

**AGENDA**

**FOR A REGULAR MEETING OF THE AMARILLO CITY COUNCIL TO BE HELD ON SEPTEMBER 27, 2022, 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:** Bob Schroeder, Hillside Christian Church

**ANNOUNCEMENTS:** Director of Utilities; Utility Billing Mascots

**PUBLIC ADDRESS:**

(For items on the agenda for City Council consideration)

The public will be permitted to offer public comment on agenda items. Public Address signup times are available from Sunday at 8:00 a.m. until Tuesday at 12:45 p.m. at <https://www.amarillo.gov/departments/city-manager/city-secretary/public-address-registration-form> or by calling the City Secretary's office at (806) 378-3014.

**AGENDA**

**1. City Council will discuss or receive reports on the following current matters or projects:**

- A. Review agenda items for regular meeting and attachments;
- B. Discuss Solid Waste Update;
- C. Discuss Citizen Survey;
- D. Discuss City Plan Committee Selection Process;
- E. Discuss Update on Mowing Agreement with Texas Department of Transportation
- F. Discuss Update on City's Water Rights
- G. Updates from Councilmembers serving on outside boards and commissions
  - i. Beautification and Public Arts Advisory Board
  - ii. Parks and Recreation Advisory Board; and
- H. Request future agenda items and reports from City Manager.

**2. CONSENT ITEMS:**

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

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

**A. CONSIDER APPROVAL – MINUTES:**

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on September 13, 2022.

**B. CONSIDERATION OF ORDINANCE NO. 8006:**

(Contact: Laura Storrs, Assistant City Manager)

This item is a second and final reading of an ordinance appointing Jeffrey Henderson and Cindi Evans as part-time municipal court judges for the remainder of the current judicial term of fiscal year 2021-2022 and for the full judicial terms of fiscal years 2022-2023 and 2023-2024.

**C. CONSIDERATION OF ORDINANCE NO. 8007:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Colonies Public Improvement District (PID). The Colonies PID is generally located at the northeast corner of Hillside and Soncy Roads. This ordinance is recommended for approval by a unanimous vote of the Colonies Public Improvement District Advisory Board.

**D. CONSIDERATION OF ORDINANCE NO. 8008:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Greenways Public Improvement District (PID). The Greenways PID is generally located at the southwest corner of Hillside Road and Coulter Street. This ordinance is recommended for approval by a unanimous vote of the Greenways Public Improvement District Advisory Board.

**E. CONSIDERATION OF ORDINANCE NO. 8009:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Heritage Hills Public Improvement District (PID). The Heritage Hills PID is generally located at the southwest corner of Soncy and Arden Roads. This ordinance is recommended for approval by a unanimous vote of the Heritage Hills Public Improvement District Advisory Board.

**F. CONSIDERATION OF ORDINANCE NO. 8010:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Pinnacle Public Improvement District (PID). The Pinnacle PID is generally located at the northeast corner of Bell Street and West Sundown Lane. This ordinance is recommended for approval by a unanimous vote of the Pinnacle Public Improvement District Advisory Board.

**G. CONSIDERATION OF ORDINANCE NO. 8011:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Point West Public Improvement District (PID). The Point West PID is generally located at the northwest corner of Amarillo Boulevard West and Research Street. This ordinance is recommended for approval by a unanimous vote of the Point West Public Improvement District Advisory Board.

**H. CONSIDERATION OF ORDINANCE NO. 8012:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Quail Creek Public Improvement District (PID). The Quail Creek PID is generally located at the intersection of Clear Meadow Circle and Plum Creek Drive. This ordinance is recommended for approval by a unanimous vote of the Quail Creek Public Improvement District Advisory Board.

**I. CONSIDERATION OF ORDINANCE NO. 8013:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Town Square Public Improvement District (PID). The Town Square PID is generally located in the northeast corner of Helium and Hillside Roads. This ordinance is recommended for approval by a unanimous vote of the Town Square Public Improvement District Advisory Board.

**J. CONSIDERATION OF ORDINANCE NO. 8014:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Tutbury Public Improvement District (PID). The Tutbury PID is generally located at the intersection of Tutbury Court and Van Winkle Drive. This ordinance is recommended for approval by a unanimous vote of the Tutbury Public Improvement District Advisory Board.

**K. CONSIDERATION OF ORDINANCE NO. 8015:**

(Contact: Justin Oppel, Development Customer Service Coordinator)

This is a second and final reading of an ordinance adopting the 2022/2023 budget and five-year service plan, along with establishing and levying an annual property assessment for the Vineyards Public Improvement District (PID). The Vineyards PID is generally located at the northwest corner of West Hastings Avenue and Broadway Drive. This ordinance is recommended for approval by a unanimous vote of the Vineyards Public Improvement District Advisory Board.

**L. CONSIDERATION OF ORDINANCE NO. 8016:**

(Contact: Victoria Medley, Director of Animal Management & Welfare)

This item is a second and final reading of an ordinance amending the Amarillo Municipal Code, Chapter 8-2, Articles I, III, And V, Sections 8-2-1, 8-2-4, 8-2-12, 8-2-55, and 8-2-81, and Chapter 2-6, Article II, Section 2-6-27, to reflect the City's expanded rescue, foster, and TNR partnerships.

**M. CONSIDERATION OF RESOLUTION NO. 09-27-22-1:**

(Contact: Jason Riddlespurger, Community Development Director)

Grantor: Texas Department of Housing and Community Affairs

Grant amount: Up to \$122,895.00

This item considers a resolution authorizing the submission of an application for funding through the 2022 Annual Emergency Solutions Grant (ESG) to the Office of the Texas Department of Housing and Community Affairs ("TDHCA") and designating the City Manager or his designee to act as the City's authorized official in all matters pertaining to City's participation in such grant program.

**N. CONSIDER ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP CMV:**

(Contact: Wes Hill, Police Sergeant)

Grantor: Texas Department of Transportation

Grant amount: \$54,965.00

Local match: \$14,099.19

Total award: \$69,064.19

This item considers acceptance of the 2022 STEP CMV grant that provides Amarillo Police Department (APD) assistance to fund overtime associated with patrol and speed enforcement, occupant protection (seatbelt and child safety seats), distracted driving and Driving While Intoxicated (DWI) offenses.

**O. CONSIDER ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP COMPREHENSIVE GRANT:**

(Contact: Wes Hill, Police Sergeant)

Grantor: Texas Department of Transportation

Grant amount: \$160,999.00

Local match: \$ 41,397.73

Total award: \$202,396.73

This item considers acceptance of the 2022 STEP Comprehensive Grant that provides APD assistance to fund overtime associated with patrol and speed enforcement, occupant protection (seatbelt and child safety seats), distracted driving, and DWI offenses.

**P. CONSIDER PURCHASE – APD BOMB ROBOT ACCESSORIES:**

(Contact: Martin Birkenfeld, Chief of Police)

Award to: AeroVironment - \$77,464.40

This item considers the purchase of attachments and tools for a new robot system recently purchase to assist Amarillo Police Department in mitigating hazardous situations.

**Q. CONSIDER AWARD – RENEWAL OF RADIO COMMUNICATIONS MAINTENANCE SERVICE AGREEMENT:**

(Contact: Rich Gagnon, Assistant City Manager)

Award to: Motorola - \$84,624.62 (thru DIR Contract # DIR-TSO-4101)

This item considers renewal of a service agreement to continue providing maintenance of microwave services and security monitoring of the city's radio communications systems.

**R. CONSIDER PURCHASE – MOWERS, UTILITY CARTS AND VARIOUS EQUIPMENT:**

(Contact: Donny Hooper, Public Works Director)

Award to: Western Equipment LLC – lines 1,12,13 & 15 - \$ 220,088.63

Austin Turf & Tractor – lines 2,3,9,10,11 & 14 - \$ 572,068.66

Professional Turf Products Inc. – lines 5,6& 7 - \$ 236,129.20

West Texas Golf Carts – lines 8 & 16 - \$ 107,000.00

Total Award - \$1,135,286.49

This item considers the purchase of rolling stock to replace various fleet units that have reached or exceeded the end of their life cycle, to be used by various departments in their daily operations, including Street, Environmental Health, Golf Operations, and River Road Wastewater Treatment Facility.

**S. CONSIDER PURCHASE – HEAVY EQUIPMENT, LOADERS, AIR COMPRESSORS AND MOTOR GRADERS:**

(Contact: Donny Hooper, Public Works Director)

Award to: Yellowhouse Machinery Co. Lines 1 & 8 - \$ 674,750.00

Associated Supply Co. Lines 2,3,4,6 & 10 -	\$ 369,100.64
Warren Cat Line 7 -	\$ 317,064.76
Associated Supply Co. Case Lines 5 & 9 -	\$ 191,550.00
Total Award -	\$1,552,465.40

This item considers the purchase of heavy equipment, including schedules replacements of current fleet units that have reached or exceeded the end of their life cycle and new additions to the fleet. These units will be used by various departments in their daily operations, including Street, Surface Water Treatment, and Wastewater Collection.

**T. CONSIDER PURCHASE – 3 YARD AND 8 YARD REFUSE CONTAINERS:**

(Contact: Donny Hooper, Public Works Director)  
Award to: Roll Offs USA - \$866,110.00

This item considers the purchase of 3-yard side load refuse containers and 8-yard front load refuse containers to be used by the Solid Waste department in daily operations.

**U. CONSIDER AWARD – AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT FOR RESIDENT PROJECT REPRESENTATIVE FOR LIFT STATION 32 PROJECT:**

(Contact: Kyle Schniederjan, Capital Projects Development and Engineering Director)  
Award to: KSA Engineers, Inc. - \$61,050.00

This item considers the award of an amendment to the professional services agreement which includes an extension of resident project representative services for the Lift Station 32 project.

**V. CONSIDER AWARD – EMERGENCY PROFESSIONAL SERVICES CONTRACT FOR OPERATIONAL ASSESSMENT OF HOLLYWOOD ROAD WASTEWATER TREATMENT FACILITY:**

(Contact: Walter Pishkur, Interim Director of Utilities)  
Award to: Garver Engineering, Inc. - \$124,700.00

This item considers the award of an engineering services contract to provide a process assessment, recommendation, and operator training for the Hollywood Road Wastewater Treatment Facility.

**W. CONSIDER AWARD – AUCTIONEERING SERVICES CONTRACT:**

(Contact: Trae Kepley, Purchasing Agent)  
Award to: Assiter Auctioneers

This item considers the award of a contract for auctioneering services to dispose of all City surplus property, vehicles, and police seized property. Any revenue generated through the contract will be dispersed to the appropriate departmental accounts.

**3. NON-CONSENT ITEMS:**

**A. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8017:**

(Contact: Brady Kendrick, Planner II)

This item is a public hearing and first reading to consider an ordinance vacating of two public rights-of-ways, being public street (SE 6th Avenue) located adjacent to Blocks 354 and 355 of Mirror's Addition, and the public alley located in Block 355 of Mirror's and Holland's Addition, all additions to the City of Amarillo, being in Section 155 and 156, Block 2, A.B.&M. Survey, Potter County, Texas. (VICINITY: SE 5th Ave. and Johnson St.; APPLICANT/S: City of Amarillo)

**B. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8018:**  
(Contact: Brady Kendrick, Planner II)

This item is a public hearing and first reading to consider an ordinance rezoning Lot 1A, Block 118, Mrs. M.D. Oliver-Eakles Addition Unit No. 3, an addition to the City of Amarillo, in Section 171, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 1 with Specific Use Permit 78 to Residential District 1 with Specific Use Permit 78A for increased lot coverage, reduced setbacks, and a change in hours of operation. (VICINITY: SW 25TH Ave. and Jackson St.; APPLICANT/S: Gene Mayfield for Amarillo Bible Chair)

**C. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8019:**  
(Contact: Brady Kendrick, Planner II)

This item is a public hearing and first reading to consider an ordinance rezoning of 21.24 acres of land, plus one-half of all bounding streets, alleys and public ways, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas being further described below:

1. Rezoning of 3.08 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 400A for the expansion of development standards (single-family detached homes with reduced lot depth and area).

2. Rezoning of 2.14 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 401A for the expansion of development standards (single-family detached homes with reduced lot width).

3. Rezoning of 16.02 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 3 and Multiple-Family District 1 to Multiple Family District 1. (VICINITY: SW 34th Ave. and Soncy Rd.; APPLICANT/S: Daryl Furman for the Emeline Bush O'Brien/Sobieski Trust)

**D. PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8020:**  
(Contact: Brady Kendrick, Planner II)

This is a public hearing and first reading to consider an ordinance rezoning Lot 4, Block 23, Sunrise Park Unit No. 2, an addition to the City of Amarillo, in Section 106, Block 2, A.B.&M. Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 2 to Residential District 2 with a Specific Use Permit 202 for the placement of a carport within the front-yard setback. (VICINITY: SE 10th Ave. and Inman Dr.; APPLICANT/S: Moises and Rosa Martinez)

**E. CONSIDERATION OF ORDINANCE NO. 8021:**  
(Contact: Andrew Freeman, Assistant City Manager)

This item is a first reading of an ordinance amending The Municipal Code of The City of Amarillo, Chapter 16-4, Article III, Division 5 to change taxi fares.

Amarillo City Hall is accessible to individuals with disabilities through its main entry on the south side (601 S. Buchanan Street) of the building. An access ramp leading to the main entry is located at the southwest corner of the building. Parking spaces for individuals with disabilities are available in the south parking lot. City Hall is equipped with restroom facilities, communications equipment and elevators that are accessible. Individuals with disabilities who require special accommodations, or a sign language interpreter must

contact the City Secretary's Office 48 hours prior to meeting time by telephoning 378-3014 or the City TDD number at 378-4229.

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

I certify that the above notice of meeting was posted on the electronic bulletin board in City Hall, 601 S. Buchanan, Amarillo, Texas, and the City website ([www.amarillo.gov](http://www.amarillo.gov)) on or before the 23rd day of September 2022, at 4:00 p.m. in accordance with the Open Meetings Laws of the State of Texas, Chapter 551, Texas Government Code.

/s/ Stephanie Coggins  
Stephanie Coggins, City Secretary

STATE OF TEXAS  
 COUNTIES OF POTTER  
 AND RANDALL  
 CITY OF AMARILLO

On the 13th of September 2022 the Amarillo City Council met at 1:00 p.m. for a regular meeting held in Council Chamber, located on the third floor of City Hall at 601 South Buchanan Street, with the following members present:

GINGER NELSON	MAYOR
FREDA POWELL	MAYOR PRO TEM / COUNCILMEMBER NO. 2
COLE STANLEY	COUNCILMEMBER NO. 1
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
ANDREW FREEMAN	ASSISTANT CITY MANAGER
RICH GAGNON	ASSISTANT CITY MANAGER
FLOYD HARTMAN	ASSISTANT CITY MANAGER
LAURA STORRS	ASSISTANT CITY MANAGER
LESLIE SCHMIDT	ASSISTANT CITY ATTORNEY
JENIFER RAMIREZ	ASSISTANT TO THE CITY MANAGER
STEPHANIE COGGINS	CITY SECRETARY

A quorum was established by Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley. Mayor Nelson called the meeting to order at 1:02 p.m., welcomed those in attendance, and the following items of business were conducted.

The invocation was given by Doyle Corder of Southwest Church of Christ. Mayor Nelson led the Pledge of Allegiance.

The following proclamations were read: “135<sup>th</sup> Anniversary of Potter County and City of Amarillo” by Councilmember Smith; “Walk to End Alzheimer’s” by Mayor Pro Tem Powell; “Constitution Week” by Councilmember Sauer; and “National Cleanup Day” by Councilmember Stanley.

**PUBLIC ADDRESS**

Noah Dawson, of Amarillo, spoke on Agenda Item No. 2C and against Items No. 2D, 3O and 3P. Michael Conkling, of Amarillo, spoke on Agenda Item No. 3O. Kenneth Netardus, of Amarillo, spoke on Agenda Item No. 3O. James Schenck, of Amarillo, spoke on the placement of agenda items and Agenda Item No. 3M. Kent Meyer, of Amarillo, spoke for Agenda Item No. 3M. Ann Scamahorn, of Amarillo, spoke for Agenda Item No. 3M. Cindi Bulla, of Amarillo, spoke for Agenda Item No. 3M. Carol Smith, of Amarillo, spoke for Agenda Item No. 3M. Michael Fisher signed up but did not present to speak

**ITEM 1 – CITY COUNCIL WILL DISCUSS OR RECEIVE REPORTS ON THE FOLLOWING CURRENT MATTERS OR PROJECTS:**

- A. Review agenda items for regular meeting and attachments;
- B. Discuss National Cleanup Day;
- C. Discuss Center City Update and Agreement;
- D. Discuss City Boards and Commissions;

Mayor Nelson recessed the meeting at 2:39 p.m. At 2:57 p.m. Mayor Nelson resumed the meeting.

**ITEM 1 – CITY COUNCIL WILL DISCUSS OR RECEIVE REPORTS ON THE FOLLOWING CURRENT MATTERS OR PROJECTS:**

- E. Discuss Taxicab Ordinance;
- F. Updates from Councilmembers serving on outside boards and commissions
  - a. Amarillo Local Government Corporation
  - b. Environmental Task Force
  - c. Convention and Visitors Bureau; and
- G. Request future agenda items and reports from City Manager.

**ITEM 2 – CONSENT ACTION ITEMS:**

Mayor Nelson presented the consent agenda and asked if any item should be removed for discussion or separate consideration. A motion was made to approve the consent agenda except for Agenda Items No. 2D, 2EE, and 2HH, by Councilmember Powell, seconded by Councilmember Smith.

**A. CONSIDER APPROVAL – MINUTES:**

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on August 16, 2022.

**B. CONSIDER APPROVAL – MINUTES:**

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on September 6, 2022.

**C. CONSIDER APPROVAL – MINUTES:**

(Contact: Stephanie Coggins, City Secretary)

This item considers approval of the City Council minutes for the regular meeting held on September 8, 2022.

**E. CONSIDERATION OF RESOLUTION NO. 09-13-22-2:**

(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution approving the proposed operating budget for the Fiscal Year 2022-2023 for the Amarillo Potter Event Venue District.

**F. CONSIDERATION OF RESOLUTION NO. 09-13-22-3:**

(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution approving the proposed operating budget for the Fiscal Year 2022-2023 for the Amarillo Hospital District.

**G. CONSIDERATION OF RESOLUTION NO. 09-13-22-4:**

(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution approving the proposed operating budget for the Fiscal Year 2022-2023 for the Tax Increment Reinvestment Zone No. 1.

**H. CONSIDERATION OF RESOLUTION NO. 09-13-22-5:**

(Contact: Laura Storrs, Assistant City Manager)

This item considers a resolution approving the proposed operating budget for the Fiscal Year 2022-2023 for the Tax Increment Reinvestment Zone No. 2.

**I. CONSIDERATION OF RESOLUTION NO. 09-13-22-6:**

(Contact: Kevin Carter, Amarillo Economic Development Corporation)

This item considers a resolution approving the proposed operating budget for the Fiscal Year 2022-2023 for the Amarillo Economic Development Corporation.

**J. CONSIDER APPROVAL – AGREEMENT FOR SERVICES WITH CENTER CITY OF AMARILLO, INC.:**

(Contact: Andrew Freeman, Assistant City Manager)

This item approves a one-year agreement with Center City of Amarillo, Inc. for continued services associated with the preservation, improvement, and revitalization of the Central Business District of Amarillo.

**K. CONSIDERATION OF RESOLUTION NO. 09-13-22-7:**

(Contact: Jason Riddlespurger, Community Development Director)

Grantor: Texas Department of Housing and Community Affairs

Grant amount: Up to \$122,895.00

This item considers a resolution authorizing the submission of an application for additional funding through the 2021 Cares Emergency Solutions Grant (ESG) to the Office of the Texas Department of Housing and Community Affairs (“TDHCA”) and designating the City Manager or his designee to act as the City’s authorized official in all matters pertaining to City’s participation in such grant program.

**L. CONSIDERATION OF RESOLUTION NO. 09-13-22-8:**

(Contact: Matthew Poston, Finance Director)

This item considers a resolution designating a primary bank depository services contract pursuant to a request for application with Amarillo National Bank and directing the City Manager or his designee to execute agreements necessary for primary depository services. The contract would be for a period beginning November 1, 2022 and continuing through October 31, 2024, with three options for one-year extensions.

**M. CONSIDER APPROVAL – RENEWAL OF MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF AMARILLO, TEXAS AND UNITED STATES DEPARTMENT OF ENERGY:**

(Contact: Chip Orton, Emergency Management Director)

This item considers the renewal of the Memorandum of Understanding (MOU) between the City of Amarillo, Texas and the United States Department of Energy (Pantex Plant - Agreement-In-Principle Program).

**N. CONSIDER APPROVAL – RADIO COMMUNICATIONS SYSTEM AGREEMENT BETWEEN THE CITY OF AMARILLO, TEXAS AND AMARILLO INDEPENDENT SCHOOL DISTRICT:**

(Contact: James McCormick, Radio Communications Coordinator)

This item considers approval of a Communications System Agreement with Amarillo Independent School District usage of the City's radio system.

**O. CONSIDERATION OF RESOLUTION NO. 09-13-22-9:**

(Contact: Martin Birkenfeld, Chief of Police)

This item considers a resolution authorizing an Interlocal Cooperation Agreement between the City of Dalhart, Texas and the City of Amarillo, Texas for interim police chief and authorizing the City Manager to execute such agreement.

**P. CONSIDER APPROVAL – ELECTRIC EASEMENT:**

(Contact: Chris Ray, Resource Administrator)

This item considers approval of a 5-foot Utility Easement on City owned property that will cover a 375 square foot tract of land lying in Section 37, Block 8, BS&F Survey, Randall County, Texas and authorizes the City Manager to execute any necessary documents. (VICINITY: Coulter St. and Sundown Ln; GRANTOR: City of Amarillo; GRANTEE: Southwestern Public Service Company)

**Q. CONSIDER APPROVAL – PARTICIPATION AGREEMENT:**

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

Developer: PEGA Development – Not to exceed \$1,052,000.00

This item considers approval of a participation agreement with PEGA Development to construct a 12” sanitary sewer line along Western St., from the end of the existing sanitary sewer line to Sundown Ln.

**R. CONSIDER APPROVAL – FEDERAL AVIATION ADMINISTRATION AIRPORT INFRASTRUCTURE GRANT NO. 3-48-0007-053-2022:**

(Contact: Michael Conner, Director of Aviation)

Grantor: Federal Aviation Administration (FAA)

Grant Amount: \$131,747.00

This item considers approval of an FAA Airport Infrastructure Grant No. 3-48-0007-053-2022 for 90% funding the design of two replacement baggage make-up carousel units at the Rick Husband Amarillo International Airport. The approval of this item will allow the City Manager and City Attorney to execute the grant award upon receipt which is anticipated to be between September 13 and September 15, 2022.

**S. CONSIDER APPROVAL – FEDERAL AVIATION ADMINISTRATION AIRPORT INFRASTRUCTURE GRANT NO. 3-48-0007-054-2022:**

(Contact: Michael Conner, Director of Aviation)

Grantor: Federal Aviation Administration (FAA)

Grant Amount: \$119,524.00

This item considers approval of an FAA Airport Infrastructure Grant No. 3-48-0007-053-2022 for 90% funding the design of emergency power supply system upgrades serving the terminal building at the Rick Husband Amarillo International Airport. The approval of this item will allow the City Manager and City Attorney to execute the grant award upon receipt which is anticipated to be between September 13 and September 15, 2022.

**T. CONSIDER APPROVAL – DEPARTMENT OF HOMELAND SECURITY TRANSPORTATION SECURITY ADMINISTRATION OTHER TRANSACTION AGREEMENT (OTA) NO. 70T04021T7672N025 MODIFICATION P00001:**

(Contact: Michael Conner, Director of Aviation)

Transportation Security Administration –	Original:	\$1,174,877.15
	P00001:	<u>342,591.90</u>
	Amended:	\$1,517,469.05

This item considers approval of Other Transaction Agreement (OTA) No. 70T04021T7672N025 Modification P00001, with the Department of Homeland Security Transportation Security Administration for 100% reimbursement funding for the construction phase of the Checked Baggage Inspection System (CBIS) recapitalization project at the Rick Husband Amarillo International Airport and grants the City Manager the authority to execute the OTA on behalf of the City of Amarillo and Rick Husband Amarillo International Airport.

**U. CONSIDER ACCEPTANCE – REFUGEE HEALTH GRANT:**

(Contact: Casie Stoughton, Public Health Director)

Grantor: U.S. Committee for Refugees and Immigrants (USCRI)

Grant Amount: Up to \$876,359.32

This item accepts the award from the USCRI from October 1, 2022, thru September 30, 2023, to continue health screening services for refugees resettled in Potter and Randall counties.

