

A REGULAR MEETING OF THE AMARILLO CITY COUNCIL TO BE HELD ON TUESDAY, OCTOBER 8, 2019 AT 1:00 P.M., CITY HALL, 601 SOUTH BUCHANAN STREET, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.

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

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

INVOCATION: Greg Dowell, Central Church of Christ

PROCLAMATIONS: "Texas League Champions - Amarillo Sod Poodles"
"Chiropractic Health Month"

PUBLIC ADDRESS

(For items on the agenda for City Council consideration)

AGENDA

1. City Council will discuss or receive reports on the following current matters or projects.
 - A. Review agenda items for regular meeting and attachments;
 - B. Update on State of the City;
 - C. TxDOT Project Update;
 - D. Reports and updates from City Councilmembers serving on outside Boards:
Amarillo Local Government Corporation; and
 - E. Request future agenda items and reports from City Manager.

2. **CONSENT ITEMS:**

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

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

A. **CONSIDER APPROVAL – MINUTES:**

Approval of the City Council minutes for the meeting held on October 1, 2019.

B. **CONSIDERATION OF ORDINANCE NO. 7822**

(Contact: Izzy Rivera, Jr., Building Official)

This item is the second and final reading of an ordinance amending the Amarillo Municipal Code, Chapter 4-4, Article III, Section 4-4-51 to modify electric fence regulations to comply with House Bill 3371.

C. **CONSIDERATION OF ORDINANCE NO. 7823**

(Contact: Raymond C. Lee, III, Director of Public Works)

This item is the second and final reading of an ordinance amending the Amarillo Municipal Code, Title VIII, Chapter 8-3, Article III, Section 8-3-59 to provide certain exemptions from the Collector's Permit Requirement.

D. **CONSIDER APPROVAL – PROJECT MANAGEMENT SERVICES FOR CIVIC CENTER ROOF REPLACEMENT:**

(Contact: Jerry Danforth, Facilities & Special Project Administrator)
Crenshaw Consulting Group -- \$200,000.00

This item is for project management services to provide reports to the Facilities Department and the Building Safety Department. Weekly reports to include inspections and confirm all work meets timelines, product installed, design standards as well as City Building Codes.

3. **NON-CONSENT ITEMS:**

A. **PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 7824:**
(Contact: Andrew Freeman, Director of Planning and Development Services)

This item conducts a public hearing and first reading of an ordinance to consider designating certain areas of the City as Reinvestment Zone No. 10 for commercial and industrial tax abatement. The zone is approximately 17.10 acres in the vicinity of Northeast 24th Avenue and Folsom Road, North of Interstate 40.

B. **RESOLUTION – NOMINATIONS FOR POTTER-RANDALL APPRAISAL DISTRICTS' BOARD OF DIRECTORS:**

(Contact: Stephanie Coggins, Assistant to the City Manager)

The Potter-Randall Appraisal District (PRAD) has four (4) vacancies on its individual Potter and Randall County Appraisal Districts' Board of Directors. Upon the receipt of these nominations, the Appraisal District will schedule an election for governmental entities in Potter and Randall County to vote on these vacant positions, as established by State law requirements.

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 4th day of October 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.

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 1st day of October 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:

- | | |
|-------------------|-------------------------------|
| 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 Mary Nell Hunt. The National Anthem was sung by Lance Herrington. Mayor Nelson established a quorum, called the meeting to order, welcomed those in attendance and the following items of business were conducted:

A proclamation was presented for "Domestic Violence Awareness Month."

PUBLIC ADDRESS

There were no comments.

ITEM 1:

- A. Review agenda times for regular meeting and attachments;
- B. Let's Art Amarillo: The Barrio Project Update;
- C. Center City Highlights Updates;
- D. Update on Recent West Texas Mayors Meeting; and
- E. Request future agenda items and reports from City Manager.

CONSENT ACTION ITEMS:

ITEM 2: 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 September 24, 2019.
- B. **CONSIDERATION OF ORDINANCE NO. 7821:**
(Contact: Cris Valverde, Assistant Director of Planning and Development Services)
This item is the second and final reading to consider an ordinance rezoning of a portion of Lot 2, Block 1, South Side Acres Unit No. 6 (also known as 4098 Business Park Drive) and a portion of Lot 3, Block 1, South Side Acres Unit No. 6 (also known as 4066 Business Park Drive) in Section 230, Block 2, AB&M Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Planned Development District 235B to Amended Planned Development District 235D for the addition of alcohol related land uses. (Vicinity: Western Street and Business Park Drive.)

