pay a special express processing fee in lieu of the fee shown in the chart .... \$52.00 per day per booth

(24) Certified Food Manager annual registration .... \$44.00

(25) Late Certified Food Manager annual registration .... \$12.00

- (26) Certified Food Manager Certification (course and exam). Fee not subject to annual increase .... \$160.00 per person
- (27) Certified Food Manager Certification exam re-test .... \$78.00
- (28) Food Handler Certification (course and exam). Fee not subject to annual increase .... \$22.00
- (29) Water sample collection .... \$44.00
- (29) OSSF primary treatment, multi-unit and secondary treatment .... \$400.00
- (30) OSSF existing system inspection .... \$160.00
- (31) OSSF trip fee .... \$100.00
- (32) Annual permit (year-round usage) for public and semi-public pools, spas and PIWF .... \$213.00 or, if more than one (1) at the same property, then \$54.00 for each unit after the first. Permits are non-transferable.
- (33) Seasonal permit (operating less than 9 months) for public and semi-public pools, spas and PIWF .... \$107.00 or, if more than one (1) at the same property, then \$54.00 for each unit after the first. Permits are non-transferable.
- (34) Cost per seat in the Certified Pool Technician course will be \$133.00 for the initial 2-day course and exam. A one (1) day refresher course with exam will be offered for \$54.00 per seat for those who have taken the initial course with the City. Payments must be made in advance and are non-refundable. Fee not subject to annual increase.
- (35) A Technology fee of \$10.00 will apply to all application excluding Environmental Health applications, Temporary Event application, and water sample but will include renewals.
- (36) All fees will increase annually by 3% or consumer Price Index (CPI), whichever is greater. Fees will be rounded up to a whole dollar amount.
- (37) Convenience fee (applied to all credit/debit card transactions) .... 2.5% of the total transaction (rounded to the nearest whole dollar amount).
- (38) Outside of the City limits fee, excluding Environmental inspections of child care facilities and group homes, OSSF and water samples .... \$50.00

**SECTION 10.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Sections 8-5-13 and 8-5-14 be and hereby are amended to read as follows:

**ARTICLE IV. - ENVIRONMENTAL HEALTH**



**Sec. 8-5-13. - Right of entry for inspection.**

The Health Authority, Director Environmental Health and the an Environmental Health ~~Specialists Officer acting under his direction and supervision~~ are each hereby empowered to enter into, examine, investigate, inspect and view all grounds, public buildings and premises whenever and where they may deem it proper and necessary in the prosecution of their duties to enter for the discovering and suppression of diseases and the enforcement of the health regulations and ordinances of the City and sanitary code of the State.

**Sec. 8-5-14. – Nuisances and other health sanitation violations.**

(a) Specific conditions, actions ~~and~~ or circumstances ~~are~~ defined in the Health and Safety Code ~~Chapter 341.011~~, State administrative regulations, or in this Code of Ordinances which are defined as nuisances or constitutes a health sanitation violation and are adopted as nuisances in this ordinance are prohibited. and are subject to the penalties ~~as outlined in section 8-5-4 and enforcement action described in this Article and Section 1-1-5 of this Code.~~ Whenever an Environmental Health Officer shall have reasonable cause to believe any nuisance, generally defined, shall exist within the City or Health District, the Environmental Health Officer shall notify, in writing, the owner, ~~or~~ occupant of the premises, or person in charge of the premises whereon such nuisance or other violation exists, and order such owner, ~~or~~ occupant, or person in charge to abate or remove the nuisance described in such notice, within the time period specified ~~under State law in the notice.~~ The Environmental Health Officer shall also provide a copy of the notice of violation to the municipal prosecutor for the jurisdiction.

(b) Whenever ~~an~~ a notice and order has been given by the Health Authority or an Environmental health officer to abate or remove a nuisance or health sanitation violation that may exist, the owner shall have the right within the period of time given in the order for abatement to appear at the office of the Environmental health officer to show cause why such order should not or cannot be complied with. ~~with and~~ The Environmental health officer ~~may at his~~ has discretion, to give such extension of time for the abatement or removal of such nuisance as may be necessary, provided there is no immediate danger to the public health.

(c) Whenever an owner or occupant fails to correct the an escape of raw sewage within the City limits of Amarillo, the Director of Environmental Health or designee shall direct the Utilities Department to remove the water meter at the address of ~~the public health that~~ nuisance. This correction of the nuisance shall remain and the water meter shall not be reinstated until proper repairs have been completed to the sewage system at that property.



**SECTION 11.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Sections 8-5-17 be and hereby is amended to read as follows:

**Sec. 8-5-17. – Temporary Suspension of permit; Revocation of permit; and Appeals.**

(a) Temporary Suspension.

(1) ~~(a) Whenever, in the opinion of the Environmental Health Officer, any aspect of the design, installation, operation, condition, or maintenance of a facility regulated by this Chapter does not comply with applicable standards of this chapter or permit requirements the sanitary conditions of any for a Food Establishment, Public pool, spa, or PIWF, or semi-private pool spa or PIWF, or On-site Sewage Disposal system, or any other facility, vehicle, or establishment that is issued any permit or subject to inspection under this chapter, then its permit to operate may be temporarily suspended and the premises closed to the public. Such temporary permit suspension and closure shall continue until the facility conforms to the standard or permit requirement. shall, in the judgment of the Health Officer, be such as to render the establishment a public health nuisance, the Health Officer is authorized to forbid the sale of food from such establishment, use of the water feature, or On-site Disposal system, and to suspend the permit of such for so long as such condition exists.~~

~~Further, any facility or establishment that is issued a permit under this chapter may be closed when in the opinion of the Health Officer any aspect of the design, installation, operation, or maintenance of the facility does not comply with applicable standards of this chapter or permit requirements. Such closure or suspension shall continue until the facility conforms to the standard or permit requirement.~~

(2) ~~(b) When a nuisance condition or health sanitation violation poses If an imminent public health hazard, exists including but not limited to lack of proper refrigeration, sewage backup into the facility, fire, major structural damage, loss of electricity, or lack of a water supply under pressure, then the establishment or facility shall immediately cease Food Service operations, on-site sewage disposal, and recreational water uses, as applicable. Operations shall not be resumed until authorized by the Environmental Health Officer. A Food Establishment which scores more than thirty (30) demerits shall be considered to have "Failed" the inspection.~~

~~(3) (e) Following~~ The temporary suspension of the a permit to operate, pursuant to (1) or (2) above shall be effective immediately upon order ~~the operation of the permitted facility shall immediately be discontinued~~ and the suspension shall continue until the defects which caused the suspension have been corrected and approved by an Environmental Health Officer. A Food Establishment with a failed inspection must at a minimum correct all "Priority and Priority Foundation" violations prior to re-inspection and opportunity to re-open for business. Failure to correct these items will result in immediate closure until 8:00 am the following business day or until all required items have been corrected.

~~(4) (d)~~ Following correction of noted violations, the applicant owner or person in charge of the premises may request a re-inspection be made. If the defects are properly corrected, the Environmental Health Officer ~~may~~ shall order the reinstatement of the permit and allow operations to resume.

~~(5) (e)~~ A Food Establishment which scores more than thirty (30) demerits shall be considered to have "Failed" their the inspection. A re-inspection of a failed facility shall require the payment of a re-inspection fee for the next inspection. This re-inspection will be scheduled on the next regular work day. If the establishment fails the re-inspection, then the Environmental Health Officer is authorized ~~and empowered~~ to continue the temporary suspend suspension of the permit and business closure ~~the Food Establishment permit of any Food Establishment in violation of this article, as provided in subsections (1) through (3).~~

~~(f)~~ A Food Establishment with a failed inspection must correct all "Priority and Priority Foundation" violations prior to re-inspection. Failure to correct these items will result in immediate closure until 8:00 am the following business day or until all required items have been corrected. A re-inspection fee will be required.

~~(g)~~ A Public or Semi-Public pool, spa, or PIWF is found to be open and operating at a level that does not comply with the disinfectant, pH and/or water clarity parameters defined in 25 TAC 265.204(a) figure 25.

~~(h)~~ A written request for an appeal hearing of such suspension may be made to the City Manager in accordance with Section 8-5-24, and the City Manager's decision is final.

~~(6)~~ Separate from and in addition to any other penalty or action described in this Article, upon two separate occasions within any twelve month period in which either a cumulative of (i) two or

more citations or (ii) four or more notices of violation are issued, the Environmental Health Director may determine that additional or refresher training will protect the public health and safety, and thereupon order the owner, manager, or other person in charge of a food establishment to timely attend and successfully complete a food safety and sanitation remedial education training session that lasts no longer than eight clock hours including rest or meal breaks.

(b) Revocation of Permit.

(1) After opportunity for a hearing, the Director of Environmental Health may revoke a permit for a facility, vehicle, or establishment for repeated violations of any requirements of this Article or applicable State statutes or administrative regulations, or provisions of this Chapter; or, for interference with the regulatory authority or activity of the Health Authority or Environmental Health Officer. For purposes of this section, "repeated violations" means either two or more citations or four or more notices of violation issued within any twelve month period; or, failure or refusal to timely and successfully complete a food safety and sanitation remedial training ordered by the Environmental Health Director.

(2) The Environmental Health Director shall notify the holder of the permit or the person in charge of the premises, in writing, of the reason for which the permit is subject to revocation, and that the permit shall be revoked at the end of ten (10) calendar days following delivery of such notice unless a written request for a hearing is filed with the Environmental Health Director within such ten (10) day period. If no request for hearing is timely filed, then the revocation of the permit occurs automatically. If a hearing is timely requested, then it shall be held within 10 business days after receiving the request for hearing. The hearing shall be conducted by the Environmental Health Director or a designee. The decision shall be rendered in writing by the Director or designee who conducted the hearing, within three (3) business days after the hearing and mailed to the person who requested the hearing.

**SECTION 12.** The Amarillo Municipal Code, Chapter 8-5, Article IV, Sections 8-5-23 through 8-5-26 inclusive be and hereby are amended to read as follows:

**Sec. 8-5-23. – Other Enforcement.**

When the Environmental Health Director determines that a ~~Food Establishment, On-site sewage disposal system, or Public Pool~~ nuisance or health sanitation condition at or in a facility, vehicle, establishment subject to permits and inspections in this Chapter exists and is a violation of violates this Article or other applicable law, the following remedies are available for the Director.

The Director may take any, all, or any combination of these actions against the ~~violator~~ violating owner, permittee or person in charge of the premises, consecutively or concurrently:

- (1) Issue ~~a warning~~ notice of violation and order to correct.
- (2) Issue ~~one (1) or more~~ a citations or file an open criminal complaint in a court of appropriate jurisdiction for the issuance of a summons, to proceed in accordance with the rules of criminal procedure.
- (3) ~~Obtain an emergency closure/suspension order~~ Temporarily suspend a permit and close a facility or establishment, pending correction of violations.
- (4) Enter and Abate the nuisance, if applicable, and file a lien if costs thereof are not timely paid after invoice.
- (5) Revoke a Permit suspension or revocation and close a facility or establishment subject to this Chapter proceedings, if applicable.
- (6) Request the City Attorney to institute a suit for any civil or criminal remedies provided by law, including injunction and civil penalty as provided by ~~this Article~~ or state law.
- ~~(7) Any other remedy provided by law.~~

**Sec. 8-5-24. – Administrative Appeal Hearing request.**

(a) ~~If Petitioner~~ When an owner, occupant, or permit holder for a regulated facility, establishment or vehicle (hereafter in this section, "Petitioner") desires to appeal any order, action or determination by the Health Authority, Environmental Health Director, or an Environmental Health Officer or other non-judicial matter arising ~~an appeal hearing for violations of~~ under this Article, then ~~he/she~~ Petitioner shall file a written notice with the City Secretary within ten (10) calendar days of the violator being served with notice of the administrative order, action, or determination at issue. The administrative appeal provided in this section does not apply to a criminal or civil case filed in a court.

(b) Petitioner must clearly state sufficient the grounds for appeal, with meaning the material fact issues and the specific order, action, or determination being challenged, to be granted a hearing. ~~If no issue of material fact exists, then the Environmental Health Director's determination is final, and the hearing is denied.~~

~~(c) When grounds exist for such hearing, then a written notice of the hearing shall be served on the petitioner violator within~~ The City Secretary shall promptly forward the appeal to the City Manager or designee, who shall be the hearing officer. The hearing officer shall promptly set a date, time, and place to hear the matter within 10 business days after receiving the appeal from the City Secretary. The City Secretary shall then promptly notify the Petitioner by certified mail of the hearing place, date, and time. Petitioner is entitled to at least ten (10) calendar days prior notice of to the hearing, unless Petitioner waives advanced notice and requests a speedier hearing of the appeal. Notice shall be served in person or by certified mail, return receipt requested, stating the date, time, and place of such hearing. For good cause, the hearing may be continued once by request of the Petitioner and once by request of the City, or as may be mutually agreed by the parties.

(d) Notice shall be deemed received by the Petitioner five (5) calendar days after it is placed in a mail receptacle of the United States Postal Service.

(e) Whenever any deadline specified in this Section falls on a Saturday, Sunday, or City-recognized Hall holiday, the deadline shall be automatically extended to the next regular City business day.

(f) The City shall have the burden to prove by a preponderance of the evidence that their order, actions, or determination were was authorized and appropriate. ~~by producing evidence in support of their case.~~

(g) ~~At the conclusion of the hearing, The City Manager shall be the hearing officer, and he/she shall~~ may uphold, reverse, or modify the order, action, or determination at issue or take the matter under advisement. prior decision holding the Petitioner violator in violation of this Article. Within three business days after the conclusion after the hearing, the hearing officer shall issue a letter to the Petitioner and Environmental Health Department rendering the decision. The decision shall be final.

(h) ~~At the conclusion of the evidence, the City Manager shall render a written decision, and his/her decision shall be final.~~

(h) (i) This hearing shall exhaust all administrative remedies. ~~of the petitioner violator.~~

**Sec. 8-5-25. - Nuisance abatement; lien for costs.**

~~(a) The Director may give notice to a property owner of a nuisance, as defined in Section 8-5-14, under this Article and require that owner cease, abate, remove, or otherwise remedy such nuisance immediately. If the person creating, maintaining, or allowing the nuisance is not the property owner, notice shall be given to such person.~~

~~(b) The notice must be given:~~

~~(1) Personally to the owner/person in writing; or~~

~~(2) By letter addressed to the owner/person at the owner's/person's post office address and sent certified mail, return receipt requested. However, if personal or certified mail service cannot be obtained or the owner's/person's post office address is unknown, notice may be given by:~~

~~a. Publication in the City's official newspaper at least twice within ten (10) consecutive days.~~

~~b. Posting the notice on or near the front door of each building on the property in which the violation relates; or~~

~~c. Posting the notice on a placard attached to a stake driven into the ground on the property in which the violation relates, if the property contains no buildings.~~

~~(e) (a) If the property owner/person or person in charge of the premises fails or refuses to timely comply with the a notice or order of the Environmental Health officer, within ten (10) days of service, the Director may enter the property containing the nuisance and abate the nuisance as the Director deems necessary to immediately protect public health and safety.~~

~~(d) (b) Moreover, ~~if-if~~ the Director deems immediate nuisance abatement necessary to protect the public health, safety, or welfare from an imminent and substantial endangerment, the Director may, without complying with the notice provisions of this Section, enter the property containing the nuisance and do or cause to be done any work the Director deems necessary for nuisance abatement.~~

~~(e) (c) After abating the nuisance, the Director may inform the owner/person in a notice sent certified mail, return receipt requested, that if the owner/person commits another violation of the same kind or nature that poses a danger to the public health, safety, or welfare on or before the first anniversary of the original notice date, the City may without further notice correct the violation at the owner's expense and assess the expense against the property.~~



~~(f) (d) To obtain a lien against the property for all City costs incurred, The Director shall cause an invoice for the abatement costs incurred by the City to be sent to the record owner of the property, and if such is not paid within 30 days, then the Director or designee shall execute and file the affidavit required to place a lien against the property for the costs plus interests and other amounts that may be allowed by law. file a lien The lien affidavit shall be filed with the county clerk in the county in which the property is located. This lien shall be inferior only to tax and street assessment liens.~~

**Sec. 8-5-26. - Judicial remedies and penalties.**

The Environmental Health Director may request the assistance of the City Attorney and cooperate with the City Attorney in order to pursue all appropriate criminal and civil relief provided by law for the various violations arising under this Chapter. These remedies are cumulative and more than one remedy may be pursued simultaneously;

(a) *Criminal Remedies.*

(1) A violation of this Article IV or a State statute or administrative regulation or substantive provision of this Chapter is an offense. Upon conviction for an offense arising under this Article IV or Article I Chapter or state law is a Class C misdemeanor or health and safety violation punishable as a Class C misdemeanor by a fine not to exceed of up to two thousand dollars (\$2,000.00) (as authorized in Texas Local Government Code, section 54.001), and as further provided for in section 1-1-5 of this Code of Ordinances, and shall be one of strict liability.

(2) Each separate occurrence of a violation ~~or~~ and each day that a violation continues shall constitute a separate offense.

(b) *Civil Remedies.* ~~(1) When a person violates or continues to violate any provision of this Article, The City may petition the state district court or applicable county court at law a court of appropriate jurisdiction for either injunctive relief, statutory civil penalties, and costs or both, pursuant to Texas Local Government Code, Chapter 54, or other applicable law, including a civil penalty of up to \$5,000.00 or as otherwise provided by state law, as amended. when a person violates or continues to violate any provision of this Article in regards to the following;~~

~~a. The preservation of public health; or~~

~~b. Conditions caused by accumulations of refuse, vegetation or other matter that creates breeding and living places for insects and rodents.~~

~~(2) Such temporary or permanent injunction, as appropriate, obtained against the owner may:~~

~~a. Prohibit conduct that violates any provision of this Article and relates to subsection (b)(1) above; or~~

~~b. Compel specific performance of any action necessary to comply with a provision of this Article in regards to any matter specified in subsection (b)(1).~~

~~(3) The City may recover a civil penalty of not more than one thousand dollars (\$1,000.00) per day for each violation of any provision of this Article that relates to any matter listed in subsection (b)(1) above if the City proves that:~~

~~a. The violator was notified of this Article's provisions; and~~

~~b. After receiving notice of the provisions, the violator committed acts in violation of the Article or failed to take necessary action to comply with the provisions of this Article cited in the notice.~~

**SECTION 13. Severability.** If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

**SECTION 14. Repealer.** All ordinances, parts of ordinances resolutions and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

**SECTION 15. Continuation.** That nothing in this ordinance (or any code adopted herein) shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance and such prior law is continued in effect for purposes of such pending matter.

**SECTION 16. Penalty.** A violation of this ordinance is a health and safety offense punishable as a health and safety violation, in accordance with Section 1-1-5 of this Code of Ordinances.

**SECTION 17. Publishing and Effective Date.** This ordinance shall be published and become effective according to law.



**INTRODUCED AND PASSED** by the City Council of the City of Amarillo, Texas, on First Reading this the 3<sup>rd</sup> day of September, 2019; and **PASSED** on Second and Final Reading the 10<sup>th</sup> day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

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

APPROVED AS TO FORM:

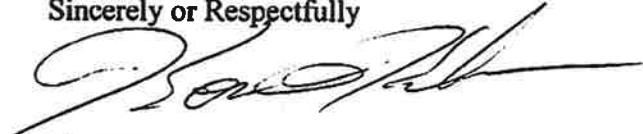
\_\_\_\_\_  
Bryan S. McWilliams, City Attorney

AMARILLO CITY COUNCIL

CITY MANAGER

The Panhandle Restaurant Association would like to support the Amarillo Environmental Health Dept in its request to adopt changes in the ordinances that Anthony Spanel will be presenting to you. After consideration and discussion, we as a Board agree, that these changes are necessary to improve the Environmental Health Dept. We hope that each of you will agree and support what Anthony and his department are wanting to accomplish.