V. **CONSIDER APPROVAL – DISEASE INTERVENTION SPECIALIST GRANT:**

(Contact: Casie Stoughton, Public Health Director)

Grantor: Texas Department of State Health Services

Grant Amount: FY23 Renewal \$320,417.00

Grant Amount: FY22 Expansion Funds \$244,978.00

This item accepts the renewal award from the Texas Department of State Health Services from January 1, 2023, thru December 31, 2023, to expand, train, and sustain the Disease Intervention Specialist (DIS) workforce to support jurisdictional Sexually Transmitted Infection (STI) prevention programs. This item also accepts expansion funds for FY22, adding additional funding to the program from execution of the contract thru December 31, 2022.

W. **CONSIDER AWARD – PROFESSIONAL SERVICES AGREEMENT FOR RECOATING OF TANKS AT NE 24TH PUMP STATION AND RECOATING OF INDEPENDENCE ELEVATED STORAGE TANK:**

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

Award to: High Plains Civil Engineers, Ltd. - \$79,675.00

This item considers the award of a professional services agreement for the resident project representative for the recoating of tanks at NE 24th Avenue Pump Station and the recoating of Independence elevated storage tank.

X. **CONSIDER APPROVAL – ADDENDUM TO AIRPORT MARKETING AND ADVERTISING CAMPAIGN CONTRACT:**

(Contact: Michael Conner, Director of Aviation)

Award to: MCMC - Mary Coyne Marketing Communications, LLC - \$90,000.00

This item considers an addendum to the airport marketing and advertising campaign contract between the City of Amarillo, Rick Husband International Airport and MCMC to extend the agreement for a period of one year, from October 15, 2022 through October 14, 2023, as allowed by the original agreement that was approved by City Council on October 12, 2021.

Y. **CONSIDER PURCHASE – POINT-OF-SALE HARDWARE AND SOFTWARE SYSTEM FOR CIVIC CENTER CONCESSIONS:**

(Contact: Christopher Post, Director of Operations)

Award to: SpotOn Transact, LLC - \$120,100.38

This item considers the purchase of point-of-sale equipment and a five-year software licensing plan to service Amarillo Civic Center concessions.

Z. **CONSIDER AWARD – SULFUR DIOXIDE ANNUAL CONTRACT:**

(Contact: Walter Pishkur, Interim Utilities Director)

Award to: Brenntag Southwest, Inc. - \$63,990.00

This item considers the award of an annual contract to purchase sulfur dioxide for use in disinfection of reclaimed water.

AA. **CONSIDER PURCHASE – SUBMERSIBLE SEWAGE PUMPS FOR HOLLYWOOD ROAD WATER RECLAMATION PLANT:**

(Contact: Walter Pishkur, Interim Utilities Director)

Award to: JCH - \$55,720.00

This item considers the purchase of three submersible sewage pumps to serve as backup pumps for the City's existing basin drain, wash water, and filter back wash stations at the Hollywood Road Water Reclamation Plant.

**BB. CONSIDER AWARD – RENEWAL OF JD EDWARDS ANNUAL SOFTWARE SUPPORT AGREEMENT:**

(Contact: Rich Gagnon, Assistant City Manager)

Award to: SHI Government Solutions - \$76,795.00

This item considers a one-year renewal for the continued support and maintenance of JD Edwards, the enterprise resource planning application used by the City to collect, process, and manage data related to financing, accounting, purchasing, human resources, inventory, and work order processing.

**CC. CONSIDER AWARD – MEDICAL SUPPLIES ANNUAL CONTRACT:**

(Contact: Trae Kepley, Purchasing Agent)

Award to: Minnesota Multistate Contracting Alliance (MMCAP) – Not to exceed \$158,000.00

This item considers the award of an annual contract to purchase medical supplies for use by various City departments.

**DD. CONSIDER AWARD – ELECTRICAL SUPPLIES ANNUAL CONTRACT:**

(Contact: Trae Kepley, Purchasing Agent)

Award to: Dealers Electrical Supply – Not to exceed \$423,000.00 (Buyboard #602-20)

This item considers the award of an annual contract to purchase electrical supplies for use by various City departments.

**FF. CONSIDER APPROVAL – AVIATION CLEAR ZONE EASEMENT:**

(Contact: Brady Kendrick, Planner II)

This item is the consideration of an Aviation Clear Zone Easement, being 3,750 feet above mean sea level above the plat of Road Ranger Subdivision Unit No. 1, an addition to the City of Amarillo, being an unplatted tract of land in Section 59, Block 2, A.B.&M. Survey, Potter County, Texas. (VICINITY: I-40 and Pullman Road; APPLICANT/S: Marko Zaro for Road Ranger LLC.)

**GG. CONSIDER APPROVAL – FACILITIES EASEMENT:**

(Contact: Brady Kendrick, Planner II)

This item is the consideration of a Southwestern Bell Telephone Company Facilities Easement, being the east six feet of Lots 6-8, Block 377, Mirror Addition, an addition to the City of Amarillo, in Section 155, Block 2, A.B.&M. Survey, Potter County, Texas. (VICINITY: SE 8th Ave. and Johnson St.; GRANTOR: City of Amarillo; GRANTEE: Southwestern Bell Telephone Company.)

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 2D:** Mayor introduced an item to consider a resolution adopting state and federal legislative priorities for the City of Amarillo. A motion was made to approve the following captioned resolution by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

RESOLUTION NO. 09-13-22-1  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
AMARILLO ADOPTING STATE AND FEDERAL

LEGISLATIVE PRIORITIES FOR THE 2022 AND 2023  
CALENDAR YEARS

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer and Smith; voting NO was Councilmember Stanley; absent were none; the motion passed by a 4-1 vote.

**ITEM 2EE:** Mayor introduced an item to consider an agreement for the demolition of railroad tracks, ties, and paving located at 6th Avenue, 7th Avenue, 9th Avenue, and the alleyway between 7th Avenue and 8th Avenue to allow for utility updates for the remodel of the new City Hall. A motion was made to award the contract to Howell Sand in the amount of \$116,003.00 by Mayor Pro Tem Powell, seconded by Councilmember Smith.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer and Smith; voting NO was Councilmember Stanley; absent were none; the motion passed by a 4-1 vote.

**ITEM 2HH:** Mayor introduced an item to consider approval of the wind down agreement for the photographic traffic enforcement program services contract with American Traffic Solutions. A motion was made to approve the wind down agreement in the amount of \$122,910.00 by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3 – NON-CONSENT ITEMS:**

**ITEM 3A:** Mayor Nelson introduced an item for a second and final reading of Ordinance No. 7992. Cody Cowling and Aaron Bowles, with West Texas Gas, answered questions. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 7992

ORDINANCE OF THE CITY OF AMARILLO, TEXAS, GRANTING TO WEST TEXAS GAS UTILITY, LLC, (A TEXAS LIMITED LIABILITY COMPANY, WITH ITS PRINCIPAL OFFICE IN THE CITY OF MIDLAND, MIDLAND COUNTY, TEXAS) THE FRANCHISE AND RIGHTS TO CONDUCT IN SUCH CITY THE BUSINESS OF ACQUIRING, MAINTAINING, CONSTRUCTING, LAYING, REPAIRING, REMOVING, REPLACING, INSTALLING, OPERATING, AND DISPOSING OF A GAS SYSTEM FOR THE SALE, TRANSPORTATION, AND DISTRIBUTION OF NATURAL GAS WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY AND TO THE RESIDENTS AND BUSINESSES LOCATED THEREIN FOR LIGHT, HEAT, POWER, AND ANY OTHER PURPOSES AND THE RIGHT TO USE THE PRESENT AND FUTURE STREETS, ROADS, HIGHWAYS, ALLEYS, PUBLIC WAYS, AND REAL PROPERTY IN SUCH CITY AND OWNED OR CONTROLLED BY SUCH CITY FOR SUCH PURPOSES; PRESCRIBING THE TERMS AND CONDITIONS TO WHICH SUCH FRANCHISE AND RIGHTS ARE SUBJECT; AND PRESCRIBING THE TERM OF SUCH FRANCHISE AND RIGHTS.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3B:** Mayor Nelson introduced a first reading of Ordinance No. 8006. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8006  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPOINTING PART-TIME MUNICIPAL COURT JUDGES FOR THE REMAINDER OF THE CURRENT JUDICIAL TERM OF FISCAL YEAR 2021-2022 AND FOR THE FULL JUDICIAL TERMS OF FISCAL YEARS 2022-2023 AND 2023-2024; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3C:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8007. Justin Oppel, Development Customer Service Coordinator, presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8007  
AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE COLONIES PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3D:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8008. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8008  
AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE GREENWAYS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT

CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3E:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8009. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8009

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE HERITAGE HILLS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE..

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3F:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8010. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8010

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE PINNACLE PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023, ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3G:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8011. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8011

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE POINT WEST PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023, ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3H:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8012. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the

below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Smith.

ORDINANCE NO. 8012

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE QUAIL CREEK PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3I:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8013. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Stanley.

ORDINANCE NO. 8013

8013AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE TOWN SQUARE PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3J:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8014. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8014

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE TUTBURY PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023, ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3K:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8015. Mr. Oppel presented the item. Mayor Nelson opened a public hearing. There were no speakers. Mayor Nelson closed the public hearing. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8015

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE VINEYARDS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3L:** Mayor Nelson introduced a public hearing and first reading of Ordinance No. 8016. A motion was made to adopt the below captioned ordinance by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

ORDINANCE NO. 8016  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-2, ARTICLES I, III, AND V, SECTIONS 8-2-1, 8-2-4, 8-2-12, 8-2-55, AND 8-2-81, AND CHAPTER 2-6, ARTICLE II, SECTION 2-6-27, TO REFLECT THE CITY'S EXPANDED RESCUE, FOSTER, AND TNR PARTNERSHIPS; PROVIDING FOR: SEVERABILITY, REPEALER, CONTINUATION OF PRIOR LAW, AND EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3M:** Mayor introduced an item to consider a resolution adopting the recommendations of the Partnership for Development Progress strategic plan committee. A motion was made to approve the following captioned resolution by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

RESOLUTION NO. 09-13-22-10  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMARILLO ADOPTING THE RECOMMENDATIONS OF THE PARTNERSHIP FOR DEVELOPMENT PROGRESS STRATEGIC PLAN COMMITTEE AND PROVIDING FOR AN EFFECTIVE DATE.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3N:** Mayor introduced an item to consider an agreement engineering services for Phase II of the Partnership for Development Progress strategic plan committee to assist the City with a study and recommendations related to a street maintenance fund. Mr. Hartman presented the item. A motion was made to award the agreement to Kimley-Horn and Associates, Inc. in an amount not to exceed \$144,000.00 by Mayor Pro Tem Powell, seconded by Councilmember Smith.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 3O:** Mayor introduced an item to consider authorizing the City Manager to execute a contract and other necessary documents for the purchase of multiple buildings and land located at 501 S. Grant Street, 509 S. Grant Street, and 517 S. Grant Street in Downtown Amarillo. Mr. Freeman presented the item. A motion was made to authorize the City Manager to execute a contract and other necessary documents for the purchase of multiple buildings and land located at 501 S. Grant Street, 509 S. Grant Street, and 517 S. Grant Street in Downtown Amarillo to Burgess Trust No. 2 in the amount of \$1,300,000.00 plus closing costs and related expenses by Mayor Pro Tem Powell, seconded by Councilmember Sauer.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and and Councilmembers Sauer and Smith; voting NO was Councilmember Stanley; absent were none; the motion passed by a 4-1 vote.

**ITEM 3P:** Mayor introduced an item to consider authorizing the Amarillo Economic Development Corporation to execute a contract and all necessary documents for the purchase of approximately 103.84 acres of land located at Airport Boulevard and Southeast 3rd Avenue. Kevin Carter, with Amarillo Economic Development Corporation, presented the item. A motion was made to authorize the Amarillo Economic Development Corporation to execute a contract and all necessary documents for the purchase of approximately 103.84 acres of land located at Airport Boulevard and Southeast 3rd Avenue to A.G. Attebury Testamentary Trust in the amount of \$2,000,000.00 plus closing costs and all related expenses by Mayor Pro Tem Powell, seconded by Councilmember Smith.

Voting AYE were Mayor Nelson, Mayor Pro Tem Powell, and Councilmembers Sauer, Smith and Stanley; voting NO were none; absent were none; the motion passed by a 5-0 vote.

**ITEM 4 – EXECUTIVE SESSION:**

Ms. Schmidt advised at 4:45 p.m. that the City Council would convene in Executive Session per Texas Government Code: 1) Sec. 551.087 – Discussion regarding commercial or financial information received from a business prospect and/or to deliberate the offer of a financial or other incentive to a business prospect: i) Project # 21-11-01 (Manufacturing); and ii) Project # 22-05-01 (Manufacturing).

Ms. Schmidt announced that Executive Session was adjourned at 5:19 p.m. and recessed the Regular Meeting.

ATTEST:

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Stephanie Coggins, City Secretary

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Ginger Nelson, Mayor

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	
<b>Department</b>	City Manager		
<b>Contact</b>	Laura Storrs, Assistance City Manager/CFO		

## Agenda Caption

Consideration of Ordinance No. 8006

This is the second and final reading of an ordinance appointing an Associate Judge of the Amarillo Municipal Court for the unexpired term of the fiscal years

## Agenda Item Summary

This ordinance appoints Jeffrey Henderson and Cindi Evans as Associate Judges.

## Requested Action

Council approval of the Ordinance.

## Funding Summary

Normal operating budget of the General Fund.

## Community Engagement Summary

n/a

## Staff Recommendation

Council approval of the ordinance.

ORDINANCE NO. 8006

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: APPOINTING PART-TIME MUNICIPAL COURT JUDGES FOR THE REMAINDER OF THE CURRENT JUDICIAL TERM OF FISCAL YEAR 2021-2022 AND FOR THE FULL JUDICIAL TERMS OF FISCAL YEARS 2022-2023 AND 2023-2024; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That pursuant to the City of Amarillo Charter and Chapter 2-8 of the Amarillo Municipal Code of Ordinances, Jeffrey Henderson and Cindi Evans are hereby appointed to the office of Associate Judge (part-time) of the City of Amarillo Municipal Court, to have and exercise all rights, privileges, powers, and duties appertaining to that position by state law, local ordinance, and City Charter. The named appointees shall work such days, hours, cases, and other tasks as assigned by the Presiding Judge or in the absence of the Presiding Judge, then as assigned by the City Manager.

SECTION 2. That the term of the appointment in Section 1 is for the remainder of the current judicial term of fiscal year 2021-22 and for the judicial terms of Fiscal Years 2022-2023 and 2023-2024.

SECTION 3. Severability. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Amarillo, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

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

SECTION 5. Effective Date. This ordinance shall be published and become effective upon adoption.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading this the 13<sup>th</sup> day of September, 2022; and PASSED on Second and Final Reading the 27<sup>th</sup> day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8007

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Colonies Public Improvement District (PID). The Colonies PID is generally located at the northeast corner of Hillside and Soncy Roads. This ordinance is recommended for approval by a unanimous vote of the Colonies Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Colonies Public Improvement District (PID), determined by multiplying a cost value per square foot of lot area, must be approved on an annual basis. The Colonies PID Advisory Board met July 20, 2022 to review the proposed FY 2022/23 budget and service plan. The Colonies PID budget projects total maintenance, operation and debt service expenses for FY 2022/23 to be \$1,843,733. The Board unanimously recommended raising the property owner assessment rates to \$0.13 per square foot. This will result in assessments totaling \$1,312,453. This decision was made in order to continue to cover all operating costs as well as an additional \$1,156,188 annual debt service payment.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Colonies PID. Attached is the Colonies Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget and 5-year service plan discussed above have been reviewed by the Colonies PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Colonies PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8007

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE COLONIES PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING SAVINGS AND SEVERABILITY CLAUSES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Colonies Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property; and

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District;

WHEREAS, the Colonies Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls, street lights) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this Ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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Bryan McWilliams, City Attorney

**EXHIBIT**

Colonies Public Improvement District  
Fiscal Year 2022-2023

- A. The boundaries of the Colonies Public Improvement District are as follows:
  - A 375.8 acre tract of land being situated in Section 40, Block 9, BS&F Survey, Randall County, Texas.
  
- B. The total estimated costs for maintenance, operation, and debt service payments proposed for the Colonies Public Improvement District is \$1,843,733. Such cost will be apportioned over the development as follows:

Cost of Maintenance.....	\$641,979
Administration Expense.....	\$45,567
Debt Service Obligation.....	\$1,156,188
Total .....	\$1,843,733
  
- C. This year’s assessment will total \$1,312,453 The method of assessment will be to divide the total maintenance, operational, administrative and debt service costs, as well as maintenance reserves as follows:
  - 1. Residential Property: Residential property will be assessed an amount equal to \$0.13 multiplied by the total square footage of the lot.
  - 2. Commercial Property: Commercial property will be assessed an amount equal to \$0.0821 multiplied by the total square footage of the lot for lots 1 acre or less. Commercial lots greater than 1 acre will be assessed an additional \$500 per acre or portion thereof, with a maximum assessment of \$10,000 per lot.
  
- D. The method of payment of the assessment shall be as follows:
  - 1. These assessments are due and payable October 1, 2022.
  - 2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney’s fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
  - 3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
  - 4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.
  
- E. The assessment roll per parcel has been properly filed with the City Secretary’s office and is approved for fiscal year 2022-2023.

Approved  
 7/20/2022

Year  
 5

	Budget 2021/22	Revised 2021/22	Proposed 2022/23	Estimated 2023/24	Estimated 2024/25	Estimated 2025/26	Estimated 2026/27	Estimated 2027/28	
BEGINNING FUND BALANCE	\$ 1,152,807 0.0%	\$ 1,152,807 0.0%	\$ 1,315,759 0.0%	\$ 784,478 2%	\$ 709,656 1.6%	\$ 628,502 1.6%	\$ 555,834 1.6%	\$ 486,519 1.6%	
<b>MAINTENANCE &amp; OPERATION:</b>									
<b>PARK MAINTENANCE COST:</b>	723,586	0.880	723,586	0.950	723,586	0.975	723,586	1.038	
Electricity	53150	17,494	16,568	18,544	18,840	19,142	19,759	20,075	
Water & Sewer	53200	200,000	153,943	163,180	165,790	168,443	171,138	176,658	
PID Management Fees (Private)	62015	32,979	36,951	40,000	40,940	41,951	42,922	43,304	
Landscape Maintenance Contract	67600	180,000	65,000	150,000	200,000	203,200	206,451	213,110	
Tree Care	51454	-	-	100,000	101,600	104,877	106,555	108,260	
Seasonal Planting	51456	-	-	50,000	50,000	51,613	53,278	54,130	
Hardscape Repairs	68300	60,250	60,000	60,000	60,960	61,935	62,926	64,956	
Irrigation Repairs	68400	11,366	23,194	60,000	20,000	20,320	20,645	21,311	
Insurance (City Charge)	71100	241	227	253	264	268	272	277	
<b>TOTAL MAINTENANCE</b>	<b>\$ 593,480</b>	<b>\$ 364,280</b>	<b>\$ 641,979</b>	<b>\$ 658,890</b>	<b>\$ 669,433</b>	<b>\$ 680,144</b>	<b>\$ 691,026</b>	<b>\$ 702,052</b>	
<b>ADMINISTRATION:</b>									
Postage	61200	462	590	490	498	514	522	530	
Advertising - Public Notices	61300	420	618	445	460	467	474	482	
Tax Assessor Commission	62000	7,662	7,120	8,154	8,284	8,417	8,551	8,688	
City Admin Fee	77450	34,414	34,414	36,479	37,063	37,656	38,258	39,492	
<b>TOTAL ADMINISTRATION</b>	<b>42,988</b>	<b>42,742</b>	<b>45,567</b>	<b>46,296</b>	<b>47,037</b>	<b>47,790</b>	<b>48,554</b>	<b>49,351</b>	
<b>TOTAL MAINTENANCE &amp; OPERATION</b>	<b>\$ 636,468</b>	<b>\$ 407,022</b>	<b>\$ 687,546</b>	<b>\$ 705,187</b>	<b>\$ 716,470</b>	<b>\$ 727,933</b>	<b>\$ 739,580</b>	<b>\$ 751,413</b>	
Bond Proceeds	39810	-	-	3,000,000	-	-	-	-	
Developer Reimbursements	83200	-	-	(3,700,000)	-	-	-	-	
Debt Service Third Issue (2014 8/15/34 mat)	\$ 1,535,000	102,581	105,630	104,056	106,956	104,706	107,456	107,656	
Debt Service Fourth Issue (2019 2/15/39 mat)	\$ 3,000,000	206,631	207,131	207,431	207,531	207,631	207,731	210,831	
Debt Service Refunding (2020Ref 2/15/28 mat)	\$ 950,000	-	142,300	142,700	140,100	137,500	115,100	103,000	
Estimated Debt Service Fifth Issue	\$ 3,000,000	-	-	-	225,000	225,000	225,000	225,000	
Fiscal Agent Fees	2,500	2,500	2,500	2,500	2,500	2,500	2,500	2,500	
Total Debt Service	92150	\$ 460,061	\$ 1,156,188	\$ 682,088	\$ 677,137	\$ 657,187	\$ 642,188	\$ 646,968	
<b>TOTAL EXPENDITURES</b>	<b>\$ 1,096,531</b>	<b>\$ 867,083</b>	<b>\$ 1,843,733</b>	<b>\$ 1,387,274</b>	<b>\$ 1,393,607</b>	<b>\$ 1,385,120</b>	<b>\$ 1,381,768</b>	<b>\$ 1,398,401</b>	
<b>ASSESSMENTS</b>									
RESIDENTIAL	9,418,586	0.1000	941,859	9,418,586	0.1300	1,224,416	9,418,586	0.1300	1,224,416
COMMERCIAL	1,072,747	0.0821	88,036	1,072,747	0.0821	88,036	1,072,747	0.0821	88,036
<b>TOTAL ASSESSMENTS</b>	<b>30311</b>	<b>1,029,895</b>	<b>1,029,895</b>	<b>1,312,453</b>	<b>1,312,453</b>	<b>1,312,453</b>	<b>1,312,453</b>	<b>1,312,453</b>	
INTEREST INCOME	-	-	140	-	-	-	-	-	
MISCELLANEOUS INCOME	-	-	-	-	-	-	-	-	
<b>COLLECTION RATE</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	
<b>TOTAL COLLECTIONS</b>	<b>\$ 1,029,895</b>	<b>\$ 1,029,895</b>	<b>\$ 1,312,453</b>	<b>\$ 1,312,453</b>	<b>\$ 1,312,453</b>	<b>\$ 1,312,453</b>	<b>\$ 1,312,453</b>	<b>\$ 1,312,453</b>	
<b>INCREASE (DECREASE) IN CASH</b>	<b>\$ (66,636)</b>	<b>\$ 162,962</b>	<b>\$ (531,281)</b>	<b>\$ (74,822)</b>	<b>\$ (81,154)</b>	<b>\$ (72,668)</b>	<b>\$ (69,315)</b>	<b>\$ (85,948)</b>	
Ending Fund Balance	\$ 1,086,170	\$ 1,315,759	\$ 784,478	\$ 709,656	\$ 628,502	\$ 555,834	\$ 486,519	\$ 400,571	
Three Month Operating Reserve	274,133	216,771	460,933	348,819	348,402	348,280	345,442	349,600	
<b>SURPLUS</b>	<b>\$ 812,038</b>	<b>\$ 1,098,988</b>	<b>\$ 323,545</b>	<b>\$ 362,838</b>	<b>\$ 280,100</b>	<b>\$ 209,554</b>	<b>\$ 141,077</b>	<b>\$ 50,970</b>	

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8008

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Greenways Public Improvement District (PID). The Greenways PID is generally located at the southwest corner of Hillside Road and Coulter Street. This ordinance is recommended for approval by a unanimous vote of the Greenways Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Greenways Public Improvement District (PID), determined by the placement of the lot within the neighborhood, must be approved on an annual basis. The Greenways PID Advisory Board met June 9, 2022 to review the proposed FY 2022/23 budget and service plan. The Greenways PID budget projects total maintenance, operation and debt service expenses for FY 2022/23 to be \$825,812. The Board recommends increasing property owner assessment rates to \$804 for type A lots, \$670 for type B lots, \$1,005 for type D lots, and \$2,010 per acre for commercial property. This will result in assessments totaling \$733,657. This decision was made in order to continue to cover all operating costs as well as build up their operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Greenways PID. Attached is the Greenways Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID annual budget and 5-year service plan discussed above have been reviewed and unanimously recommended for approval by the Greenways PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Greenways PID boundary regarding this item. At this time of writing, Development Services staff has received one question regarding use of PID assessments but has not received any negative comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8008

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE GREENWAYS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Greenways Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property;

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Greenways Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls, street lights) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-

manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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Bryan McWilliams, City Attorney

**EXHIBIT**

Greenways Public Improvement District  
Fiscal Year 2022-2023

A. The boundaries of the Greenways Public Improvement District are as follows:

A 671.30-acre tract of land being all of Section 39, Block 9, BS&F Survey, Randall County, Texas as indicated in deeds recorded in the real property records of Randall County.