C. **CONSIDER APPROVAL – AMENDMENT TO AGREEMENT FOR ENGINEERING SERVICES:**

(Contact: Matt Thomas, City Engineer)

Kimley-Horn and Associates, Inc. -- \$(523,710.00)

The agreement for engineering services, associated with RFQ 07-16, signed by the City Manager on October 13, 2016 and previously amended on March 28, 2018, is to provide professional engineering services for the design and construction of the Northwest Interceptor and Lift Station 55. The proposed amendment includes an additional task to design a sewer main extension to serve the development of the Texas Tech University Veterinary School. The amendment also includes a reduction in resident project representative (RPR) services, due to the accelerated construction schedule achieved by the construction contractor.

Original Agreement: \$2,499,500.00

Previous Amendment: \$78,000.00

This Amendment: \$(523,710.00)

Amended Agreement: \$2,053,790.00

D. **CONSIDER AWARD – IVR CALL PACKAGE AND OUTBOUND NOTIFICATIONS:**

(Contact: Laura Storrs, Finance Director)

Selectron Technologies, Inc. -- \$78,800.00

This item represents the purchase of an additional 200,000 calls for Utility Billing's Selectron IVR system as well as an add-on solution to provide outbound calls and emails.

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 3A: Mayor Nelson presented the first reading of an ordinance amending the Amarillo Municipal Code, Chapter 4-4, Article III, Section 4-4-51 to modify electric fence regulations to comply with House Bill 3371. This item was presented by Izzy Rivera, Jr., Building Official. Motion was made that the following captioned ordinance be passed on first reading by Councilmember Powell, seconded by Councilmember Hays:

ORDINANCE NO. 7822

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-4, ARTICLE III, SECTION 4-4-51 TO MODIFY ELECTRIC FENCE REGULATIONS TO COMPLY WITH NEW STATE LAW; PROVIDING FOR: SEVERABILITY, REPEALER 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 3B: Mayor Nelson presented the first reading of an ordinance amending the Amarillo Municipal Code, Title VIII, Chapter 8-3, Article III, Section 8-3-59 to provide certain exemptions from the Collector's Permit Requirement. This item was presented by Blair Snow, Program Manager of Public Works. Motion was made that the following captioned ordinance be passed on first reading by Councilmember Powell, seconded by Councilmember Smith:

ORDINANCE NO. 7822

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, AMENDING THE AMARILLO MUNICIPAL CODE, TITLE VIII, CHAPTER 8-3, ARTICLE III, SECTION 8-3-59 TO PROVIDE CERTAIN EXEMPTIONS FROM THE COLLECTOR'S PERMIT REQUIREMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; AND PROVIDING A PUBLISHING 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.

Mayor Nelson advised that the meeting was adjourned.

ATTEST:

Frances Hibbs, City Secretary

Ginger Nelson, Mayor

Amarillo City Council Agenda Transmittal Memo



Meeting Date	October 8, 2019	Council Priority	Customer Service
Department	Building Safety		
Contact	Ismael "Izzy" Rivera Jr.		

Agenda Caption

Consideration of an ordinance amending the Amarillo Municipal Code to modify electric fence regulations to comply with H.B. 3371; providing for severability, repealer and effective date.

Agenda Item Summary

Amend the Amarillo Municipal Code, Chapter 4-4, Article III, Section 4-4-51 to modify electric fence regulations to comply with new H.B. 3371 which went into effect September 1, 2019.

Requested Action

Consider approving the ordinance as presented.

Funding Summary

None

Community Engagement Summary

Building Safety has sent out notices to the local design professionals' organization (AIA), the only applicants (American Freightways Corp/Fedex Freight East Inc. & American Recovery Specialists) to be issued this type of permit and its contractor (Electric Guard Dog, LLC). We received a response from the contractor who performed the work for the applicants that were issued this type of permit, and they stated they "agree that the installation of battery charged electric fences (as delineated in the new bill) will not require a permit." No other comments were received.

Staff Recommendation

Staff recommends approving the ordinance as submitted.

ORDINANCE NO. 7822

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 4-4, ARTICLE III, SECTION 4-4-51 TO MODIFY ELECTRIC FENCE REGULATIONS TO COMPLY WITH NEW STATE LAW; PROVIDING FOR: SEVERABILITY, REPEALER AND EFFECTIVE DATE.