Sincerely or Respectfully

A handwritten signature in black ink, appearing to read 'Kevin W Hawkins', written in a cursive style.

Kevin W Hawkins

President Panhandle Restaurant Association

**Panhandle Restaurant Association  
2019 – 2020 Board of Directors (17)**

<b>Kevin Hawkins</b>	<b>President TRA State Board</b>	<b>Panhandle Rest Group 806-236-4295</b>	<b><a href="mailto:kevin@macaronijoes.com">kevin@macaronijoes.com</a></b>
<b>Don Stitt</b>	<b>Treasurer</b>	<b>Retired 806-683-6055</b>	<b><a href="mailto:donws@suddenlink.net">donws@suddenlink.net</a></b>
<b>Monika Barbee</b>	<b>Secretary</b>	<b>Ben E. Keith 806-468-4529</b>	<b><a href="mailto:mgbarbee@benekeith.com">mgbarbee@benekeith.com</a></b>
<b>Roy Bara</b>	<b>Vice President TRA State Board</b>	<b>La Fiesta 806-679-8814</b>	<b><a href="mailto:roymbara@aol.com">roymbara@aol.com</a></b>
<b>Betty Bara</b>	<b>Board</b>	<b>La Fiesta 806-679-0578</b>	<b><a href="mailto:bettybara@aol.com">bettybara@aol.com</a></b>
<b>Jennifer Bara</b>	<b>Board</b>	<b>La Fiesta 806-352-1330</b>	<b><a href="mailto:jenniferbara@fiestagrande.com">jenniferbara@fiestagrande.com</a></b>
<b>Pam Hutto</b>	<b>Board</b>	<b>PFG / Joe Taco 806-353-7859</b>	<b><a href="mailto:p.hutto@hotmail.com">p.hutto@hotmail.com</a></b>
<b>Doug Street</b>	<b>Board</b>	<b>Affiliated Foods 806-341-0041</b>	<b><a href="mailto:dstreet@afiama.com">dstreet@afiama.com</a></b>
<b>Ernie Russel</b>	<b>Board</b>	<b>Ben E. Keith 806-376-6257</b>	<b><a href="mailto:earussell@benekeith.com">earussell@benekeith.com</a></b>
<b>Richard Rubio</b>	<b>Board</b>	<b>Town Sq. Media 806-468-2675</b>	<b><a href="mailto:RichardRubio@townsquaremedia.com">RichardRubio@townsquaremedia.com</a></b>
<b>Mike Fogel</b>	<b>Board</b>	<b>Ye Olde Pancake Station / Lost Cajun 806-367-1252</b>	<b><a href="mailto:flfp@pancakestation.com">flfp@pancakestation.com</a></b>
<b>Rhonda Obenhaus</b>	<b>Board</b>	<b>Joe's Catering 806-382-4892</b>	<b><a href="mailto:rhonda@joescateringama.com">rhonda@joescateringama.com</a></b>
<b>Todd Gray</b>	<b>Board</b>	<b>Hoffbrau Steak House 806-358-6595</b>	<b><a href="mailto:gmamarillo@hoffbrausteaks.com">gmamarillo@hoffbrausteaks.com</a></b>
<b>Steve Garcia</b>	<b>Board</b>	<b>Calico County 719-252-0375</b>	<b><a href="mailto:steve@ffofcs.com">steve@ffofcs.com</a></b>
<b>Marcus Calderon</b>	<b>Board</b>	<b>Ben E. Keith 806-335-6102</b>	<b><a href="mailto:mcalderson@benekeith.com">mcalderson@benekeith.com</a></b>
<b>Ethan Williams</b>	<b>Board</b>	<b>Ben E. Keith 806-674-2975</b>	<b><a href="mailto:edwilliams@benekeith.com">edwilliams@benekeith.com</a></b>
<b>Rob Bell</b>	<b>Board</b>	<b>Affiliated Foods 806-443-2170</b>	<b><a href="mailto:rbell@aftama.com">rbell@aftama.com</a></b>
<b>Brent Mc Clure</b>	<b>Board</b>	<b>KFDA 10</b>	

D



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	
<b>Department</b>	Human Resources		
<b>Contact</b>	Mitchell Normand		

### Agenda Caption

**CONSIDER RENEWAL – AETNA**

(Contact: Mitchell Normand, Director of Human Resources)

Consider exercising the one-year contract renewal option with Aetna, the City’s medical carrier, for CY 2020.

### Agenda Item Summary

Renew medical carrier agreement with Aetna for CY 2020.

### Requested Action

Consider renewing medical carrier agreement with Aetna for CY 2020.

### Funding Summary

Health Insurance Fund

### Community Engagement Summary

n/a

### Staff Recommendation

Staff recommends exercising the one-year renewal option of the City’s agreement with Aetna for CY 2020.



# Memo

**To:** Jared Miller, City Manager  
**From:** Mitchell Normand, Director of Human Resources  
**Re:** Proposal to Renew Aetna and Maxor Agreement  
**Date:** August 28, 2019

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The following information is presented to you for consideration in renewing our medical and prescription agreements for calendar year ("CY") 2020. The City's self-funded medical and prescription plans are administered by Aetna and Maxor, respectively. The Aetna and Maxor agreements became effective January 2016 for three years and included two additional one-year options to renew. A total of 4,795 participants (i.e. employees, retirees, dependents) are enrolled in our medical/prescription plan. Reflected in Attachment A are the total claims spend for the past five fiscal years.

HUB International, the City's healthcare consultant, worked with City staff to negotiate renewal terms with Maxor. The average discount on wholesale price for generic and brand name medications slightly increased. The renegotiated terms also include increases in rebate guarantees for all retail, mail order and specialty medications.

Northwest Texas Hospital ("NWTN") will remain the City's local network hospital. Total medical paid at NWTN for CY 2018 is \$4,033,591; up \$406,833 from CY 2017. NWTN rates for CY 2020 will remain flat for CY 2020. Two NWTN Clinics remain in network and the City will continue to cover this service at 100% for covered participants. In addition to the NWTN clinics, the City Care Clinic continues to service enrolled participants at 100% coverage.

City staff negotiated with Aetna renewal terms which include holding the administration fee for CY 2019 level for CY 2020. The City also has a wellness budget of \$250,000 awarded during the CY 2019 renewal that will rollover into CY 2020.

The health plan experienced an increase in high cost claims for CY 2019. During the months of January 2019 through March 2019, the health fund experienced total claims of \$4,521,541. Since April 2019, claims have normalized and have been representative of previous years' experience. Extracting high cost claims (i.e. claims in excess of \$750,000) for FY 2019 indicates the plan total expenses have remained flat as compared to previous years. The table in attachment A will show the total claims spend for each fiscal year since FY 14/15. The table in attachment B provides an outline of the City's medical and pharmacy plan details.



Staff recommends renewal with Aetna and Maxor for plan year 2020. The proposed renewal includes no change to the hospital rates, increased savings on average wholesale price on brand and generic prescriptions and no change to Aetna administration fees.



Attachment A

<b>Fiscal Year</b>	<b>Total Claims Spend Amount</b>	<b>Admin Fee</b>
14/15	21,636,561	n/a
15/16	18,498,525	\$1,001,261
16/17	16,322,583	1,442,709
17/18	19,097,074	1,456,080
18/19*	17,929,996	817,628

\*YTD through 7/31/2019





Attachment B

<u>Plan Design</u>	<u>City of Amarillo</u>
Employees	2,241
Funding/TPA	Self-Funded/Aetna
Individual Deductible	\$1,500
Individual Out-of-Pocket Max	\$5,000
Copay PCP/Specialist	Deductible, then Coinsurance
Coinsurance (City/Employee)	80%/20%
RX Copay (Preferred Generic/Preferred Brand/ Non-preferred Brand)	\$10 / \$35 / \$50
Local Hospital Alignment	Northwest

E



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	
<b>Department</b>	Human Resources		
<b>Contact</b>	Mitchell Normand		

### Agenda Caption

#### CONSIDER RENEWAL – MAXOR

(Contact: Mitchell Normand, Director of Human Resources)

Consider exercising the one-year contract renewal option with Maxor, the City's prescription benefit manager, for CY 2020.

### Agenda Item Summary

Renew medical carrier agreement with Maxor for CY 2020.

### Requested Action

Consider renewing medical carrier agreement with Maxor for CY 2020.

### Funding Summary

Health Insurance Fund

### Community Engagement Summary

n/a

### Staff Recommendation

Staff recommends exercising the one-year renewal option of the City's agreement with Maxor for CY 2020.



# Memo

**To:** Jared Miller, City Manager  
**From:** Mitchell Normand, Director of Human Resources  
**Re:** Proposal to Renew Aetna and Maxor Agreement  
**Date:** August 28, 2019

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The following information is presented to you for consideration in renewing our medical and prescription agreements for calendar year ("CY") 2020. The City's self-funded medical and prescription plans are administered by Aetna and Maxor, respectively. The Aetna and Maxor agreements became effective January 2016 for three years and included two additional one-year options to renew. A total of 4,795 participants (i.e. employees, retirees, dependents) are enrolled in our medical/prescription plan. Reflected in Attachment A are the total claims spend for the past five fiscal years.

HUB International, the City's healthcare consultant, worked with City staff to negotiate renewal terms with Maxor. The average discount on wholesale price for generic and brand name medications slightly increased. The renegotiated terms also include increases in rebate guarantees for all retail, mail order and specialty medications.

Northwest Texas Hospital ("NWTN") will remain the City's local network hospital. Total medical paid at NWTN for CY 2018 is \$4,033,591; up \$406,833 from CY 2017. NWTN rates for CY 2020 will remain flat for CY 2020. Two NWTN Clinics remain in network and the City will continue to cover this service at 100% for covered participants. In addition to the NWTN clinics, the City Care Clinic continues to service enrolled participants at 100% coverage.

City staff negotiated with Aetna renewal terms which include holding the administration fee for CY 2019 level for CY 2020. The City also has a wellness budget of \$250,000 awarded during the CY 2019 renewal that will rollover into CY 2020.

The health plan experienced an increase in high cost claims for CY 2019. During the months of January 2019 through March 2019, the health fund experienced total claims of \$4,521,541. Since April 2019, claims have normalized and have been representative of previous years' experience. Extracting high cost claims (i.e. claims in excess of \$750,000) for FY 2019 indicates the plan total expenses have remained flat as compared to previous years. The table in attachment A will show the total claims spend for each fiscal year since FY 14/15. The table in attachment B provides an outline of the City's medical and pharmacy plan details.



Staff recommends renewal with Aetna and Maxor for plan year 2020. The proposed renewal includes no change to the hospital rates, increased savings on average wholesale price on brand and generic prescriptions and no change to Aetna administration fees.



Attachment A

<b>Fiscal Year</b>	<b>Total Claims Spend Amount</b>	<b>Admin Fee</b>
14/15	21,636,561	n/a
15/16	18,498,525	\$1,001,261
16/17	16,322,583	1,442,709
17/18	19,097,074	1,456,080
18/19*	17,929,996	817,628

\*YTD through 7/31/2019



Attachment B

<u>Plan Design</u>	<u>City of Amarillo</u>
Employees	2,241
Funding/TPA	Self-Funded/Aetna
Individual Deductible	\$1,500
Individual Out-of-Pocket Max	\$5,000
Copay PCP/Specialist	Deductible, then Coinsurance
Coinsurance (City/Employee)	80%/20%
RX Copay (Preferred Generic/Preferred Brand/ Non-preferred Brand)	\$10 / \$35 / \$50
Local Hospital Alignment	Northwest

F



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Civic Pride
<b>Department</b>	Public Health		
<b>Contact</b>	Casie Stoughton, Director of Public Health		

### Agenda Caption

Consider – Tuberculosis Federal Grant  
 Grant Amount : \$53,123  
 Grantor: Texas Department of State Health Services

This item accepts the award from the Texas Department of State Health Services from January 1, 2020 thru December 31, 2020 to continue funding to prevent and control the transmission of active and latent tuberculosis.

### Agenda Item Summary

The public health department will continue tuberculosis prevention and control activities including screening, testing, treatment, management of active cases and contacts, and community education.

### Requested Action

Accept grant award.

### Funding Summary

This grant is provided by the Texas Department of State Health Services, 20% match provided by the public health department.

### Community Engagement Summary

Patients seen through the Public Health Department are tested and treated for both active and latent tuberculosis. Generally, the program averages 5-10 cases of active TB and around 150 cases of LTBI of LTBI per year.

### Staff Recommendation

Staff recommend acceptance of this grant.





**Inter-Local  
Application  
for  
Tuberculosis Prevention and  
Control for FY 2020 Federal  
Funds**

*<http://www.dshs.state.tx.us/idcu/disease/tb>*

TB Services Branch  
1100 W. 49<sup>th</sup> Street  
Austin, Texas 78756-3199

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**TABLE OF CONTENTS**

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Bookmark not defined.

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**Department of State Health Services  
Form A Face Page**

<b>RESPONDENT INFORMATION</b>			
<b>1) LEGAL BUSINESS NAME:</b>		City of Amarillo	
<b>2) MAILING Address Information</b> (include mailing address, street, city, county, state and 9-digit zip code):		<b>Check if address change</b> <input type="checkbox"/>	
P.O. Box 1971; Amarillo, Texas 79105-1971			
<b>3) PAYEE Name and Mailing Address, including 9-digit zip code</b> (if different from above):		<b>Check if address change</b> <input type="checkbox"/>	
Same as above			
<b>4) DUNS Number (9-digit) required if receiving federal funds:</b>			
<b>5) Federal Tax ID No. (9-digit), State of Texas Comptroller Vendor ID Number (14-digit) or Social Security Number (9-digit):</b> 75-6000444			
<i>*The respondent acknowledges, understands and agrees that the respondent's choice to use a social security number as the vendor identification number for the contract, may result in the social security number being made public via state open records requests.</i>			
<b>6) TYPE OF ENTITY</b> (check all that apply):			
<input checked="" type="checkbox"/> City	<input type="checkbox"/> Nonprofit Organization*	<input type="checkbox"/> Individual	
<input type="checkbox"/> County	<input type="checkbox"/> For Profit Organization*	<input type="checkbox"/> Federally Qualified Health Centers	
<input type="checkbox"/> Other Political Subdivision	<input type="checkbox"/> HUB Certified	<input type="checkbox"/> State Controlled Institution of Higher Learning	
<input type="checkbox"/> State Agency	<input type="checkbox"/> Community-Based Organization	<input type="checkbox"/> Hospital	
<input type="checkbox"/> Indian Tribe	<input type="checkbox"/> Minority Organization	<input type="checkbox"/> Private	
	<input type="checkbox"/> Faith Based (Nonprofit Org)	<input type="checkbox"/> Other (specify): _____	
<i>*If incorporated, provide 10-digit charter number assigned by Secretary of State:</i> _____			
<b>7) PROPOSED BUDGET PERIOD:</b>		<b>Start Date:</b> 01/01/2020	<b>End Date:</b> 12/31/2020
<b>8) COUNTIES SERVED BY PROJECT:</b> Potter/Randall			
<b>9) AMOUNT OF FUNDING REQUESTED:</b> \$44,269		<b>11) PROJECT CONTACT PERSON</b>	
<b>10) PROJECTED EXPENDITURES</b> Does respondent's projected federal expenditures exceed \$500,000, or its projected state expenditures exceed \$500,000, for respondent's <u>current fiscal year</u> (excluding amount requested in line 9 above)? **  Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>  <i>**Projected expenditures should include anticipated expenditures under all federal grants including "pass through" federal funds from all state agencies, or all anticipated expenditures under state grants, as applicable.</i>		Name: Casie Stoughton	
		Phone: 806.378.6321	
		Fax: 806.378.6307	
		Email: casie.stoughton@amarillo.gov	
		<b>12) FINANCIAL OFFICER</b>	
		Name: Michelle Bonner	
		Phone: 806.378.3040	
		Fax:	
		Email: michelle.bonner@amarillo.gov	
The facts affirmed by me in this proposal are truthful and I warrant the respondent is in compliance with the assurances and certifications contained in <b>APPENDIX B: DSHS Assurances and Certifications</b> . I understand the truthfulness of the facts affirmed herein and the continuing compliance with these requirements are conditions precedent to the award of a contract. This document has been duly authorized by the governing body of the respondent and I (the person signing below) am authorized to represent the respondent.			
<b>13) AUTHORIZED REPRESENTATIVE</b>		<b>Check if change</b> <input type="checkbox"/>	<b>14) DATE</b>
Name: Kevin Starbuck			
Title: Assistant City Manager			
Phone: 806.378.3077			
Fax:			
Email: kevin.starbuck@amarillo.gov			
<b>15) SIGNATURE OF AUTHORIZED REPRESENTATIVE</b>			

**DOCUSIGN SIGNATURE INFORMATION**

<p><b>16) DOCUSIGN - SIGNATURE AUTHORITY</b></p> <p><u>Name:</u> Kevin Starbuck, Assistant City Manager</p> <p><u>Email Address:</u> kevin.starbuck@amarillo.gov</p> <p><u>Documents to Sign:</u> Signature Page x</p>	<p><b>17) DOCUSIGN - SECONDARY SIGNATURE AUTHORITY</b></p> <p><u>Name:</u> Michelle Bonner, Deputy City Manager</p> <p><u>Email Address:</u> michelle.bonner@amarillo.gov</p> <p><u>Documents to Sign:</u> Signature Page x</p>
	<p><b>If by default there will be a secondary signature authority to sign specific forms of this contract (Example: Secondary Signature Authority will FFATA Form and Lobbying Forms), please list the documents the Secondary Signature Authority will sign in the Special Instructions space below. If the Special Instructions section is completed below, the contract will be routed to the Secondary Signature Authority, after the Signature Page is signed by the Signature Authority.</b></p> <p><u>Special Instructions:</u></p>

## FORM A: FACE PAGE INSTRUCTIONS

This form provides basic information about the respondent and the proposed project with the Department of State Health Services (DSHS), including the signature of the authorized representative. It is the cover page of the proposal and is required to be completed. Signature affirms the facts contained in the respondent's response are truthful and the respondent is in compliance with the assurances and certifications contained in **APPENDIX B: DSHS Assurances and Certifications** and acknowledges that continued compliance is a condition for the award of a contract. Please follow the instructions below to complete the face page form and return with the respondent's proposal.

- 1) **LEGAL BUSINESS NAME** - Enter the legal name of the respondent.
- 2) **MAILING ADDRESS INFORMATION** - Enter the respondent's complete physical address and mailing address, city, county, state, and 9-digit zip code.
- 3) **PAYEE NAME AND MAILING ADDRESS** - Payee – Entity involved in a contractual relationship with respondent to receive payment for services rendered by respondent and to maintain the accounting records for the contract; i.e., fiscal agent. Enter the PAYEE's name and mailing address, including 9-digit zip code, if PAYEE is different from the respondent. The PAYEE is the corporation, entity or vendor who will be receiving payments.
- 4) **DUNS Number** – 9- digit Dun and Bradstreet Data Universal Numbering System (DUNS) number. . This number is required if receiving **ANY** federal funds and can be obtained at: <http://fedgov.dnb.com/webform>
- 5) **FEDERAL TAX ID or STATE OF TEXAS COMPTROLLER VENDOR ID NUMBER OR SOCIAL SECURITY NUMBER** - Enter the Federal Tax Identification Number (9-digit) or the Texas Vendor Identification Number assigned by the Texas State Comptroller (14-digit). \*The respondent acknowledges, understands and agrees the respondent's choice to use a social security number as its vendor identification number for the contract, may result in the social security number being made public via state open records requests.
- 6) **TYPE OF ENTITY** - Check the type of entity as defined by the Secretary of State at <http://www.sos.state.tx.us/corp/businessstructure.shtml> and/or the Texas State Comptroller at [https://fmx.cpa.state.tx.us/fmx/pubs/tins/tinsguide/2009-04/TINS\\_Guide\\_0409.pdf](https://fmx.cpa.state.tx.us/fmx/pubs/tins/tinsguide/2009-04/TINS_Guide_0409.pdf) and check all other boxes that describe the entity.