B. The total estimated costs for maintenance, operation, administrative fees, and debt service proposed for the Greenways Public Improvement District is \$825,812. Such cost will be apportioned over the development as follows:

Cost of Maintenance.....	\$552,409
Administration Expense.....	\$39,328
Debt Service.....	\$199,075
Developer Reimbursement.....	\$35,000
Total .....	\$825,812

C. This year’s assessment will total \$733,657. The method of assessment will be to divide the total maintenance, operational, and administrative costs, as well as maintenance reserves as follows:

1. Residential Property: Residential property will consist of Class A, Class B, and Class D lots. At the time a plat is filed, Developer will designate the classification for each lot. Class A lots will generally be larger lots and may have additional amenities. Class B lots will be the majority of the lots and will generally be smaller lots. Class D lots are those located adjacent to Tuscan Village. Class B residential lots will be assessed equally on a per lot basis. Class A lots will be assessed equally on a per lot basis at 120% of the Class B lot assessment. Class D lots will be assessed equally on a per lot basis at 120% of the Class A lot assessment. The 2022-2023 Class A lot assessment will be \$804.00 per lot, the Class B lot assessment will be \$670.00 per lot, and the Class D lot assessment will be \$1,005.00 per lot.
2. Commercial Property: The 2022-2023 Commercial property assessment will be \$2,010.00 per acre.

D. The method of payment of the assessment shall be as follows:

1. These assessments are due and payable October 1, 2022.
2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney’s fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.

3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
  4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.
- E. The assessment roll per parcel has been properly filed with the City Secretary's office and is approved for fiscal year 2022-2023.

GREENWAYS AT HILLSIDE PUBLIC IMPROVEMENT DISTRICT (27100)  
 FIVE YEAR IMPROVEMENT PLAN  
 FISCAL YEARS: ACTUAL 2019/20 AND ESTIMATED 2020/21 TO 2025/26

	Actual 2020/21	Budget 2021/22	Revised 2021/22	Approved 2022/23	Estimated 2023/24	Estimated 2024/25	Estimated 2025/26	Estimated 2026/27
<b>BEGINNING FUND BALANCE</b>	264,231	369,149	369,149	293,928	201,772	199,741	184,067	154,641
<b>PROJECTED COSTS</b>								
<b>MAINTENANCE &amp; OPERATION:</b>								
<b>PARK MAINTENANCE COST:</b>	0.30							
INFLATION	28.75	28.75	28.75	28.75	29	29	29	29
Botanical & Agricultural	51450	7,422	11,500	11,500	18,000	18,727	19,102	19,484
Electricity	53150	2,898	2,901	2,901	2,959	3,018	3,140	3,203
Water & Sewer	53200	172,970	239,514	225,000	224,400	228,888	233,466	238,135
Miscellaneous (unassigned)	61600	10,398	15,000	15,000	20,400	20,808	21,224	21,649
Contract Labor	67600	157,337	172,000	172,000	175,440	182,528	186,179	189,902
Repair & Maintenance of Improvements	68300	26,460	13,000	13,000	20,400	20,808	21,224	21,649
Other Improvements	68312	2,868	5,000	5,000	70,000	51,000	52,021	30,000
Repair & Maintenance of Irrigation	68400	18,297	25,500	25,500	26,530	27,061	27,602	28,154
<b>TOTAL MAINTENANCE</b>	398,652	484,415	469,901	552,409	542,058	552,899	563,957	552,176
<b>ADMINISTRATION:</b>								
Postage	61200	737	550	550	561	572	584	607
Advertising Public Notices	61300	-	529	529	540	550	561	584
Professional Collection Contract	62000	8,504	8,576	8,576	8,748	9,101	9,283	9,469
PID Management Fees	62015	-	-	-	0	0	-	-
City Administrative fee	77450	28,503	28,902	28,902	29,480	30,070	31,284	31,910
<b>TOTAL ADMINISTRATION</b>	37,744	38,557	38,557	39,328	40,115	40,917	41,735	42,570
<b>TOTAL MAINTENANCE &amp; OPERATION</b>	436,396	522,972	508,458	591,737	582,173	593,816	605,693	594,746
<b>CAPITAL PROJECTS</b>								
Improvements - Parks	83200	35,000	-	-	-	-	-	-
<b>TOTAL CAPTIAL</b>	502,642	35,000	-	0	0	-	-	-
Developer Reimbursement	(1,000,000)	-	(35,000)	(35,000)	(35,000)	(35,000)	(35,000)	(5,975)
Bond Proceeds	1,000,000	-	-	-	-	-	-	-
<b>DEBT SERVICE PAYMENTS</b>								
DEBT SERVICE REFUNDING (2020Ref 2/15/28 Maturity Date)	430,000	84,594	86,300	86,300	84,700	38,550	42,800	41,200
FOURTH ISSUE PAYMENT (2014 Cos, 08/15/34 Maturity Date)	725,000	52,738	51,738	51,738	50,950	49,900	47,800	51,750
FIFTH ISSUE PAYMENT (2021 Cos, 2/15/2041 Maturity Date)	975,000	(6,424)	62,565	62,565	60,925	59,725	58,525	62,250
Fiscal Agent Fees	-	2,500	2,500	2,500	2,500	2,500	2,500	2,500
Total Debt Service	130,958	203,102	203,102	199,075	150,675	152,675	154,550	156,350
<b>TOTAL EXPENDITURES</b>	1,567,383	761,074	746,560	825,812	767,848	781,491	795,243	757,071
<b>ASSESSMENTS</b>								
RESIDENTIAL B	919	625	574,375	919	625	574,375	919	625
RESIDENTIAL A	68	750	51,000	68	750	51,000	68	750
RESIDENTIAL D	26	900	23,400	26	900	23,400	26	900
COMMERCIAL	12.0	1,875	22,444	12.0	1,875	22,444	18.47	2,010
<b>TOTAL ASSESSMENTS</b>	30311	671,219	671,219	671,219	733,657	765,817	765,817	765,817
<b>COLLECTION RATE</b>		100.15%	100.00%	100.00%	1	1	100.00%	100.00%
<b>TOTAL COLLECTIONS</b>	672,239	671,219	671,219	733,657	765,817	765,817	765,817	765,817
<b>INTEREST INCOME</b>	32		120		0		-	-
<b>INCREASE (DECREASE) IN CASH</b>	104,918	(89,735)	(75,221)	(92,156)	(2,031)	(15,675)	(29,426)	8,746
<b>ENDING FUND BALANCE</b>	369,149	279,414	293,928	201,772	199,741	184,067	154,641	163,387
Three Month Operating Reserve	109,099	130,743	127,115	147,934	145,543	148,454	151,423	148,686
<b>Surplus</b>	260,050	148,671	166,813	53,838	54,198	35,612	3,217	14,700

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8009

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Heritage Hills Public Improvement District (PID). The Heritage Hills PID is generally located at the southwest corner of Soncy and Arden Roads. This ordinance is recommended for approval by a unanimous vote of the Heritage Hills Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Heritage Hills Public Improvement District (PID), determined by multiplying a cost value per square foot of lot area, must be approved on an annual basis. The Heritage Hills PID Advisory Board met August 10, 2022 to review the proposed FY 2022/23 budget and service plan. The Heritage Hills PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$165,626. The Board recommends maintaining property owner assessment rates of \$0.08 per square foot. This will result in assessments totaling \$427,364. This decision was made in order to cover all operating costs as well as build up an operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Heritage Hills PID. Attached is the Heritage Hills Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget (and 5-year service plan) discussed above have been reviewed and unanimously recommended for approval by the Heritage Hills PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Heritage Hills PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8009

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE HERITAGE HILLS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

---

WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Heritage Hills Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property;

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Heritage Hills Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls, street lights) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

IINTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022

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

ATTEST:

\_\_\_\_\_  
Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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

**EXHIBIT**

Heritage Hills Public Improvement District  
Fiscal Year 2022-2023

A. The boundaries of the Heritage Hills Public Improvement District are as follows:

Vicinity- north of Hollywood Road, east of Helium Road, south of Arden Road and west of Soncy Rd/Loop 335.

A 590.93 acre tract of land located in Section 65, Block 9, BS&F Survey, Randall County, Texas being a portion of a 662.34 acre tract whose warranty deed is recorded in Clerks' File Number 2008005957 of the Official Public Records of Randall County, Texas.

B. The total estimated costs for maintenance, operation, and debt service payments proposed for the Heritage Hills Public Improvement District is \$165,626. Such cost will be apportioned over the development as follows:

Cost of Maintenance.....	\$156,352
Administration Expense.....	\$9,273
Total .....	\$165,626

C. This year's assessment will total \$427,364. The method of assessment will be to divide the total maintenance, operational, administrative and debt service costs, as well as, maintenance reserves as follows:

1. Residential Property: Residential property will be assessed an amount equal to \$0.08 multiplied by the total square footage of the lot.
2. Commercial Property: Commercial property will be assessed an amount equal to \$0.08 multiplied by the total square footage of the lot.

D. The method of payment of the assessment shall be as follows:

1. These assessments are due and payable October 1, 2022.
2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney's fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.

E. The assessment roll per parcel has been properly filed with the City Secretary's office and is approved for fiscal year 2022-2023.

HERITAGE HILLS PUBLIC IMPROVEMENT DISTRICT (27110)  
 FIVE YEAR IMPROVEMENT PLAN  
 FISCAL YEARS: ACTUAL 2020/21 AND ESTIMATED 2021/22 TO 2026/27

Approved  
 8/10/2022

		Actual 2020/21		Budget 2021/22		Revised 2021/22		Proposed 2022/23		Estimated 2023/24		Estimated 2024/25		Estimated 2025/26		Estimated 2026/27					
BEGINNING FUND BALANCE			\$ 604,051		\$ 514,491		\$ 514,491		\$ 249,925		\$ 511,663		\$ 671,897		\$ 828,024		\$ 979,963				
	INFLATION				2.00%		2.00%		2.00%		2.00%		2.00%		2.00%		2.00%				
PROJECTED COSTS	NEW	SQ FT TOTAL		NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL				
MAINTENANCE & OPERATION: PARK MAINTENANCE COST:	-	140,336	-	-	140,336	3,84968	-	140,336	4,88792	-	140,336	1,18021	32,000	172,336	1,19130	-	172,336	1,23943	-	172,336	1,26422
Electricity	53150		\$ -		\$ 6,120		\$ -		\$ 6,242		\$ 7,819		\$ 7,976		\$ 8,135		\$ 8,298				
Water & Sewer	53200		2,402		30,000		18,000		40,000		50,103		51,105		52,128		53,170				
Contract/Temporary Labor	67600		55,746		86,610		50,000		86,610		108,486		110,656		112,869		115,127				
Repair & Maintenance of Improvements	68300				10,200		10,000		20,000		25,052		25,553		26,064		26,585				
Repair & Maintenance of Irrigation	68400		3,314				3,500		3,500		4,384		4,472		4,561		4,652				
Improvements - Parks	83200		429,601		400,000		595,313		-		-		-		-		-				
<b>TOTAL MAINTENANCE</b>			<b>\$ 481,863</b>		<b>\$ 532,930</b>		<b>\$ 676,813</b>		<b>\$ 156,352</b>		<b>\$ 195,845</b>		<b>\$ 199,762</b>		<b>\$ 203,757</b>		<b>\$ 207,832</b>				
ADMINISTRATION																					
Postage	61200		\$ 457		\$ 230		\$ 230		\$ 235		\$ 239		\$ 244		\$ 249		\$ 254				
Advertising - Public Notices	61300		-		383		1,056		1,077		1,099		1,121		1,143		1,166				
Professional - Collection Contract	62000		4,256		4,341		5,488		5,598		5,710		5,824		5,940		6,059				
City Admin Fee	77450		2,940		2,364		2,364		2,364		2,411		2,460		2,509		2,559				
<b>TOTAL MAINTENANCE &amp; OPERATION</b>			<b>\$ 486,715</b>		<b>\$ 540,246</b>		<b>\$ 685,951</b>		<b>\$ 165,626</b>		<b>\$ 205,304</b>		<b>\$ 209,410</b>		<b>\$ 213,596</b>		<b>\$ 217,970</b>				
Bond Proceeds	39810								1,250,000												
Developer Reimbursement	83200								(1,250,000)												
<b>DEBT SERVICE</b>											<b>\$ 93,750</b>		<b>\$ 93,750</b>		<b>\$ 93,750</b>		<b>\$ 93,750</b>				
ASSESSMENTS																					
RESIDENTIAL	4860225	UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE			
MULTIFAMILY	428789	4,623,765	0.0800	\$ 369,901	4,913,261	0.0800	\$ 393,061	4,913,261	0.0800	\$ 393,061	5,312,298	0.0800	\$ 424,984	5,312,298	0.0800	\$ 424,984	5,312,298	0.0800	\$ 424,984		
		428,789	0.0800	34,303	428,789	0.0800	34,303	428,789	0.0800	34,303	428,789	0.0800	34,303	428,789	0.0800	34,303	428,789	0.0800	34,303		
COLLECTION RATE				100.79%			100.00%		98.39%		100.00%		100.00%		100.00%		100.00%				
TOTAL COLLECTIONS	30311		\$ 407,393		\$ 427,364		\$ 420,500		\$ 427,364		\$ 459,287		\$ 459,287		\$ 459,287		\$ 459,287				
INTEREST INCOME	0.00%		1,762		-		885		-		-		-		-		-				
Increase/Decrease in Cash			(89,560)		(112,884)		(264,566)		261,738		160,233		156,127		151,939		147,667				
ENDING FUND BALANCE			<b>\$ 514,491</b>		<b>\$ 401,607</b>		<b>\$ 249,925</b>		<b>\$ 511,663</b>		<b>\$ 671,897</b>		<b>\$ 828,024</b>		<b>\$ 979,963</b>		<b>\$ 1,127,630</b>				
THREE MONTH OPERATING RESERVE			124,679		135,062		171,488		41,406		51,326		52,352		53,399		54,467				
SURPLUS			389,812		266,545		78,437		470,257		620,571		775,671		926,564		1,073,163				



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8010

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Pinnacle Public Improvement District (PID). The Pinnacle PID is generally located at the northeast corner of Bell Street and West Sundown Lane. This ordinance is recommended for approval by a unanimous vote of the Pinnacle Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Pinnacle Public Improvement District (PID), determined by multiplying a cost value per square foot of lot area, must be approved on an annual basis. The Pinnacle PID Advisory Board met July 11, 2022 to review the proposed FY 2022/23 budget and service plan. The Pinnacle PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$65,276. The Board recommends increasing property owner assessment rates to \$0.10 per square foot. This will result in assessments totaling \$122,594. This decision was made in order to cover all operating costs as well as build up an operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Pinnacle PID. Attached is the Pinnacle Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget (and 5-year service plan) discussed above have been reviewed and unanimously recommended for approval by the Pinnacle PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Pinnacle PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8010

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE PINNACLE PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Pinnacle Hills Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property;

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Pinnacle Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls, street lights) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

IINTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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

ATTEST:

\_\_\_\_\_  
Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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

**EXHIBIT**

Pinnacle Public Improvement District

Fiscal Year 2022-2023

A. The boundaries of the Pinnacle Public Improvement District are as follows:

Vicinity- South of Hollywood Road/Loop 335, west of Western Street, north of Sundown Land, and east of Bell Street.

Being a 510.66 acre tract of land located in Section 3, Block 9, BS&F Survey, Randall County, Texas.

B. The total estimated costs for maintenance, operation, and administration expenses proposed for the Pinnacle Public Improvement District is \$65,276. Such cost will be apportioned over the development as follows:

Cost of Maintenance.....	\$63,279
Administration Expense.....	\$1,997
Total .....	\$65,276

C. This year’s assessment will total \$ 122,594. The method of assessment will be to divide the total maintenance, operational, and administrative costs, as well as maintenance reserves as follows:

1. Residential Property: Residential property will be assessed an amount equal to \$0.10 multiplied by the total square footage of the lot.
2. Commercial Property: Commercial property will be assessed an amount equal to \$0.10 multiplied by the total square footage of the lot for the first 43,560 square feet. Any portion of the lot that exceeds 43,560 will be assessed at a rate that is equal to 20% of the rate for Residential Property.

D. The method of payment of the assessment shall be as follows:

1. These assessments are due and payable October 1, 2022.
2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney’s fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.

E. The assessment roll per parcel has been properly filed with the City Secretary’s office and is approved for fiscal year 2022-2023.

PINNACLE PUBLIC IMPROVEMENT DISTRICT (27050)  
 FIVE YEAR IMPROVEMENT PLAN - TLA PROJECTION  
 FISCAL YEARS: ACTUAL 2020/21 AND ESTIMATED 2021/22 TO 2026/27

	Actual		Budget		Revised		Proposed		Estimated		Estimated		Estimated		Estimated		
	2020/21	2021/22	2021/22	2022/23	2021/22	2022/23	2023/24	2024/25	2025/26	2026/27	2025/26	2026/27	2025/26	2026/27	2025/26	2026/27	
<b>BEGINNING FUND BALANCE</b>		<b>(644)</b>	<b>85,192</b>	<b>85,192</b>	<b>85,192</b>	<b>158,835</b>	<b>216,154</b>	<b>289,887</b>	<b>323,512</b>	<b>282,315</b>							
	<b>INFLATION</b>		<b>2.00%</b>			<b>2.0%</b>		<b>2.0%</b>		<b>2.0%</b>							
<b>PROJECTED COSTS</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	<b>NEW</b>	<b>SQ FT</b>	
<b>MAINTENANCE &amp; OPERATION:</b>																	
<b>PARK MAINTENANCE COST:</b>																	
Horticulture	51450	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Electricity	53150	-	1,918	-	5,000	2,178	4,895	5,384	6,692	6,826	6,826	6,826	6,826	6,826	6,826	6,826	
Water & Sewer	53200	54	10,908	-	-	6,141	25,282	27,052	33,624	34,297	34,297	34,297	34,297	34,297	34,297	34,297	
PID Management Fees (private)	62015	-	-	-	-	10,000	15,000	18,000	25,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	
PID Maintenance Oversight (private)	-	-	-	-	-	5,000	7,500	9,000	12,500	15,000	15,000	15,000	15,000	15,000	15,000	15,000	
Turf and Flower bed maintenance contract (Landscape Maint)	-	-	-	-	-	32,835	120,166	132,183	164,297	167,583	167,583	167,583	167,583	167,583	167,583	167,583	
Tree Care	-	-	-	-	-	2,625	2,888	3,176	3,464	3,752	3,752	3,752	3,752	3,752	3,752	3,752	
Hardscape repairs	68300	-	-	-	-	2,500	5,000	10,000	12,430	12,678	12,678	12,678	12,678	12,678	12,678	12,678	
Temporary/Contract Labor (Irrigation Repair)	67600	-	30,000	-	5,000	2,000	3,000	4,000	5,000	5,160	5,160	5,160	5,160	5,160	5,160	5,160	
<b>TOTAL MAINTENANCE</b>		<b>54</b>	<b>42,826</b>		<b>10,000</b>	<b>63,279</b>	<b>183,731</b>	<b>218,795</b>	<b>273,948</b>	<b>286,177</b>							
<b>ADMINISTRATION</b>																	
Postage	61200	67	100	-	80	102	104	106	108	110	110	110	110	110	110	110	
Advertising - Public Notices	61300	-	350	-	576	357	364	371	379	386	386	386	386	386	386	386	
Professional - Collection Contract	62000	-	735	-	736	750	750	1,713	2,047	1,819	1,819	1,819	1,819	1,819	1,819	1,819	
City Admin Fee	77450	28	788	-	788	788	15,000	20,000	23,427	20,816	20,816	20,816	20,816	20,816	20,816	20,816	
<b>TOTAL ADMINISTRATION</b>		<b>95</b>	<b>1,973</b>		<b>2,180</b>	<b>1,997</b>	<b>17,181</b>	<b>22,225</b>	<b>25,961</b>	<b>23,132</b>							
<b>TOTAL MAINTENANCE &amp; OPERATION</b>		<b>149</b>	<b>44,799</b>		<b>12,180</b>	<b>65,276</b>	<b>200,912</b>	<b>241,020</b>	<b>299,909</b>	<b>309,309</b>							
<b>Bond Proceeds</b>																	
Developer Reimbursements	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Debt Service Proposed Issues	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Fiscal Agent Fees	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Total Debt Service	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
<b>TOTAL EXPENDITURES</b>		<b>149</b>	<b>44,799</b>		<b>12,180</b>	<b>65,276</b>	<b>200,912</b>	<b>241,020</b>	<b>299,909</b>	<b>309,309</b>							
<b>ASSESSMENTS</b>																	
RESIDENTIAL	UNTS	UNTS	RATE	UNTS	RATE	UNTS	RATE	UNTS	RATE	UNTS	RATE	UNTS	RATE	UNTS	RATE	UNTS	RATE
CISD PROPERTY (EXEMPTED)	-	-	0.0600	1,225,942	0.0700	85,816	1,225,942	0.0700	85,816	1,225,942	0.0700	85,816	1,225,942	0.0700	85,816	1,225,942	0.0700
OTHER PROPERTY (≥43,560 SQ FT)	-	-	0.0000	-	0.0000	-	-	0.0000	-	-	0.0000	-	-	0.0000	-	-	0.0000
	-	-	0.0120	-	0.0120	-	-	0.0120	-	-	0.0120	-	-	0.0120	-	-	0.0120
<b>COLLECTION RATE</b>			<b>0.00%</b>		<b>0.00%</b>		<b>0.00%</b>		<b>100.00%</b>		<b>0.00%</b>		<b>100.00%</b>		<b>0.00%</b>		<b>100.00%</b>
<b>TOTAL COLLECTIONS</b>			<b>85,887</b>		<b>85,823</b>		<b>85,823</b>		<b>274,645</b>		<b>274,645</b>		<b>315,398</b>		<b>315,398</b>		<b>274,757</b>
<b>INTEREST INCOME</b>			<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>
<b>Prepaid by Developer</b>			<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>		<b>-</b>
<b>Increase/Decrease in Cash</b>			<b>85,737</b>		<b>41,024</b>		<b>73,643</b>		<b>33,625</b>		<b>(41,197)</b>		<b>(91,239)</b>		<b>91,499</b>		<b>91,499</b>
<b>ENDING FUND BALANCE</b>			<b>85,093</b>		<b>126,216</b>		<b>158,835</b>		<b>216,154</b>		<b>289,887</b>		<b>323,512</b>		<b>282,315</b>		<b>191,076</b>
<b>THREE MONTH OPERATING RESERVE</b>			<b>37</b>		<b>-</b>		<b>3,045</b>		<b>16,319</b>		<b>50,228</b>		<b>60,255</b>		<b>89,149</b>		<b>91,499</b>
<b>SURPLUS</b>			<b>86,056</b>		<b>126,216</b>		<b>155,790</b>		<b>199,835</b>		<b>239,659</b>		<b>263,257</b>		<b>193,166</b>		<b>99,577</b>

Phase 4 Online



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8011

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Point West Public Improvement District (PID). The Point West PID is generally located at the northwest corner of Amarillo Boulevard West and Research Street. This ordinance is recommended for approval by a unanimous vote of the Point West Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Point West Public Improvement District (PID), which is allocated based on the percentage of total square footage owned within the PID, must be approved on an annual basis. The Point West PID Advisory Board met on June 23, 2022 to review the proposed FY 2022/23 budget and service plan. The Point West PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$54,242. The Board believes that last year’s assessment rate is adequate and recommends no assessment increase for the 2022/23 budget and service plan. As mentioned above, the current assessment level remains adequate for all expenses and operating reserve and totals \$52,000.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Point West PID. Attached is the Point West Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget (and 5-year service plan) discussed above is recommended for approval by Development Services staff.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Point West PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8011

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE POINT WEST PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Point West Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property;

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Point West Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., signs), and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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Bryan McWilliams, City Attorney

**EXHIBIT**

Point West Public Improvement District

Fiscal Year 2022-2023

A. The boundaries of the Point West Public Improvement District are as follows:  
A 165.66-acre tract, a 4.20-acre tract, and a 1.81-acre tract of land, all being situated in Section 43, Block 9, BS&F Survey, Potter County, Texas.

B. The total estimated costs for maintenance, operation, and administrative fees proposed for the Point West Public Improvement District is \$54,242. Such cost will be apportioned over the development as follows:

Cost of Maintenance and Operation .....	\$ 52,326
Administration Expense .....	\$ 1,916
Total .....	\$ 54,242

C. This year’s assessment will total \$52,000. The method of assessment is to divide the total maintenance, operational, and administrative costs, as well as maintenance reserves based on percentage of total square footage of property owned within the PID boundary.

- D. The method of payment of the assessment shall be as follows:
1. These assessments are due and payable October 1, 2022.
  2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney’s fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
  3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
  4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.

E. The assessment roll per parcel has been properly filed with the City Secretary’s office and is approved for fiscal year 2022-2023.