WHEREAS, the City of Amarillo has for many years regulated electric fences inside the city limits; and

WHEREAS, the Texas Legislature enacted H.B. 3371 prohibiting municipal regulation of certain battery-charged fences, therefore City staff recommends amending the City's regulation to affirmatively exclude battery-charged fences per the mandate of such bill;

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

SECTION 1. The Amarillo Municipal Code, Chapter 4-4, Article III, Section 4-4-51 be and hereby is amended in part to now read as follows:

Sec. 4-4-51-Electrical fences.

(a) [TEXT UNCHANGED]

(b) [TEXT UNCHANGED]

(1) [TEXT UNCHANGED]

(2) [TEXT UNCHANGED]

(3) [TEXT UNCHANGED]

(c) Pursuant to Texas Local Government Code, section 250.009 (H.B. 3371, 86th Lege., 2019), the provisions of this section do not apply to a battery charged fence as defined and regulated by state law.

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. Subject to the provision in Section 4 (Continuation of Prior Law), all ordinances and resolutions, and parts thereof, in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 4. Effective Date. This ordinance shall be effective upon enactment.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading this the 1st day of October, 2019; and PASSED on Second and Final Reading the 8th day of October, 2019.

Ginger Nelson, Mayor

ATTEST:

Frances Hibbs, City Secretary

APPROVED AS TO FORM:

Bryan S. McWilliams, City Attorney

AN ACT

relating to the regulation of certain battery-charged fences by municipalities and counties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 250, Local Government Code, is amended by adding Section 250.009 to read as follows:

Sec. 250.009. BATTERY-CHARGED FENCES. (a) In this section, "alarm system" means an alarm system for which a permit may be issued under Subchapter F or F-1, Chapter 214, or Subchapter D, Chapter 233.

(b) This section applies only to a battery-charged fence that:

(1) interfaces with an alarm system in a manner that enables the fence to cause the connected alarm system to transmit a signal intended to summon law enforcement in response to a burglary;

(2) is located on property that is not designated by a municipality or county for residential use;

(3) has an energizer that is driven by a commercial storage battery that is not more than 12 volts of direct current;

(4) produces an electric charge on contact that does not exceed energizer characteristics set for electric fence energizers by the International Electrotechnical Commission as published in the commission's standards on June 29, 2018;

(5) is completely surrounded by a nonelectric perimeter fence or wall that is not less than five feet in height;

(6) is not more than the higher of:

(A) 10 feet in height; or

(B) two feet higher than the height of the nonelectric perimeter fence or wall; and

(7) is marked with conspicuous warning signs that are located on the battery-charged fence at not less than 60-foot intervals and that read: "WARNING--ELECTRIC FENCE."

(c) Notwithstanding any other law, a municipality or county may not adopt or enforce an ordinance, order, or regulation that:

(1) requires a permit for the installation or use of a battery-charged fence to which this section applies that is in addition to an alarm system permit issued by the municipality or county;

(2) imposes installation or operational requirements for:

(A) the battery-charged fence that are inconsistent with the standards set by the International Electrotechnical Commission as published on June 29, 2018; or

(B) an alarm system described by Subsection (b);

or

(3) prohibits the installation or use of a battery-charged fence.

SECTION 2. This Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I certify that H.B. No. 3371 was passed by the House on April 18, 2019, by the following vote: Yeas 146, Nays 1, 2 present, not voting; that the House concurred in Senate amendments to H.B. No. 3371 on May 24, 2019, by the following vote: Yeas 132, Nays 7, 2 present, not voting; and that the House adopted H.C.R. No. 186 authorizing certain corrections in H.B. No. 3371 on May 25, 2019, by the following vote: Yeas 146, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3371 was passed by the Senate, with amendments, on May 22, 2019, by the following vote: Yeas 30, Nays 1; and that the Senate adopted H.C.R. No. 186 authorizing certain corrections in H.B. No. 3371 on May 26, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____
Date

Governor

Amarillo City Council Agenda Transmittal Memo



Meeting Date	October 8, 2019	Council Priority	Best Practices
Department	Public Works, Solid Waste Division		
Contact	Raymond C. Lee III, Director of Public Works		

Agenda Caption
 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, AMENDING THE AMARILLO MUNICIPAL CODE, TITLE VIII, CHAPTER 8-3, ARTICLE III, SECTION 8-3-59 TO PROVIDE CERTAIN EXEMPTIONS FROM THE COLLECTOR'S PERMIT REQUIREMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; AND PROVIDING A PUBLISHING AND EFFECTIVE DATE.