Historically Underutilized Business: A minority or women-owned business as defined by Texas Government Code, Title 10, Subtitle D, Chapter 2161. (<http://www.window.state.tx.us/procurement/prog/hub/>)

State Agency: an agency of the State of Texas as defined in Texas Government Code §2056.001.ii

Institutions of higher education as defined by §61.003 of the Education Code.

MINORITY ORGANIZATION is defined as an organization in which the Board of Directors is made up of 50% racial or ethnic minority members.

If a Non-Profit Corporation or For-Profit Corporation, provide the 10-digit charter number assigned by the Secretary of State.

- 7) **PROPOSED BUDGET PERIOD** - Enter the budget period for this proposal. Budget period is defined in the RFP.
- 8) **COUNTIES SERVED BY PROJECT** - Enter the proposed counties served by the project.
- 9) **AMOUNT OF FUNDING REQUESTED** - Enter the amount of funding requested from DSHS for proposed project activities (not including possible renewals). This amount must match column (1) row K from the BUDGET SUMMARY used for cost reimbursement budgets.
- 10) **PROJECTED EXPENDITURES** - If respondent's projected federal expenditures exceed \$500,000 or its projected state expenditures exceed \$500,000 for respondent's current fiscal year, respondent must arrange for a financial compliance audit (Single Audit).
- 11) **PROJECT CONTACT PERSON** - Enter the name, phone, fax, and email address of the person responsible for the proposed project.
- 12) **FINANCIAL OFFICER** - Enter the name, phone, fax, and email address of the person responsible for the financial aspects of the proposed project.
- 13) **AUTHORIZED REPRESENTATIVE** - Enter the name, title, phone, fax, and email address of the person authorized to represent the respondent. Check the "Check if change" box if the authorized representative is different from previous submission to DSHS.
- 14) **SIGNATURE OF AUTHORIZED REPRESENTATIVE** - The person authorized to represent the respondent must sign in this blank.
- 15) **DATE** - Enter the date the authorized representative signed this form.
- 16) **DOCUSIGN SIGNATURE AUTHORITY** - Enter the name, email address, and list the contract documents of the person authorized to sign the contract via DocuSign.
- 17) **DOCUSIGN SECONDARY SIGNATURE AUTHORITY** - If a Secondary Signature Authority exists, enter the name, email address, and list the contract documents of the person authorized to sign via DocuSign. Please ensure the email address listed for the Secondary Signature Authority in Box #17 is different from the email address for the Signature Authority in Box # 16. Please provide Special Instructions if a Secondary Signature Authority is to sign the FFATA, Lobbying Form, or any other forms other than the Signature Page.

## FORM B: APPLICATION TABLE OF CONTENTS AND CHECKLIST

**Legal Business  
Name of  
Respondent:**

---

*This form is provided as your Table of Contents and to ensure that the application is complete, proper signatures are included, and the required attachments have been submitted. Be sure to indicate page number.*

FORM	DESCRIPTION	Included
A	Face Page - completed, and proper signatures and date included	x
B	Application Table of Contents and Checklist - completed and included	x
C	Contact Person Information - completed and included	x
D	Administrative Information – completed and included	x
E	Organization, Resources and Capacity included	x
F	Performance Measures	x
G	Budget Summary Form - completed and included (with most recently approved indirect cost agreement and letters of good standing if applicable)	x
H	Budget Category Detail Forms - completed and included	x

## FORM C: CONTACT PERSON INFORMATION

**Legal Business Name of Contractor:**

City of Amarillo

*This form provides information about the appropriate contacts in the contractor's organization in addition to those on FORM A: FACE PAGE. If any of the following information changes during the term of the contract, please send written notification to the **Contract Management Section**.*

Emergency Contact:	Casie Stoughton	Mailing Address
Title:	Director , Public Health	Street: P.O. Box 1971
Phone:	806.378.6320 Ext:	City: Amarillo
Fax:	806.378.6306	County: Potter
Email:	casie.stoughton@amarillo.gov	State, Zip: TX 79105
Contact:	Laci Scott	Street: P.O. Box 1971
Title:	Program Manager	City: Amarillo
Phone:	806.378.6339 Ext:	County: Potter
Fax:	806.378.6306	State, Zip: TX 79105
Email:	laci.scott@amarillo.gov	
Contact:	Nancy Arjon	Street: P.O. Box 1971
Title:	Grants Manager	City: Amarillo
Phone:	806.378.6209 Ext:	County: Potter
Fax:	806.378.3039	State, Zip: TX 79105
Email:	nancy.arjon@amarillo.gov	
Contact:		Street:
Title:		City:
Phone:	Ext:	County:
Fax:		State, Zip
Email:		
Contact:		Street:
Title:		City:
Phone:	Ext:	County:
Fax:		State, Zip
Email:		



## FORM D: ADMINISTRATIVE INFORMATION - ILA

*This form provides information regarding identification and contract history on the applicant, executive management, project management, governing board members, and/or principal officers. Respond to each request for information or provide the required supplemental document behind this form. If responses require multiple pages, identify the supporting pages/documentation with the applicable request.*

**Legal Name of Applicant:** City of Amarillo

**Identifying Information**

**The applicant shall complete the following information:**

- Names (last, first, middle) and addresses for the officials who are authorized to enter into a contract on behalf of the applicant.

<b>Last Name:</b>	<u>Starbuck</u>	<b>Mailing Address (incl. street, city, county, state, &amp; zip):</b>
<b>First Name:</b>	<u>Kevin</u>	<u>P.O Box 1971</u>
<b>Middle Name:</b>	<u></u>	<u>Amarillo, TX 79105</u>
<b>Last Name:</b>	<u>Bonner</u>	<b>Mailing Address (incl. street, city, county, state, &amp; zip):</b>
<b>First Name:</b>	<u>Michelle</u>	<u>P.O Box 1971</u>
<b>Middle Name:</b>	<u></u>	<u>Amarillo, TX 79105</u>

**Conflict of Interest and Contract History**

The applicant shall disclose any existing or potential conflict of interest relative to the performance of the requirements of this Application for Funding. Examples of potential conflicts may include an existing business or personal relationship between the applicant, its principal, or any affiliate or subcontractor, with DSHS, the participating agencies, or any other entity or person involved in any way in any project that is the subject of this Application for Funding. Similarly, any personal or business relationship between the applicant, the principals, or any affiliate or subcontractor, with any employee of DSHS, a participating agency, or their respective suppliers, must be disclosed. Any such relationship that might be perceived or represented as a conflict shall be disclosed. Failure to disclose any such relationship may be cause for contract termination or disqualification of the proposal. If, following a review of this information, it is determined by DSHS that a conflict of interest exists, the applicant may be disqualified from further consideration for the award of a contract.

- 1. Does anyone in the applicant organization have an existing or potential conflict of interest relative to the performance of the requirements of this Application for Funding?**

YES                      **NO**       X

*If YES, detail any such relationship(s) that might be perceived or represented as a conflict. (Attach no more than one additional page.)*

- 2. Has any member of applicant's executive management, project management, governing board or principal officers been employed by the State of Texas 24 months prior to the application due date?**

YES                      **NO**       X

*If YES, indicate his/her name, social security number, job title, agency employed by, separation date, and reason for separation.*

**FORM D: ADMINISTRATIVE INFORMATION – ILA - continued**

**3. Has applicant had a contract with DSHS within the past 24 months?**

**YES**       **NO**

*If YES, indicate the contract number(s):*

Contract Number(s)	
Contract Number	Grant
537-18-0308-00001	Epidemiology
537-18-0125-00001	PHEP
2016-0011988	HIV Prevention
2016-001198-02	HIV Prevention
HHS0000119700019	Immunizations
HHS0000119700003	Immunizations
HHS000046600001	TB- Fed
537-18-0027-00001	TB- State
537-18-0183-00001	Local Public Health Services
HHS000061800001	Hansen's
HHS00032870001	Hansen's
HHS000093000001	Healthy Texas Mothers and Babies

*If NO, applicant must be able to demonstrate fiscal solvency. Submit a copy of the organization's most recently audited balance sheet, statement of income and expenses and accompanying financial footnotes DSHS will evaluate the documents that are submitted and may, at its sole discretion, reject the proposal on the grounds of the applicant's financial capability.*

**4. Is applicant or any member of applicant's executive management, project management, board members or principal officers:**

- Delinquent on any state, federal or other debt;
- Affiliated with an organization which is delinquent on any state, federal or other debt; or
- In default on an agreed repayment schedule with any funding organization?

**YES**      **NO**     

*If YES, please explain. (Attach no more than one additional page.)*

**FORM E: ORGANIZATION, RESOURCES AND CAPACITY  
(Organizational Chart)**

See attached

## **FORM F: PERFORMANCE MEASURES**

*In the event a contract is awarded, applicant agrees that performance measures will be used to assess, in part, the applicant's effectiveness in providing the services described.*

---

It is not necessary to list the performance measures below. Please refer to the work plan located at the following web link: <http://www.dshs.texas.gov/idcu/disease/tb/policies/> where the performance measures may be found.

Contractor shall maintain documentation used to calculate performance measures as required by General Provisions Article VIII "Records Retention" and by Texas Administrative Code Title 22, Part 9 Chapter 165, §165.1 regarding retention of medical records.

All reporting to DSHS shall be completed as described in Section I, "D. Reporting" and submitted by the deadlines given.

If Contractor fails to meet any of the performance measures, Contractor shall furnish in the Narrative Report, **due April 1, 2020**, a written narrative explaining the barriers and the plan to address those barriers. This requirement does not excuse any violation of this Contract, nor does it limit DSHS as to any options available under the contract regarding breach.

**City of Amarillo, Texas**  
**Cost Allocation Plan September 30, 2017**  
**Summary of Public Health Indirect Cost Rates**  
**For the Period Ended September 30, 2017**

	Indirect Costs	Salaries & Benefits Base	Indirect Cost Rates
2300 City Manager-City Admin	13,474	1,987,026	0.68%
2410 City Manager-Development	6,683	1,987,026	0.34%
2700 Human Resources-City	9,461	1,987,026	0.48%
3300 Finance-Budget & Reportin	1,014	1,987,026	0.05%
3400 Finance-Internal Auditor	65	1,987,026	0.00%
3700 Accounting-General	9,195	1,987,026	0.46%
3800 Accounting-Payroll	2,453	1,987,026	0.12%
3900 Accounting-Grants	22,661	1,987,026	1.14%
4000 Accounting-Audit	1,863	1,987,026	0.09%
4100 Purchasing	6,596	1,987,026	0.33%
4300 Central Stores	182	1,987,026	0.01%
4400 IT - Print Services	3,998	1,987,026	0.20%
4500 Central Stores	18	1,987,026	0.00%
4710 IT - JDE	6,488	1,987,026	0.33%
4730 IT - eDocs	2,529	1,987,026	0.13%
4740 IT - Kronos	8,385	1,987,026	0.42%
4750 IT - Enterprise Agreement	10,115	1,987,026	0.51%
4900 IT - Support	13,578	1,987,026	0.68%
5000 IT - Infrastructure	37,679	1,987,026	1.90%
5110 IT - Telecommunications	57,198	1,987,026	2.88%
5210 IT - Reimbursement	(111,550)	1,987,026	-5.61%
5310 MG Operating	753	1,987,026	0.04%
5320 MG Fuel	(20)	1,987,026	0.00%
5400 MG-Replacement	(1,236)	1,987,026	-0.06%
5600 Legal-City Atty	1,891	1,987,026	0.10%
5700 Legal-Asst City Attys	6,450	1,987,026	0.32%
6100 Custodial Services	30,766	1,987,026	1.55%
7100 Facilities	23,331	1,987,026	1.17%
<b>200 Total Indirect Costs</b>	<b>164,020</b>	<b>1,987,026</b>	<b>8.25%</b>
<b>Total</b>	<b>164,020</b>	<b>1,987,026</b>	<b>8.25%</b>
<b>Carry Forward</b>	<b>91</b>	<b>1,987,026</b>	<b>0.01%</b>
<b>Adjusted Total</b>	<b>164,111</b>	<b>1,987,026</b>	<b>8.26%</b>

## FORM I: BUDGET SUMMARY (REQUIRED)

FY 2020 TB/PC FEDERAL

Legal Name of Respondent:

City of Amarillo

Budget Categories	Total Budget (1)	DSHS Funds Requested (2)	Direct Federal Funds (3)	Other State Agency Funds* (4)	Local Funding (Match) (5)	Other Funds (6)
A. Personnel	\$35,952	\$29,960			\$5,992	
B. Fringe Benefits	\$15,973	\$13,311			\$2,662	
C. Travel	\$0	\$0			\$0	
D. Equipment	\$0	\$0			\$0	
E. Supplies	\$598	\$498			\$100	
F. Contractual	\$0	\$0			\$0	
G. Other	\$0	\$0			\$0	
H. Total Direct Costs	\$52,523	\$43,769	\$0	\$0	\$8,754	\$0
I. Indirect Costs	\$600	\$500			\$100	
J. Total (Sum of H and I)	\$53,123	\$44,269	\$0	\$0	\$8,854	\$0
K. Program Income - Projected Earnings	\$0	\$0	\$0	\$0	\$0	\$0

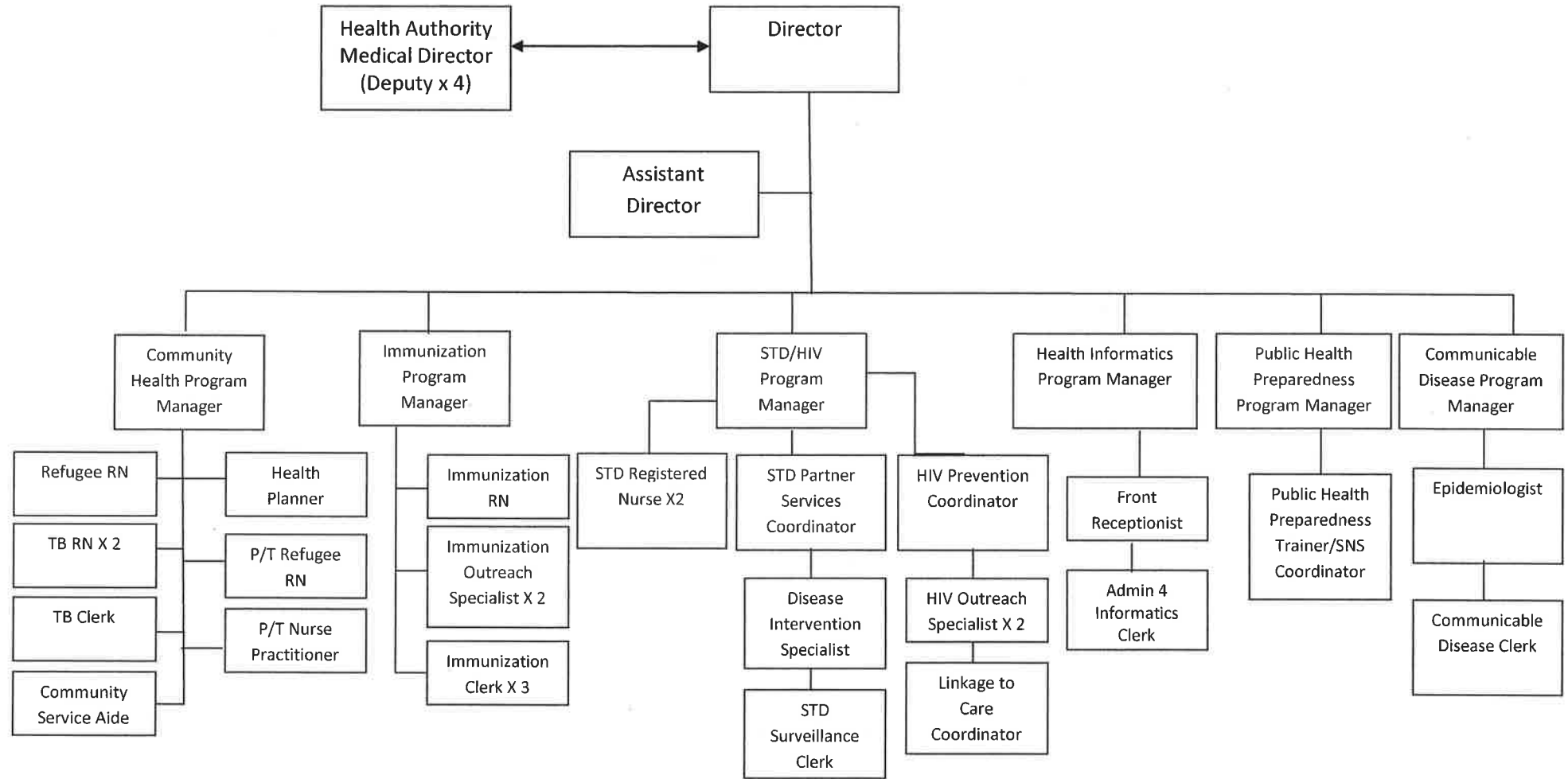
**NOTE:** The "Total Budget" amount for each Budget Category will have to be populated among the funding sources. Enter amounts in whole dollars for (3), (4), & (6), if applicable. After amounts have been entered for each funding source, verify that the "Distribution Total" below equals the respective amount under the "Total Budget" from column (1).

	Budget Category	Distribution Total	Budget Total	Budget Category	Distribution Total	Budget Total
<b>Check Totals For:</b>	Personnel	\$35,952	\$35,952	Fringe Benefits	\$15,973	\$15,973
	Travel	\$0	\$0	Equipment	\$0	\$0
	Supplies	\$598	\$598	Contractual	\$0	\$0
	Other	\$0	\$0	Indirect Costs	\$600	\$600

<b>TOTAL FOR:</b>	<b>Distribution Totals</b>	<b>\$53,123</b>	<b>Budget Total</b>	<b>\$53,123</b>
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\*Letter(s) of good standing that validate the respondent's programmatic, administrative, and financial capability must be placed after this form if respondent receives any funding from state agencies other than DSHS related to this project. If the respondent is a state agency or institution of higher education, letter(s) of good standing are not required. DO NOT include funding from other state agencies in column 4 or Federal sources in column 3 that is not related to activities being funded by this DSHS project.

Proposed 2018/2019 Organizational Chart: City of Amarillo Department of Public Health







# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Fiscal Responsibility
<b>Department</b>	Various		
<b>Contact</b>	Trent Davis – Director of Purchasing		

**Agenda Caption**

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

Construction Materials Annual Contract awarded to Home Depot through US Communities/Omnia Partners Contract #16154.

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

**Agenda Item Summary**

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

**Requested Action**

Consider approval and award of the Construction Materials Annual Contract.

**Funding Summary**

Funding for this award is available in the department's various R&M Improvement Accounts: 54110.68101, 52200.68100, 52210.68100, 52220.68100, 1252.68100, 1820.51200, 52270.51200, 52260.68300.

**Community Engagement Summary**

N/A

**Staff Recommendation**

City Staff is recommending approval and award of this contract.

Bid No. 6579 CONSTRUCTION MATERIALS ANNUAL CONTRACT  
Opened 4:00 p.m. August 29, 2019

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To be awarded as one lot HOME DEPOT

---

Line 1 Construction Materials, per specifications

1 ea		
Unit Price	\$68,500.000	
Extended Price		68,500.00
<hr/>		
Bid Total		68,500.00
<hr/>		
Award by Vendor		68,500.00

H



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	N/A
<b>Department</b>	Public Health, WIC, City Care Clinic		
<b>Contact</b>	Trent Davis		

### Agenda Caption

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

Total not to exceed: \$155,579.32

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

### Agenda Item Summary

Award of Annual Medical Supplies for use by various City departments.