POINT WEST PUBLIC IMPROVEMENT DISTRICT (27510)  
 FIVE YEAR IMPROVEMENT PLAN  
 FISCAL YEARS: ACTUAL 2020/21 AND ESTIMATED 2021/22 TO 2026/27

Approved  
6/23/2022

		Actual 2020/21	Budget 2021/22	Revised 2021/22	Proposed 2022/23	Estimated 2023/24	Estimated 2024/25	Estimated 2025/26	Estimated 2026/27
<b>BEGINNING FUND BALANCE</b>		232,314	259,061	259,061	291,931	289,689	286,362	281,928	276,366
<b>PROJECTED COSTS</b>									
	Inflation			2%					
<b>MAINTENANCE &amp; OPERATION:</b>									
<b>PARK MAINTENANCE COST</b>									
Botany & Agriculture	51450		-	-	-	-	-	-	-
Water & Sewer	53200	3,849	12,000	6,000	12,240	12,485	12,734	12,989	13,249
Contract/Temporary Labor	67600	8,475	10,220	5,000	10,424	10,633	10,846	11,062	11,284
Repair & Maintenance of Improvements	68300	625	2,080	1,000	2,122	2,164	2,207	2,251	2,296
Other Improvements	68312	8,205	27,000	5,000	27,540	28,091	28,653	29,226	29,810
<b>TOTAL MAINTENANCE</b>		21,154	51,300	17,000	52,326	53,373	54,440	55,529	56,639
<b>ADMINISTRATION</b>									
Postage	61200	18	16	16	16	17	17	17	18
Advertising - Public Notices	61300	-	396	618	404	412	420	429	437
City Admin Fee	77450	4,095	1,496	1,496	1,496	1,526	1,556	1,588	1,619
<b>TOTAL MAINTENANCE &amp; OPERATION</b>		25,267	53,208	19,130	54,242	55,327	56,434	57,562	58,714
<b>ASSESSMENTS</b>		52,014	52,000	52,000	52,000	52,000	52,000	52,000	52,000
<b>COLLECTION RATE</b>		100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%
<b>TOTAL COLLECTIONS</b>	30310	52,014	52,000	52,000	52,000	52,000	52,000	52,000	52,000
<b>ENDING FUND BALANCE</b>		259,061	257,853	291,931	289,689	286,362	281,928	276,366	269,652
<i>Three Month Operating Reserve</i>		6,317	13,302	4,783	13,561	13,832	14,108	14,391	14,678
<i>Surplus</i>		252,744	244,551	287,149	276,128	272,530	267,820	261,975	254,974



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8012

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Quail Creek Public Improvement District (PID). The Quail Creek PID is generally located at the intersection of Clear Meadow Circle and Plum Creek Drive. This ordinance is recommended for approval by a unanimous vote of the Quail Creek Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Quail Creek Public Improvement District (PID), determined by a flat value per lot, must be approved on an annual basis. The Quail Creek PID Advisory Board met June 21, 2022 to review the proposed FY 2022/23 budget and service plan. The Quail Creek PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$11,474. The Board recommends keeping property owner assessment rates at \$350 per lot. This will result in assessments totaling \$10,150. This decision was made in order to continue to cover all operating costs as well as build up their operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Quail Creek PID. Attached is the Quail Creek Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget (and 5-year service plan) discussed above have been reviewed and unanimously recommended for approval by the Quail Creek PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Quail Creek PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8012

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE QUAIL CREEK PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Quail Creek Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, the City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property;

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Quail Creek Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., common area sidewalks, brick dumpster enclosures, street lights) and non-manmade, living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law, and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

IINTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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Bryan McWilliams, City Attorney

**EXHIBIT A**

Quail Creek Public Improvement District  
Fiscal Year 2022-2023

A. The boundaries of the Quail Creek Public Improvement District are as follows:

All that portion of property containing a total area of 20,072 square feet and designated as Common Area 1, Common Area 2, and Common Area 3 as shown on the subdivision plat Quail Creek Addition, Unit No. 25, an addition to the City of Amarillo and being located in Section 25, Block 9, B.S. & F. Survey, Potter County, Texas, as described in the instrument of record in Volume 3695, Page 43 of the Official Public Records of Potter County, Texas.

B. The total estimated costs for maintenance, operation, and administrative fees proposed for the Quail Creek Public Improvement District is \$11,474. Such cost will be apportioned over the development as follows:

Cost of Maintenance and Operation .....	\$9,880
Administration Expense.....	\$1,594
Total .....	\$11,474

C. The method of assessment is to divide the total maintenance, operational, and administrative costs, as well as maintenance reserves equally among the 29 platted lots. This year's assessment will total \$10,150 (\$350 per lot).

D. The method of payment of the assessment shall be as follows:

1. These assessments are due and payable October 1, 2022.
2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney's fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.

E. The assessment roll per parcel has been properly filed with the City Secretary's office and is approved for fiscal year 2022-2023.

QUAIL CREEK PUBLIC IMPROVEMENT DISTRICT (27610)  
 FIVE YEAR IMPROVEMENT PLAN  
 FISCAL YEARS: ACTUAL 2020/21 AND ESTIMATED 2021/22 TO 2026/27

Approved  
 6/21/2022

		Actual 2020/21	Budget 2021/22	Revised 2021/22	Proposed 2022/23	Estimated 2023/24	Estimated 2024/25	Estimated 2025/26	Estimated 2026/27
BEGINNING FUND BALANCE		7,685	12,137	12,137	12,403	11,079	9,525	7,737	5,710
PROJECTED COSTS									
MAINTENANCE & OPERATION:	2.00%								
PARK MAINTENANCE COST									
Electricity	53150	165	213	223	250	255	260	265	271
Water & Sewer	53200	1,894	5,330	4,250	5,330	5,437	5,545	5,656	5,769
Contract/Temporary Labor	67600	2,396	3,000	3,024	3,300	3,366	3,433	3,502	3,572
Repair & Maintenance of Improvements	68300	-	1,000	800	1,000	1,020	1,040	1,061	1,082
Repair & Maintenance - Irrigation	68400	150	-	-	-	-	-	-	-
TOTAL MAINTENANCE		4,605	9,543	8,297	9,880	10,078	10,279	10,485	10,694
ADMINISTRATION									
Postage	61200	19	17	25	20	20	21	21	22
Advertising - Public Notices	61300	-	352	618	630	643	656	669	682
City Admin Fee	77450	723	944	944	944	963	982	1,002	1,022
Loss on Bad Debt	78230	350	-	350	-	-	-	-	-
TOTAL MAINTENANCE & OPERATION		5,698	10,856	10,234	11,474	11,704	11,938	12,177	12,420
ASSESSMENTS	LOTS 29	\$350 10,150	\$350 10,150	\$350 10,500	\$350 10,150	\$350 10,150	\$350 10,150	\$350 10,150	\$350 10,150
COLLECTION RATE		100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%
TOTAL COLLECTIONS	30310	10,150	10,150	10,500	10,150	10,150	10,150	10,150	10,150
INTEREST INCOME	0.00%	-	-	-	-	-	-	-	-
ENDING FUND BALANCE		12,137	11,431	12,403	11,079	9,525	7,737	5,710	3,440
THREE MONTH OPERATING RESERVE		1,424	2,714	2,559	2,869	2,926	2,984	3,044	3,105
SURPLUS		10,713	8,717	9,845	8,210	6,599	4,753	2,666	335

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8013

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Town Square Public Improvement District (PID). The Town Square PID is generally located in the northeast corner of Helium and Hillside Roads. This ordinance is recommended for approval by a unanimous vote of the Town Square Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Town Square Public Improvement District (PID), determined by multiplying a cost value per square foot of lot area, must be approved on an annual basis. The Town Square PID Advisory Board met June 6, 2022 to review the proposed FY 2022/23 budget and service plan. The Town Square PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$159,188. The Board recommends property owner assessment rates remain at \$0.1111 per square foot. This will result in assessments totaling \$166,050. This decision was made in order to cover all operating costs as well as build up an operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Town Square PID. Attached is the Town Square Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget (and 5-year service plan) discussed above have been reviewed and unanimously recommended for approval by the Town Square PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Town Square PID boundary regarding this item. At this time of writing, Development Services staff has not received any negative comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8013

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE TOWN SQUARE PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Town Square Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property; and

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District;

WHEREAS, the Town Square Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls, street lights) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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

ATTEST:

\_\_\_\_\_  
Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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

**EXHIBIT**

Town Square Public Improvement District  
Fiscal Year 2022-2023

- A. The boundaries of the Town Square Public Improvement District are as follows:
  - A 409.29 acre tract and a 19.38 acre tract of land being situated in Section 63, Block 9, BS&F Survey, Randall County, Texas.
  
- B. The total estimated costs for maintenance, operation, and debt service payments proposed for the Town Square Public Improvement District is \$159,188. Such cost will be apportioned over the development as follows:

Cost of Maintenance.....	\$ 157,420
Administration Expense.....	\$ 1,768
Total .....	\$ 159,188
  
- C. This year’s assessment will total \$ 166,050. The method of assessment will be to divide the total maintenance, operational, administrative and debt service costs, as well as, maintenance reserves as follows:
  - 1. Residential Property: Residential property will be assessed an amount equal to \$0.1111 multiplied by the total square footage of the lot.
  - 2. Commercial Property: Commercial property will be assessed an amount equal to \$0.1111 multiplied by the total square footage of the lot.
  
- D. The method of payment of the assessment shall be as follows:
  - 1. These assessments are due and payable October 1, 2022.
  - 2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney’s fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
  - 3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
  - 4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.
  
- E. The assessment roll per parcel has been properly filed with the City Secretary’s office and is approved for fiscal year 2022-2023.

TOWN SQUARE PUBLIC IMPROVEMENT DISTRICT (27900)  
 FIVE YEAR IMPROVEMENT PLAN  
 FISCAL YEARS: ACTUAL 2020/21 AND ESTIMATED 2021/22 TO 2026/27

Approved  
6/6/2022

	Actual 2020/21		Budget 2021/22		Revised 2021/22		Proposed 2022/23		Estimated 2023/24		Estimated 2024/25		Estimated 2025/26		Estimated 2026/27									
	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL	NEW	SQ FT TOTAL								
<b>BEGINNING FUND BALANCE</b>		561,032		730,633		730,633		830,775		437,636		415,498		389,479		359,620								
						2.00%		0.00%		2.00%		2.00%		2.00%		2.00%								
<b>PROJECTED COSTS</b>																								
<b>MAINTENANCE &amp; OPERATION:</b>																								
<b>PARK MAINTENANCE COST:</b>	154,066	183,677	0.0034	-	183,677	0.4872	-	183,677	0.1296	143,040	326,717	0.4872	52,762	379,479	0.4962	-	379,479	0.5061	-	379,479	0.5163	-	379,479	0.5266
Electricity	53150	-	-	-	5,000	2,500	-	5,000	2,500	8,894	10,537	10,747	10,537	10,747	10,962	-	10,537	10,747	10,962	-	10,537	10,747	11,182	
Water & Sewer	83200	-	-	-	46,000	10,000	-	46,000	10,000	81,823	96,937	98,876	96,937	98,876	100,854	-	96,937	98,876	100,854	-	96,937	98,876	102,871	
Contract/Temporary Labor	67600	-	-	-	22,000	5,000	-	22,000	5,000	39,133	46,361	47,289	46,361	47,289	48,234	-	46,361	47,289	48,234	-	46,361	47,289	49,199	
Repair & Maint of Improvements	68300	-	-	-	15,500	5,000	-	15,500	5,000	27,571	32,664	33,317	32,664	33,317	33,983	-	32,664	33,317	33,983	-	32,664	33,317	34,663	
<b>TOTAL MAINTENANCE</b>					88,500	22,500		88,500	22,500	157,420	186,499	190,229	186,499	190,229	194,034		186,499	190,229	194,034		186,499	190,229	197,914	
<b>ADMINISTRATION</b>																								
Postage	61200	-	42	-	35	45	-	35	45	62	64	64	62	64	66	-	62	64	66	-	62	64	67	
Advertising - Public Notices	61300	-	-	-	347	640	-	347	640	617	630	642	617	630	655	-	617	630	655	-	617	630	668	
Collection Contract	62000	-	504	-	520	520	-	504	520	925	943	962	925	943	962	-	925	943	962	-	925	943	1,001	
City Admin Fee	77450	-	73	-	92	92	-	73	92	164	167	170	164	167	174	-	164	167	174	-	164	167	177	
<b>TOTAL MAINTENANCE &amp; OPERATION</b>			619		89,494	23,797		89,494	23,797	159,188	188,302	192,068	159,188	188,302	192,068		159,188	188,302	192,068		159,188	188,302	199,828	
Developer Reimbursement										400,000														
<b>ASSESSMENTS</b>																								
<b>RESIDENTIAL</b>	UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE		UNITS	RATE	
RESIDENTIAL	516,803	0.1111	57,417	516,803	0.1111	57,417	516,803	0.1111	57,417	516,803	0.1111	57,417	516,803	0.1111	57,417	516,803	0.1111	57,417	516,803	0.1111	57,417	516,803	0.1111	57,417
<b>COMMERCIAL</b>	978,827	0.1111	108,748	978,827	0.1111	108,748	977,800	0.1111	108,634	977,800	0.1111	108,634	977,800	0.1111	108,634	977,800	0.1111	108,634	977,800	0.1111	108,634	977,800	0.1111	108,634
<b>COLLECTION RATE</b>			102.44%			100.00%			100.00%			100.00%			100.00%			100.00%			100.00%			100.00%
<b>TOTAL COLLECTIONS</b>	30100		170,220		166,164	123,939		166,050	166,164	166,050	166,164	166,050	166,050	166,164	166,050		166,050	166,164	166,050		166,050	166,164	166,050	
<b>INTEREST INCOME</b>	0.00%		-		-	-		-	-	-	-	-	-	-	-		-	-	-		-	-	-	
<b>Increase/Decrease in Cash</b>			169,601		76,670	100,142		(393,138)	100,142	(22,138)	(26,019)	(26,019)	(22,138)	(26,019)	(29,860)		(26,019)	(29,860)	(29,860)		(26,019)	(29,860)	(33,778)	
<b>ENDING FUND BALANCE</b>		730,633		807,303		830,775		437,636		415,498		389,479		359,620		325,841		389,479		359,620		325,841		
<b>THREE MONTH OPERATING RESERVE</b>		155		22,374		5,949		39,797		47,076		48,017		48,977		49,957		48,017		48,977		49,957		
<b>SURPLUS</b>		730,478		784,929		824,825		397,839		368,422		341,462		310,642		275,884		341,462		310,642		275,884		

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8014

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Tutbury Public Improvement District (PID). The Tutbury PID is generally located at the intersection of Tutbury Court and Van Winkle Drive. This ordinance is recommended for approval by a unanimous vote of the Tutbury Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Tutbury Public Improvement District (PID), determined by a flat value per lot, must be approved on an annual basis. The Tutbury PID Advisory Board met August 9, 2022 to review the proposed FY 2022/23 budget and service plan. The Tutbury PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$31,659. The Board recommends keeping property owner assessment rates at \$679 per lot. This will result in assessments totaling \$16,296. This decision was made in order to continue to cover all operating costs as well as build up their operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Tutbury PID. Attached are the Tutbury Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget and 5-year service plan discussed above have been reviewed and unanimously recommended for approval by the Tutbury PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Tutbury PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8014

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE TUTBURY PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within the Tutbury Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, The City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property;

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Tutbury Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls, street lights) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan, as amended.

SECTION 3: The City of Amarillo will continue to be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan as amended, unless otherwise requested by the Board or its designee not to pay a proposed invoice.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs for improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost for the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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Bryan McWilliams, City Attorney

**EXHIBIT**

Tutbury Public Improvement District

Budget: Fiscal Year 2022-2023

A. The boundaries of the Tutbury Public Improvement District are as follows:

A 5.27-acre tract of land out of a 196.075 acre tract of land according to that certain Correction Warranty Deed recorded in Volume 1596, Page 135, of the Deed Records of Randall County, Texas, situated in the northeast portion of Section 40, Block 9, BS&F Survey, Randall County, Texas.

B. The total estimated costs for maintenance, operation, and administrative fees proposed for the Tutbury Public Improvement District is \$ 31,659. Such cost will be apportioned over the development as follows:

Cost of Maintenance and Operation .....	\$30,234
Administration Expense .....	\$1,425
Total .....	\$31,659

C. The method of assessment is to divide the total maintenance, operational, and administrative costs, as well as maintenance reserves equally among the 24 platted lots. This year's assessment will total \$16,296 (\$679 per lot).

D. The method of payment of the assessment shall be as follows:

1. These assessments are due and payable October 1, 2022.
2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney's fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.

E. The assessment roll per parcel has been properly filed with the City Secretary's office and is approved for fiscal year 2022-2023.

TUTBURY PUBLIC IMPROVEMENT DISTRICT (27400)  
 FIVE YEAR IMPROVEMENT PLAN  
 FISCAL YEARS: ACTUAL 2019/20 AND ESTIMATED 2020/21 TO 2025/26

				Actual 2020/21	Revised 2021/22	Proposed 2022/23	Estimated 2023/24	Estimated 2024/25	Estimated 2025/26	Estimated 2026/27
<b>BEGINNING FUND BALANCE</b>				40,794	40,794	40,771	25,408	24,546	23,304	21,675
					Inflation	2.00%				
<b>PROJECTED COSTS</b>										
<b>MAINTENANCE &amp; OPERATION:</b>										
Electricity	53150			242	265	549	560	571	583	594
Water & Sewer	53200			2,620	2,959	4,185	4,269	4,354	4,441	4,530
Landscape Contractor-Annual Fee	67600			6,507	8,570	9,000	9,180	9,364	9,551	9,742
Repair & Maintenance - Improvements	68300			2,430	2,329	15,500	2,500	2,550	2,601	2,653
Repair & Maintenance - Irrigation	68400			349	550	1,000	1,020	1,040	1,061	1,082
<b>TOTAL MAINTENANCE</b>				12,148	14,672	30,234	17,529	17,879	18,237	18,602
<b>ADMINISTRATION</b>										
Postage	61200			19	19	15	15	16	16	16
Advertising - Public Notices	61300			-	618	352	359	366	374	381
Professional - Collection Contract	62000			240	192	240	245	250	255	260
City Admin Fee	77450			818	818	818	834	851	868	885
<b>TOTAL MAINTENANCE &amp; OPERATION</b>				13,225	16,319	31,659	18,982	19,362	19,749	20,144
<b>ASSESSMENTS</b>	<b>LOTS</b>	<b>24</b>	<b>\$ 679</b>	16,296	\$ 679 16,296	\$ 679 16,296	\$ 755 18,120	\$ 755 18,120	\$ 755 18,120	\$ 755 18,120
<b>COLLECTION RATE</b>				100.00%	100.00%	100.00%	100.00%	100.00%	100.00%	100.00%
<b>TOTAL COLLECTIONS</b>	<b>30311</b>			16,296	16,296	16,296	18,120	18,120	18,120	18,120
<b>INTEREST INCOME</b>	<b>0.00%</b>	<b>37110</b>		-	-	-	-	-	-	-
<b>Increase/Decrease in Cash</b>				3,071	(23)	(15,363)	(862)	(1,242)	(1,629)	(2,024)
<b>ENDING FUND BALANCE</b>				43,865	40,771	25,408	24,546	23,304	21,675	19,651
<b>THREE MONTH OPERATING RESERVE</b>				3,306	4,080	7,915	4,746	4,840	4,937	5,036
<b>SURPLUS</b>				40,559	36,691	17,493	19,800	18,463	16,737	14,615



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Economic Development & Redevelopment
<b>Department</b>	Development Services		
<b>Contact</b>	Justin Oppel, Development Customer Service Coordinator		

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8015

This is the second and final reading of an ordinance adopting the 2022/2023 budget and five (5) year service plan, along with establishing and levying an annual property assessment for the Vineyards Public Improvement District (PID). The Vineyards PID is generally located at the northwest corner of West Hastings Avenue and Broadway Drive. This ordinance is recommended for approval by a unanimous vote of the Vineyards Public Improvement District Advisory Board.

**Agenda Item Summary**

An assessment against each parcel of property in the Vineyards Public Improvement District (PID), determined by a flat value per lot, must be approved on an annual basis. The Vineyards PID Advisory Board met June 24, 2022 to review the proposed FY 2022/23 budget and service plan. The Vineyards PID budget projects total maintenance and operation expenses for FY 2022/23 to be \$10,567. The Board recommends keeping property owner assessment rates at \$50 per lot. This will result in assessments totaling \$15,000. This decision was made in order to continue to cover all operating costs as well as build up their operating reserve.

A service plan covering a period of at least five years must also be reviewed and approved. This plan defines the annual indebtedness and projected costs for improvements as well as maintenance of improvements within the Vineyards PID. Attached is the Vineyards Public Improvement District Fiscal Year 2022/23 budget, service plan, and associated ordinance and exhibit.

**Requested Action**

The PID budget (and 5-year service plan) discussed above have been reviewed and unanimously recommended for approval by the Vineyards PID Advisory Board.

**Funding Summary**

Budget and 5-year service plan attached.

**Community Engagement Summary**

Newspaper and property owner notices have been sent to property owners within the Vineyards PID boundary regarding this item. At this time of writing, Development Services staff has not received any comments regarding this request.

**Staff Recommendation**

Legal, Accounting, and Development Services Staff have reviewed the associated instruments and recommend approval as submitted.

ORDINANCE NO. 8015

AN ORDINANCE LEVYING AN ASSESSMENT ON PROPERTY WITHIN THE VINEYARDS PUBLIC IMPROVEMENT DISTRICT AS AUTHORIZED BY CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE FOR FISCAL YEAR 2022-2023; ADOPTING A BUDGET FOR FISCAL YEAR 2022-2023 AND FIVE-YEAR SERVICE PLAN; DESCRIBING THE AREA WITHIN THE PUBLIC IMPROVEMENT DISTRICT; OBLIGATING THE AREA TO PAY THE COSTS ASSOCIATED WITH THE PUBLIC IMPROVEMENT DISTRICT; ESTABLISHING AN ESTIMATE OF THE TOTAL COST OF PROVIDING SPECIAL SERVICES WITHIN THE DISTRICT; SPECIFYING THE METHOD OF PAYMENT OF THE ASSESSMENT; ESTABLISHING THAT ASSESSMENTS MAY BE PAID IN PERIODIC INSTALLMENTS AND OBLIGATING PERSONS PURCHASING PROPERTY WITHIN THE PUBLIC IMPROVEMENT DISTRICT TO PARTICIPATE IN THE PAYMENT OF ASSESSMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE.

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WHEREAS, a public hearing was held as required by law where all interested persons were provided with an opportunity to be heard on assessments on property within The Vineyards Public Improvement District; and

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and

WHEREAS, the attached exhibit describes property that lies within the Public Improvement District; and

WHEREAS, the attached exhibit describes the method of payment of assessment and assessment amounts; and

WHEREAS, the City of Amarillo is required by law to levy the assessment by ordinance as a special assessment on the property; and

WHEREAS, the City of Amarillo and property owners within the District's boundaries share the goal to be as efficient and cost effective as possible regarding the maintenance and operation of the District; and

WHEREAS, the Vineyards Public Improvement District Advisory Board (the Board), through direction given by property owners within the District, recommends that the Board be given the authority and responsibility to contract with private businesses for maintenance of manmade hardscape (i.e., fences/walls) and non-manmade living improvements (i.e., plants) within the District;

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

SECTION 1: The tract of land described by the attached exhibit has been established as the above-named Public Improvement District.

SECTION 2: The City of Amarillo hereby grants the Board authority to approve, by a majority vote, the contracting of maintenance of manmade hardscape and non-manmade/living improvements with private businesses in accordance with the Budget and Five-year Service Plan.

SECTION 3: The City of Amarillo will be the administrator of assessments and pay invoices for services rendered in accordance with the Budget and Five-year Plan, unless otherwise requested by the Board or its designee.

SECTION 4: A Budget for the fiscal year of 2022-2023 and Five-year Service Plan that defines the annual indebtedness and the projected costs of improvements and maintenance thereof is attached. The Service Plan is subject to annual review and approval as is contemplated by law and is hereby approved.

SECTION 5: The total estimated cost of the maintenance and operation of improvements proposed in the Public Improvement District is described on the attached exhibit and is hereby approved.

SECTION 6: The assessment roll for each parcel, method of assessment and amount of assessment for the 2022-2023 fiscal year is described on the attached exhibit and is hereby approved.

SECTION 7: The method of payment of the assessment is described on the attached exhibit and is hereby approved.

SECTION 8: The Amarillo City Council may make supplemental assessments, reassessments, or new assessments of property within the Public Improvement District in compliance with the laws of the State of Texas after a notice and hearing.

SECTION 9: The special improvement district fund for the Public Improvement District shall be held in the municipal treasury and accounted for in the audit of the City of Amarillo.