Agenda Item Summary
 This item is to amend the City of Amarillo Code of Ordinances to provide certain exemptions from the Solid Waste permit fee.

Requested Action
 Approval

Funding Summary
 N/A

Community Engagement Summary
 3 public meetings were held regarding permit fees before the permit fee ordinance was placed on the Council agenda. 3 public meetings were held subsequently to the ordinance change to discuss the permits with private commercial waste haulers.

Staff Recommendation

ORDINANCE NO. 7823

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, AMENDING THE AMARILLO MUNICIPAL CODE, TITLE VIII, CHAPTER 8-3, ARTICLE III, SECTION 8-3-59 TO PROVIDE CERTAIN EXEMPTIONS FROM THE COLLECTOR'S PERMIT REQUIREMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; AND PROVIDING A PUBLISHING AND EFFECTIVE DATE.

WHEREAS, Title VIII, Chapter 8-3, Article III, Section 8-3-59 of the Municipal Code of the City of Amarillo prohibits any person (except a duly authorized agent and employee of the City) from emptying Garbage or Trash receptacles, or conveying or transporting Garbage or Trash on any Street, Alley, or other Public Right-of-way of the City without a written permit granted and issued by the City Manager or his designee;

WHEREAS, the City Council desires to encourage certain actions and practices for which a written permit is currently required;

WHEREAS, the City Council finds that it is in the best interest of the community to exempt those certain actions and practices from the permit requirement so as to encourage them;

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

SECTION 1. That the Amarillo Municipal Code, Title VIII, Chapter 8-3, Article IV, Section 8-3-59 is amended as follows:

Sec. 8-3-59. – Required; investigation of applicant; determination of necessity.

- (a) Unless exempted as provided by this chapter, No person except a duly authorized agent and employee of the City shall empty Garbage or Trash receptacles, or convey or transport Garbage or Trash on any Street, Alley or other Public Right-of-way of the City without a written permit granted and issued by the City Manager or his designee.
- (b) Any person who desires a permit for the collection, removal and disposal of Garbage and Trash shall make application for such permit to the Superintendent. The Superintendent shall make, or cause to be made, such investigation as he may consider necessary in order to determine whether or not public convenience and necessity require the granting of such permit and whether or not the applicant is fit and proper to conduct such business.
- (c) Specific Exemptions. Subsection (a) of this section does not apply to the following:
 - (1) The collection, transportation, and reuse of repairable or cleanable discards by private charitable organizations regularly engaged in such business or activity, including but not limited to Salvation Army, Goodwill, and similar organizations.
 - (2) The collection, transportation, and reuse or recycling of separated recyclable materials or the operation of a collection center for recyclable materials by a religious, benevolent, or fraternal organization, which organization was not organized for nor is

operated for any solid waste management purpose and which organization is using the activity for fundraising, including but not limited to scouting and religious organizations.

(3) The collection, transportation, and reuse or recycling of separated recyclable materials or the operation of a collection center for recyclable materials by for-profit businesses that primarily collect, transport, and reuse or recycle such materials.

(4) The transportation and disposal of Trash or Garbage by a person that generates or produces the Trash or Garbage as an incidental part of regularly carrying on the person's business or service and which business or service is not primarily solid waste management. These business and service include but are not limited to: roofing, demolition, land clearing, and construction services; janitorial services (not including primarily or solely accumulating or collecting solid wastes created, generated, or produced by a property owner or occupant); gardening, park maintenance, or landscaping services; street sweeping services; auto body recovery services; and septic tank pumping or sludge collection services.

(5) The transportation by a person of Trash or Garbage produced or generated by such person or by the tenants or occupants of property owned by said person, to a lawful disposal site or market.

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. 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 1st day of October, 2019; and PASSED on Second and Final Reading the 8th day of October, 2019.

Ginger Nelson, Mayor

ATTEST:

Frances Hibbs, City Secretary

APPROVED AS TO FORM:

Bryan McWilliams, City Attorney

D

Amarillo City Council Agenda Transmittal Memo



Meeting Date	October 8, 2019	Council Priority	Infrastructure
Department	Facilities 1252		
Contact	Jerry Danforth		

Agenda Caption
 Project Management Services from Crenshaw Consulting Group for Civic Center Roof Replacement for \$200,000

Agenda Item Summary
 Project management services to provide for reports to the Facilities Department and the Building Safety Department. Weekly reports to include inspections and confirm all work meets timelines, product installed, design standards as well as City Building Codes.