### Requested Action

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

### Funding Summary

Funding for this award is available in various City Departments.

### Community Engagement Summary

N/A

### Staff Recommendation

City Staff is recommending approval and award of this contract.

Bid No. 6578 MEDICAL SUPPLIES ANNUAL CONTRACT  
Opened 4:00 p.m. August 23, 2019

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MINNESOTA MULTISTATE  
CONTRACTING ALLIANCE FOR  
PHARMACY

To be awarded as one lot

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Line 1 Medical and Dental and Supplies,  
per specifications

1 ea		
Unit Price	\$155,579.320	
Extended Price		155,579.32
<hr/>		
Bid Total		155,579.32 ✓
<hr/>		
Award by Vendor		155,579.32

I



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Fiscal Responsibility
<b>Department</b>	Central Stores		
<b>Contact</b>	Trent Davis		

### Agenda Caption

Award – Water Meters Supply Agreement  
 Award to Core & Main in the amount of \$129,891.20  
 Award to Zenner USA in the amount of \$14,400.00  
 Total Amount to be awarded \$144,291.20

This award is to approve a contract for the purchase of Water Meters.

### Agenda Item Summary

Award of Water Meters for use by the Water Distribution Department.

### Requested Action

Consider approval and award for the Water Meters

### Funding Summary

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

### Community Engagement Summary

N/A

### Staff Recommendation

City Staff is recommending approval and award of the contract.

Bid No. 6536 WATER METERS SUPPLY AGREEMENT

Opened 4:00 p.m. August 15, 2019

To be awarded as one lot	CORE & MAIN	ZENNER USA	WESTERN INDUSTRIAL SUPPLY	KW SHARP	MUELLER SYSTEMS
Line 1 Water Meter 5/8" Bronze, per specifications					
1,000 ea					
Unit Price	\$32.630		\$65.000		\$48.500
Extended Price	32,630.00	-	65,000.00	-	48,500.00
Line 2 Water Meter 1" Bronze, per specifications					
1,000 ea					
Unit Price	\$76.840		\$139.000		\$121.500
Extended Price	76,840.00	-	139,000.00	-	121,500.00
Line 3 Water Meter 1 1/2" Bronze, per specifications					
40 ea					
Unit Price	\$215.790		\$427.500		\$342.650
Extended Price	8,631.60	-	17,100.00	-	13,706.00
Line 4 Water Meter 2" Bronze, per specifications					
40 ea					
Unit Price	\$294.740		\$564.700		\$474.650
Extended Price	11,789.60	-	22,588.00	-	18,986.00
Line 5 Water Meter 3" Bronze, per specifications					
30 ea					
Unit Price	\$286.320	\$480.000	\$1,288.000	\$715.000	\$676.000
Extended Price	24,789.60	14,400.00	38,640.00	21,450.00	20,280.00
<b>Bid Total</b>	<b>154,680.80</b>	<b>14,400.00</b>	<b>282,328.00</b>	<b>21,450.00</b>	<b>222,972.00</b>
<b>Award by Vendor</b>	<b>129,891.20</b>	<b>14,400.00</b>			

5



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	09/10/2019	<b>Council Priority</b>	Transportation
<b>Department</b>	Street		
<b>Contact</b>	Chris Mitchell, Street Superintendent		

### Agenda Caption

Purchase – B-4 Aggregate (Pre-coated): Award to J. Lee Milligan, Inc. - \$728,175.00. This item awards a contract for the purchase of Pre-coated B-4 Aggregate, used by the Street Division during the summer for sealcoating of paved streets.

### Agenda Item Summary

Pre-coated B-4 Aggregate, in conjunction with Asphaltic Cement (AC-5), is used during the sealcoating process. AC-5 is applied to the street surface as a sealant, followed by the pre-coated B-4 aggregate which adheres to the AC-5 forming a new driving surface. The sealcoating process is essential to extending the life of City streets.

### Requested Action

Award this contract to low bidder meeting specification, J. Lee Milligan Inc. at price of \$83.22 per cubic yard. This year's bid price is an increase of 5.81% over last year's contract price of \$78.65 per cubic yard.

### Funding Summary

Funding in the amount of \$720,000 (8,750 cy @ \$82.25/cy) for the purchase of Pre-coated B-4 Aggregate is available in account 1420.68300 of the approved 2019/2020 Street Division Budget. The \$728,175.00 cost is 1.14% more than the amount budgeted. The additional funds needed to purchase the entire contract amount will be available in Street Division account 1420.68300. No State or Federal funds will be used for the purchase of this product.

### Community Engagement Summary

Pre-coated B-4 Aggregate is used by the Street Division as part of the sealcoating process for extending the life of City streets. Pre-coated B-4 Aggregate is used in conjunction with AC-5 forming a new driving surface on residential City streets. This process is essential to extending the life of City streets, as well as, improving the overall appearance of the City's paved streets.

### Staff Recommendation

Street Division recommends acceptance of this bid.

Bid No. 6537 B-4 AGGREGATE(PRE COATED) ANNUAL CONTRACT  
Opened 4:00 p.m. August 15, 2019

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To be awarded as one lot J LEE MILLIGAN INC

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Line 1 Aggregate Grade 4, Clas PB  
Aggregate, per specifications

8,750 cy

Unit Price \$83.220

Extended Price 728,175.00

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Bid Total 728,175.00 ✓

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Award by Vendor 728,175.00



K



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	N/A
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<b>Department</b>	Information Technology – Rich Gagnon
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## Agenda Caption

Award – Managed Print Services:  
Tascosa Office Machines -- \$1,250,000.00

This item represents a 5-year agreement with Tascosa Office Machines to provide managed print services for all City departments.

## Agenda Item Summary

Under the terms of the agreement, Tascosa Office Machines will provide and service multi-function copiers (MFCs) and standalone printers as needed and requested by the City. Tascosa will bill departments monthly based on the lease cost of each department’s respective equipment, plus a per copy (click) charge based on the actual print volume for each month.

## Requested Action

Approval of award to Tascosa Office Machines in an amount not to exceed \$1,250,000 over the 5-year term of the agreement.

## Funding Summary

This item represents an expense already included in the operating budget for each department.

## Community Engagement Summary

N/A

## Staff Recommendation

Staff recommends approval of award.

2



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	09/10/2019	<b>Council Priority</b>	N/A
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<b>Department</b>	Information Technology & AECC
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### Agenda Caption

Award – Hexagon  
CAD Software Upgrade \$493,981.62

Purchase software licensing and services required to upgrade the CAD system.

### Agenda Item Summary

Purchase software licensing and services required to upgrade the CAD system. The CAD is a suite of software products used at the AECC for communicating and dispatching first responders.

### Requested Action

Approval of award to Hexagon in the amount of \$493,981.62

### Funding Summary

Funding is available in Job 411318

### Community Engagement Summary

N/A

### Staff Recommendation

Staff recommends approval of award.

Bid No. 6576 HEXAGON COMPUTER AIDED DISPATCH (CAD) UPDATE  
Opened 4:00 p.m. August 26, 2019

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To be awarded as one lot

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HEXAGON SAFETY &  
INFRASTRUCTURE

---

Line 1 Upgrade Dispatch & CAD Upgrade  
Services, per specifications

1 ea		
Unit Price	\$392,558.420	
Extended Price		392,558.42

---

Line 2 Travel, per specifications

15 ea		
Unit Price	\$2,400.000	
Extended Price		36,000.00

---

Line 3 EdgeFrontier Runtime Engine, per  
specifications

1 ea		
Unit Price	\$18,008.800	
Extended Price		18,008.80

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Line 4 EdgeFrontier Runtime Engine-Test  
License, per specifications

1 ea		
Unit Price		
Extended Price		

---

Line 5 EdgeFrontier Developer Engine,  
per specifications

1 ea		
Unit Price	\$13,506.400	
Extended Price		13,506.40

---

Line 6 EdgeFrontier Developer Training,  
per specifications

1 ea		
Unit Price	\$12,400.000	
Extended Price		12,400.00

---

Line 7 Intergraph Remote Content Mgmt  
CC, per specifications

1 ea		
Unit Price		
Extended Price		-

---

Line 8 Intergraph Remote Content Mgmt  
CC Test, per specifications

1 ea		
Unit Price		
Extended Price		-

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Line 9 Intergraph Mobile Responder  
Client for I/CAD, per specifications

23 ea		
Unit Price	\$428.000	
Extended Price		9,844.00

---

Line 10 Intergraph Mobile responder  
Server for I/CAD, per specifications

1 ea		
Unit Price		
Extended Price		-

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Line 11 Intergraph Mobile responder  
Server for I/CAD Test, per specifications

1 ea

Unit Price

Extended Price

---

Line 12 EdgeFrontier Runtime Engine  
Maint-1 year, per specifications

1 ea

Unit Price

\$5,400.000

Extended Price

5,400.00

---

Line 13 EdgeFrontier Runtime Engine  
Maint Test-1 Year, per specifications

1 ea

Unit Price

Extended Price

---

Line 14 EdgeFrontier Developer Engine  
Maint-1 Year, per specifications

1 ea

Unit Price

\$4,056.000

Extended Price

4,056.00

---

Line 15 Intergraph Remote Content  
Mgmt CC Maint-1 Year, per  
specifications

1 ea

Unit Price

Extended Price

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Line 16 Intergraph Remote Content  
Mgmt CC Maint Test-1 Year, per  
specifications

1 ea  
Unit Price  
Extended Price

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Line 17 Intergraph Mobile Responder  
lient Maint-1 Year, per specifications

23 ea  
Unit Price \$96.000  
Extended Price 2,208.00

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Line 18 Intergraph Mobile Responder  
Server Maint-1 Year, per specifications

1 ea  
Unit Price  
Extended Price

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Line 19 Intergraph Mobile Responder  
Server Maint test-1 Year, per  
specifications

1 ea  
Unit Price  
Extended Price

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Bid Total

493,981.62 ✓

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Award by Vendor

493,981.62

11



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	9/10/2019	<b>Council Priority</b>	Infrastructure Initiative
<b>Department</b>	Capital Projects & Development Engineering		
<b>Contact</b>	Matthew Thomas, P.E., City Engineer		

### Agenda Caption

CONSIDER AWARD –BID # 6530  
JOB # 530025 2017-2021 Community Investment Program FY 17/18 Water Main Replacement at Various Locations.  
 Amarillo Utility Contractors, Inc. - \$537,939.50

### Agenda Item Summary

This item is to consider award of the construction contract for the replacement of select water distribution lines north of Amarillo Boulevard between Washington Street and Van Buren Street within the North Heights Neighborhood Plan Area.

### Requested Action

Consider approval and award to the lowest bidder, Amarillo Utility Contractors, Inc. - \$537,939.50

### Funding Summary

Funding for this project is available in Project Number 530025.17400.2040

### Community Engagement Summary

This project will have modest impact to the neighborhood. City staff will update the public with press releases and public announcements through social media before and during the project. The Project Manager will send notifications to the property owners and will conduct a public meeting prior to construction for affected citizens.

### Staff Recommendation

City Staff is recommending approval and award of the contract.

Bid No. 6530 2017-2021 COMMUNITY INVESTMENT PROGRAM FY 17/18 WATER MAIN REPLACEMENT AT VARIOUS LOCATIONS  
 Opened 4:00 p.m., August 15, 2019

To be awarded as one lot	AMARILLO UTILITY CONTRACTORS	MH CIVIL CONSTRUCTORS	LA FULLER & SONS CONSTRUCTION
Line 1 Trench repair-Flexible Pavement, per specifications			
162 sy			
Unit Price	\$63.000	\$45.00	\$345.000
Extended Price	10,206.00	7,290.00	55,890.00
Line 2 Trench repair-Concrete Pavement, per specifications			
48 sy			
Unit Price	\$165.000	\$45.00	\$104.250
Extended Price	7,920.00	2,160.00	5,004.00
Line 3 Furnish and Install Two 2" HDPE Pipe, per specifications			
60 lf			
Unit Price	\$29.750	\$64.00	\$28.500
Extended Price	1,785.00	3,840.00	1,710.00
Line 4 Furnish and Install 6" C900 Water Pipe, per specifications			
315 lf			
Unit Price	\$43.000	\$50.00	\$49.000
Extended Price	13,545.00	15,750.00	15,435.00



To be awarded as one lot	AMARILLO UTILITY CONTRACTORS		MH CIVIL CONSTRUCTORS		LA FULLER & SONS CONSTRUCTION	
Line 5 Furnish and Install 8" C900 Water Pipe, per specifications						
43 lf						
Unit Price	\$53.000		\$52.00		\$81.000	
Extended Price		2,279.00		2,236.00		3,483.00
Line 6 Bore, Furnish and Install 12" Steel Casing, per specifications						
453 lf						
Unit Price	\$123.000		\$187.00		\$215.000	
Extended Price		55,719.00		84,711.00		97,395.00
Line 7 Furnish & Instal 6" by 6" Tapping Sleeve, per specifications						
1 ea						
Unit Price	\$2,395.000		\$1,300.00		\$1,590.000	
Extended Price		2,395.00		1,300.00		1,590.00
Line 8 Furnish & Instal 8" by 6" Tapping Sleeve, per specifications						
2 ea						
Unit Price	\$2,395.000		\$1,600.00		\$1,929.000	
Extended Price		4,790.00		3,200.00		3,858.00
Line 9 Furnish & Install 6" C900 RJ Water Pipe, per specifications						
5,418 lf						
Unit Price	\$38.000		\$58.00		\$59.200	
Extended Price		205,884.00		314,244.00		320,745.60

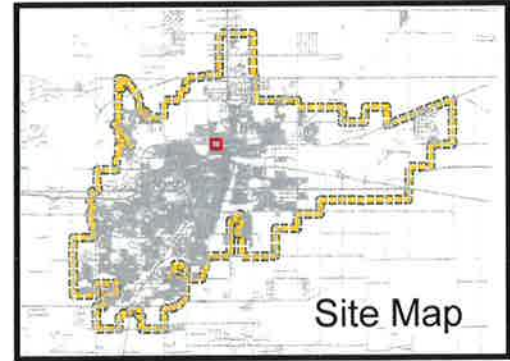
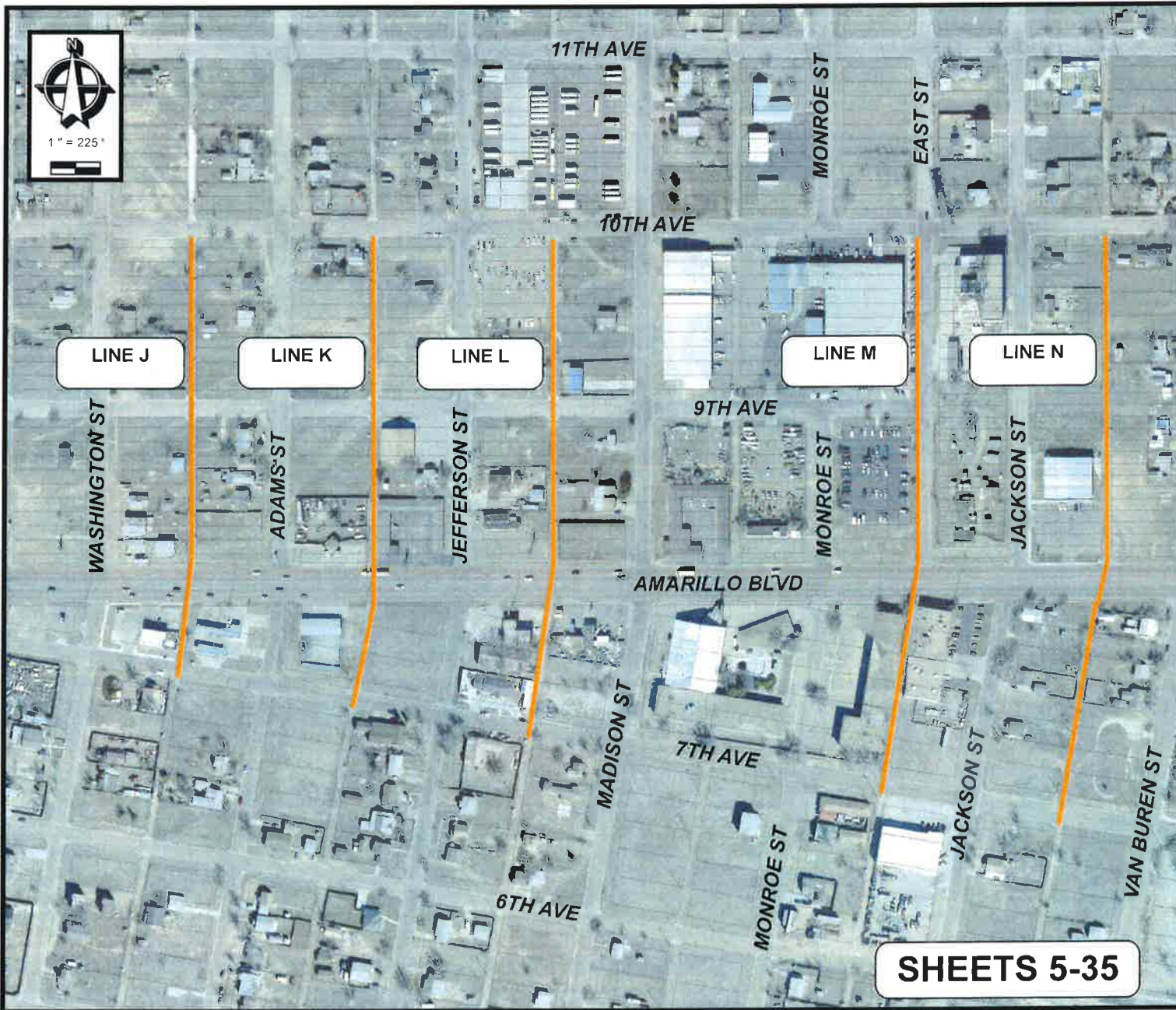
To be awarded as one lot	AMARILLO UTILITY CONTRACTORS	MH CIVIL CONSTRUCTORS	LA FULLER & SONS CONSTRUCTION
Line 10 Furnish & Install 6" Tapping Valve, per specifications			
3 ea			
Unit Price	\$1,170.000	\$1,200.00	\$1,574.000
Extended Price		3,510.00	4,722.00
Line 11 Furnish & Install 6" MJ Gate Valve, per specifications			
26 ea			
Unit Price	\$1,210.000	\$1,700.00	\$1,610.000
Extended Price		31,460.00	41,860.00
Line 12 Furnish & Install 8" MJ Gate Valve, per specifications			
2 ea			
Unit Price	\$1,660.000	\$2,200.00	\$1,989.000
Extended Price		3,320.00	3,978.00
Line 13 Furnish & Install Standard Fire Hydrant, per specifications			
9 ea			
Unit Price	\$3,050.000	\$3,500.00	\$2,825.000
Extended Price		27,450.00	25,425.00
Line 14 Furnish & Install Wet Connection, per specifications			
15 ea			
Unit Price	\$1,820.000	\$1,300.00	\$437.000
Extended Price		27,300.00	6,555.00