SECTION 10: In the event the Public Improvement District is ever terminated, a homeowner's association will have the authority and responsibility of continuing the services of the Public Improvement District. The extent to which such services will be continued will be discretionary with the association as determined by its by-laws. The association will be required to remove or repair, at its expense, any improvements that fall into such a state of disrepair as to create a hazard to the public safety as determined by the City of Amarillo.

SECTION 11: If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 12: If any part, provision, or clause of this Ordinance conflicts with any other ordinance or resolution, then such other ordinance or resolution is hereby repealed to the extent of such conflict with this Ordinance.

SECTION 13: This Ordinance shall become effective upon its second and final reading.

SECTION 14: This Ordinance shall not be codified but shall be kept on file in the City Secretary's office so long as it is administratively valuable.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading on this 13th day of September, 2022; and PASSED on Second and Final Reading on this 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM

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Bryan McWilliams, City Attorney

**EXHIBIT**

The Vineyards Public Improvement District  
Fiscal Year 2022-2023

A. The boundaries of The Vineyards Public Improvement District are as follows:  
A 145.446 acre tract of land and a 8.622 acre tract of land all in  
Section 191, Block 2, AB&M Survey, Potter County, Texas.

B. The total estimated costs for maintenance, operation, and administrative fees proposed for the Vineyards Public Improvement District is \$ \$10,567. Such costs will be apportioned over the development as follows:

Cost of Maintenance and Operation.....	\$ 9,356
Administrative Expense.....	\$1,211
Total.....	\$10,567

C. The method of assessment is to divide the total maintenance, operational, and administrative costs, as well as maintenance reserves equally among the 300 platted lots. This year’s assessment will total \$15,000 (\$50 per lot).

- D. The method of payment of the assessment shall be as follows:
1. These assessments are due and payable October 1, 2022.
  2. These assessments become delinquent if not paid prior to February 1, 2023 and will accrue interest, penalties and attorney’s fees in the same manner as delinquent ad valorem taxes pursuant to Section 372.018(f) of the Local Government Code.
  3. These assessments are subject to suit immediately upon becoming delinquent as defined above.
  4. Property owners can pay their assessment using any method allowed by the Property Tax Code for the payment of property taxes except the half payment option.

E. The assessment roll per parcel has been properly filed with the City Secretary’s office and is approved for fiscal year 2022-2023.



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27,2022	<b>Council Priority</b>	Public Health and Safety
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<b>Department</b>	Animal Management & Welfare	<b>Contact Person</b>	Victoria Medley
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**Agenda Caption**

ORDINANCE NO. 8016 – AMENDING PORTIONS OF THE AMARILLO MUNICIPAL CODE RELATED TO ANIMAL MANAGEMENT AND WELFARE (AMW)  
(Victoria Medley, Director of AMW)

Amendment of Amarillo Municipal Code, Chapter 8-2, Articles I, III and V. Sections 8-2-1, 8-2-4, 8-2-12, 8-2-55 and 8-2-81 and Chapter 2-6, Article II, Section 2-6-27.

**Agenda Item Summary**

This ordinance specifically amends Chapter 8-2 of the Amarillo Municipal Code which provides for and describes local requirements for the custody and control of animals within the city limits. These amendments reflect the city’s need to expand rescue, foster and trap, neuter, release (TNR) partnerships. The Amarillo-Panhandle Humane Society (“APHS”) has historically been located at the AMW shelter. Beginning October 1, 2022, APHS will begin operating from a location outside of the AMW shelter. The proposed amendments reflect the change in services that were provided by the Amarillo-Panhandle Humane Society while located at the AMW shelter.

**Requested Action**

Approve as presented

**Funding Summary**

N/A

**Community Engagement Summary**

N/A

**Staff Recommendation**

Staff recommends approval as presented

ORDINANCE NO. 8016

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE AMARILLO MUNICIPAL CODE, CHAPTER 8-2, ARTICLES I, III, AND V, SECTIONS 8-2-1, 8-2-4, 8-2-12, 8-2-55, AND 8-2-81, AND CHAPTER 2-6, ARTICLE II, SECTION 2-6-27, TO REFLECT THE CITY'S EXPANDED RESCUE, FOSTER, AND TNR PARTNERSHIPS; PROVIDING FOR: SEVERABILITY, REPEALER, CONTINUATION OF PRIOR LAW, AND EFFECTIVE DATE.

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WHEREAS, the City of Amarillo's Animal Management and Welfare is expanding its rescue, foster, and trap-neuter-return partnerships with animal welfare organizations and groups; and

WHEREAS, the City desires to update its ordinances to reflect this expansion;

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

**SECTION 1.** The Amarillo Municipal Code, Chapter 8-2, Article I, Section 8-2-12 be and hereby is repealed and reserved as follows:

**Sec. 8-2-12. – Reserved.**

**SECTION 2.** The Amarillo Municipal Code, Chapter 2-6, Article II, Section 2-6-27 be and hereby as amended to now read as follows:

**Sec. 2-6-27. - Members.**

This Board shall consist of five (5) members, including one (1) faculty member from the Texas Tech University School of Veterinary Medicine. ~~two (2) of whom may be recommended by the Amarillo Panhandle Humane Society.~~

**SECTION 3.** The Amarillo Municipal Code, Chapter 8-2, Article I, Section 8-2-1 be and hereby is amended in part to now read as follows:

\*\*\*

*Community Cat Colony:* Means a group of Community Cats that live together in one (1) territory and are managed by ~~the Amarillo Panhandle Humane Society~~ a community organization authorized by the Director.

\*\*\*

~~*Society:* Means the Amarillo Panhandle Humane Society.~~

\*\*\*

*Trap, Neuter, and Return (TNR) Program:* Means a program approved by the Director or designee of ~~the Amarillo Panhandle Humane Society~~ a community organization approved by the Director which community Cats are captured,

evaluated, vaccinated for Rabies, neutered, micro-chipped, ear tipped, and returned to the trap location in order to encourage the stabilization of the free-roaming cat population in the city.

\*\*\*

**SECTION 4.** The Amarillo Municipal Code, Chapter 8-2, Article I, Section 8-2-4 be and hereby is amended in part to now read as follows:

**Sec. 8-2-4. – Fees.**

(a) [NO TEXT CHANGE]

~~(b) —Humane society kenneling fees. For kenneling of any Animal pursuant to section 8-2-55(a)(3) the society shall pay to the City the per animal per day fees required by contract with the City for this service.~~

~~(e)~~ (b) [NO TEXT CHANGE]

~~(d)~~ (c) [NO TEXT CHANGE]

**SECTION 5.** The Amarillo Municipal Code, Chapter 8-2, Article III, Section 8-2-55 be and hereby is amended in part to now read as follows:

**Sec. 8-2-55. - Disposition of unclaimed or unredeemed Animals.**

(a) After any impounded Animal that has become the property of the City pursuant to Section 8-2-15 and has remained unclaimed or unredeemed, the department shall have the following powers:

(1)-(2) [NO TEXT CHANGE]

(3) ~~Transfer to Animal Foster or Rescue PartnerHumane Society.~~ The Animal Management & Welfare Department may transfer any impounded Animal that is unclaimed or unredeemed to an animal foster or rescue partner ~~the Amarillo Panhandle Humane Society~~ for the purposes of temporary foster care or rescue transport. ~~In the event of transfer of ownership for purposes of temporary foster care or rescue transport, the Amarillo Panhandle Humane Society shall pay to the Animal Management & Welfare Department the required kenneling fees set forth in this section 8-2-4(b).~~ Except as otherwise required by law, personal identifying information of a person who adopts or fosters an animal or a rescue organization that takes custody of an animal shall remain confidential.

(b) Surrendered, sick, unweaned or injured Animals.

- (1) [NO TEXT CHANGE]
- (2) Animals surrendered for adoption may only be destroyed upon order of the Director of Animal Management & Welfare, or his designee; ~~after taking into consideration the recommendation of the Humane Society representative, if reasonably available.~~

**SECTION 6.** The Amarillo Municipal Code, Chapter 8-2, Article V, Section 8-2-81 be and hereby is amended in part to now read as follows:

**Sec. 8-2-81. - Community cat colonies.**

- (a) [NO TEXT CHANGE]
- (b) It shall be the duty of any community organization approved by the Director ~~the Amarillo-Panhandle Humane Society~~ to:
  - (1)-(2) [NO TEXT CHANGE]
  - (3) Maintain records provided by Community Cat Colony Caretakers on the size and location of the colonies as well as the vaccination, and neutered records of cats in the ~~Society's~~ colonies.
  - (4)-(7) [NO TEXT CHANGE]
  - (8) Provide to the Department access to records pertaining to the location, by address, of Community Cat Colonies where Community Cat Colony Caretakers have regularly failed to comply with this Ordinance or where the approved organization ~~Amarillo Humane Society~~ has been unable to resolve a nuisance behavior situation.
- (c) Community Cat Colony Caretaker Responsibilities. In order to be an approved managed Community Cat Colony Caretaker, said Caretakers shall be responsible for the following:
  - (1) Registering the colony with the approved organization ~~Society~~.
  - (2)-(4) [NO TEXT CHANGE]
  - (5) Providing the approved organization ~~Society~~ descriptions of each cat in the colony and copies of documents demonstrating that the cats have been vaccinated, and neutered.
  - (6)-(11) [NO TEXT CHANGE]
- (d) Withdrawal of Community Cat Colony Caretaker. In the event that a Community Cat Colony Caretaker is unable or unwilling to continue in that role, he or she shall notify the approved organization ~~Society~~. In the event the

approved organization Society is unable or unwilling to continue to perform its role, it shall so advise the Department.

(e) Removal of Community Cat Colony cats.

(1) [NO TEXT CHANGE]

(2) The Department, when in possession of a cat whose ear has been tipped indicating that it belongs to a Community Cat Colony, shall take reasonable steps to notify the approved organization Society of the description and sex of the cat, and if available, the address or location where the cat was trapped. The approved organization Society shall take all appropriate and available steps to identify the Community Cat Colony Caretaker of this cat

(3) [NO TEXT CHANGE]

**SECTION 7.** 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 8.** Repealer. Subject to the provision in Section 9 (Continuation of Prior Law), all ordinances and resolutions, or parts thereof, in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

**SECTION 9.** Continuation of prior law. Nothing in this ordinance or any code hereby adopted shall be construed so as to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause of action acquired existing, under any act or ordinance hereby repealed by this ordinance; nor shall any just, vested, or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

**SECTION 10.** Effective Date. This ordinance shall be effective from and after its date of final passage.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading this the 13th day of September, 2022; and PASSED on Second and Final Reading the 27th day of September, 2022.

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Ginger Nelson, Mayor

ATTEST:

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Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

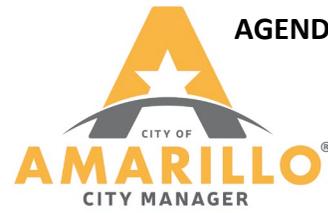
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Bryan S. McWilliams, City Attorney

DRAFT

# Amarillo City Council

## Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Public Safety; Civic Pride
<b>Department</b>	Community Development		
<b>Contact</b>	Jason Riddlespurger, Director		

### Agenda Caption

CONSIDERATION OF RESOLUTION NO. 09-27-22-1

This item considers a resolution authorizing the submission of an application for funding through the 2022 Annual Emergency Solutions Grant (ESG) to the Office of the Texas Department of Housing and Community Affairs (“TDHCA”) and designating the City Manager or his designee to act as the City’s authorized official in all matters pertaining to City’s participation in such grant program

### Agenda Item Summary

The Emergency Solutions Grant is a HUD funded program passed through the Texas Department of Housing and Community Affairs to provide services to persons experiencing homelessness. The Amarillo Continuum of Care for the Homeless is eligible to receive an Emergency Solutions Grant award up to \$122,895 for fiscal year 2022. The Grant will provide Street Outreach and Rapid Re-housing rental assistance.

### Requested Action

Place on the Consent Agenda to authorize submission of the Emergency Solutions Grant Application to the Texas Department of Housing and Community Affairs and approve city management to execute subsequent funding contracts with the Texas Department of Housing and Community Affairs.

### Funding Summary

#### ESG FY 22, Funding, \$122,895

- Rapid Re-housing, Financial: \$6,282  
This will assist households transitioning from homelessness with deposits and application fees.
- Rapid Re-housing, Rental Assistance: \$42,876  
This will assist households experiencing homelessness with rental payments as they transition into housing.
- Street Outreach Service: \$73,737  
This will pay salary for outreach workers to engage the homeless population currently residing on the streets and help with services to gain stable housing.

### Community Engagement Summary

The Amarillo Continuum of Care solicits applications from homeless service providers and reviews funding requests to recommend a collaborative application to be submitted to Texas Department of Housing and Community Affairs.

### Staff Recommendation

Staff recommends approval of the resolution adopting TDHCA’s ESG FY 22 funding, authorizing Community Development to utilize the funds for urgent homelessness and housing assistance needs.

**RESOLUTION NO. 09-27-22-1**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS (“CITY”) AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING THROUGH THE 2022 ANNUAL EMERGENCY SOLUTIONS GRANT (ESG) TO THE OFFICE OF THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (“TDHCA”) AND DESIGNATING THE CITY MANAGER OR HIS DESIGNEE TO ACT AS THE CITY’S AUTHORIZED OFFICIAL IN ALL MATTERS PERTAINING TO CITY’S PARTICIPATION IN SUCH GRANT PROGRAM; PROVIDING SAVINGS CLAUSE; PROVIDING SEVERABILITY CLAUSE AND EFFECTIVE DATE.**

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**WHEREAS**, the Texas Department of Housing and Community Affairs (TDHCA) currently serves as the State Administrative Agency for the U.S. Department of Housing and Urban Development (HUD), which provides grant funding that can be used to support programs and projects aimed at aiding persons that are at-risk of homelessness or homeless to help with Street Outreach and Rapid Re-housing rental assistance; and

**WHEREAS**, the City is eligible to apply for and receive funding through the TDHCA for additional funding through the Emergency Solutions Grant (ESG) program; and

**WHEREAS**, the City intends to file this application under the TDHCA’s FY22 Request for Applications for such ESG program by the submission deadline; and

**WHEREAS**, the City Council finds it in the best interest of the City of Amarillo’s citizens to apply for said grant funding to implement projects to develop specific strategic goals for coordination of community efforts to provide Street Outreach and Rapid Re-housing rental assistance; and

**WHEREAS**, the City Council designates the City Manager or his designee as the grantee’s authorized official to apply for, accept, reject, alter, or terminate the application and/or subsequent ESG on behalf of the City.

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

**SECTION 1.** The City Council does hereby approve the submission of TDHCA’s FY22 annual request for additional funding through a grant application on behalf of the City of Amarillo for the ESG program.

**SECTION 2.** This application shall be for grant funds up to \$122,895 to implement projects specifically enumerated to aid in the Street Outreach and Rapid Re-housing rental assistance to persons experiencing homelessness.

**SECTION 3.** In the event of loss or misuse of ESG program funds, the City Council assures that these funds will be returned to the TDHCA in full.

**SECTION 4.** The City Council further designates the City Manager or his designee as the grantee's authorized official to apply for, accept, reject, alter, or terminate the application and/or subsequent grant on behalf of the City.

**SECTION 5.** Should any part of this Resolution conflict with any other resolution, then such other resolution is repealed to the extent of the conflict with this Resolution.

**SECTION 6.** Should any word, phrase, or part of this Resolution be found as invalid or unconstitutional, such finding shall not affect any other word, phrase, or part hereof and such shall be and continue in effect.

**SECTION 7.** This Resolution shall be effective on and after its adoption.

**INTRODUCED AND PASSED** by the City Council of the City of Amarillo, Texas this 27th day of September 2022.

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Ginger Nelson, Mayor

**ATTEST:**

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Stephanie Coggins, City Secretary

**APPROVED AS TO FORM:**

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Bryan McWilliams, City Attorney



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Public Safety
<b>Department</b>	Amarillo Police Department		
<b>Contact</b>	Sgt. Wes Hill		

**Agenda Caption**

ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP CMV  
 Grantor: Texas Department of Transportation

**Agenda Item Summary**

This grant provides the Amarillo Police Department grant dollars to fund overtime associated with patrol and speed enforcement, occupant protection (seatbelt and child safety seats), distracted driving and Driving While Intoxicated (DWI) offenses.

Grant Amount: \$54,965.00  
 Match Amount: \$14,099.19  
 Total Awarded: \$69,064.19

**Requested Action**

Council consideration and approval of the grant agreement.

**Funding Summary**

N/A

**Community Engagement Summary**

N/A

**Staff Recommendation**

Staff recommendation is to approve the grant agreement.

**AMARILLO POLICE DEPARTMENT**

**INTER-DEPARTMENT OFFICE COMMUNICATION**

**To: Jared Miller, City manager**

**Date: 8/30/2022**

**From: Sgt. W. Hill, Police Department**

**Subject: STEP CMV**

**Description**

**This is a grant from the Texas Department of Transportation that funds police officers Overtime to patrol and enforce speeding, seatbelt, child restraint, and DWI violations.**

**Department**

**Police**

**Recommendation**

**This is a yearlong grant offered to the Police Department that is 80% paid by the Texas Department of Transportation. 20% matching Funds from the City of Amarillo are required.**

**History**

**The Police Department has had this grant numerous years.**

**Funds**

**\$69,064.19 has been awarded. Salary amounts eligible for reimbursement by the Department: \$54,965.00. Match amount provided by the sub-grantee: \$14,099.19  
This grant runs from 10/1/2022 and ends 9/30/2023.**

  
Signature

**Texas Department Of Transportation - Traffic Safety  
Electronic Signature Authorization Form**

This form identifies the person(s) who have the authority to sign grant agreements and amendments for the Grant ID listed at the bottom of the page.

**Name Of Organization:** City of Amarillo

**Project Title:** STEP CMV

**Authorizing Authority**

The signatory of the Subgrantee hereby represents and warrants that she/he is an officer of the organization for which she/he has executed this agreement and that she/he has full and complete authority to enter into the agreement on behalf of the organization. I authorize the person(s) listed under the section "Authorized to Electronically Sign Grant Agreements and Amendments" to enter into an agreement on behalf of the organization.

<b>Name:</b>	
<b>Title:</b>	
<b>Signature:</b>	
<b>Date:</b>	

Under the authority of Ordinance or Resolution  
Number (if applicable)

**Authorized to Electronically Sign Grant Agreements and Amendments**

List Subgrantee Administrators who have complete authority to enter into an agreement on behalf of the organization.

	<b>Print Name of Subgrantee Administrator in TxDOT Traffic Safety eGrants</b>	<b>Title</b>
1.	Wes Hill	Sergeant
2.	Ms. Valerie Kuhnert	Subgrantee Administrator
3.	Nancy Arjon	Grants Manager

# Texas Traffic Safety eGrants

## Fiscal Year 2023

**Organization Name:** City of Amarillo Police Department

**Legal Name:** City of Amarillo

**Payee Identification Number:** 17560004446004

**Project Title:** STEP CMV

**ID:** 2023-AmarilloPD-S-CMV-00003

**Period:** 10/01/2022 to 09/30/2023

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT**

THE STATE OF TEXAS  
THE COUNTY OF TRAVIS

THIS AGREEMENT IS MADE BY and between the State of Texas, acting by and through the Texas Department of Transportation, hereinafter called the Department and the, **City of Amarillo** hereinafter called the Subgrantee, and becomes effective then fully executed by both parties. For the purpose of this agreement, the Subgrantee is designated as a(n) **Local Government/Transit District**.

AUTHORITY: Texas Transportation Code, Chapter 723, the Traffic Safety Act of 1967, and the Highway Safety Performance Plan for the Fiscal Year 2022.

Name of the Federal Agency: **National Highway Traffic Safety Administration**

CFDA Number: **20.600**

CFDA Title: **State and Community Highway Safety Grant Program**

Funding Source: Section **402**

Unique Entity Identifier (UEI) : **CMBLGKABFAJ4**

FAIN: **69A37523300004020TX0**

Project Title: **STEP CMV**

This project is **Not Research and Development**

Grant Period: This Grant becomes effective on **10/01/2022** or on the date of final signature of both parties, whichever is later, and ends on **09/30/2023** unless terminated or otherwise modified.

Total Awarded: **\$69,064.19**

Amount Eligible for Reimbursement by the Department: **\$54,965.00**

Match Amount provided by the Subgrantee: **\$14,099.19**

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**GOALS AND STRATEGIES**

**Goal:** To reduce commercial motor vehicle crashes, injuries, and fatalities involving vehicles with a vehicle body type of "Semi-Trailer" or "Truck-Tractor"

Increase public information and education on sharing the road with commercial motor vehicles (CMV).

**Strategies:**

Increase public education and information campaigns regarding enforcement activities.

Increase and sustain high visibility enforcement of traffic safety-related laws.

Agency agrees to the above goals and strategies.

Please mark all of your proposed zones on a single heat map and upload that map here. Click here to see an example. The maximum number of allowable zones for an agency is determined by dividing the total number of enforcement hours by 480 and rounding to the nearest whole number.

[https://www.dot.state.tx.us/apps/egrants/\\_Upload/1090055\\_341473\\_2-CMVCityofAmarilloZoneMap.pdf](https://www.dot.state.tx.us/apps/egrants/_Upload/1090055_341473_2-CMVCityofAmarilloZoneMap.pdf)

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**RESPONSIBILITIES OF THE SUBGRANTEE**

A. Carry out all performance measures established in the grant, including fulfilling the law enforcement objectives by implementing the Operational Plan contained in this Grant Agreement.

B. Submit all required reports to the Department (TxDOT) fully completed with the most current information, and within the required times, as defined in Article 3 and Article 7 of the General Terms and Conditions of this Grant Agreement. This includes reporting to the Department on progress, achievements, and problems in monthly Performance Reports and attaching necessary source documentation to support all costs claimed in Requests for Reimbursement (RFR).

C. Attend grant related training as requested by the Department

D. Attend meetings according to the following:

1. The Department will arrange for meetings with the Subgrantee to present status of activities and to discuss problems and the schedule for grant related activities.

2. The project director or other appropriate qualified persons will be available to represent the Subgrantee at meetings requested by the Department.

E. Support grant enforcement efforts with public information and education (PI&E) activities. Salaries being claimed for PI&E activities must be included in the budget.

F. For out of state travel expenses to be reimbursable, the Subgrantee must have obtained the written approval of the Department, through eGrants system messaging, prior to the beginning of the trip. Grant approval does not satisfy this requirement.

G. Maintain verification that all expenses, including wages or salaries, for which reimbursement is requested, is for work exclusively related to this project.

H. Ensure that this grant will in no way supplant (replace) funds from other sources.

Supplanting refers to the use of federal funds to support personnel or any activity already supported by local or state funds.

I. Ensure that each officer working on the STEP project will complete an officer's daily activity report form. The form should include at a minimum: name, date, badge or identification number, type of grant worked, Enforcement Zone identifier, mileage (including starting and ending mileage), hours worked, type of warning or citation issued or arrest made, officer and supervisor signatures.

J. All STEP agencies must provide the following provision in all daily activity report forms:

"I understand that this information is being submitted to support a claim against a federally-funded grant program. False statements on this form may be prosecutable under 18 USC.

City of Amarillo Police Department  
STEP CMV 2023

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funded grant program. False statements on this form may be prosecutable under FC 001001. This information on this form is true, correct, and complete to the best of my knowledge and ability."

The above language should be added to the activity reports immediately above the signature lines of the officer and supervisor.

K. Ensure that no officer above the rank of Lieutenant (or equivalent title) will be reimbursed for enforcement duty unless the Subgrantee received specific written authorization from the Department, through eGrants system messaging, prior to incurring costs.

L. If an officer makes a STEP-related arrest during the shift, but does not complete the arrest before the shift is scheduled to end, the officer can continue working under the grant to complete that arrest.

M. The Subgrantee should have a safety belt use policy. If the Subgrantee does not have a safety belt use policy in place, a policy should be implemented, and a copy maintained for verification during the grant year.

N. Officers working DWI enforcement must be trained in the National Highway Traffic Safety Administration/International Association of Chiefs of Police Standardized Field Sobriety Testing (SFST). In the case of a first year subgrantee, the officers must be trained, or scheduled to be SFST trained, by the end of the grant year. For second or subsequent year grants, all officers working DWI enforcement must be SFST trained.

O. The Subgrantee should have a procedure in place for contacting and using drug recognition experts (DREs) when necessary.

P. The Subgrantee is encouraged to use the DWI On-line Reporting System available through the Buckle Up Texas Web site at [www.buckleuptexas.com](http://www.buckleuptexas.com).