Requested Action
 Approval of Contract

Funding Summary
 Job# 440200.17400.1040 balance \$510,000.00 Civic Center Roof Replacement

Community Engagement Summary
 N/A

Staff Recommendation

Bid No. 6601 PROJECT MANAGEMENT FOR CIVIC CENTER ROOF REPLACEMENT
Opened 4:00 p.m. September 26, 2019

To be awarded as one lot

CRENSHAW CONSULTING
GROUP LLC

Line 1 Project management services, per specifications

1 ea		
Unit Price	\$200,000.00	
Extended Price		200,000.00
Bid Total		200,000.00
Award by Vendor		200,000.00

Amarillo City Council Agenda Transmittal Memo



Meeting Date	October 8, 2019	Council Priority	Economic Development
Department	Planning and Development Services	Contact Person	Andrew Freeman, Director of Planning and Development Services

Agenda Caption

CONSIDERATION OF ORDINANCE NO. ????:

Public hearing and first reading of an ordinance to consider designating certain areas of the City as Reinvestment Zone No. 10 for commercial and industrial tax abatement. The zone is approximately 17.10 acres in the vicinity of NE. 24th Ave. and Folsom Rd., North of Interstate 40.

Agenda Item Summary

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

The 17.10 acres proposed for Reinvestment Zone No. 10 is located in the CenterPort Business Park, just east of the existing Reinvestment Zone No. 7, which encompasses a larger area of 276 acres. The reason for creating this zone is to provide Council the option to offer an economic development incentive to a prospective meat processing facility.

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

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

Requested Action

Conduct a public hearing and first reading of the Ordinance on October 8, 2019. The final reading is scheduled for October 15, 2019.

Funding Summary

N/A

Community Engagement Summary

Public Hearing to be held October 8, 2019.

Staff Recommendation

City staff is recommending approval of the Ordinance.

ORDINANCE NO. 7824

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS CITY COMMISSION: DESIGNATING CERTAIN AREAS AS REINVESTMENT ZONE NO. 10 FOR COMMERCIAL / INDUSTRIAL TAX ABATEMENT, CITY OF AMARILLO, TEXAS, PURSUANT TO TEXAS TAX CODE, CHAPTER 312, SUBCHAPTERS A & B, ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATING THERETO; PROVIDING A SEVERANCE CLAUSE; PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, City has elected by Resolution No. 08-20-19-2 to become eligible to participate in tax abatements;

WHEREAS, a public hearing in a regularly scheduled meeting before the City Council was held on October 8, 2019, such date being at least seven (7) days after the date of publication of the notice of such public hearing as required by the Texas Tax Code; and

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

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

WHEREAS, all interested persons were given the opportunity to be heard, with both proponents and opponents of the Reinvestment Zone being allowed to offer evidence in favor of or opposing the creation of the proposed Reinvestment Zone; and

WHEREAS, the area to be designated meets the statutory requirement that, it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract major investment in the zone that would be a benefit to the

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

SECTION 5. That the establishment of City of Amarillo Reinvestment Zone No. 10 shall take effect on the date of the final passage of this Ordinance.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this _____ day of October, 2019, and PASSED on Second and Final Reading on this the _____ day of October, 2019.

Ginger Nelson, Mayor

ATTEST:

Frances Hibbs, City Secretary

APPROVED AS TO FORM:

Bryan S. McWilliams, City Attorney

Exhibit "A" Reinvestment Zone No. 10

Property Lines
City Limit
Parcel
Easements



DISCLAIMER: The City of Amarillo is providing this information as a public service. This data is provided for informational purposes only and is not intended to be a substitute for professional advice. The City of Amarillo shall not be held responsible for any inaccuracies or errors for the use of the information provided. This project is an informational exercise and may not have been prepared for or suitable for legal, engineering or surveying purposes. It does not represent an on-the-ground survey and represents only the current, relative location of property boundaries.