To be awarded as one lot	AMARILLO UTILITY CONTRACTORS	MH CIVIL CONSTRUCTORS	LA FULLER & SONS CONSTRUCTION
Line 15 Furnish & Install 1" Water Tap and Reconnect Service Line, per specifications			
38 ea			
Unit Price	\$1,065.000	\$1,200.00	\$852.000
Extended Price		40,470.00	45,600.00
			32,376.00
Line 16 Furnish & Install 2" Water Tap and Reconnect Service Line, per specifications			
1 ea			
Unit Price	\$2,180.000	\$2,100.00	\$1,102.000
Extended Price		2,180.00	2,100.00
			1,102.00
Line 17 Furnish & Install AWWA C153 SSB-DI Fittings, per specifications			
2 ton			
Unit Price	\$8,875.000	\$5,000.00	\$16,863.000
Extended Price		17,750.00	10,000.00
			33,726.00
Line 18 Furnish, Install & Maintain Trench Safety System, per specifications			
418 lf			
Unit Price	\$1.250	\$1.00	\$3.750
Extended Price		522.50	418.00
			1,567.50

To be awarded as one lot	AMARILLO UTILITY CONTRACTORS	MH CIVIL CONSTRUCTORS	LA FULLER & SONS CONSTRUCTION	
<b>Line 19 Furnish, Install and Maintain Temporary Erosion Sediment, per specifications</b>				
1 ls				
Unit Price	\$1,175.000	\$2,700.00	\$44,488.000	
Extended Price		1,175.00	2,700.00	44,488.00
<b>Line 20 Furnish, Install &amp; Maintain Traffic Safety and Control System, per specifications</b>				
1 ls				
Unit Price	\$14,100.000	\$20,000.00	\$16,722.000	
Extended Price		14,100.00	20,000.00	16,722.00
<b>Line 21 Remove &amp; Replace Existing Concrete Curb &amp; Gutter, per specifications</b>				
12 lf				
Unit Price	\$76.000	\$169.00	\$73.000	
Extended Price		912.00	2,028.00	876.00
<b>Line 22 Tie into Existing Water Main, per specifications</b>				
18 ea				
Unit Price	\$1,560.000	\$1,700.00	\$282.000	
Extended Price		28,080.00	30,600.00	5,076.00

To be awarded as one lot	AMARILLO UTILITY CONTRACTORS	MH CIVIL CONSTRUCTORS	LA FULLER & SONS CONSTRUCTION
Line 23 Remove & Replace Concrete Valley Gutter, per specifications			
2 sy			
Unit Price	\$190.000	\$100.00	\$79.000
Extended Price		380.00	200.00
			158.00
Line 24 Remove Existing Fittings and Valves, per specifications			
31 ea			
Unit Price	\$355.000	\$100.00	\$83.000
Extended Price		11,005.00	3,100.00
			2,573.00
Line 25 Remove Pipe-All Types and Sizes, per specifications			
41 lf			
Unit Price	\$47.000	\$100.00	\$7.000
Extended Price		1,927.00	4,100.00
			287.00
Line 26 Remove and Salvage Existing Fire Hydrant, per specifications			
2 ea			
Unit Price	\$350.000	\$100.00	\$447.000
Extended Price		700.00	200.00
			894.00
Line 27 Plug and Abandon Water Main with Concrete, per specifications			
50 ea			
Unit Price	\$200.000	\$500.00	\$281.000
Extended Price		10,000.00	25,000.00
			14,050.00

To be awarded as one lot	AMARILLO UTILITY CONTRACTORS	MH CIVIL CONSTRUCTORS	LA FULLER & SONS CONSTRUCTION
Line 28 Mobilization, Demobilization, per specifications			
1 Is			
Unit Price	\$11,175.000	\$27,023.00	\$37,305.900
Extended Price	11,175.00	27,023.00	37,305.90
<b>Bid Total</b>	<b>537,939.50</b>	<b>711,000.00</b>	<b>778,852.00</b>
Award by Vendor	537,939.50		



— PROPOSED WATERMAIN

FY 17/18 WATER MAIN REPLACEMENT	
DRAWN BY:	KYLE CALDWELL
APPROVED BY:	ALAN HARDER
PATH:	WICP&DP/Projects/530025-530256/530025 VM Replacement at Various Locations/Glenn Heights overview
HORIZ. SCALE:	AS SHOWN
DATE:	June 14, 2019
WD. NO.:	530025
SHEET:	4 OF 35





A



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Fiscal Responsibility
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<b>Department</b>	City Manager Michelle Bonner, Deputy City Manager
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### Agenda Caption

#### **PUBLIC HEARING ON TAX INCREASE:**

**THE CITY OF AMARILLO IS CONSIDERING A TAX RATE OF \$0.38851, WHICH IS GREATER THAN THE CURRENT RATE. THIS PROPOSED RATE WILL RAISE MORE TAXES THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.33 PERCENT. THE TAX ON AN AVERAGE HOME LAST YEAR WAS \$495.33. THE TAX ON AN AVERAGE HOME WOULD BE \$537.04 UNDER THE PROPOSED RATE.**

### Agenda Item Summary

This public hearing is the second public hearing on the proposed tax rate: at this meeting Council must have a public hearing on the tax rate and announce meeting dates and times to adopt the tax rate.

### Requested Action

Council hold a public hearing on the tax rate and announce the meeting dates and times to adopt the tax rate. Those meeting times are September 17, 2019 at 1:00 P.M. and September 24, 2019 at 1:00 P.M.

### Funding Summary

N/A

### Community Engagement Summary

The City Council met on August 14<sup>h</sup> and 15<sup>th</sup> to review the proposed 2019/2020 budget. At the August 14<sup>th</sup> Council meeting, City Staff presented an overview of the proposed 2019 tax rate and required tax notices. On August 20, 2019 the City Council discussed the tax rate and approved a motion to consider a \$0.38851 property tax rate. On September 3, 2019 Council held a public hearing on the proposed tax rate.

### Staff Recommendation

No Council action for this item.



# Amarillo City Council

## Agenda Transmittal Memo



B

<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Regular Agenda Item – Public Hearing
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<b>Department</b>	Planning and Development Services Cris Valverde - Assistant Director of Planning and Development Services
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### Agenda Caption

Public hearing to consider an ordinance rezoning a 17.69 acre tract of unplatted land in Section 183, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Multiple-Family District 1. (Vicinity: Georgia St. and Farmers Ave.)

### Agenda Item Summary

#### Adjacent land use and zoning

The adjacent zoning consists of Agricultural District to the north and south, Residential District 3 to the east, and bounded by the City Limits line to the west.

Adjacent land uses consist of vacant land to the north and south, single family detached homes to the east, and a City sewage lift station and vacant land to the west.

#### Proposal

The applicant is requesting Multiple-Family District 1 zoning in order to develop the land with multi-family land uses such as apartments. Other residential uses allowed within the district include single-family detached and attached homes and duplexes.

#### Analysis

Staff's analysis begins with referencing the Comprehensive Plan's Future Land Use and Character Map, which identifies recommended future land uses. Additionally, staff considers what impact, if any, a proposed rezoning will have on area zoning and development patterns as well as how a particular request conforms to the Neighborhood Unit Concept of development.

Regarding the recommended Future Land Use, the recommended development type for this area is Estate Residential. Estate Residential characteristics are for single-family detached homes that provide greater open space via increased lot size and yard setbacks.

This area was annexed in 2007 and upon annexation was zoned Agricultural District. Agricultural District was established as a "place holder" zoning district until development plans could be established. Agricultural District allows for estate or rural style residential development upon one-acre lots.

Considering residential development existed to the north, similar development was anticipated within the south half of the section. As such, Estate Residential was established upon approval of the Future Land Use Map in 2010. Estate Residential matches characteristics of the "place holder" Agricultural zoning and ensures that residential development is the recommended land use for the area; all while allowing future market conditions to dictate the type and/or mix of residential product.

Since, market conditions have established a more dense residential development within the southern half of the section. This is illustrated by the area that is zoned Residential District 3 and developed accordingly. (*Residential District 3 minimum lot standards are 50ft. by 100ft. that result in a 5,000 square foot lot*).

With regards to the Neighborhood Unit Concept of development, it calls for more intensive uses such as retail, office, and/or dense multi-family development is located at or near Section Line Arterial intersections. The tract of land that the applicant is requesting to rezone is located at a Section Line Arterial Intersection in this instance (Farmers and Georgia). As such it was the Planning Commission's opinion that the request is in conformance with the Neighborhood Unit Concept of development.

### Requested Action/Recommendation

Notices have been sent to property owners within 200 feet regarding this proposed rezoning. At the time of this writing, the Planning Department has received two calls regarding this request. Both call expressed no opposition to the request.

Taking all of the above into account, Planning Commissioners are of the opinion that the proposed rezoning conforms to the Neighborhood Unit Concept of Development, is a logical progression in zoning that allows further mix of residential products in the area and would not be detrimental to the area.

Therefore, the Planning and Zoning Commission recommends approval as presented.

ORDINANCE NO. 7810

**AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF GEORGIA STREET AND FARMERS AVENUE, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

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

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

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

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

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

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

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

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

Rezoning of a 17.69 acre tract of unplatted land in Section 183, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Multiple-Family District 1 and being further described below:

A 17.69 acre tract of land situated in Section 183, Block 2, A.B. & M. Survey, Randall County, Texas and being a portion of a 217.22 acre tract of land as described in that certain instrument of conveyance recorded under Clerk's File No. 2016014173 of the Official Public Records of Randall County, Texas. Said 17.69 acre tract of land having been surveyed on the ground by Furman Land Surveyors, Inc. on June 26, 2019 and being more particularly described by metes and bounds as follows:

BEGINNING at a mag nail in asphalt found as called for in the South line of said Section 183, same point being the Southwest corner of said 217.22 acre tract and also being the Southwest corner of this tract of land, from whence a railroad spike

found as called for at the Southwest corner of said Section 183 bears North 89° 59' 53" West, 60.00 feet;

THENCE North 00° 10' 22" West (parallel with the West line of said Section 183 - base line) along the West line of said 217.22 acre tract of land, same being the East line of a 10 foot wide tract of land as conveyed to the City of Amarillo for right-of-way by instrument recorded under Clerk's File No. 2009010006 of the Official Public Records of Randall County, Texas, at 60.00 feet passing a 1/2 inch iron rod with cap stamped "FURMAN RPLS" found, a total distance of 360.25 feet to a 1/2 inch iron rod with illegible cap found in the South line of a 60 foot by 120 foot tract of land as conveyed to the City of Amarillo by instrument recorded in Volume 325, Page 736 of the Deed Records of Randall County, Texas same point being a corner of said 10 foot wide City of Amarillo tract, the most Southerly Northwest corner of said 217.22 acre tract of land and also being the most Southerly Northwest corner of this tract of land;

THENCE North 89° 46' 20" East a distance of 60.00 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" found as called for at the Southeast corner of said 60 foot by 120 foot City of Amarillo tract of land, same point being an interior jog corner of this tract of land;

THENCE North 00° 10' 22" West a distance of 60.00 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" found as called for at the Northeast corner of said 60 foot by 120 foot City of Amarillo tract of land, same point being an interior jog corner of this tract of land;

THENCE South 89° 46' 20" West along the North line of said 60 foot by 120 foot City of Amarillo Tract a distance of 60.00 feet to a 1/2 inch iron rod with illegible cap found at a corner of said 10 foot wide City of Amarillo tract;

THENCE North 00° 10' 22" West along the West line of said 217.22 acre tract of land, same being the East line of said 10 foot wide City of Amarillo tract, a distance of 246.67 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set at the Northwest corner of this tract of land, from whence a 1/2 inch iron rod with cap stamped "FURMAN RPLS" found as called for at the Northwest corner of said 217.22 acre tract of land bears North 00° 10' 22" West, 2205.44 feet;

THENCE North 89° 49' 29" East, 1158.39 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set in the West line of South Georgia Place Unit No. 26, an addition to the City of Amarillo, Randall County, Texas according to the map or plat thereof recorded under Clerk's File No. 2007007538 of the Official Public Records of Randall County, Texas, same point being the Northeast corner of this tract of land, from whence a 1/2 inch iron rod with illegible cap found for the Northwest corner of said South Georgia Place Unit No. 26 bears North 00° 03' 23" West, 911.67 feet;

THENCE South 00° 03' 23" East along the West line of said South Georgia Place Unit No. 26, at 608.33 feet passing a 1/2 inch iron rod with illegible cap found at the Southwest corner of said South Georgia Place Unit No. 26, a total distance of 670.50 feet to a railroad spike found as called for in the South line of said Section 183, same point being the Southeast corner of this tract of land;

THENCE North 89° 59' 53" West along the South line of said Section 183, a distance of 1157.03 feet to the PLACE OF BEGINNING and containing a computed area of 17.69 acres of land, more or less, of which 1.59 acres lies within the right-of-way of Farmers Avenue.

**SECTION 3.** In the event this Ordinance or any part hereof is found to be invalid, such invalidity shall not affect the remaining portions of the Ordinance, and such remaining portions shall continue to be in full force and effect. The Director of Planning is authorized to make corrections and

minor changes to the site plan or development documents to the extent that such does not materially alter the nature, scope, or intent of the approval granted by this Ordinance.

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

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

**INTRODUCED AND PASSED** by the City Council of the City of Amarillo, Texas, on First Reading on this the 10th day of September, 2019 and **PASSED** on Second and Final Reading on this the 17th day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

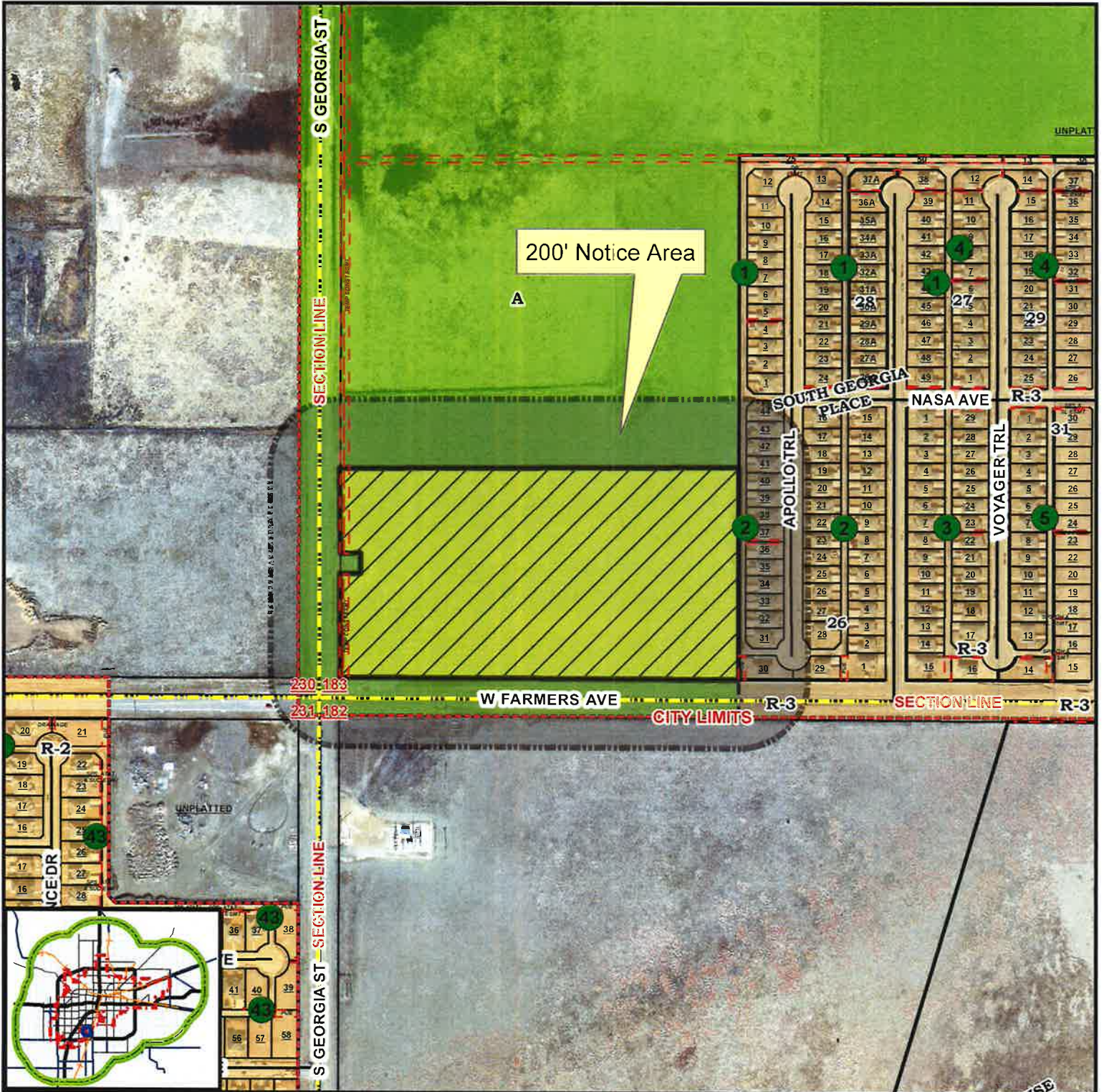
\_\_\_\_\_  
Frances Hibbs, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Bryan McWilliams,  
City Attorney

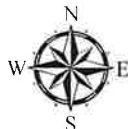


# REZONING FROM A TO MF-1



## CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1 inch = 400 feet  
 Date: 8/14/2019  
 Case No: Z-19-19



Z-19-19 Rezoning of a 17.69 acre tract of unplatted land, in Section 183, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Agricultural District to Multiple Family District 1.

Vicinity: Farmers Ave. and Georgia St.

APPLICANT: Dustin Eggleston for 87th Street Partners, LLC

Tax Account #: R-200-1830-2700.0

AP: M16

DISCLAIMER: The City of Amarillo is providing this information as a public service. The information shown is for information purposes only and except where noted, all of the data or features shown or depicted on this map is not to be



C



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Economic Development
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<b>Department</b>	City Manager Michelle Bonner, Deputy City Manager
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### Agenda Caption

RESOLUTION – AUTHORIZING THE AMARILLO POTTER EVENTS VENUE DISTRICT 2019/2020 FISCAL YEAR BUDGET  
 (Contact: Michelle Bonner, Deputy City Manager)  
 This resolution approves the 2019/2020 Budget for the Amarillo-Potter Events Venue District. This budget is funded through a 5% car rental tax and a 2% hotel occupancy tax. The Amarillo-Potter Events Venue District operates and maintains voter approved entertainment venues within the City. This budget is recommended for approval by the Amarillo Potter Events Venue District Board.

### Agenda Item Summary

This resolution approves the 2019/2020 fiscal year budget for the Amarillo Potter Events Venue District.

### Requested Action

Council consideration and approval of the resolution authorizing the Amarillo Potter Events Venue District 2019/2020 fiscal year budget.

### Funding Summary

N/A

### Community Engagement Summary

The 2019/2020 fiscal year budget has been reviewed and approved for Council consideration at the August 12, 2019 Amarillo Potter Events Venue District Board meeting and is scheduled for review and consideration at the September 9, 2019 Potter County Commissioner’s Court meeting.

### Staff Recommendation

Staff recommendation is to approve the 2019/2020 fiscal year budget for the Amarillo Potter Events Venue District.

RESOLUTION NO. 09-10-19-\_\_\_\_\_  
A RESOLUTION OF THE CITY OF AMARILLO, TEXAS:  
APPROVING THE PROPOSED OPERATING BUDGET FOR  
THE FISCAL YEAR 2019-2020 FOR THE AMARILLO  
POTTER EVENTS VENUE DISTRICT.

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WHEREAS, the Amarillo-Potter Events Venue District (hereafter, District) was formed and exists for the purpose of constructing and maintaining voter approved entertainment venues within the city, for the public welfare, in accordance with state law; and

WHEREAS, the revenue for the District derives from a tax on car rentals and hotel occupancy, to be used for the above stated activities by the District; and

WHEREAS, the Bylaws of the District require that it submit its annual budget to the City Council for approval; and

WHEREAS, the Board of Directors of the District has prepared, approved and submitted a proposed budget; and

WHEREAS, the City Council finds that the proposed budget is in order and should be approved; now, therefore,

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

SECTION 1. That the Proposed Budget for the period of October 1, 2019 to September 30, 2020 of the Amarillo-Potter Events Venue District, a copy of which is appended to this Resolution and incorporated herein by reference, is hereby approved, together with any amendments made in public meeting at which it is considered.