Revised: 11/07/2017

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**RESPONSIBILITIES OF THE DEPARTMENT**

- A. Monitor the Subgrantee's compliance with the performance obligations and fiscal requirements of this Grant Agreement using appropriate and necessary monitoring and inspections, including but not limited to:
1. review of periodic reports
  2. physical inspection of project records and supporting documentation
  3. telephone conversations
  4. e-mails and letters
  5. quarterly review meetings
  6. eGrants
- B. Provide program management and technical assistance.
- C. Attend appropriate meetings.
- D. Reimburse the Subgrantee for all eligible costs as defined in the project budget. Requests for Reimbursement will be processed up to the maximum amount payable as indicated in the project budget.
- E. Perform an administrative review of the project at the close of the grant period to:
1. Ascertain whether or not the project objectives were met
  2. Review project accomplishments (performance measures completed, targets achieved)
  3. Account for any approved Program Income earned and expended
  4. Identify exemplary performance or best practices

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**GENERAL INFORMATION**

**Project Title:**STEP CMV

**Project Description:**Provide enhanced enforcement covering multiple offenses, focusing on the following: Driving While Intoxicated (DWI), Occupant Protection (OP), Speed, Intersection Traffic Control (ITC) and Distracted Driving Violations (DD) related to commercial motor vehicles.

**Program Elements**

When performing enforcement activities under this grant, officers should make the enforcement of the STEP elements listed below their top priority, although any traffic-related probable cause can be used to initiate a vehicle stop

1. DWI: Driving While Intoxicated
2. Speed: Speed Enforcement
3. OP: Occupant Protection (Safety Belt)
4. HVM: Hazardous Moving Violations
- 5 .DD: Distracted Driving

XAgency agrees to enforce the above Program Elements as part of the Selective Traffic Enforcement Program.

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**LAW ENFORCEMENT OBJECTIVE/PERFORMANCE MEASURE**

Objective/Performance Measure	Target Number
Reduce the number of crashes that involve a CMV to	6

**Note: Nothing in this agreement shall be interpreted as a requirement, formal or informal, that a peace officer issue a specified or predetermined number of citations in pursuance of the Subgrantee's obligations hereunder. Department and Subgrantee acknowledge that Texas Transportation Code Section 720.002 prohibits using traffic-offense quotas and agree that nothing in this Agreement is establishing an illegal quota.**

**In addition to the STEP enforcement activities, the subgrantee must maintain baseline non-STEP funded citation and arrest activity due to the prohibition of supplanting.**

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**LAW ENFORCEMENT OBJECTIVE/PERFORMANCE MEASURE**

Objective/Performance Measure	Target Number
Reduce the number of crashes that involve a CMV to	6

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**In addition to the STEP enforcement activities, the subgrantee must maintain baseline non-STEP funded citation and arrest activity due to the prohibition of supplanting.**

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**PI&E OBJECTIVE/PERFORMANCE MEASURE**

XI agree to the below efforts with a public information and education (PI&E) program.

- a. Conduct a minimum of five (5) presentations
- b. Conduct a minimum of five (5) media exposures (e.g. news conferences, news releases, and interviews)
- c. Conduct a minimum of two (2) community events (e.g. health fairs, booths)

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**BUDGET SUMMARY**

Budget Category		TxDOT	Match	Total
<b>Category I - Labor Costs</b>				
(100)	Salaries:	\$54,965.00	\$4,712.00	\$59,677.00
(200)	Fringe Benefits:	\$0	\$9,387.19	\$9,387.19
	Sub-Total:	\$54,965.00	\$14,099.19	\$69,064.19
<b>Category II - Other Direct Costs</b>				
(300)	Travel:	\$0	\$0	\$0
(400)	Equipment:	\$0	\$0	\$0
(500)	Supplies:	\$0	\$0	\$0
(600)	Contractual Services:	\$0	\$0	\$0
(700)	Other Miscellaneous:	\$0	\$0	\$0
	Sub-Total:	\$0	\$0	\$0
<b>Total Direct Costs:</b>		\$54,965.00	\$14,099.19	\$69,064.19
<b>Category III - Indirect Costs</b>				
(800)	Indirect Cost Rate:	\$0	\$0	\$0
<b>Summary</b>				
	Total Labor Costs:	\$54,965.00	\$14,099.19	\$69,064.19
	Total Direct Costs:	\$0	\$0	\$0
	Total Indirect Costs:	\$0	\$0	\$0
<b>Grand Total</b>		\$54,965.00	\$14,099.19	\$69,064.19
	Fund Sources (Percent Share):	79.59%	20.41%	
Salary and cost rates will be based on the rates submitted by the Subgrantee in its grant application in Egrants.				



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Public Safety
<b>Department</b>	Amarillo Police Department		
<b>Contact</b>	Sgt. Wes Hill		

**Agenda Caption**

CONSIDER ACCEPTANCE – TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT – STEP COMPREHENSIVE GRANT

Grantor: Texas Department of Transportation

**Agenda Item Summary**

This grant provides the Amarillo Police Department grant dollars to fund overtime associated with patrol and enforce of speed enforcement, occupant protection (seatbelt and child safety seats), distracted driving and Driving While Intoxicated (DWI) offenses.

Grant Amount: \$160,999.00

Match Amount: \$41,397.73

Total Awarded: \$202,396.73

**Requested Action**

Council consideration and approval of the grant agreement.

**Funding Summary**

N/A

**Community Engagement Summary**

N/A

**Staff Recommendation**

Staff recommendation is to approve the grant agreement.

**AMARILLO POLICE DEPARTMENT**

**INTER-DEPARTMENT OFFICE COMMUNICATION**

**To: Jared Miller, City manager**

**Date: 8/30/2022**

**From: Sgt. W. Hill, Police Department**

**Subject: Comprehensive STEP Grant**

**Description**

**This is a grant from the Texas Department of Transportation that funds police officers Overtime to patrol and enforce speeding, seatbelt, child restraint, and DWI violations.**

**Department**

**Police**

**Recommendation**

**This is a yearlong grant offered to the Police Department that is 80% paid by the Texas Department of Transportation. 20% matching Funds from the City of Amarillo are required.**

**History**

**The Police Department has had this grant numerous years.**

**Funds**

**\$202,396.73 has been awarded. Salary amounts eligible for reimbursement by the Department: \$160,999.00. Match amount provided by the sub-grantee: \$41,397.73  
This grant runs from 10/1/2022 and ends 9/30/2023.**

  
**Signature**

**Texas Department Of Transportation - Traffic Safety  
Electronic Signature Authorization Form**

This form identifies the person(s) who have the authority to sign grant agreements and amendments for the Grant ID listed at the bottom of the page.

**Name Of Organization:** City of Amarillo

**Project Title:** STEP Comprehensive

**Authorizing Authority**

The signatory of the Subgrantee hereby represents and warrants that she/he is an officer of the organization for which she/he has executed this agreement and that she/he has full and complete authority to enter into the agreement on behalf of the organization. I authorize the person(s) listed under the section "Authorized to Electronically Sign Grant Agreements and Amendments" to enter into an agreement on behalf of the organization.

<b>Name:</b>	
<b>Title:</b>	
<b>Signature:</b>	
<b>Date:</b>	

Under the authority of Ordinance or Resolution  
Number (if applicable)

**Authorized to Electronically Sign Grant Agreements and Amendments**

List Subgrantee Administrators who have complete authority to enter into an agreement on behalf of the organization.

	<b>Print Name of Subgrantee Administrator in TxDOT Traffic Safety eGrants</b>	<b>Title</b>
1.	WES HILL	Sergeant
2.	Ms. Valerie Kuhnert	Subgrantee Administrator
3.	Nancy Arjon	Grants Manager

# **Texas Traffic Safety eGrants**

## **Fiscal Year 2023**

**Organization Name:** City of Amarillo Police Department

**Legal Name:** City of Amarillo

**Payee Identification Number:** 17560004446004

**Project Title:** STEP Comprehensive

**ID:** 2023-AmarilloPD-S-1YG-00009

**Period:** 10/01/2022 to 09/30/2023

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT**

THE STATE OF TEXAS  
THE COUNTY OF TRAVIS

THIS AGREEMENT IS MADE BY and between the State of Texas, acting by and through the Texas Department of Transportation, hereinafter called the Department and the, **City of Amarillo** hereinafter called the Subgrantee, and becomes effective then fully executed by both parties. For the purpose of this agreement, the Subgrantee is designated as a(n) **Local Government/Transit District**.

AUTHORITY: Texas Transportation Code, Chapter 723, the Traffic Safety Act of 1967, and the Highway Safety Performance Plan for the Fiscal Year 2022.

Name of the Federal Agency: **National Highway Traffic Safety Administration**

CFDA Number: **20.600**

CFDA Title: **State and Community Highway Safety Grant Program**

Funding Source: Section **402**

Unique Entity Identifier (UEI) : **CMBLGKABFAJ4**

FAIN:

**69A37523300004020TX0**

Project Title: **STEP Comprehensive**

This project is **Not Research and Development**

Grant Period: This Grant becomes effective on **10/01/2022** or on the date of final signature of both parties, whichever is later, and ends on **09/30/2023** unless terminated or otherwise modified.

Total Awarded: **\$202,396.73**

Amount Eligible for Reimbursement by the Department: **\$160,999.00**

Match Amount provided by the Subgrantee: **\$41,397.73**

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**GENERAL INFORMATION**

**Project Title:**STEP Comprehensive

Project Description:

**Program Elements**

When performing enforcement activities under this grant, officers should make the enforcement of the STEP elements listed below their top priority, although any traffic-related probable cause can be used to initiate a vehicle stop

1. DWI : Driving While Intoxicated
2. Speed: Speed Enforcement
3. OP: Occupant Protection (Safety Belt and Child Safety Seat)
4. ITC: Intersection Traffic Control
5. DD: Distracted Driving

**Holiday Periods**

Enforcement activities under this grant may be conducted on any day at any time of day the agency deems appropriate. However, subgrantee should make it a priority to conduct enforcement activities during state and federally determined holiday periods, which are:

1. Christmas/New Year's
2. Spring Break
3. Memorial Day
4. Independence Day
5. Labor Day

STEP Mobilization Calendar is available on [eGrantsHelp page](#)

X Agency agrees to enforce the above Program Elements and Holiday Periods as part of the Selective Traffic Enforcement Program

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**RESPONSIBILITIES OF THE SUBGRANTEE**

- A. Carry out all performance measures established in the grant, including fulfilling the law enforcement objectives by implementing the Operational Plan contained in this Grant Agreement.
- B. Submit all required reports to the Department (TxDOT) fully completed with the most current information, and within the required times, as defined in Article 3 and Article 7 of the General Terms and Conditions of this Grant Agreement. This includes reporting to the Department on progress, achievements, and problems in monthly Performance Reports and attaching necessary source documentation to support all costs claimed in Requests for Reimbursement (RFR).
- C. Attend grant related training as requested by the Department
- D. Attend meetings according to the following:
1. The Department will arrange for meetings with the Subgrantee to present status of activities and to discuss problems and the schedule for grant related activities.
  2. The project director or other appropriate qualified persons will be available to represent the Subgrantee at meetings requested by the Department.
- E. Support grant enforcement efforts with public information and education (PI&E) activities. Salaries being claimed for PI&E activities must be included in the budget.
- F. For out of state travel expenses to be reimbursable, the Subgrantee must have obtained the written approval of the Department, through eGrants system messaging, prior to the beginning of the trip. Grant approval does not satisfy this requirement.
- G. Maintain verification that all expenses, including wages or salaries, for which reimbursement is requested, is for work exclusively related to this project.
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I. Ensure that each officer working on the STEP project will complete an officer's daily activity report form. The form should include at a minimum: name, date, badge or identification number, type of grant worked, Enforcement Zone identifier, mileage (including starting and ending mileage), hours worked, type of warning or citation issued or arrest made, officer and supervisor signatures.

J. All STEP agencies must provide the following provision in all daily activity report forms:

"I understand that this information is being submitted to support a claim against a federally-funded grant program. False statements on this form may be prosecutable under 18 U.S.C.

City of Amarillo Police Department  
STEP Comprehensive 2023

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under grant program. False statements on this form may be prosecutable under TC 306.1001. This information on this form is true, correct, and complete to the best of my knowledge and ability."

The above language should be added to the activity reports immediately above the signature lines of the officer and supervisor.

K. Ensure that no officer above the rank of Lieutenant (or equivalent title) will be reimbursed for enforcement duty unless the Subgrantee received specific written authorization from the Department, through eGrants system messaging, prior to incurring costs.

L. If an officer makes a STEP-related arrest during the shift, but does not complete the arrest before the shift is scheduled to end, the officer can continue working under the grant to complete that arrest.

M. The Subgrantee should have a safety belt use policy. If the Subgrantee does not have a safety belt use policy in place, a policy should be implemented, and a copy maintained for verification during the grant year.

N. Officers working DWI enforcement must be trained in the National Highway Traffic Safety Administration/International Association of Chiefs of Police Standardized Field Sobriety Testing (SFST). In the case of a first year subgrantee, the officers must be trained, or scheduled to be SFST trained, by the end of the grant year. For second or subsequent year grants, all officers working DWI enforcement must be SFST trained.

O. The Subgrantee should have a procedure in place for contacting and using drug recognition experts (DREs) when necessary.

P. The Subgrantee is encouraged to use the DWI On-line Reporting System available through the Buckle Up Texas Web site at [www.buckleuptexas.com](http://www.buckleuptexas.com).

Revised: 11/07/2017

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**RESPONSIBILITIES OF THE DEPARTMENT**

- A. Monitor the Subgrantee's compliance with the performance obligations and fiscal requirements of this Grant Agreement using appropriate and necessary monitoring and inspections, including but not limited to:
1. review of periodic reports
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- B. Provide program management and technical assistance.
- C. Attend appropriate meetings.
- D. Reimburse the Subgrantee for all eligible costs as defined in the project budget. Requests for Reimbursement will be processed up to the maximum amount payable as indicated in the project budget.
- E. Perform an administrative review of the project at the close of the grant period to:
1. Ascertain whether or not the project objectives were met
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  3. Account for any approved Program Income earned and expended
  4. Identify exemplary performance or best practices

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**GOALS AND STRATEGIES**

**Goal:** To increase effective enforcement and adjudication of traffic safety-related laws to reduce crashes, injuries and fatalities.

**Strategies:** Increase and sustain high visibility enforcement of traffic safety-related laws.

Increase public education and information campaigns regarding enforcement activities.

**Goal:** To reduce the number of alcohol impaired and driving under the influence of alcohol and other drug-related crashes, injuries, and fatalities.

**Strategy:** Increase and sustain high visibility enforcement of DWI laws.

**Goal:** To increase occupant restraint use, including child-safety seats, in all passenger vehicles and trucks.

**Strategy:** Increase and sustain high visibility enforcement of occupant protection laws.

**Goal:** To reduce the number of speed-related crashes, injuries, and fatalities.

**Strategy:** Increase and sustain high visibility enforcement of speed-related laws.

**Goal:** To reduce intersection-related motor vehicle crashes, injuries, and fatalities.

**Strategy:** Increase and sustain high visibility enforcement of Intersection Traffic Control (ITC) laws.

**Goal:** To reduce Distracted Driving motor vehicle crashes, injuries, and fatalities.

**Strategies:** Increase and sustain high visibility enforcement of state and local ordinances on cellular and texting devices.

Increase public information and education on Distracted Driving related traffic issues.

I agree to the above goals and strategies.

Please mark all of your proposed zones on a single heat map and upload that map here. Click here to see an example. The maximum number of allowable zones for an agency is determined by dividing the total number of enforcement hours by 480 and rounding to the nearest whole number. [https://www.dot.state.tx.us/apps/egrants/\\_Upload/1090724\\_341467-CityofAmarilloZoneMap.pdf](https://www.dot.state.tx.us/apps/egrants/_Upload/1090724_341467-CityofAmarilloZoneMap.pdf)

**FOR REVIEW ONLY - NOT A LEGAL DOCUMENT**

**LAW ENFORCEMENT OBJECTIVE/PERFORMANCE MEASURE**

<b>Objective/Performance Measure</b>	<b>Target Number</b>	<b>Not Applicable</b>
Reduce the number of Alcohol-Involved (DWI/DUI) KA crashes toto	21	
Reduce the number of All OP-related (Seatbelt and Child Passenger Safety) KA crashes to	19	
Reduce the number of Speed-related KA crashes to	8	
Reduce the number of ITC-related KA crashes to	64	

**Note: Nothing in this agreement shall be interpreted as a requirement, formal or informal, that a peace officer issue a specified or predetermined number of citations in pursuance of the Subgrantee's obligations hereunder. Department and Subgrantee acknowledge that Texas Transportation Code Section 720.002 prohibits using traffic-offense quotas and agree that nothing in this Agreement is establishing an illegal quota.**

**In addition to the STEP enforcement activities, the subgrantee must maintain baseline non-STEP funded citation and arrest activity due to the prohibition of supplanting.**

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**PI&E OBJECTIVE/PERFORMANCE MEASURE**

XI agree to the below efforts with a public information and education (PI&E) program.

- a. Conduct a minimum of five (5) presentations
- b. Conduct a minimum of five (5) media exposures (e.g. news conferences, news releases, and interviews)
- c. Conduct a minimum of two (2) community events (e.g. health fairs, booths)

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	N/A
<b>Department</b>	Amarillo Police Department		
<b>Contact</b>	Martin Birkenfeld, Chief of Police		

### Agenda Caption

Consider and approve purchase of the attachments and tools for the Telemax Evo Plus Robot from AeroVironment in the amount of \$77,464.40.

### Agenda Item Summary

The APD Bomb Team is requesting attachments and tools for the new robot system recently purchased.

These accessories and tools will provide superior capabilities to mitigate hazardous situations including explosive devices, unknown hazards packages, and surveillance and intervention in armed barricaded suspect incidents to reduce police officers' exposure to hazards while providing critical on-scene intelligence.

### Requested Action

Request Council's approval and award of the accessories and tools for the Telemax Evo Plus Robot for the Bomb Unit of the Amarillo Police Department.

### Funding Summary

Funding for this purchase will come from Seized Funds Account 26400.84910.

### Community Engagement Summary

N/A

### Staff Recommendation

Staff recommends approval of this purchase and award to the vendor.

Bid No. 7354 Amarillo Police Department Bomb Robot Accessories  
Opened 4:00 p.m. September 7, 2022

0

To be awarded as one lot AEROVIRONMENT INC

Line 1 Holder Multiblock F Telemax, per specifications

1 ea	
Unit Price	\$2,717.000
Extended Price	2,717.00

Line 2 Tearing Hood F Telemax, per specifications

1 ea	
Unit Price	\$543.400
Extended Price	543.40

Line 3 Beltcutter F Teodora A Telemax, per specifications

1 ea	
Unit Price	\$2,769.000
Extended Price	2,769.00

Line 4 Repeater MPU5' (2.2-2.5 GHZ) W Repeaterplatform HD PTZ Camera I Case F Telemax VO, per specifications

1 ea	
Unit Price	\$46,800.000
Extended Price	46,800.00

Line 5 Lijon Battery F Telemax 26V/50AH, per specifications

1 ea	
Unit Price	\$8,021.000
Extended Price	8,021.00

Line 6 T-Mini Controller 1 Folding Carton  
F Teodor EVO A Telemax EVO. UN3496  
Batteries, Nickel-Metal Hydride, 9,4  
XAAA IMDG Special Provision 963,  
ADR/RID Not Restricted, latanot  
Restricted, Special Provision A199 AL POS  
IA006A , per specifications

1 ea  
Unit Price \$3,757.000  
Extended Price 3,757.00

Line 7 Sample Container W Grasp In  
Stainless Steel F Telemax, per  
specifications

1 ea  
Unit Price \$5,161.000  
Extended Price 5,161.00

Line 8 Sample Container With Shovel For  
Taking Granular Substances (Stainless  
Steel) F Telemax, per specifications

1 ea  
Unit Price \$3,172.000  
Extended Price 3,172.00

Line 9 Sample Container Using A Cotton  
Bud F Taking Liquids (Stainless Steel F  
Telemax, per specifications

1 ea  
Unit Price \$2,093.000  
Extended Price 2,093.00

Line 10 Sample Container F Swab  
(Stainless Steel) F Telemax, per  
specifications

1 ea

Unit Price \$2,431.000

Extended Price 2,431.00

Bid Total 77,464.40

Award by Vendor

City

(\$ 77,464.40)

Simi Valley, CA



# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	N/A
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<b>Department</b>	Information Technology – Rich Gagnon
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**Agenda Caption**

**Consider Approval – FY2022-FY2023 Motorola Maintenance (Microwave Services and Security Monitoring).**

This item is consideration of continuing a service agreement and maintenance of microwave services and security monitoring used in conjunction with the operation of the radio communications systems. These critical maintenance add-ons provide 24/7 response to potential issues with the City’s radio system connectivity and 24/7 cybersecurity monitoring of the radio network. This purchase is a renewal of an existing service agreement and has been budgeted for the 2022/2023 fiscal year.

**Agenda Item Summary**

This items considers the renewal of a service agreement which provides maintenance coverage of microwave services and cybersecurity monitoring of the City’s radio communications network.

**Requested Action**

Approval of award to Motorola in the amount of \$84,624.62.

**Funding Summary**

This purchase will be funded from account 62034.62010 (Radio Communications, Service Agreements).

**Community Engagement Summary**

N/A

**Staff Recommendation**

Staff recommends approval of award.

Q

Bid No. 7356 MOTOROLA ASTRO/MICROWAVE MAINTENANCE  
Opened 4:00 p.m. September 13, 2022

To be awarded as one lot MOTOROLA SOLUTIONS

Line 1 Astro Network Security Monitoring, per specifications 12 mo	Unit Price \$1,884.000	Extended Price 22,608.00
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Line 2 Microwave Services, per specifications 12 mo	Unit Price \$5,168.050	Extended Price 62,016.60
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Bid Total 84,624.60

Award by Vendor \$ 84,624.62  
City Chicago, IL





# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Fiscal Responsibility, Best Practices, Customer Service
<b>Department</b>	Public Works / Fleet Services		
<b>Contact</b>	Donny Hooper, Public Works Director		

**Agenda Caption**

CONSIDER: Purchase of Mowers, Utility Carts & Various Equipment Bid # 7328  
Award to vendors as listed:

Western Equipment LLC – lines 1,12,13 & 15	\$220,088.63
Austin Turf & Tractor – lines 2,3,9,10,11 & 14	\$572,068.66
Professional Turf Products Inc. – lines 5,6& 7	\$236,129.20
West Texas Golf Carts – lines 8 & 16	\$107,000.00

Total Bid Award \$1,135,286.49

**Agenda Item Summary**

Scheduled replacements, multiple vehicles to be used by Street Division, Environmental Health, Golf Operations, River Road WWTP. Replacement vehicles have reached or exceeded life cycle. These vehicles will be used in the daily operational requirements of divisions listed.

**Requested Action**

Recommend approval to various vendors as listed on Bid #7328 Evaluation and Recommendation Form.

**Funding Summary**

Funding for this purchase will be from 61120.84200 Fleet Services Machinery General.  
Sufficient funds are available in the Fleet Services Fund to cover the total cost of \$1,135,286.49

**Community Engagement Summary**

N/A

**Staff Recommendation**

Staff recommends approval to purchase replacement vehicles, upgrades and additions.

Bid No. 7328 Mowers, Cars, and Various Equipment  
 Opened 4:00 p.m. August 11, 2022

R

To be awarded by line	WEST TEXAS GOLF CARS	WESTERN EQUIPMENT LLC	PROFESSIONAL TURF PRODUCTS INC	PROFESSIONAL TURF PRODUCTS INC (ALT #1)	AUSTIN TURF & TRACTOR	BOBCAT OF AMARILLO	AMARILLO OUTDOOR POWER
Line 1 Front mounted rotary mower, 72" Out Front Mower, per specifications 2 ea Unit Price Extended Price		\$24,700.000 49,400.00	\$29,444.460 59,828.92				\$6,980.400 73,960.80
Line 2 Front Mounted Rotary Mower, Mower Industrial, per specifications 2 ea Unit Price Extended Price		\$83,849.720 167,699.44			\$79,469.160 158,938.32		
Line 3 Front Mounted Rotary Mower, Mower Industrial, per specifications 2 ea Unit Price Extended Price		\$60,837.540 121,675.08			\$48,064.970 96,129.94		\$45,019.450 90,038.90
Line 4 Front Mounted Rotary Mower, Mowers Industrial, per specifications 2 ea Unit Price Extended Price		\$25,376.250 50,752.50			\$28,411.490 56,822.98		
Line 5 Front mounted rotary mower, mower industrial, per specifications 1 ea Unit Price Extended Price		\$110,531.590 110,531.59					
Line 6 Material Handler/Spreader, per specifications 1 ea Unit Price Extended Price		\$41,711.130 41,711.13		\$39,051.990 39,051.99	\$40,457.000 40,457.00		
Line 7 Golf Course Aeratro, per specifications 2 ea Unit Price Extended Price		\$43,272.810 86,545.62					



Line 15 Farm Style Tractor 50 HP, per specifications								
2 ea								
Unit Price	\$28,827.670					\$1,000		2.00
Extended Price		57,655.341						

Line 16 Utility Cart 4X4, per specifications								
2 ea								
Unit Price	\$16,000.000		\$19,560.320					
Extended Price	32,000.00	37,280.10	39,120.64					
Bid Total	491,500.00	349,184.51	1,183,043.47	39,051.99	751,937.68		2.00	163,999.70

Award by Vendor City

\$ 107,000.00  
Amarillo, TX

\$ 220,088.63  
Amarillo, TX

\$ 197,077.21  
Eules, TX

\$ 39,051.99  
Eules, TX

572,068.66  
Farmers Branch, TX

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Fiscal Responsibility-Best Practices Customer Service
<b>Department</b>	Public Works/Fleet Services		
<b>Contact</b>	Donny Hooper, Public Works Director		

**Agenda Caption**

Consider: Purchase of heavy equipment, loaders, air compressors, and motor graders. Bid #7324

Award to listed local vendors,	
Yellowhouse Machinery Co. Lines 1 & 8	\$674,750.00
Associated Supply Co. Lines 2,3,4,6 & 10	\$369,100.64
Warren Cat Line 7	\$317,064.76
Associated Supply Co. Case Lines 5 & 9	\$191,550.00
<b>Total Award</b>	<b>\$1,552,465.40</b>

**Agenda Item Summary**

Scheduled replacements, additions of Fleet Equipment. Equipment has reached or exceeded useable life cycle. Equipment will be used by the following divisions, Street, Surface Water Treatment, Waste Water Collection. Equipment will be used for daily operational requirements.