Plan: 2023-03-20 10:00 AM, 2023-03-20 10:00 AM, 2023-03-20 10:00 AM, 2023-03-20 10:00 AM

FOLSOM RD

NE 24TH AVE

COPPER DR



Site Map

Capital Projects and Development Engineering
Simms Municipal Building
PH: 806-378-9334

1" = 200'

PROPERTY DESCRIPTION:

A 17.10 acre tract of land lying in Section 61, Block 2 A.B. & M. Survey, Potter County, Texas, and being a portion of that certain tract described in Warranty Deed recorded in Volume 4007, Page 133, Official Public Records of Potter County, Texas said 17.10 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" iron rod with cap marked "4263" found in the North line of Section 61, whence a 1/2" iron rod found for the Northwest corner of Section 61 bears South 89 degrees 56 minutes 10 seconds West, 75.42 feet;

THENCE South 89 degrees 56 minutes 10 seconds East, along the North line of Section 61, a distance of 1128.05 feet to a 3/8" iron rod with cap marked "HBD" set;

THENCE South 00 degrees 03 minutes 50 seconds West, a distance of 657.05 feet to a 3/8" iron rod with cap marked "HBD" set;

THENCE North 89 degrees 56 minutes 10 seconds West, a distance of 1109.43 feet to a 3/8" iron rod with cap marked "HBD" set in the East right of way line of Folsom Road;

THENCE North 00 degrees 24 minutes 06 seconds East, along the East right of way line of Folsom Road, a distance of 105.93 feet to a 3/8" iron rod with cap marked "HBD" set;

THENCE North 07 degrees 32 minutes 05 seconds West, along the East right of way line of Folsom Road, a distance of 474.20 feet to a 1/2" iron rod with cap marked "4263";

THENCE South 90 degrees 56 minutes 10 seconds East, a distance of 43.50 feet to a 3/8" iron rod with cap marked "4263" found;

THENCE North 00 degrees 02 minutes 00 seconds East, a distance of 81.08 feet to the POINT OF BEGINNING of this tract;

Said tract contains a computed area of 17.10 acres of land.

Amarillo City Council Agenda Transmittal Memo



Meeting Date	October 8, 2019	Council Pillar	
Department	City Manager's Office		
Contact	Stephanie Coggins, Assistant to the City Manager		

Agenda Caption

RESOLUTION – NOMINATIONS FOR POTTER-RANDALL APPRAISAL DISTRICTS' BOARD OF DIRECTORS

The Potter-Randall Appraisal District (PRAD) has four (4) vacancies on its individual Potter and Randall County Appraisal Districts' Board of Directors. Upon the receipt of these nominations, the Appraisal Districts will schedule an election for governmental entities in Potter and Randall County to vote on these vacant positions, as established by State law requirements

Agenda Item Summary

Each of PRAD's individual Potter and Randall Board of Directors is made up of five (5) directors. As a taxing district with voting entitlements, the City may nominate by resolution one to five candidates for these the boards.

Requested Action

Consider nomination of citizens to be added to the list of candidates for potential election to PRAD's individual Potter and Randall Board of Directors

Funding Summary

N/A

Community Engagement Summary

N/A

Staff Recommendation

Staff recommends approval of the resolution to make nominations to fill vacancies on the Board of Directors of PRAD

10/02/19 _____

RESOLUTION NO. _____

A RESOLUTION TO MAKE NOMINATIONS TO FILL VACANCIES
ON THE BOARD OF DIRECTORS OF THE POTTER-RANDALL
APPRAISAL DISTRICTS.

WHEREAS, Section 6.03(1) of the Texas Property Tax Code requires the nomination of a member to fill a vacancy on the board of directors of an appraisal district by the governing bodies of the taxing entities entitled by Section 6.03 of the Texas Property Tax Code to vote; and

WHEREAS, the City of Amarillo is entitled to submit nominees by resolution to the Chief appraiser for members to serve two-year terms.

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

SECTION 1. That the nominee(s) for the ballot for the Potter Appraisal District Board of Directors are:

Zachary Plummer
Cindy Spanel
Kay Ledbetter
Leon Church
Sherri Aylor
To replace Gilbert Guzman with _____.

SECTION 2. That the nominee(s) for the ballot for the Randall Appraisal District Board of Directors are:

Dennis Beene
James Barrington
To replace Henry Hamilton with _____
To replace Kerry Adair with _____; and
To replace Doug Srader with _____
Christina McMurray

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, this 2nd day of October, 2019.

Ginger Nelson, Mayor

ATTEST:

Frances Hibbs, City Secretary