SECTION 2. The City Secretary shall certify a copy of this Resolution to the District.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this 10th day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

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

APPROVED AS TO FORM

\_\_\_\_\_  
Bryan McWilliams, City Attorney





# CITY OF AMARILLO

OFFICE OF THE  
CITY MANAGER

September 3, 2019

Mayor Ginger Nelson  
509 Southeast 7<sup>th</sup> Avenue  
Amarillo, TX 79101

Dear Mayor Nelson:

Attached is the proposed 2019/2020 budget for the Amarillo Potter Events Venue District. The Venue District Board met on August 12, 2019 and approved the attached budget, and is requesting City Council consideration at the September 10, 2019, meeting. The Potter County Commissioners' Court will consider this budget at their September 9, 2019, meeting.

The proposed budget reflects revenue of \$3,269,583 for the 2019/2020 year including Vehicle Rental Tax of \$1,092,000 and Hotel Occupancy Tax of \$2,092,000. The major components of the expenditures include debt service of \$866,248 and the two management contracts: Amarillo National Center Management Contract of \$560,000 and the Civic Center Management Contract of \$398,004. Also included are proposed amounts for improvements to each facility: \$300,937 for the Amarillo National Center and \$150,000 for the Civic Center.

The anticipated available fund balance at the end of the 2019/2020 fiscal year (09/30/2020) of \$4,980,159 which includes \$500,000 as a targeted reserve for the District, \$1,351,127 for the Amarillo National Center and \$3,129,032 for the Civic Center facility which is calculated based on the 60/40 split of the original project. The reserve balances at each of the two facilities have historically been available to fund facility improvements or events.

There are two debt issues outstanding for the Amarillo Potter Event Venue District. The Special Tax and Lease Revenue Refunding Bonds, Series 2016 has an outstanding balance of \$4,705,000 with a final maturity date of November 15, 2045 and a true interest cost of 2.963%. The Special Tax and Lease Revenue Refunding Bonds, Series 2009 has an outstanding balance of \$4,945,000 with a final maturity date of November 15, 2028 and outstanding interest rate of 4.02%.

Thank you for your consideration in this matter. If you will please forward this information to the Commission and if acceptable to you, I am available to present this budget at your September 9<sup>th</sup> meeting.

Sincerely,

Michelle Bonner  
Deputy City Manager

Attachment

Amarillo Potter Events Venue District  
2019/2020 Budget

	2017/2018 Actual	2018/2019 Revised Estimate	2018/2019 Budget	CALCULATION OF RESERVE BALANCES		
				Common REV/EXP	ANC 60%	City 40%
Beginning Available Balance	4,336,995	4,535,699	4,494,255	500,000	1,274,309	2,719,946
30340 Vehicle Rental Tax	993,208	1,059,732	1,092,000	1,092,000		
30470 Hotel Occupancy Tax	1,977,371	2,031,247	2,092,000	2,092,000		
30480 Interest-Past Tax	-	-	350	350		
37110 Interest Income	53,971	85,113	85,113	85,113		
37410 Miscellaneous Revenue	107,267	106,599	120		120	
<b>TREVENUE Total Revenues</b>	<b>3,131,817</b>	<b>3,282,691</b>	<b>3,269,583</b>	<b>3,269,463</b>	<b>120</b>	<b>-</b>
51110 Office Expense			25	25		
61200 Postage			25	25		
62000 Professional	3,000	3,000	143,000		143,000	
63140 Audit Fee	6,700	6,835	7,040	7,040		
63705 Ama Tri-State Participation	986,821	1,119,960	300,937		300,937	
63710 ANC Management Contract	304,723	328,248	500,000		500,000	
63710 ANC Property Insurance	60,000	45,000	60,000		60,000	
63715 Civic Center Mgmt Contract	398,004	398,004	398,004			398,004
63900 Event Development	272,030	355,609	355,000		355,000	
78010 Fiscal Agent Fees	2,835	2,800	3,400	3,400		
92060 Civic Center Improv		200,000	150,000			150,000
92140 Events Debt Service	899,000	864,679	866,248	866,248		
<b>TEXPENSES Total Expenses</b>	<b>2,933,113</b>	<b>3,324,135</b>	<b>2,783,679</b>	<b>876,738</b>	<b>1,358,937</b>	<b>548,004</b>
Excess of Revenue over Common Expenditures				2,392,725	1,435,635	957,090
Increase (Decrease) in Reserve Balance			485,904	-	76,818	409,086
Ending Reserve Balance	4,535,699		4,980,159	500,000	1,351,127	3,129,032

<b>63705 Ama Tri-State Participation</b>		
Freight Elevator	6,000	6,000
HVAC, electrical and plumbing	50,000	50,000
ANC Concrete Floors	200,529	
KD10-V3ABi 10' Dragmaster	33,000	
Eight 16' fans (Glen Mac Building)	68,592	
New Energy Management System on HVAC (ANC)	74,919	
ANC North Concession Remodel	39,482	
16 LED WalPak (Kimble 1&2)	6,322	
Food court light pole replacement	17,051	
Master Diesel Fork Lift	39,000	
ANC Handicap door replacement	6,450	
Eleator and seating renovation (ANC)	430,615	
Transformer replacement	148,000	
New Trees (ANC)		12,387
Paint Project (ANC)		100,600
A/C system (promotor office)		10,600
A/C system (IT room)		9,500
A/C (Glen Mac building)		11,850
John Deer tractor		30,000
Box Seating		70,000
	<u>1,119,960</u>	<u>300,937</u>

City of Amarillo

A/P Events Taxing Entity

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
30340 Vehicle Rental Tax	943,733	993,208	1,006,000	1,059,732	1,092,000
[Note] Prior year estimate with a 3% increase.					
30470 Hotel Occupancy Tax	1,896,913	1,977,371	2,034,000	2,031,247	2,092,000
[Note] Prior year estimate with a 3% increase.					
30480 Interest-Past Tax	0	0	350	0	350
<b>30469 Hotel Occupancy Tax</b>	<b>1,896,913</b>	<b>1,977,371</b>	<b>2,034,350</b>	<b>2,031,247</b>	<b>2,092,350</b>
<b>30400 Gross Receipts Business</b>	<b>2,840,646</b>	<b>2,970,579</b>	<b>3,040,350</b>	<b>3,090,979</b>	<b>3,184,350</b>
37110 Interest Income	11,688	24,481	35,000	31,876	31,876
<b>37109 Interest Earnings</b>	<b>11,688</b>	<b>24,481</b>	<b>35,000</b>	<b>31,876</b>	<b>31,876</b>
37410 Miscellaneous Revenue	71,947	107,267	106,479	106,599	120
<b>37400 Miscellaneous Revenue</b>	<b>71,947</b>	<b>107,267</b>	<b>106,479</b>	<b>106,599</b>	<b>120</b>
<b>TREVENUE Total Revenues</b>	<b>2,924,281</b>	<b>3,102,327</b>	<b>3,181,829</b>	<b>3,229,454</b>	<b>3,216,346</b>
51110 Office Expense	0	0	25	0	25
<b>51000 Supplies</b>	<b>0</b>	<b>0</b>	<b>25</b>	<b>0</b>	<b>25</b>
61200 Postage	0	0	25	0	25
62000 Professional	11,760	3,000	18,000	3,000	143,000

[Entity] Budget Detail Desc.	Total
[92310] Consulting Services	18,000
[92310] Possible election	125,000
Total	143,000

[Note]  
Budget dollars for possible economic study associated with events trust fund.

63140 Audit Fee	6,600	6,700	6,800	6,835	7,040
[Note] Reflects a 3% increase in aduit fee as per the audit RFQ process that the City of Amarillo completed during 2016.					

63705 Ama Tri-State Participat	184,858	986,820	1,119,960	1,119,960	300,937
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[Entity] Budget Detail Desc.	Total
[92310] New trees (ANC)	12,387
[92310] Paint project (ANC)	100,600
[92310] A/C system (promotor office)	10,600
[92310] A/C unit (IT room)	9,500
[92310] 800 horse John Deer tractor	30,000
[92310] HVAC, electrical, plumbing	50,000
[92310] Freight elevators	6,000
[92310] Box seating	70,000
[92310] AC (Glen Mac)	11,850
Total	300,937

63710 ANC Management Contract	367,576	364,723	388,248	373,248	560,000
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[Entity] Budget Detail Desc.	Total
[92310] ANC Center	500,000
[92310] ANC Center insurance	60,000
Total	560,000

City of Amarillo

A/P Events Taxing Entity

DESCRIPTION	Actual	Actual	Budget	RevEst	Dept Req
	2016	2017	2018	2018	2019
63715 Civic Center Mgmt Contra	398,004	398,004	398,004	398,004	398,004
63900 Event Development	225,398	272,030	355,609	355,609	355,000

[Entity] Budget Detail Desc.	Total
[92310] Tri-State High School Rodeo	5,000
[92310] WT Rodeo	5,000
[92310] CMSA Shooters	20,000
[92310] Nation Jr Bull Riders Association	5,000
[92310] Christmas CBT Productions/Barrel Racing	1,500
[92310] Jr Livestock Sale	2,000
[92310] Hope & Healing Team Roping	7,000
[92310] Summer CBT Productions Barrel Racing	2,500
[92310] AKC Agility	2,500
[92310] Coors Cowboy Club Ranch Rodeo	10,000
[92310] SW Reined Cow Hors Association	15,000
[92310] Stock Horse of Texas Horse Show	5,000
[92310] PGSQHS Boom Circuit	2,500
[92310] West Texas Futurity	40,000
[92310] Koben Puckett	10,000
[92310] Other Events	222,000
<b>Total</b>	<b>355,000</b>

<b>60000 Contractual Services</b>	<b>1,194,197</b>	<b>2,031,277</b>	<b>2,286,646</b>	<b>2,256,656</b>	<b>1,764,006</b>
78010 Fiscal Agent Fees	2,740	2,835	3,400	2,800	3,400
<b>70000 Other Charges</b>	<b>2,740</b>	<b>2,835</b>	<b>3,400</b>	<b>2,800</b>	<b>3,400</b>
92060 Civic Center Improv	0	0	200,000	200,000	150,000

[Note]  
Budget dollars to be used in the event of a needed emergency improvement.

92140 Events Debt Service	1,014,200	899,000	864,679	864,679	866,248
<b>92000 Operating Transfers</b>	<b>1,014,200</b>	<b>899,000</b>	<b>1,064,679</b>	<b>1,064,679</b>	<b>1,016,248</b>
<b>TEXPENSES Total Expenses</b>	<b>2,211,137</b>	<b>2,933,112</b>	<b>3,354,750</b>	<b>3,324,135</b>	<b>2,783,679</b>

City of Amarillo

Events District Debt Service

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
37110 Interest Income	4,042	11,373	0	15,892	15,892

[Note]

Used actuals through March 2019 and average of first 6 months for the remainder of the year for revised estimate. Kept department request flat.

<b>37109 Interest Earnings</b>	<b>4,042</b>	<b>11,373</b>	<b>0</b>	<b>15,892</b>	<b>15,892</b>
39590 Tsf In Fr Venue Dist	1,014,200	899,000	864,679	864,679	866,248
<b>39100 Operating Transfers In</b>	<b>1,014,200</b>	<b>899,000</b>	<b>864,679</b>	<b>864,679</b>	<b>866,248</b>
<b>TREVENUE Total Revenues</b>	<b>1,018,242</b>	<b>910,373</b>	<b>864,679</b>	<b>880,571</b>	<b>882,140</b>
89100 Bond Principal Payments	525,000	490,000	505,000	505,000	525,000

[Entity] Budget Detail Desc.	Total
[92400] 2009	410,000
[92400] 2016	115,000
Total	525,000

89200 Bond Interest Payments	333,243	377,456	359,679	359,679	341,248
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[Entity] Budget Detail Desc.	Total
[92400] 2009	190,548
[92400] 2016	150,700
Total	341,248

<b>89000 Debt Service</b>	<b>858,243</b>	<b>867,456</b>	<b>864,679</b>	<b>864,679</b>	<b>866,248</b>
<b>TEXPENSES Total Expenses</b>	<b>858,243</b>	<b>867,456</b>	<b>864,679</b>	<b>864,679</b>	<b>866,248</b>

City of Amarillo

Amarillo Events District

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
37110 Interest Income	9,728	29,370	0	53,237	53,237
<b>37109 Interest Earnings</b>	<b>9,728</b>	<b>29,370</b>	<b>0</b>	<b>53,237</b>	<b>53,237</b>
37410 Miscellaneous Revenue	120	120	0	0	0
<b>37400 Miscellaneous Revenue</b>	<b>120</b>	<b>120</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>TREVENUE Total Revenues</b>	<b>9,848</b>	<b>29,490</b>	<b>0</b>	<b>53,237</b>	<b>53,237</b>
51110 Office Expense	80	0	0	0	0
<b>51000 Supplies</b>	<b>80</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
76000 Depreciation	717,797	717,797	717,796	630,888	631,748
<b>70000 Other Charges</b>	<b>717,797</b>	<b>717,797</b>	<b>717,796</b>	<b>630,888</b>	<b>631,748</b>
<b>TEXPENSES Total Expenses</b>	<b>717,877</b>	<b>717,797</b>	<b>717,796</b>	<b>630,888</b>	<b>631,748</b>

D



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Civic Pride
<b>Department</b>	City Manager		
<b>Contact</b>	Michelle Bonner, Deputy City Manager		

### Agenda Caption

RESOLUTION – AUTHORIZING THE AMARILLO HOSPITAL DISTRICT 2018/2019 FISCAL YEAR BUDGET AMENDMENT

(Contact: Michelle Bonner Deputy City Manager)

This resolution approves the 2018/2019 fiscal year budget amendment. This budget amendment adjusts the 2018/2019 budget for the Local Provider Participation Fund (LPPF) provided for in the 2017 Legislative Session.

### Agenda Item Summary

This resolution approves the 2018/2019 fiscal year budget amendment. This budget amendment is recommended for approval by the AHD Board of Managers. The fiscal year 2018/2019 budget amendment reflects \$12.1 million in Local LPPF assessments and \$12.1 million as intergovernmental transfers during the current year. Any unspent LPPF assessments will roll forward into the next fiscal year.

### Requested Action

Council consideration and approval of the resolution authorizing the Amarillo Hospital District 2018/2019 fiscal year budget amendment.

### Funding Summary

N/A

### Community Engagement Summary

The 2018/2019 fiscal year budget amendment has been reviewed and approved for Council consideration at the July 23, 2019 Amarillo Hospital District Board of Managers' meeting and at the July 22, 2019 Amarillo Hospital District Finance Committee meeting.

### Staff Recommendation

Staff recommendation is to approve the 2018/2019 fiscal year budget amendment for the Amarillo Hospital District.

RESOLUTION NO. 09-10-19-\_\_\_\_\_  
A RESOLUTION OF THE CITY OF AMARILLO, TEXAS:  
AMENDING THE APPROVED BUDGET OF THE  
AMARILLO HOSPITAL DISTRICT FOR THE FISCAL YEAR  
OCTOBER 1, 2018 TO SEPTEMBER 30, 2019; PROVIDING  
SEVERANCE, REPEALER, AND EFFECTIVE CLAUSES

WHEREAS, the Board on Managers of the Amarillo Hospital District have found that it is administratively convenient and beneficial to the Amarillo Hospital District to clarify its financial records by amending its budget for fiscal year 2018/2019; and

WHEREAS, the District requests that the City Council concur and approve the amendment;

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

SECTION 1. That the budget approved for the Amarillo Hospital District for the fiscal year October 1, 2018 to September 30, 2019, be and the same is hereby amended as shown on Attachment1.

SECTION 2. Severability. If any provision, section, subsection, sentence, or clause is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this resolution or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this resolution, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 3. Repealer. All resolutions in conflict with this resolution are hereby repealed to the extent of conflict with this resolution.

SECTION 4. Effective Date. This resolution shall be effective upon adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this the 10<sup>th</sup> day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Bryan S. McWilliams, City Attorney

\_\_\_\_\_  
France Hibbs, City Secretary



**ATTACHMENT 1**

**Amarillo Hospital District Local Provider Participation Fund (LPPF)**

	<b>BUDGET</b>	<b>AMENDED BUDGET</b>	<b>CHANGE</b>
Mandatory Payment Assessment (Revenue)	0	12,056,527	12,056,527
Intergovernmental Transfers (Expense)	52,211,776	64,268,303	12,056,527

E



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	
<b>Department</b>	City Manager		
<b>Contact</b>	Michelle Bonner, Deputy City Manager		

### Agenda Caption

#### **RESOLUTION – AUTHORIZING THE AMARILLO HOSPITAL DISTRICT 2019/2020 FISCAL YEAR BUDGET**

**(Contact: Michelle Bonner, Deputy City Manager)**

**This resolution approves the 2019/2020 fiscal year budget and associated program of services for the Amarillo Hospital District.**

### Agenda Item Summary

This resolution approves the 2019/2020 fiscal year budget for the Amarillo Hospital District.

### Requested Action

Council consideration and approval of the resolution authorizing the Amarillo Hospital District 2019/2020 fiscal year budget.

### Funding Summary

N/A

### Community Engagement Summary

The 2019/2020 fiscal year budget has been reviewed and approved for Council consideration at the July 23, 2019 Amarillo Hospital District Board of Managers’ meeting and at the July 22, 2019 Amarillo Hospital District Finance Committee meeting.

### Staff Recommendation

Staff recommendation is to approve the 2019/2020 fiscal year budget for the Amarillo Hospital District.

RESOLUTION NO. 09-10-19-\_\_\_\_\_  
A RESOLUTION OF THE CITY OF AMARILLO, TEXAS:  
ADOPTING THE BUDGET OF THE AMARILLO HOSPITAL  
DISTRICT FOR THE FISCAL YEAR OCTOBER 1, 2019, TO  
SEPTEMBER 30, 2020.

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WHEREAS, House Bill No. 70, Chapter 32 of the 56th Regular Session of the Legislature of the State of Texas requires that the budget of the Amarillo Hospital District be approved by the Board of Managers and be presented to the governing body of the City of Amarillo for final approval; and

WHEREAS, a budget for the fiscal year October 1, 2019, to September 30, 2020, has been prepared under the direction of the Board of Managers of the Hospital District and has been approved by the Board of Managers as required by law; and

WHEREAS, the proposed budget has been filed with the City Secretary for more than fifteen (15) days immediately prior to a public hearing upon the budget; and after considering the comparative expenditures, other financial considerations and public comment, the City Council finds that the budget should be approved; now, therefore,

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

SECTION 1. That the budget as filed, together with any amendments made in public meetings, for the Amarillo Hospital District for the fiscal year October 1, 2019, to September 30, 2020, be and the same is hereby approved, adopted and ratified, together with any amendments made in public meeting at which it is considered.

INTRODUCED AND PASSED by the City Council on the 10th day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Bryan McWilliams, City Attorney

# MEMO



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To: Mayor Nelson  
From: Michelle Bonner, Deputy City Manager  
Date: September 5, 2019  
Subject: Amarillo Hospital District 2019/2020 Budget

Attached for your review is the proposed 2019/2020 Amarillo Hospital District Budget. The budget reflects revenue of \$4.1 million and total expenditures of \$12.0 million. Interest income projections of \$3.7 million were prepared by the two investment money managers and continue to reflect the low interest rate environment. Estimated ending fund balance is projected at \$165.6 million. The proposed budget is in compliance with the District's spending rule. The District Local Provider Participation Fund (LPPF) reflects an estimated beginning available fund balance of \$9.7 million, mandatory payment assessments of \$48.9 million and LPPF intergovernmental transfers of \$58.4 million.