**Requested Action**

Recommend approval to various vendors as listed on Bid# 7324 Evaluation and Recommendation Form.

**Funding Summary**

Funding for this purchase will be from 61120.84200 Fleet Services Machinery General and Job 610024.17400.1050 Fleet Services Equipment and Vehicle Replacement Fund.  
 Total Cost--61120.84200 \$490,411.73 fund remaining balance \$660,903.27  
 Total Cost—610024.17400.1050 \$1,062,053.67 fund remaining balance \$497,809.28

**Community Engagement Summary**

N/A

**Staff Recommendation**

Staff recommends approval to purchase replacement vehicles, upgrades, and additions.

To be awarded as one lot	Associated Supply company Inc - Case	Associated Supply company Inc	Warren Cat	Yellowhouse Machinery Co.	Medley Equipment	Western Equipment	Bee Equipment Sales	Air Compressor Solutions	Bob Cat of Amarillo	Kirby Smith
Line 1 Hydrostatic Skid Loader, per specifications										
1 ea	\$107,750.00	\$107,070.88	107,070.88	87,750.00		106,290.60			\$1.00	
Extended Price										1.00
Line 2 Trailer Mounted Air Compressor, per specifications										
2 ea	\$42,999.00	153,114.00					\$52,483.58	104,867.16		
Extended Price										
Line 3 Mini Hydraulic Excavator With Trailer, per specifications										
1 ea	\$62,500.00	\$82,500.00	89,242.49	74,950.00		94,549.00				\$70,665.00
Extended Price										
Line 4 4000 Lbs Forklift, per specifications										
1 ea	\$27,513.73	\$38,250.00			38,250.00					
Extended Price										
Line 5 6000 Lb Rough Terrain Forklift, per specifications										
1 ea	\$78,150.00	\$170,083.27	170,083.27	113,500.00						
Extended Price										
Line 6 Tractor Loader/Backhoe With Trailer, per specifications										
1 ea	\$128,500.00	\$134,500.00		134,500.00						
Extended Price										
Line 7 2.5 Yd Articulated Wheel Loader, per specifications										
2 ea	\$174,500.00	\$158,532.38	317,064.76	384,000.00						\$167,753.00
Extended Price										
Line 8 Diesel Powered Motor Grader, per specifications										
2 ea	\$312,494.02	\$293,500.00	587,000.00							\$314,520.00
Extended Price										

S





# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Fiscal Responsibility
<b>Department</b>	Solid Waste Collections		
<b>Contact</b>	Donny Hooper, Director of Public Works		

## Agenda Caption

### CONSIDER AWARD – 3 & 8 Yard Refuse Containers

This item is to consider award for the renewal of **3 & 8 Yard Refuse Containers** contract.  
Roll Offs USA - \$866,110.00

## Agenda Item Summary

Award of \$ 698,610.00- 803- 3 yard side load refuse containers and an award of \$167,500.00 – 100- 8 yard front load refuse containers.

## Requested Action

Consider approval and award to Roll Offs USA, in the amount of \$866,110.00

## Funding Summary

Funding for this item is available in 1431.68630 Dumpster Boxes. No State or Federal funds will be used for the purchase of this product.

## Community Engagement Summary

N/A

## Staff Recommendation

City Staff is recommending approval of this agreement.



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Infrastructure Initiative
<b>Department</b>	Capital Projects & Development Engineering		
<b>Contact</b>	Kyle Schniederjan		

**Agenda Caption**

CONSIDER– Professional Services Amendment No. 1 with KSA Engineers, Inc – Resident Project Representative for Lift Station 32 – Project No. 521805, RFQ #03-20 in the amount of \$61,050.00.

**Agenda Item Summary**

This item is to consider approval of Amendment No. 1, which includes an extension of resident project representative services for the project. Additional time is needed for the project to be constructed and completed by the contractor.

**Requested Action**

Consider approval of amendment with KSA Engineers, Inc. in the amount of \$61,050.00 for execution by the City Manager.

**Funding Summary**

Funding for this project is available in Project Budget Number 521805.

**Community Engagement Summary**

Award for professional services will have minimal impact on the community. The resident project representative will facilitate coordination with the contractor, engineer, and the City during the construction phase of the project.

**Staff Recommendation**

City Staff is recommending approval of the amendment.

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Emergency Purchase
<b>Department</b>	Director of Water Utilities		
<b>Contact</b>	Walter Pishkur Interim Director of Utilities		

## Agenda Caption

Consider Emergency professional services contract for an Operations assessment – Hollywood Road Treatment Facility in the amount of \$ 124,700

## Agenda Item Summary

We plan to hire Garver engineering to do an assessment of the Hollywood Road Treatment Processes, Make recommendations and train operators.

## Requested Action

Consider approval of contract

## Funding Summary

Funding for this project is available in budget number 52270.62000

## Community Engagement Summary

Assure compliance with regulatory effluent parameters and avoid environmental pollution

## Staff Recommendation

Staff recommends approval of this contract because the Hollywood treatment has encountered multiple sanitary sewer overflows during the past several months.



PROFESSIONAL SERVICES-OPERATIONS ASSESSMETN FOR HOLLYWOOD ROAD TREATMENT FACILITY

Opened 4:00 p.m. September 20, 2022

To be awarded as one lot DELL

Line 1 Engineering Services Contract, per specifications

1 ea

Unit Price \$124,700.000

Extended Price 124,700.00

Bid Total 124,700.00

Award by Vendor \$ 124,700.00

City Fort Worth, TX



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27,2022	<b>Council Priority</b>	Fiscal Responsibility
<b>Department</b>	Purchasing		
<b>Contact</b>	Trae Kepley		

**Agenda Caption**

Award City of Amarillo Auctioneering Services to the highest evaluated respondent, Assiter Auctioneers

**Agenda Item Summary**

Award of City of Amarillo Auctioneering Services for use by the Purchasing Department. The City of Amarillo will utilize the auctioneering services contract to dispose of all City surplus property, vehicles and police seized property. The revenue that the City receives for this contract is distributed to the appropriate accounts. This award is to approve a contract for Auctioneering Services.

**Requested Action**

Consider approval and award for City of Amarillo Auctioneering Services.

**Funding Summary**

The revenue generated from Auctioneering Services will be dispersed to the appropriate accounts.

**Community Engagement Summary**

N/A

**Staff Recommendation**

City Staff recommends award of this contract.



# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Regular Agenda Item – Public Hearing
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<b>Department</b>	Planning and Development Services Brady Kendrick – Planner II
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### Agenda Caption

#### PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8017

Public hearing and first reading to consider an ordinance vacating of two public rights-of-ways, being public street (SE 6th Avenue) located adjacent to Blocks 354 and 355 of Mirror’s Addition, and the public alley located in Block 355 of Mirror’s and Holland’s Addition, all additions to the City of Amarillo, being in Section 155 and 156, Block 2, A.B.&M. Survey, Potter County, Texas.

VICINITY: SE 5th Ave. and Johnson St.

APPLICANT/S: City of Amarillo

### Agenda Item Summary

#### Area Characteristics

The public alley and street segment proposed to be abandoned are located in downtown Amarillo where the adjacent land on both sides of the street and alley are owned by the applicant.

#### Proposal

The applicant is requesting vacation of the just mentioned rights-of-ways to create a unified development site for the upcoming City of Amarillo City Hall project at the Amarillo Hardware Building.

#### Analysis

In reviewing the request, Traffic Engineering did not express any concerns about the closure of this segment as the street dead-ends approximately a block to the east and is not a thru street. It is worth noting that in some instances, the City would have sought the abandonment of the street segment further east yet given that there are additional property owners adjacent to that segment, the City did not want to burden those property owners with additional maintenance costs and/or taxes or reduce the ability to use the full width of a publicly maintained street (as half the street segment would be given to each property if vacated).

Regarding the abandonment of the alley, the City Solid Waste Department stated that this abandonment would not have impacts on any existing trash routes in the area. It is also worth noting that the alley segment in the block to the south of this alley under consideration has also already been abandoned.

While there are City and franchised utility company infrastructure located in both the alley and the street under consideration, the City will be relocating the City utilities in addition to coordinating with the other utility companies regarding relocation. The City will be retaining a PUE over the alley to be vacated and portions of the street to be vacated to cover utility infrastructure that will be in those areas.

The vacation has been reviewed by the customary City Departments and local utility companies and complies with all Development Ordinance standards.

### Requested Action/Recommendation

Notices have been sent to property owners within 200 feet regarding this proposed vacation. At the time of this writing, no comments have been received.

Considering the above, the Planning and Zoning Commission recommends **APPROVAL** as presented.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF AMARILLO, TEXAS DETERMINING LACK OF PUBLIC NECESSITY FOR PUBLIC RIGHTS-OF-WAY (ALLEY AND STREET) IN THE VICINITY OF SOUTHEAST FIFTH AVENUE AND JOHNSON STREET, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN DESCRIBED RIGHTS-OF-WAY, SAVE AND EXCEPT A PUBLIC UTILITY EASEMENT; AUTHORIZING THE CITY MANAGER TO CONVEY SUCH REAL PROPERTY TO ABUTTING LANDOWNERS; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**

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**WHEREAS**, The City of Amarillo petitioned to abandon a 29,981 square foot portion of alley and street rights-of-way located in the vicinity of Southeast Fifth Avenue and Johnson Street, Potter County, Texas; and

**WHEREAS**, after reviewing information presented, the Planning and Zoning Commission of the City of Amarillo has recommended to the City Council that there is no public necessity for the following-described alley and street rights-of-way; and

**WHEREAS**, the City Council, having reviewed said recommendation and having considered all relevant information pertaining to the proposed vacation described below, is of the opinion that same is no longer needed for public purposes; and

**WHEREAS**, the City Council further decides that such vacation of alley and street rights-of-way; and

**WHEREAS**, the City Council further determined that this alley and street rights-of-way vacation and abandonment is not detrimental or injurious to the public health, safety or general welfare, or otherwise offensive to the neighborhood and is in the best interest of the City of Amarillo's citizens.

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

**SECTION 1:** The herein-described alley and street rights-of-way be vacated and abandoned for public purposes:

Vacation of two public rights-of-way, being a public street (SE 6th Avenue) located adjacent to Blocks 354 and 355 of Mirror's Addition, and the public alley located in Block 355 of Mirror's and Holland's Addition, all additions to the City of Amarillo, being in Section 155 and 156, Block 2, A.B.&M. Survey, Potter County, Texas being described in Exhibit A attached and incorporated herein.

SAVE AND EXCEPT: A Public Utility Easement is hereby retained over the entire area of abandonment. Upon completed relocation/rerouting of existing utility equipment, said portion of the Public Utility Easement encroached upon with a structure and/or no longer containing utility equipment, shall be abandoned entirely.

**SECTION 2:** The City Manager is authorized to execute an instrument of conveyance to abutting landowner(s) as allowed by law.

**SECTION 3: Repealer.** All ordinances and resolutions or parts thereof in conflict with this Ordinance are hereby repealed to the extent of conflict with this Ordinance.

**SECTION 4: Severability.** If any provision, section, subsection, clause or the application of sale to any person or set of circumstances for any reason is held to be unconstitutional, void

LSS 9/20/2022

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 5: Effective Date.** This Ordinance shall be effective from and after its date of final passage.

**INTRODUCED AND PASSED** by the City Council of the City of Amarillo, Texas, on First Reading this the 27<sup>th</sup> day of September, 2022; and PASSED on Second and Final Reading this the 11<sup>th</sup> day of October, 2022.

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

ATTEST:

\_\_\_\_\_  
Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

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

## Exhibit A (1 of 2)

FIELD NOTES for a 0.69 acre tract of land being a portion of S.E. 6th Avenue right-of-way between S. Johnson Street and S. Grant Street and all of the alley in Block 355, Mirror's Addition, City of Amarillo, Potter County, Texas, and more particularly described as follows:

BEGINNING at a 1/2" iron pipe found at the intersection of the east right-of-way line of S. Johnson Street and the north right-of-way line of said S.E. 6th Avenue same being the southwest corner of Block 355, Mirror's Addition, for the most westerly northwest corner of this tract.

THENCE S. 80° 34' 19" E., along said north right-of-way line, a distance of 139.96 feet to a 1/2" iron pipe found with a yellow cap at the intersection of said north right-of-way line and the west line of a 20.0' alley for a corner of this tract.

THENCE N. 09° 25' 59" E., along said west alley line, a distance of 300.00 feet to a 1/2" iron pipe found at the intersection of said west alley line and the south right-of-way line of S.E. 5th Avenue for the most northerly northwest corner of this tract.

THENCE S. 80° 34' 19" E., along said south right-of-way line, a distance of 20.00 feet to the intersection of said south right-of-way line and the east line of said 20.0' alley for the most northerly northeast corner of this tract.

THENCE S. 09° 25' 59" W., along said east alley line, a distance of 300.00 feet to a Mag nail found at the intersection of said east alley line and said north right-of-way line of said S.E. 6th Avenue for a corner of this tract.

THENCE S. 80° 34' 19" E., along said north right-of-way line, a distance of 139.96 feet to an "X" etched in concrete found at the intersection of said north right-of-way line and the west right-of-way line of S. Grant Street same being the southeast corner of said Block 355 for the most easterly northeast corner of this tract.

THENCE S. 09° 25' 18" W. a distance of 79.96 feet to an "X" etched in concrete found at the intersection of said west right-of-way line of S. Grant Street and the south right-of-way line of said S.E. 6th Avenue same being the northeast corner of Block 354, Mirror's Addition, for the southeast corner of this tract.

# Exhibit A (2 of 2)

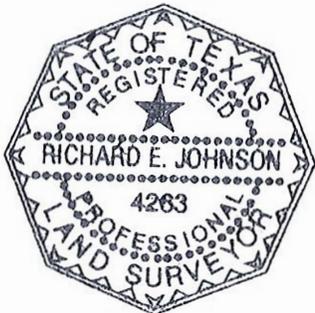
THENCE N. 80° 34' 19" W. a distance of 299.94 feet to an "X" etched in concrete set at the intersection of said east right-of-way line of S. Johnson Street and said north right-of-way line of said S.E. 6th Avenue same being the northwest corner of said Block 354 for the southwest corner of this tract.

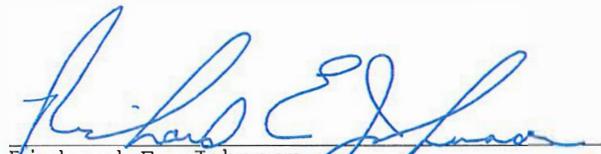
THENCE N. 09° 26' 05" E. a distance of 79.96 feet to the place of BEGINNING and containing 0.69 acres (29,981 square feet) of land.

\* \* \* \* \*

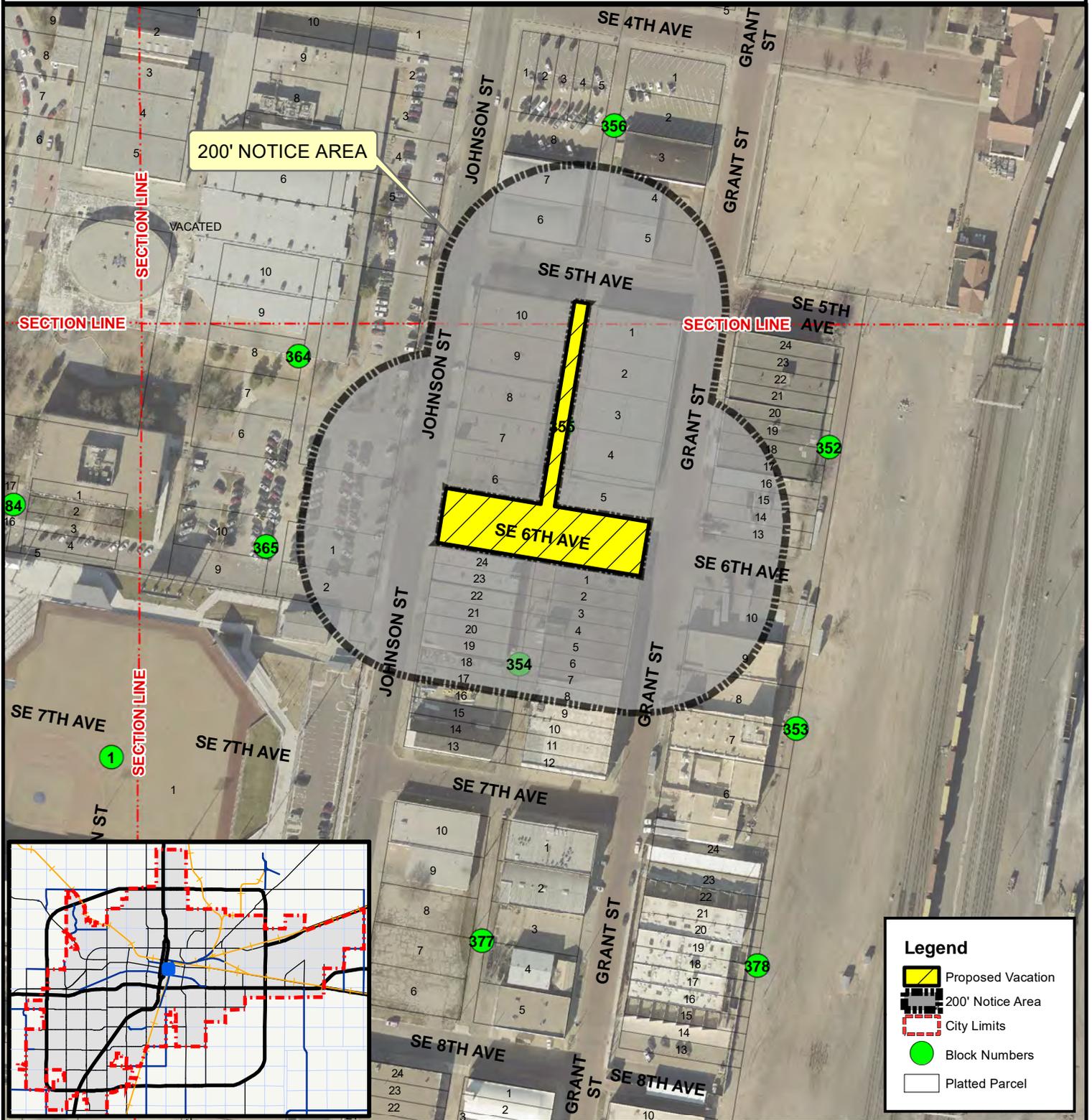
STATE OF TEXAS : KNOW ALL MEN BY THESE PRESENTS, that I,  
COUNTY OF COLLINGSWORTH : Richard E. Johnson, Registered  
Professional Land Surveyor, do hereby  
certify that I did cause to be surveyed  
on the ground the above described tract of land, and to the best of my  
knowledge and belief, the said description is true and correct.

IN WITNESS THEREOF, my hand and seal, this the 8th day of August, A.D.,  
2022.



  
Richard E. Johnson  
Registered Professional  
Land Surveyor #4263

# CASE V-22-03 STREET & ALLEY VACATION



**Legend**

- Proposed Vacation
- 200' Notice Area
- City Limits
- Block Numbers
- Platted Parcel

## CITY OF AMARILLO PLANNING DEPARTMENT

**Scale:** 1 inch = 200 feet  
**Date:** 8/11/2022  
**Case No:** V-22-03



V-22-03 Vacation of two public rights-of-ways, being a public street (SE 6th Avenue) located adjacent to Blocks 354 and 355 of Mirror's Addition, and the public alley located in Block 355 of Mirror's and Holland's Addition, all additions to the City of Amarillo, being in Section 155 and 156, Block 2, A.B.&M. Survey, Potter County, Texas.

**VICINITY:** SE 5th Ave. and Johnson St.  
**APPLICANT/S:** City of Amarillo

**AP: O-12**

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Regular Agenda Item – Public Hearing
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<b>Department</b>	Planning and Development Services Brady Kendrick – Planner II
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**Agenda Caption**

**PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8018**  
 Public hearing and first reading to consider an ordinance rezoning Lot 1A, Block 118, Mrs. M.D. Oliver-Eakles Addition Unit No. 3, an addition to the City of Amarillo, in Section 171, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 1 with Specific Use Permit 78 to Residential District 1 with Specific Use Permit 78A for increased lot coverage, reduced setbacks, and a change in hours of operation.  
 VICINITY: SW 25TH Ave. and Jackson St.  
 APPLICANT/S: Gene Mayfield for Amarillo Bible Chair

**Agenda Item Summary**

**Adjacent land use and zoning**

Adjacent zoning consists of Residential District 1 with Specific Use Permit 3 to the north, and Residential District 1 in all other directions.

Adjacent land uses consist of an Amarillo College parking lot to the north, single-family detached homes to the south and east, and a Memorial park to the west.

**Proposal**

The applicant is proposing a change in zoning in order to construct a new building to replace the existing Amarillo Bible Chair building on site. With the existing site plan addressing maximum allowed lot coverage, hours of operation, and because the new intuitional building’s setbacks would need to adhere to current zoning ordinance standards, an amendment to the current site plan is necessary. Therefore, the applicant is requesting an increase in lot coverage, reduced setbacks, and a change in hours of operation.

**Analysis**

Amarillo Bible Chair originally obtained a Specific Use Permit (SUP), S-78, to operate at this location in 1988. The Bible Chair repurposed an existing residence on the lot to host classes, a worship location, and a gathering place while also hosting a campus Christian Club.

The Planning and Zoning Commission notes that the Comprehensive Plan’s Future Land Use and Character Map identify this tract as being in the Neighborhood Conservation Category which does allow for institutional land uses at the periphery of neighborhoods when appropriate.

Given the location of the applicant’s tract is at the periphery of the single-family neighborhood, immediately adjacent to the Amarillo College Campus, and Memorial Park, the Planning and Zoning Commission is of the opinion that this site continues to be an appropriate location for a smaller scale institutional land-use as recommended by the Future Land Use and Character Map.

The proposed structure is 2,800 square feet in size. Compared to the max lot coverage of 21 percent noted on the SUP site plan, the new building would represent an increase in lot coverage of 10 percent that would result in a 31 percent total lot coverage. Although an increase lot coverage from what is currently allowed, the Planning and Zoning Commission believes the increase is not detrimental due to the fact that a residential structure on the site could be built up to 45 percent and an institutional land use could utilize 50 percent of the lot.

As mentioned previously, with the current site plan stating all other area standards needing to comply with the zoning ordinance and a new building being proposed, the new building would be required to follow setbacks for an institutional building listed in the zoning ordinance.

The following information is related to required and proposed setbacks.

Setbacks required of new institutional buildings:

Front-yard Setback (Jackson St):	25 feet
Front-yard Setback (SW 25 <sup>th</sup> Ave):	25 feet
Interior Side-yard Setback:	20 feet

Setbacks proposed:

Front-yard Setback (Jackson St):	30 feet
Front-yard Setback (SW 25 <sup>th</sup> Ave):	15 feet
Interior Side-yard setback:	8 feet

In summary, a reduction of 10 feet along SW 25<sup>th</sup> and 12 feet is along the interior lot line is being proposed. The setback along Jackson St will exceed what is required by 5 feet.

Considering the residence immediately to the east of the applicant's site is observing a similar setback along SW 25<sup>th</sup> Ave of approximately 12 feet and an Amarillo College parking lot is immediately to the north, the Planning and Zoning Commission is of the opinion that the proposed setback of 15 feet along SW 25<sup>th</sup> Ave is appropriate and would not result in any detrimental impacts to the neighborhood.

Regarding the interior Side-yard Setback, although the proposed interior Side-yard Setback is less than what would be required to be adhered to for institutional buildings, the Planning and Zoning Commission is of the opinion that allowing an 8-foot Interior Side-yard Setback would not create any negative impacts on the adjacent residence. This belief is based on the fact that the existing structure is currently setback only 8-feet and that a 6-foot solid wood screening fence along interior property line will be constructed.