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

This budget has been reviewed at the July 22, 2019 meeting of the Amarillo Hospital District Finance Committee and recommended for approval by the Amarillo Hospital District Board at the July 23, 2019 meeting.

AMARILLO HOSPITAL DISTRICT

7/22/2019 11:45

ESTIMATED RECEIPTS, EXPENDITURES & AVAILABLE CASH

	OPERATING FUND			LOCAL PROVIDER PARTICIPATION FUND		
	2018/19		2019/20	2018/19		2019/20
	BUDGET	REVISED ESTIMATE	PROPOSED BUDGET	BUDGET	REVISED ESTIMATE	PROPOSED BUDGET
AVAILABLE FUNDS BEGINNING OF YEAR	180,050,157	179,980,765	173,540,979	51,911,776	51,911,776	9,677,708
ADD: BUDGETED REVENUE						
INTEREST INCOME	3,800,000	3,681,605	3,700,000	300,000	546,181	300,000
TOBACCO PROCEEDS	349,637	356,795	356,795			
LPPF ASSESSMENT				12,056,527	12,056,527	48,900,000
OTHER	54,375	28,675	27,600			
MAKING AVAILABLE	184,254,169	184,027,840	177,625,374	64,268,303	64,514,484	58,877,708
DEDUCT EXPENDITURES:						
OPERATING	216,117	174,935	172,938		25,000	25,000
PROFESSIONAL SERVICES - Nwth	1,479,408	1,479,408	1,479,408			
PROFESSIONAL SERVICES - OTHER	164,000	137,931	164,000			
LOCAL PROVIDER PARTICIPATION FUND				64,268,303	54,811,776	58,400,000
INDIGENT CARE CONTRACT	5,452,703	5,452,663	6,961,961			
PUBLIC HEALTH CONTRACT	1,450,000	1,123,969	1,126,000			
TEXAS TECH	100,000	100,000	100,000			
PENSION CONTRIBUTION	2,000,000	2,000,000	2,000,000			
PRIOR CLAIMS	22,000	17,955	22,000			
TOTAL EXPENDITURES	10,884,228	10,486,861	12,026,307	64,268,303	54,836,776	58,425,000
EXCESS REVENUE OVER EXPENDITURES	(6,680,216)	(6,419,786)	(7,941,912)	(51,911,776)	(42,234,088)	(9,225,000)
AVAILABLE FUNDS END OF YEAR	173,369,941	173,540,979	165,599,067	0	9,677,708	452,708
CALCULATION OF AVAILABLE FUNDS:						
CASH		10,144,872				
LESS TOBACCO FUND CASH		0				
ACCRUED INTEREST		1,019,218				
INVESTMENTS		153,925,328				
LESS: LCM ADJUSTMENT		6,134,157				
OTHER CURRENT ASSETS		7,479,678				
RESTRICTED ASSETS		49,915,787				
LIABILITIES		(63,295)				
CURRENT AVAILABLE FUNDS		228,555,745				
PREPAID INDIGENT CARE		3,316,796				
TOTAL		231,872,541				
LPPF						
Cash and Fidelity		49,884,761				
Receivable		2,027,015				
		51,911,776				

## City of Amarillo

## Amarillo Hospital District

DESCRIPTION	Actual	Actual	Budget	RevEst	Dept Req
	2016	2017	2018	2018	2019
30321 Prior Year Collec Potte	3,341	1,352	0	65	0
30322 Prior Year Collec Randa	22	698	0	1,010	0
<b>30320 Prior Year's Levy</b>	<b>3,363</b>	<b>2,050</b>	<b>0</b>	<b>1,075</b>	<b>0</b>
<b>30200 Ad Valorem Tax Collectio</b>	<b>3,363</b>	<b>2,050</b>	<b>0</b>	<b>1,075</b>	<b>0</b>
37110 Interest Income	3,536,403	3,568,604	3,800,000	4,227,786	4,000,000
37115 Unrealized G/L	-4,087,181	-4,934,488	0	0	0
<b>37109 Interest Earnings</b>	<b>-550,779</b>	<b>-1,365,884</b>	<b>3,800,000</b>	<b>4,227,786</b>	<b>4,000,000</b>
37154 Other Rental Income	27,600	27,600	27,600	27,600	27,600
<b>37150 Rent</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>
37405 LPPF Mandatory Payments	0	65,013,661	0	12,056,527	48,900,000
37410 Miscellaneous Revenue	279,686	358,417	376,412	356,795	356,795
<b>37400 Miscellaneous Revenue</b>	<b>279,686</b>	<b>65,372,078</b>	<b>376,412</b>	<b>12,413,322</b>	<b>49,256,795</b>
<b>TREVENUE Total Revenues</b>	<b>-240,129</b>	<b>64,035,845</b>	<b>4,204,012</b>	<b>16,669,783</b>	<b>53,284,395</b>
42130 Retirement Trust - AHD	1,425,416	884,944	2,000,000	2,000,000	2,000,000
<b>41000 Personal Services</b>	<b>1,425,416</b>	<b>884,944</b>	<b>2,000,000</b>	<b>2,000,000</b>	<b>2,000,000</b>
51110 Office Expense	468	371	1,000	446	1,000
51200 Operating	3,844	3,874	4,150	4,021	4,150
<b>51000 Supplies</b>	<b>4,312</b>	<b>4,245</b>	<b>5,150</b>	<b>4,467</b>	<b>5,150</b>
61100 Communications Billing	536	741	817	773	833
61200 Postage	51	53	220	58	220
61300 Advertising	0	210	0	210	0
61410 Tuition	0	0	300	0	300
62000 Professional	1,605,723	1,639,844	1,643,408	1,617,339	1,643,408
63140 Audit Fee	58,500	58,500	60,255	58,500	60,255
63420 Indigent Care	5,440,000	5,447,481	5,452,703	5,452,663	6,961,961
63430 Public Health	2,342,664	1,524,618	1,450,000	1,123,969	1,126,000
63435 IGT to State	0	13,136,896	0	54,811,776	58,400,000
63455 Community Projects	0	0	100,000	100,000	100,000
<b>60000 Contractual Services</b>	<b>9,447,473</b>	<b>21,808,343</b>	<b>8,707,703</b>	<b>63,165,287</b>	<b>68,292,977</b>
71100 Insurance and Bonds	27,159	27,159	28,560	27,159	28,560
71290 Comp Claims Paid	0	0	22,000	17,955	22,000
75100 Travel	0	769	1,000	769	1,000
75300 Meals and Local	591	652	850	350	850
76000 Depreciation	8,195	8,195	8,195	8,195	0
78010 Fiscal Agent Fees	78,522	75,548	110,770	99,455	100,770
<b>70000 Other Charges</b>	<b>114,467</b>	<b>112,324</b>	<b>171,375</b>	<b>153,882</b>	<b>153,180</b>
<b>TEXPENSES Total Expenses</b>	<b>10,991,668</b>	<b>22,809,856</b>	<b>10,884,228</b>	<b>65,323,637</b>	<b>70,451,307</b>

City of Amarillo

Amarillo Hospital Distr Opera

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
30321 Prior Year Collec Potte	3,341	1,352	0	65	0
30322 Prior Year Collec Randa	22	698	0	1,010	0
<b>30320 Prior Year's Levy</b>	<b>3,363</b>	<b>2,050</b>	<b>0</b>	<b>1,075</b>	<b>0</b>
<b>30200 Ad Valorem Tax Collectio</b>	<b>3,363</b>	<b>2,050</b>	<b>0</b>	<b>1,075</b>	<b>0</b>
37110 Interest Income	3,536,403	3,533,593	3,800,000	3,681,605	3,700,000
37115 Unrealized G/L	-4,087,181	-4,934,488	0	0	0
<b>37109 Interest Earnings</b>	<b>-550,779</b>	<b>-1,400,895</b>	<b>3,800,000</b>	<b>3,681,605</b>	<b>3,700,000</b>
37154 Other Rental Income	27,600	27,600	27,600	27,600	27,600
<b>37150 Rent</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>
37410 Miscellaneous Revenue	2,348	358,417	376,412	356,795	356,795
<b>37400 Miscellaneous Revenue</b>	<b>2,348</b>	<b>358,417</b>	<b>376,412</b>	<b>356,795</b>	<b>356,795</b>
<b>TREVENUE Total Revenues</b>	<b>-517,467</b>	<b>-1,012,828</b>	<b>4,204,012</b>	<b>4,067,075</b>	<b>4,084,395</b>
42130 Retirement Trust - AHD	1,425,416	884,944	2,000,000	2,000,000	2,000,000
<b>41000 Personal Services</b>	<b>1,425,416</b>	<b>884,944</b>	<b>2,000,000</b>	<b>2,000,000</b>	<b>2,000,000</b>
51110 Office Expense	468	371	1,000	446	1,000
51200 Operating	3,844	3,874	4,150	4,021	4,150
<b>51000 Supplies</b>	<b>4,312</b>	<b>4,245</b>	<b>5,150</b>	<b>4,467</b>	<b>5,150</b>
61100 Communications Billing	536	741	817	773	833
61200 Postage	51	53	220	58	220
61300 Advertising	0	210	0	210	0
61410 Tuition	0	0	300	0	300
62000 Professional	1,360,473	1,639,844	1,643,408	1,617,339	1,643,408
63140 Audit Fee	37,500	58,500	60,255	58,500	60,255
63420 Indigent Care	5,440,000	5,447,481	5,452,703	5,452,663	6,961,961
63430 Public Health	2,342,664	1,524,618	1,450,000	1,123,969	1,126,000
63455 Community Projects	0	0	100,000	100,000	100,000
<b>60000 Contractual Services</b>	<b>9,181,223</b>	<b>8,671,447</b>	<b>8,707,703</b>	<b>8,353,511</b>	<b>9,892,977</b>
71100 Insurance and Bonds	27,159	27,159	28,560	27,159	28,560
71290 Comp Claims Paid	0	0	22,000	17,955	22,000
75100 Travel	0	769	1,000	769	1,000
75300 Meals and Local	591	652	850	350	850
76000 Depreciation	8,195	8,195	8,195	8,195	0
78010 Fiscal Agent Fees	78,522	75,548	110,770	74,455	75,770
<b>70000 Other Charges</b>	<b>114,467</b>	<b>112,324</b>	<b>171,375</b>	<b>128,882</b>	<b>128,180</b>
<b>TEXPENSES Total Expenses</b>	<b>10,725,418</b>	<b>9,672,960</b>	<b>10,884,228</b>	<b>10,486,861</b>	<b>12,026,307</b>

City of Amarillo

Amarillo Hospital Distr Opera

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
30321 Prior Year Collec Potte	3,341	1,352	0	65	0
30322 Prior Year Collec Randa	22	698	0	1,010	0
<b>30320 Prior Year's Levy</b>	<b>3,363</b>	<b>2,050</b>	<b>0</b>	<b>1,075</b>	<b>0</b>
<b>30200 Ad Valorem Tax Collectio</b>	<b>3,363</b>	<b>2,050</b>	<b>0</b>	<b>1,075</b>	<b>0</b>
37110 Interest Income	3,536,403	3,533,593	3,800,000	3,681,605	3,700,000

[Note]

Used actuals through June 2019 and average of first 96 months for the remainder of the year for revised estimate. Kept department request flat.

37115 Unrealized G/L	-4,087,181	-4,934,488	0	0	0
<b>37109 Interest Earnings</b>	<b>-550,779</b>	<b>-1,400,895</b>	<b>3,800,000</b>	<b>3,681,605</b>	<b>3,700,000</b>
37154 Other Rental Income	27,600	27,600	27,600	27,600	27,600
<b>37150 Rent</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>	<b>27,600</b>
37410 Miscellaneous Revenue	2,348	358,417	376,412	356,795	356,795

[Entity] Budget Detail Desc.	Total
[92100] Tobacco settlement proceeds	355,752
[92100] Royalties	1,043
Total	356,795

[Note]

State tobacco proceed reimbursement, equal to amount received in 2019.

<b>37400 Miscellaneous Revenue</b>	<b>2,348</b>	<b>358,417</b>	<b>376,412</b>	<b>356,795</b>	<b>356,795</b>
<b>TREVENUE Total Revenues</b>	<b>-517,467</b>	<b>-1,012,828</b>	<b>4,204,012</b>	<b>4,067,075</b>	<b>4,084,395</b>
42130 Retirement Trust - AHD	1,425,416	884,944	2,000,000	2,000,000	2,000,000
<b>41000 Personal Services</b>	<b>1,425,416</b>	<b>884,944</b>	<b>2,000,000</b>	<b>2,000,000</b>	<b>2,000,000</b>
51110 Office Expense	468	371	1,000	446	1,000
51200 Operating	3,844	3,874	4,150	4,021	4,150
<b>51000 Supplies</b>	<b>4,312</b>	<b>4,245</b>	<b>5,150</b>	<b>4,467</b>	<b>5,150</b>
61100 Communications Billing	536	741	817	773	833
61200 Postage	51	53	220	58	220
61300 Advertising	0	210	0	210	0
61410 Tuition	0	0	300	0	300
62000 Professional	1,360,473	1,639,844	1,643,408	1,617,339	1,643,408

[Entity] Budget Detail Desc.	Note	Total
[92100] NWTH		1,479,408
[92100] Contract Retirement Services		15,000
[92100] Investment Consultant		30,000
[92100] Investment Custodian		15,000
[92100] Fiscal Agent		40,000
[92100] Medical Director (50%)		44,000
[92100] Legal Fees		20,000
Total		1,643,408

63140 Audit Fee	37,500	58,500	60,255	58,500	60,255
63420 Indigent Care	5,440,000	5,447,481	5,452,703	5,452,663	6,961,961

[Entity] Budget Detail Desc.	Total
[92100] Prepaid amounts	3,316,797
[92100] Prepaid adjustment	0
[92100] Indigent Care Contract Amount	2,957,308
[92100] CPI adj prepaid	255,081
[92100] CPI adj prior years	432,775
Total	6,961,961



City of Amarillo

Amarillo Hospital Distr Opera

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
63430 Public Health	2,342,664	1,524,618	1,450,000	1,123,969	1,126,000

[Note]

Public Health DSRIP project (Delivery Service Reform Incentive Payment Program) - IGT match (Intergovernmental Transfer)

63455 Community Projects	0	0	100,000	100,000	100,000
<b>60000 Contractual Services</b>	<b>9,181,223</b>	<b>8,671,447</b>	<b>8,707,703</b>	<b>8,353,511</b>	<b>9,892,977</b>
71100 Insurance and Bonds	27,159	27,159	28,560	27,159	28,560
71290 Comp Claims Paid	0	0	22,000	17,955	22,000
75100 Travel	0	769	1,000	769	1,000
75300 Meals and Local	591	652	850	350	850
76000 Depreciation	8,195	8,195	8,195	8,195	0
78010 Fiscal Agent Fees	78,522	75,548	110,770	74,455	75,770

[Entity] Budget Detail Desc.	Total
[92100] Operating fiscal agent fees	75,770
[92100] LPPF administration	25,000
[92100] Reimbursement from LPPF	-25,000
Total	75,770

<b>70000 Other Charges</b>	<b>114,467</b>	<b>112,324</b>	<b>171,375</b>	<b>128,882</b>	<b>128,180</b>
<b>TEXPENSES Total Expenses</b>	<b>10,725,418</b>	<b>9,672,960</b>	<b>10,884,228</b>	<b>10,486,861</b>	<b>12,026,307</b>

City of Amarillo

AHD LPPF

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
37110 Interest Income	0	35,012	0	546,181	300,000
<b>37109 Interest Earnings</b>	<b>0</b>	<b>35,012</b>	<b>0</b>	<b>546,181</b>	<b>300,000</b>
37405 LPPF Mandatory Payments	0	65,013,661	0	12,056,527	48,900,000
<b>37400 Miscellaneous Revenue</b>	<b>0</b>	<b>65,013,661</b>	<b>0</b>	<b>12,056,527</b>	<b>48,900,000</b>
<b>TREVENUE Total Revenues</b>	<b>0</b>	<b>65,048,673</b>	<b>0</b>	<b>12,602,708</b>	<b>49,200,000</b>
63435 IGT to State	0	13,136,896	0	54,811,776	58,400,000
<b>60000 Contractual Services</b>	<b>0</b>	<b>13,136,896</b>	<b>0</b>	<b>54,811,776</b>	<b>58,400,000</b>
78010 Fiscal Agent Fees	0	0	0	25,000	25,000
<b>70000 Other Charges</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>25,000</b>	<b>25,000</b>
<b>TEXPENSES Total Expenses</b>	<b>0</b>	<b>13,136,896</b>	<b>0</b>	<b>54,836,776</b>	<b>58,425,000</b>

City of Amarillo

AHD LPPF

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
37110 Interest Income	0	35,012	0	546,181	300,000

[Note]  
Anticipated lower account balance as compared to the prior year.

<b>37109 Interest Earnings</b>	<b>0</b>	<b>35,012</b>	<b>0</b>	<b>546,181</b>	<b>300,000</b>
37405 LPPF Mandatory Payments	0	65,013,661	0	12,056,527	48,900,000

[Note]  
Based on a 6% mandatory payment assessment.

<b>37400 Miscellaneous Revenue</b>	<b>0</b>	<b>65,013,661</b>	<b>0</b>	<b>12,056,527</b>	<b>48,900,000</b>
<b>TREVENUE Total Revenues</b>	<b>0</b>	<b>65,048,673</b>	<b>0</b>	<b>12,602,708</b>	<b>49,200,000</b>
63435 IGT to State	0	13,136,896	0	54,811,776	58,400,000

[Entity] Budget Detail Desc.	Total
[92120] related to the 2020 assessment	48,900,000
[92120] related to 2019 assessment	9,500,000
Total	58,400,000

<b>60000 Contractual Services</b>	<b>0</b>	<b>13,136,896</b>	<b>0</b>	<b>54,811,776</b>	<b>58,400,000</b>
78010 Fiscal Agent Fees	0	0	0	25,000	25,000

[Entity] Budget Detail Desc.	Total
[92120] Reimbursement to operating	25,000
Total	25,000

[Note]  
This amount is used to reimburse the District fiscal agent fees related to fees paid to the City for the LPPF administration.

<b>70000 Other Charges</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>25,000</b>	<b>25,000</b>
<b>TEXPENSES Total Expenses</b>	<b>0</b>	<b>13,136,896</b>	<b>0</b>	<b>54,836,776</b>	<b>58,425,000</b>

F



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Priority</b>	Economic Development and Redevelopment
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<b>Department</b>	Planning and Development Services	<b>Contact Person</b>	Andrew Freeman, Director of Planning and Development Services
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**Agenda Caption**

RESOLUTION – AUTHORIZING THE CENTER CITY TAX INCREMENT REINVESTMENT ZONE NUMBER ONE 2019/2020 FISCAL YEAR BUDGET:

This resolution approves the 2019/2020 fiscal year budget for the Center City Tax Increment Reinvestment Zone Number One. This budget is recommended for approval by the TIRZ #1 Board of Directors.

**Agenda Item Summary**

This resolution approves the 2019/2020 fiscal year budget for the Center City Tax Increment Reinvestment Zone Number One.

**Requested Action**

Council consideration and approval of the resolution.

**Funding Summary**

N/A

**Community Engagement Summary**

The 2019/2020 fiscal year budget has been reviewed and approved for Council consideration at the August 22, 2019 Tax Increment Reinvestment Zone Number One board meeting.

**Staff Recommendation**

Staff recommendation is to approve the 2019/2020 fiscal year budget for the Center City Tax Increment Reinvestment Zone Number One.

RESOLUTION NO. 09-10-19-\_\_\_\_\_  
A RESOLUTION OF THE CITY OF AMARILLO, TEXAS:  
ADOPTING THE BUDGET OF THE TAX INCREMENT  
REINVESTMENT ZONE NO. 1, CITY OF AMARILLO FOR  
THE FISCAL YEAR OCTOBER 1, 2019, TO SEPTEMBER 30,  
2020.

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WHEREAS, Tax Increment Reinvestment Zone No. 1, City of Amarillo was created in December, 2006 by municipal ordinance pursuant to state law, and it is required that the budget of said Zone be presented to the governing body of the City of Amarillo for final approval; and

WHEREAS, a budget for the fiscal year October 1, 2019, to September 30, 2020, has been prepared under the direction of the Board of Directors of said Zone as required by law; and

WHEREAS, the proposed budget has been filed with the City Secretary for more than fifteen (15) days immediately prior to a public hearing upon the budget; and after considering the comparative expenditures, other financial considerations and public comment, the City Council finds that the budget should be approved; now, therefore,

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

SECTION 1. That the budget as filed, together with any amendments made in public meetings, for the Tax Increment Reinvestment Zone No. 1 for the fiscal year October 1, 2019, to September 30, 2020, be and the same is hereby approved, adopted and ratified together with any amendments made in public meeting at which it is considered.

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

INTRODUCED AND PASSED by the City Council on the 10<sup>th</sup> day of September, 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Bryan McWilliams, City Attorney

<b>9270 - TIRZ #1</b>			
<b>Budget 2019/2020</b>			
	<b>Approved Budget 2018/19</b>	<b>Revised Estimate 2018/19</b>	<b>Proposed Budget 2019/20</b>
<b>Beginning Cash</b>	<b>478,104</b>	<b>491,428</b>	<b>474,796</b>
<b>Revenue</b>			
Potter County	514,921	525,809	693,626
City of Amarillo	278,729	282,047	372,127
Amarillo College	159,000	158,822	209,547
Panhandle Groundwater District	6,945	6,942	9,158
30310 TIRZ Participation	959,595	973,620	1,284,458
37109 Interest Earnings	3,500	28,083	28,083
Other Income			
<b>TREVENUE Total Revenues</b>	<b>963,095</b>	<b>1,001,703</b>	<b>1,312,541</b>
<b>Expenditures</b>			
51110 Office Expense	400	-	400
61200 Postage			
61300 Advertising	375	-	375
61400 Dues	850	-	850
62000 Professional	16,000	-	16,000
63140 Audit Fee	3,708	3,640	3,750
63455 Community Projects	100,000	100,000	150,000
63455 Community Projects - Way Finding			150,100
63500 Center City Inc.	150,000	150,000	150,000
74000 Printing and Binding	250	-	250
75100 Travel	2,500	-	2,500
75300 Meals and Local	1,550	815	1,550
77215 Tax Refund - Courtyard by Marriott	49,808	50,595	63,752
77215 Tax Refund - Toot 'n Totum	6,712	6,818	7,287
77215 Tax Refund - 10th Avenue Lofts	4,103	4,167	4,335
77215 Tax Refund - Double R Lofts	11,225	11,403	30,866
77215 Tax Refund - SPS	202,841	206,045	215,637
77215 Tax Refund - Embassy Suites	182,470	185,352	165,340
77215 Tax Refund - Firestone	3,499	3,555	9,576
77215 Tax Refund - Woolworth	11,434	11,614	13,945
77215 Tax Refund - Levine's		992	19,851
91000 Loan to Outside Entity			
92150 Cert of Obligation	171,763	173,263	175,200
Debt Service on loan from the City (\$1.85 million)	110,076	110,076	110,076
<b>Total Recurring Expenses</b>	<b>1,029,564</b>	<b>1,018,335</b>	<b>1,291,640</b>
<b>Ending Cash</b>	<b>411,635</b>	<b>474,796</b>	<b>495,697</b>
<b>Targeted Fund Balance</b>			
90 days operating reserve			251,591
One year's debt service			285,276
Targeted Fund Balance			536,867
<b>Available Funds at 9/30/2018</b>			
Cash and investments	1,411,924		
Accrued interest receivable	2,580		
Liabilities	(113,076)		
Outstanding Projects			
TxDOT Grant Match	(385,000)		
1520 S. Polk (16/17 Center City)	(50,000)		
906 S Jackson (16/17 Center City)	(50,000)		
Wayfinding	(125,000)		
501 S. Grant (17/18 Center City)	(50,000)		
1612 S. Tyler (17/18 Center City)	(50,000)		
800 S. Harrison (WT Community Project 17/18)	(50,000)		
621 SW 6th Ave (17/18 Community Projects)	(50,000)		
	<u>491,428</u>		

City of Amarillo

TIRZ #1 Rev & Exp

DESCRIPTION	Actual	Actual	Budget	RevEst	Dept Req
	2016	2017	2018	2018	2019
30310 Collec Potter County As	640,129	724,176	959,595	973,620	1,284,458
<b>30300 Current Year's Levy</b>	<b>640,129</b>	<b>724,176</b>	<b>959,595</b>	<b>973,620</b>	<b>1,284,458</b>
<b>30200 Ad Valorem Tax Collectio</b>	<b>640,129</b>	<b>724,176</b>	<b>959,595</b>	<b>973,620</b>	<b>1,284,458</b>
37110 Interest Income	14,427	68,442	3,500	28,083	28,083
<b>37109 Interest Earnings</b>	<b>14,427</b>	<b>68,442</b>	<b>3,500</b>	<b>28,083</b>	<b>28,083</b>
<b>TREVENUE Total Revenues</b>	<b>654,556</b>	<b>792,618</b>	<b>963,095</b>	<b>1,001,703</b>	<b>1,312,541</b>
51110 Office Expense	0	0	400	0	400
<b>51000 Supplies</b>	<b>0</b>	<b>0</b>	<b>400</b>	<b>0</b>	<b>400</b>
61300 Advertising	0	0	375	0	375
61400 Dues	0	0	850	0	850
62000 Professional	0	0	16,000	0	16,000
63140 Audit Fee	3,500	3,570	3,708	3,640	3,750
63455 Community Projects	0	0	100,000	100,000	300,100
63500 Center City Inc.	0	50,000	150,000	150,000	150,000
<b>60000 Contractual Services</b>	<b>3,500</b>	<b>53,570</b>	<b>270,933</b>	<b>253,640</b>	<b>471,075</b>
74000 Printing and Binding	0	0	250	0	250
75100 Travel	0	0	2,500	0	2,500
75300 Meals and Local	582	803	1,550	815	1,550
77215 Tax Payments on Leased L	63,010	208,382	472,092	480,541	530,589
<b>70000 Other Charges</b>	<b>63,592</b>	<b>209,185</b>	<b>476,392</b>	<b>481,356</b>	<b>534,889</b>
89200 Bond Interest Payments	0	53,238	0	110,076	110,076
<b>89000 Debt Service</b>	<b>0</b>	<b>53,238</b>	<b>0</b>	<b>110,076</b>	<b>110,076</b>
91000 Loan to Outside Entity	7,897	63,585	0	0	0
<b>90000 Inter Reimbursements</b>	<b>7,897</b>	<b>63,585</b>	<b>0</b>	<b>0</b>	<b>0</b>
92170 Trsf to Debt Service	172,625	175,963	281,839	173,263	175,200
<b>92000 Operating Transfers</b>	<b>172,625</b>	<b>175,963</b>	<b>281,839</b>	<b>173,263</b>	<b>175,200</b>
<b>TEXPENSES Total Expenses</b>	<b>247,614</b>	<b>555,541</b>	<b>1,029,564</b>	<b>1,018,334</b>	<b>1,291,639</b>

City of Amarillo

TIRZ #1 Rev & Exp

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
30310 Collec Potter County As	640,129	724,176	959,595	973,620	1,284,458

[Entity] Budget Detail Desc.	Total
[92710] Potter County	693,626
[92710] City of Amarillo	372,127
[92710] Amarillo College	209,547
[92710] PGWCD	9,158
Total	1,284,458

30300 Current Year's Levy	640,129	724,176	959,595	973,620	1,284,458
30200 Ad Valorem Tax Collectio	640,129	724,176	959,595	973,620	1,284,458
37110 Interest Income	14,427	68,442	3,500	28,083	28,083

[Note]  
Used actuals through March 2019 and average of first 6 months for the remainder of the year for revised estimate. Kept department request flat.

37109 Interest Earnings	14,427	68,442	3,500	28,083	28,083
<b>TREVENUE Total Revenues</b>	<b>654,556</b>	<b>792,618</b>	<b>963,095</b>	<b>1,001,703</b>	<b>1,312,541</b>
51110 Office Expense	0	0	400	0	400
<b>51000 Supplies</b>	<b>0</b>	<b>0</b>	<b>400</b>	<b>0</b>	<b>400</b>
61300 Advertising	0	0	375	0	375
61400 Dues	0	0	850	0	850
62000 Professional	0	0	16,000	0	16,000
63140 Audit Fee	3,500	3,570	3,708	3,640	3,750

[Entity] Budget Detail Desc.	Total
[92710] 18/19 Actual	3,640
[92710] 3% Increase	110
Total	3,750

63455 Community Projects	0	0	100,000	100,000	300,100
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[Entity] Budget Detail Desc.	Total
[92710] Misc Community Projects	150,000
[92710] Wayfinding	150,100
Total	300,100

63500 Center City Inc.	0	50,000	150,000	150,000	150,000
<b>60000 Contractual Services</b>	<b>3,500</b>	<b>53,570</b>	<b>270,933</b>	<b>253,640</b>	<b>471,075</b>
74000 Printing and Binding	0	0	250	0	250
75100 Travel	0	0	2,500	0	2,500
75300 Meals and Local	582	803	1,550	815	1,550
77215 Tax Payments on Leased L	63,010	208,382	472,092	480,541	530,589

[Entity] Budget Detail Desc.	Note	Total
[92710] Courtyard by Marriott		63,752
[92710] Toot N Totum		7,287
[92710] Woolworth		13,945
[92710] Xcel/SPS		215,637
[92710] Lofts on 10th		4,335
[92710] Levine's		19,851
[92710] Firestone		9,576
[92710] Embassy		165,340
[92710] Double R Lofts		30,866
Total		530,589



City of Amarillo

TIRZ #1 Rev & Exp

DESCRIPTION	Actual	Actual	Budget	RevEst	Dept Req
	2016	2017	2018	2018	2019
<b>70000 Other Charges</b>	<b>63,592</b>	<b>209,185</b>	<b>476,392</b>	<b>481,356</b>	<b>534,889</b>
89200 Bond Interest Payments	0	53,238	0	110,076	110,076
<b>89000 Debt Service</b>	<b>0</b>	<b>53,238</b>	<b>0</b>	<b>110,076</b>	<b>110,076</b>
91000 Loan to Outside Entity	7,897	63,585	0	0	0
<b>90000 Inter Reimbursements</b>	<b>7,897</b>	<b>63,585</b>	<b>0</b>	<b>0</b>	<b>0</b>
92170 Trsf to Debt Service	172,625	175,963	281,839	173,263	175,200
<b>92000 Operating Transfers</b>	<b>172,625</b>	<b>175,963</b>	<b>281,839</b>	<b>173,263</b>	<b>175,200</b>
<b>TEXPENSES Total Expenses</b>	<b>247,614</b>	<b>555,541</b>	<b>1,029,564</b>	<b>1,018,334</b>	<b>1,291,639</b>



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 10, 2019	<b>Council Pillar</b>	Economic Development and Redevelopment
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<b>Department</b>	Planning and Development Services	<b>Contact Person</b>	Andrew Freeman, Director of Planning and Development Services
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### Agenda Caption

RESOLUTION – AUTHORIZING THE TAX INCREMENT REINVESTMENT ZONE NUMBER TWO (EAST GATEWAY TIRZ) 2019/2020 FISCAL YEAR BUDGET:

This resolution approves the 2019/2020 fiscal year budget for the Tax Increment Reinvestment Zone Number Two (East Gateway TIRZ). This budget is recommended for approval by the TIRZ #2 Board of Directors.

### Agenda Item Summary

This resolution approves the 2019/2020 fiscal year budget for the Tax Increment Reinvestment Zone Number Two (East Gateway TIRZ).

### Requested Action

Council consideration and approval of the resolution.

### Funding Summary

N/A

### Community Engagement Summary

The 2019/2020 fiscal year budget has been reviewed and approved for Council consideration at the August 15, 2019 Tax Increment Reinvestment Zone Number Two board meeting.

### Staff Recommendation

Staff recommendation is to approve the 2019/2020 fiscal year budget for the Tax Increment Reinvestment Zone Number Two (East Gateway TIRZ).

RESOLUTION NO. 09-10-19-\_\_\_\_\_

A RESOLUTION OF THE CITY OF AMARILLO CITY COUNCIL: ADOPTING THE BUDGET OF THE TAX INCREMENT REINVESTMENT ZONE NO. 2, CITY OF AMARILLO FOR THE FISCAL YEAR OCTOBER 1, 2019, TO SEPTEMBER 30, 2020.

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WHEREAS, Tax Increment Reinvestment Zone No. 2, City of Amarillo was created in November 2016, by municipal ordinance pursuant to state law, and it is required that the budget of said Zone be presented to the governing body of the City of Amarillo for final approval; and

WHEREAS, a budget for the fiscal year October 1, 2019, to September 30, 2020, has been prepared under the direction of the Board of Directors of said Zone as required by law; and

WHEREAS, the proposed budget has been filed with the City Secretary for more than fifteen (15) days immediately prior to a public hearing upon the budget; and after considering the comparative expenditures, other financial considerations and public comment, the City Council finds that the budget should be approved; now, therefore,

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

SECTION 1. That the budget as filed, together with any amendments made in public meetings, for the Tax Increment Reinvestment Zone No. 2 for the fiscal year October 1, 2019, to September 30, 2020, be and the same is hereby approved, adopted and ratified together with any amendments made in public meeting at which it is considered.

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

INTRODUCED AND PASSED by the City Council on the 10th day of September 2019.

\_\_\_\_\_  
Ginger Nelson, Mayor

ATTEST:

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

APPROVED AS TO FORM

\_\_\_\_\_  
Bryan McWilliams, City Attorney

**9271 - TIRZ #2 Rev & Exp  
Budget 2019/2020**

	<b>Approved Budget 2018/19</b>	<b>Revised Estimate 2018/19</b>	<b>Proposed Budget 2019/20</b>
<b>Beginning Cash</b>	<b>10,637</b>	<b>20,572</b>	<b>104,870</b>
<b>Revenue</b>			
Potter County	54,340	55,489	81,646
City of Amarillo	29,407	29,757	43,787
Amarillo College	16,775	16,756	24,657
Panhandle Groundwater District	733	733	1,078
30310 TIRZ Participation	101,255	102,735	151,168
37109 Interest Earnings	100	-	-
<b>TREVENUE Total Revenues</b>	<b>101,355</b>	<b>102,735</b>	<b>151,168</b>
<b>Expenditures</b>			
51110 Office Expense	400	-	400
61200 Postage			
61300 Advertising	375	-	375
61400 Dues	850	-	850
62000 Professional	15,000	10,000	64,600
63140 Audit Fee	3,500	3,640	3,750
74000 Printing and Binding	250	-	250
75100 Travel	10,000	3,247	10,000
75300 Meals and Local	1,550	1,550	1,550
<b>Total Recurring Expenses</b>	<b>31,925</b>	<b>18,437</b>	<b>81,775</b>
<b>Ending Cash</b>	<b>80,067</b>	<b>104,870</b>	<b>174,263</b>
<b>Targeted Fund Balance</b>			
90 days operating reserve			20,444
One year's debt service			-
Targeted Fund Balance			20,444
<b>Available Funds at 9/30/2018</b>			
Cash and investments	20,572		
Accrued interest receivable	-		
Liabilities	-		
	<u>20,572</u>		

City of Amarillo

Tax Increment Reinvestment #2

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
30310 Collec Potter County As	0	21,889	101,255	102,735	151,168
<b>30300 Current Year's Levy</b>	<b>0</b>	<b>21,889</b>	<b>101,255</b>	<b>102,735</b>	<b>151,168</b>
<b>30200 Ad Valorem Tax Collectio</b>	<b>0</b>	<b>21,889</b>	<b>101,255</b>	<b>102,735</b>	<b>151,168</b>
37110 Interest Income	0	0	100	0	0
<b>37109 Interest Earnings</b>	<b>0</b>	<b>0</b>	<b>100</b>	<b>0</b>	<b>0</b>
<b>TREVENUE Total Revenues</b>	<b>0</b>	<b>21,889</b>	<b>101,355</b>	<b>102,735</b>	<b>151,168</b>
51110 Office Expense	0	0	400	0	400
<b>51000 Supplies</b>	<b>0</b>	<b>0</b>	<b>400</b>	<b>0</b>	<b>400</b>
61300 Advertising	0	0	375	0	375
61400 Dues	0	0	850	0	850
62000 Professional	0	0	15,000	10,000	64,600
63140 Audit Fee	0	0	3,500	3,640	3,750
<b>60000 Contractual Services</b>	<b>0</b>	<b>0</b>	<b>19,725</b>	<b>13,640</b>	<b>69,575</b>
74000 Printing and Binding	0	0	250	0	250
75100 Travel	0	0	10,000	3,247	10,000
75300 Meals and Local	0	1,317	1,550	1,550	1,550
<b>70000 Other Charges</b>	<b>0</b>	<b>1,317</b>	<b>11,800</b>	<b>4,797</b>	<b>11,800</b>
<b>TEXPENSES Total Expenses</b>	<b>0</b>	<b>1,317</b>	<b>31,925</b>	<b>18,437</b>	<b>81,775</b>

**City of Amarillo**

**Tax Increment Reinvestment #2**

DESCRIPTION	Actual 2016	Actual 2017	Budget 2018	RevEst 2018	Dept Req 2019
30310 Collec Potter County As	0	21,889	101,255	102,735	151,168

<b>[Entity] Budget Detail Desc.</b>	<b>Total</b>
[92711] Potter County	81,646
[92711] City of Amarillo	43,787
[92711] Amarillo College	24,657
[92711] PGWCD	1,078
<b>Total</b>	<b>151,168</b>

<b>30300 Current Year's Levy</b>	<b>0</b>	<b>21,889</b>	<b>101,255</b>	<b>102,735</b>	<b>151,168</b>
<b>30200 Ad Valorem Tax Collectio</b>	<b>0</b>	<b>21,889</b>	<b>101,255</b>	<b>102,735</b>	<b>151,168</b>
37110 Interest Income	0	0	100	0	0
<b>37109 Interest Earnings</b>	<b>0</b>	<b>0</b>	<b>100</b>	<b>0</b>	<b>0</b>
<b>TREVENUE Total Revenues</b>	<b>0</b>	<b>21,889</b>	<b>101,355</b>	<b>102,735</b>	<b>151,168</b>
51110 Office Expense	0	0	400	0	400
<b>51000 Supplies</b>	<b>0</b>	<b>0</b>	<b>400</b>	<b>0</b>	<b>400</b>
61300 Advertising	0	0	375	0	375
61400 Dues	0	0	850	0	850
62000 Professional	0	0	15,000	10,000	64,600
63140 Audit Fee	0	0	3,500	3,640	3,750
<b>60000 Contractual Services</b>	<b>0</b>	<b>0</b>	<b>19,725</b>	<b>13,640</b>	<b>69,575</b>
74000 Printing and Binding	0	0	250	0	250
75100 Travel	0	0	10,000	3,247	10,000
75300 Meals and Local	0	1,317	1,550	1,550	1,550
<b>70000 Other Charges</b>	<b>0</b>	<b>1,317</b>	<b>11,800</b>	<b>4,797</b>	<b>11,800</b>
<b>TEXPENSES Total Expenses</b>	<b>0</b>	<b>1,317</b>	<b>31,925</b>	<b>18,437</b>	<b>81,775</b>