The change in hours of operation from what is currently listed in the SUP are as follows:

Hours of operation per SUP:	8am to 5pm
Proposed Hours of operation:	8am to 9:45pm

The proposed hours of operation are being requested to reflect current Bible Chair operating hours which have been in effect for a number of years now. Activities in the evening would include nigh classes on certain nights of the week and occasional group gatherings in the evening.

Additional development standards of note, the site will be allowed to have one non-illuminated wall sign on the north elevation of the proposed building, two permanent employees, 6,882 square feet of landscaping, six trees, and shared parking with Amarillo College.

Considering all the above, the Planning and Zoning Commission is of the opinion that allowing the applicant's request would be appropriate given its location at the periphery of the neighborhood and could represent an appropriate transition between the single-family neighborhood and Memorial Park and the Amarillo College campus. The Planning and Zoning Commission is aware that there are concerns about the architectural styling of the new building proposed. With the passing of Texas House Bill 2439 in 2019, cities are no longer able to dictate specific building materials, architectural styling, and/or specific characteristics of a building.

It is worth noting that, the applicant did obtain an appraisal from a licensed Real Estate Appraiser for the proposed project. It was the opinion of the Appraiser that the project, if allowed, would not negatively affect the property values of the adjacent properties in the area if the project were to move forward.

**Requested Action/Recommendation**

Notices were sent to all property owners within 200 feet as required by State Law. As of this writing, six comments in support and five comments in opposition have been noted on the request. The primary concerns expressed from the five individuals included:

- Concerns about a commercial style building being allowed in a residential area.

- Concerns that if approved, this would further erode the neighborhood and allow the college to expand further.
- Concerns that the building was not a good fit for the area in character and would be a negative impact on a historic neighborhood and would not enhance the area. Also was concerned the scale of the building was not appropriate.
- Concerns about increases in traffic and noise and hours of operation.

Considering House Bill 2439 no longer allows cities to dictate building materials and/or architectural styling (which prior to 2019 were often considerations in allowing non-residential uses in proximity to residential areas) and the belief that the requested setbacks and lot coverage were minimal in nature, the Planning and Zoning Commission recommends **APPROVAL** of the rezoning request as presented.

**ORDINANCE NO. \_\_\_\_\_**

**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 SOUTHWEST TWENTY-FIFTH AVENUE AND JACKSON STREET, POTTER 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 Lot 1A, Block 118, Mrs. M.D. Oliver-Eakles Addition Unit No. 3, an addition to the City of Amarillo, in Section 171, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 1 with Specific Use Permit 78 to Residential District 1 with Specific Use Permit 78A for increased lot coverage, reduced setbacks, and a change in hours of operation, site plan attached and incorporated herein.

**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 27th day of September, 2022 and PASSED on Second and Final Reading on this the 11<sup>th</sup> day of October, 2022.

---

Ginger Nelson, Mayor

ATTEST:

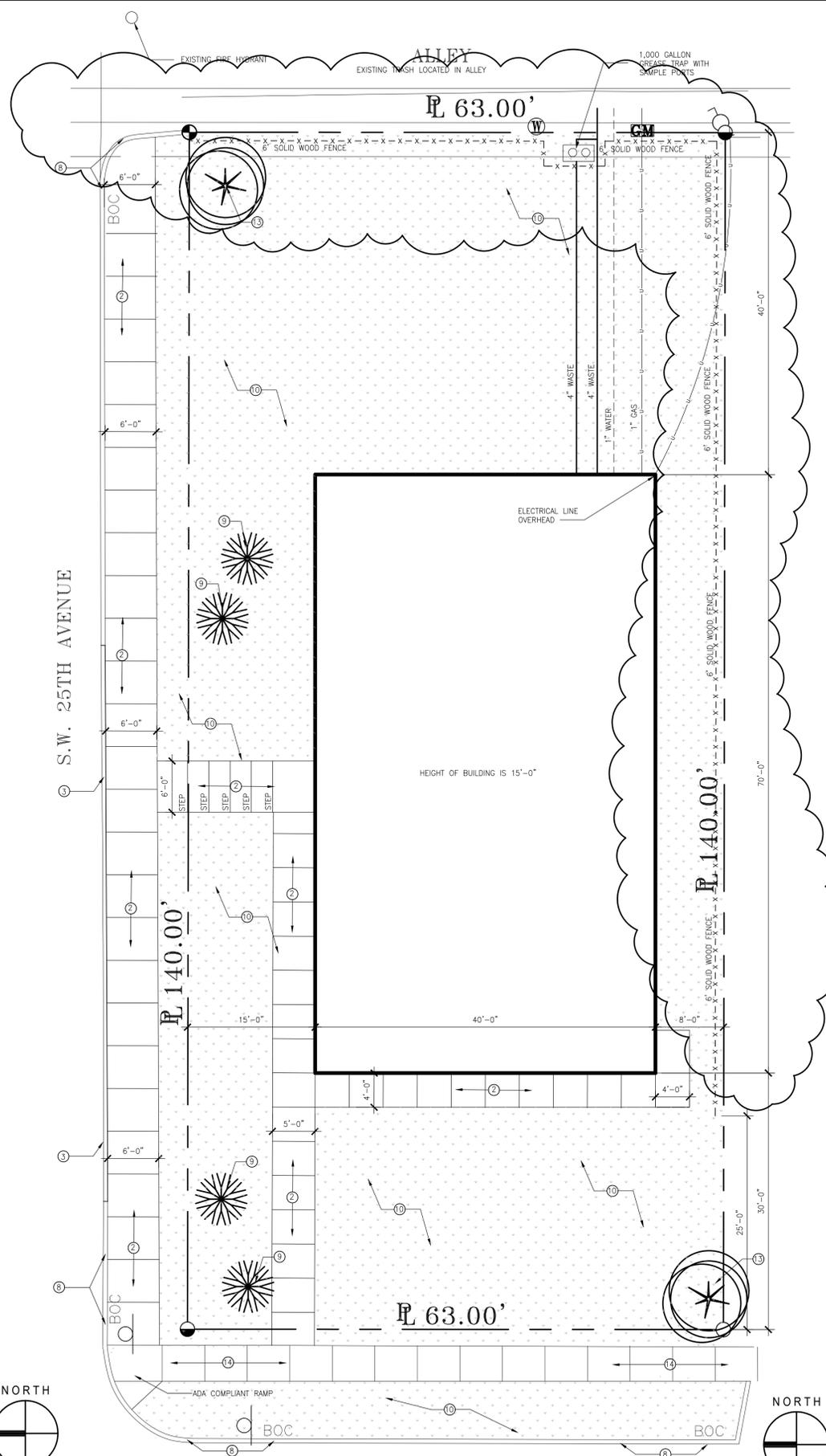
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Stephanie Coggins  
City Secretary

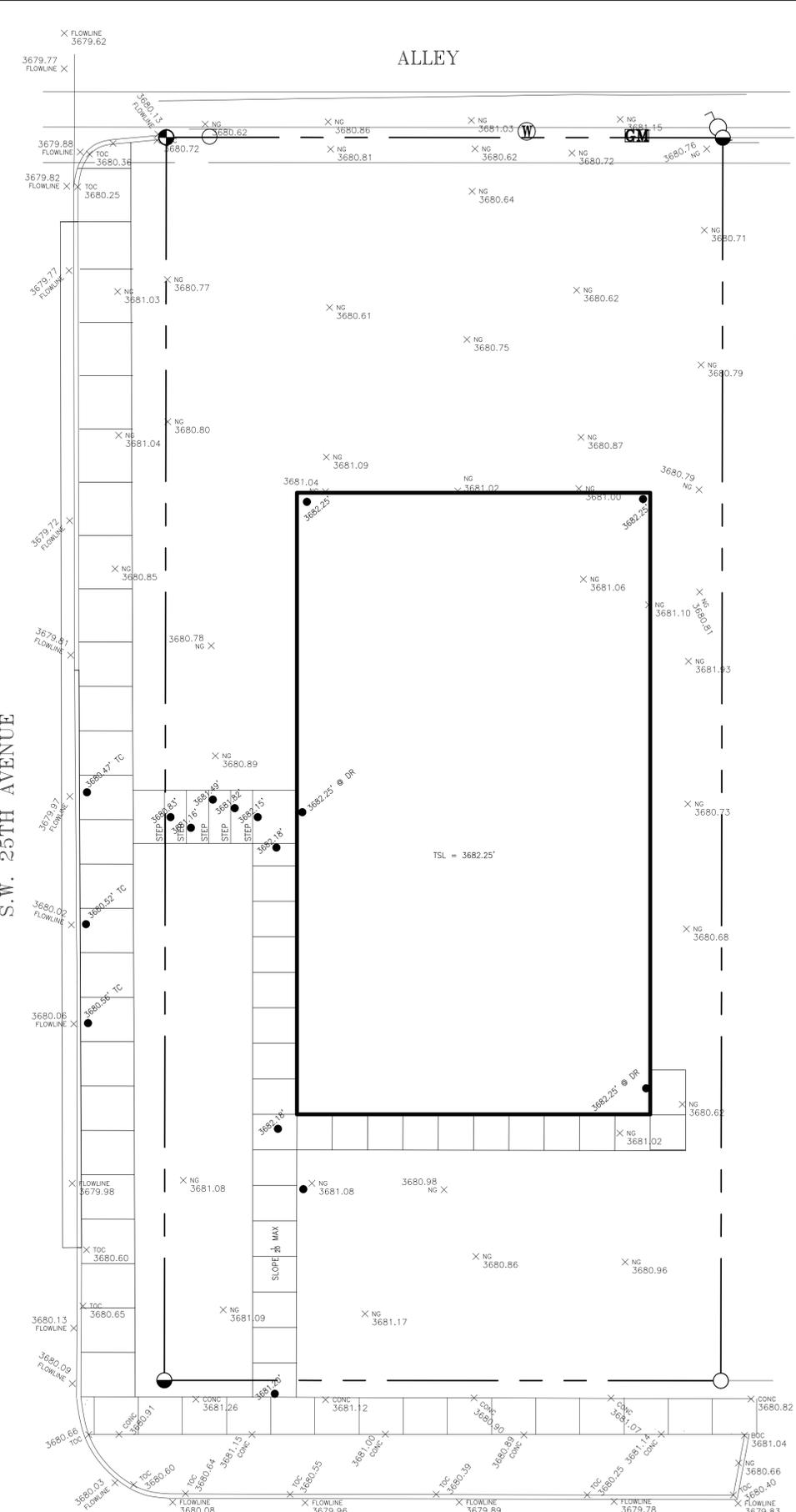
APPROVED AS TO FORM:

---

Bryan McWilliams,  
City Attorney



SP1.01 SITE PLAN  
SCALE 1/8" = 1'-0"



SP1.02 GRADING PLAN  
SCALE 1/8" = 1'-0"

**SITE PLAN NOTES**

- 1) NOT USED
- 2) CONC SIDEWALK 4" THK. REINF. W/ #3'S @ 16" OCEW
- 3) CONC CURB & GUTTER
- 4) NOT USED
- 5) NOT USED
- 6) NOT USED
- 7) NOT USED
- 8) EXG CURB & GUTTER
- 9) NEW 2" CALIPER SHADE TREES
- 10) SOD AND SPRINKLER SYSTEM
- 11) NOT USED
- 12) NOT USED
- 13) EXISTING TREE TO REMAIN
- 14) EXISTING CONCRETE WALK TO REMAIN

NOTE: SIGNS ARE SHOWN FOR REFERENCE ONLY. SIGN PERMITTING AND APPROVAL IS A SEPARATE PROCESS THROUGH THE CITY OF AMARILLO BUILDING SAFETY DEPARTMENT. SITE PLAN APPROVAL DOES NOT APPROVE THE SIGNS. TREES TO BE ONE OF THE CITY APPROVED TREES FOR THIS AREA AND REGION. OWNER TO SELECT.



AREA MAP

**LANDSCAPE PLAN POINT CALCULATION WORKSHEET**

All submitted landscape and irrigation plans must achieve a score of AT LEAST 20 POINTS in order to be approved.

LANDSCAPE COMPONENT	POINT VALUE	
75% of all plant materials are water efficient as listed within the Recommended Plant List	15	15
For all required trees, each tree size meets or exceeds 3 caliper	2	0
All parking lot trees are planted in a Parking Lot Island greater than 64 square feet per tree	5	0
For all areas 4 feet or less in any dimension, Non-Living Landscape Materials with a permeable weed barrier are used	2	0
Preservation of each existing healthy tree 2 caliper inches or greater	5	0
Subsurface irrigation is used for all Turf Grass	10	0
Drip irrigation systems are used within all planting beds	5	0
Landscape plan designed and sealed by a registered landscape architect	2	0
Permeable weed barrier installed in all planting beds	2	2
Landscape area provided exceeds requirement by an additional 10 percent	2	2
Installation of each additional parking lot tree above the minimum requirement	2	0
Root barriers are used to prevent Hardscape damage as trees grow	5	5
More than 50% of Total Required Landscaped Area is Blue grass or other cool season Turf Grass. This does not include tall turf-type fescue grass varieties	-5	0
Planting of each variety of tree not listed on the Recommended Plant List	-2	0
<b>POINT TOTAL</b>		<b>24</b>

ANY PLANTING, TREES, AND SOD WILL BE FROM THE WATER EFFICIENT SPECIES LIST PER THE CITY RECOMMENDED PLANT LIST.

**LEGAL DISCRPTION**

All of Lot 1 and the North Eight Feet (N/8') of Lot 2, Block 118, Mrs. M.D. Oliver-Eagle's Subdivision of Blocks 38 thru 55, 59 thru 119 and 125 thru 146 of the Mrs. M.D. Oliver-Eagle Addition to the City of Amarillo in Potter and Randall Counties, Texas, according to the map or plat thereof, recorded in Volume 51, Page 533 of the Deed Records of Potter County, Texas.

**BUILDING**

"AMARILLO BIBLE CHAIR- INSTITUTION OF RELIGIOUS, CHARITABLE, OR PHILANTHROPIC NATURE" THE USE OF THE SPACE WILL BE USED FOR GATHERING

BUILDING WILL NOT BE SPRINKLERED  
BUILDING WILL BE CLASSIFIED AS AN A-3

BUILDING DATA:  
A-3 1,547 SQ. FT.  
B 1,016 SQ. FT.  
MISC 237 SQ. FT.

TOTAL SQUARE FEET 2,800 SQ. FT.

OCCUPANCY  
A-3 103 PEOPLE  
B 10 PEOPLE  
113 OCCUPANTS

**BUILDING CODE INFORMATION**

BUILDING CODE  
2015 INTERNATIONAL BUILDING CODE  
OCCUPANCY CLASSIFICATION  
A-3  
TYPE OF CONSTRUCTION  
TYPE V (B) CONSTRUCTION.  
FIRE SPRINKLERS  
BUILDING IS NOT SPRINKLERED

MAIL DELIVERY WILL BE TO THE MAIN OFFICES  
WATER WILL BE CONNECTED TO THE EXISTING WATER SERVICE EAST OF THE EAST WASTE LINE WILL BE CONNECTED TO THE EXISTING SERVICE EAST OF BUILDING ELECTRICAL SERVICE WILL BE CONNECTED TO THE EXISTING OVERHEAD SERVICE TRASH SERVICE IS CITY PROVIDED  
4 NEW TREES TO BE ADDED MIN. OF 2" CALIPER

8,820 SQ. FT. OF DEVELOPED LAND  
6,882 SQ. FT. OF IRRIGATION AND SOD

OWNER  
BELL AVE. CHURCH OF CHRIST  
1600 BELL ST  
AMARILLO, TX 79106

REGISTERED ARCHITECT  
1817S  
12 SEPT 2022

**Rhodes**  
Architecture Inc.  
600 S. Tyler, Suite 1501  
Amarillo, Texas 79101  
Work ph. 806.468.7641

THE TEXAS BOARD OF ARCHITECTURAL EXAMINERS HAS GRANTED ME, SITE #200, AMARILLO, TX, 79101, PH. 817-395-8000, REGISTRATION OVER INDIVIDUAL LICENSE UNDER THE ARCHITECT REGISTRATION LAW, ARTICLE 284A, V.C.T.C.

OWNERSHIP OF DOCUMENTS INCORPORATED HEREIN AS AN INSTRUMENT OF PROFESSIONAL SERVICE IS THE PROPERTY OF RHODES ARCHITECTURE, INC. IT IS NOT TO BE LOANED, REPRODUCED OR IN PART FOR ANY OTHER PROJECT WITHOUT THE WRITTEN AUTHORIZATION OF RHODES ARCHITECTURE, INC.

REVISION #3

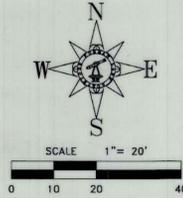
**AMARILLO BIBLE CHAIR**  
2501 S. JACKSON AMARILLO, TX

PROJECT NO. 2206.00  
SHEET TITLE  
SITE PLAN  
DATE OF ISSUE  
22 JUN 2022  
SHEET NO.  
**SP1**



VICINITY MAP  
NOT TO SCALE

- LEGEND:**
- 1/2" IRON ROD W/CAP FND STAMPED "FURMAN RPLS"
  - 1/2" IRON ROD FND
  - 1/2" IRON PIPE FND
  - ADDRESS (PROVIDED BY CITY OF AMARILLO, SUBJECT TO CHANGE WITHOUT NOTICE)
  - \*XXXX



**NOTES**

- 1) THIS PLAT IS WITHIN THE AMARILLO CITY LIMITS.
- 2) THIS PLAT DOES NOT LIE WITHIN A FLOOD HAZARD ZONE ACCORDING TO THE FEDERAL FLOOD INSURANCE RATE MAP NO. 48375C040C, DATED JUNE 4, 2010. USE OF F.I.R.M. MAPS MUST NOT BE CONSTRUED AS A SPECIFIC SITE FLOOD ELEVATION BY THIS SURVEYOR.

**DESCRIPTION**

A 0.20+/- acre tract of land being all of Lot 1 and the North 8 feet of Lot 2, Block 118 of the Subdivision of Blocks 38 through 119 & 125 through 146, Mrs. M.D. Oliver-Eakle's Addition, an addition to the City of Amarillo according to the map or plat thereof, recorded in Volume 51, Page 553 of the Deed Records of Potter County, Texas, same being that certain tract of land conveyed to the Bell Avenue Church of Christ (COC Tract) being described in that certain instrument recorded under Clerk's File No. 20170PR0000817 of the Official Public Records of Potter County, Texas, said 0.20+/- acre tract of land having been surveyed on February 9, 2022 by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod with cap (FURMAN) found for the Northwest corner of said Lot 1, same being the Northwest corner of this tract of land;

THENCE N. 89° 57' 34" E. 140.00 feet to a 1/2 inch iron rod found for the Northeast corner of said Lot 1, same being the Northeast corner of this tract of land;

THENCE S. 00° 05' 27" E. 63.00 feet to a 1/2 inch iron rod with cap (FURMAN) found for the Southeast corner of said COC Tract, same being the Southeast corner of this tract of land;

THENCE S. 89° 57' 34" W. 140.00 feet to a 1/2 inch iron pipe found for the Southwest corner of said COC Tract, same being the Southwest corner of this tract of land;

THENCE N. 00° 05' 27" W. 63.00 feet to the PLACE OF BEGINNING and containing 0.20 acres of land, more or less.

**OWNERS ACKNOWLEDGEMENT**

THE STATE OF TEXAS KNOW ALL MEN BY THESE PRESENTS  
COUNTY OF POTTER

THAT THE UNDERSIGNED, GENE MAYFIELD FOR BELL AVENUE CHURCH OF CHRIST, BEING THE PRESENT OWNERS OF THE LAND SHOWN AND DESCRIBED ON THIS MAP AND PLAT HAVE CAUSED ALL OF SAID LANDS TO BE SURVEYED, SUBDIVIDED, PLATTED, AND DESIGNATED AS MRS. M.D. OLIVER-EAKLE'S ADDITION UNIT NO. 3, AN ADDITION TO THE CITY OF AMARILLO, TEXAS AND SO DECLARE THAT ALL OF THE STREET, ALLEYS, LANES AND EASEMENTS SHOWN UPON SUCH MAP AND PLAT ARE DEDICATED TO THE PUBLIC FOREVER TO BE USED AS SUCH.

EXECUTED THIS 11th DAY OF May, 2022.

**ATTEST**

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

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY GENE MAYFIELD.

THIS 11th DAY OF May, 2022.

NOTARY PUBLIC, STATE OF TEXAS

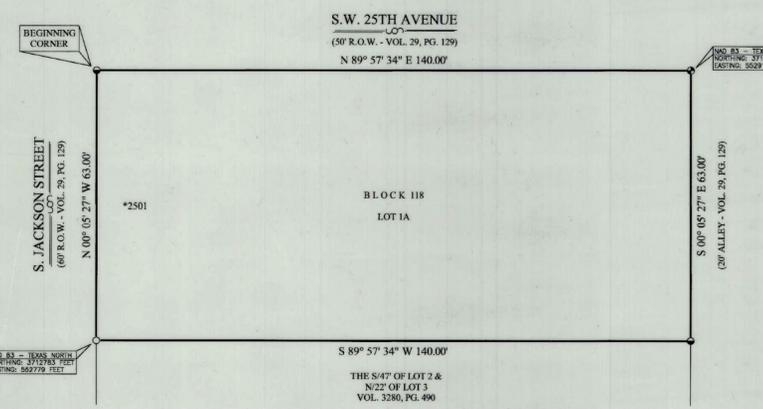


**APPROVAL**

APPROVED BY THE DESIGNATED CITY OFFICIAL OF THE CITY OF AMARILLO TEXAS.

ON THIS 6th DAY OF May, 2022.

DESIGNATED CITY OFFICIAL



**8,820 SQ. FT. OF DEVELOPED LAND**  
6,882 SQ. FT. OF IRRIGATION AND SOD = 75% LOT COVERAGE

**CERTIFICATE**

I DO HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF; THAT IT WAS PREPARED FROM A PERIMETER SURVEY MADE ON THE GROUND BY ME OR BY OTHERS UNDER MY DIRECT SUPERVISION WITH MONUMENTS, SET OR FOUND AS INDICATED, AT ALL PERIMETER CORNERS ON THIS 9TH DAY OF FEBRUARY, 2022.



DARYL R. FURMAN RPLS 5374  
REGISTERED PROFESSIONAL LAND SURVEYOR

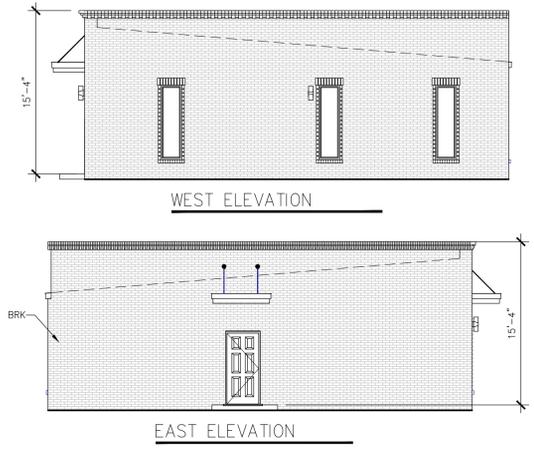
**MRS. M.D. OLIVER-EAKLE'S ADDITION UNIT NO. 3**

AN ADDITION TO THE CITY OF AMARILLO, BEING A REPLAT OF ALL OF LOT 1 AND A PORTION OF LOT 2, BLOCK 118 MRS. M.D. OLIVER-EAKLE'S SUBDIVISION OF BLOCKS 38 THRU 119 & 125 THRU 146 IN SECTION 171, BLOCK 2 A.B. & M. SURVEY POTTER COUNTY, TEXAS 0.20+/- ACRES

**FURMAN LAND SURVEYORS, INC.**  
SURVEYING - MAPPING - CONSULTING  
TEXAS - OKLAHOMA - NEW MEXICO - KANSAS - COLORADO

DARYL R. FURMAN, RPLS - DANIEL R. FURMAN, RPLS - DONALD R. FURMAN, RPLS  
CASEY A. MANN, RPLS - LANDON M. STOKES, RPLS  
HEATHER LYNN LEMONS, RPLS - KYLIE L. BRADY, RPLS  
CHASE ROME, SIT - LEONARD A. MC LAUGHLIN, SIT  
TEXAS FIRM # 10092000 & 10092401  
P.O. BOX 1416 - AMARILLO, TEXAS 79101 - (806) 374-4246 - FAX (806) 374-4288  
P.O. BOX 464 - DUMAS, TEXAS 79029 - (806) 934-1405 - FAX (806) 934-1402

PROJECT NO. 2230176 FILE NO. N-13  
DRAWING NO. P \ SUB 2 \ POTTER \ N-13 \ 2230176 \ 2230176



**BUILDING**

"AMARILLO BIBLE CHAIR- INSTITUTION OF RELIGIOUS, CHARITABLE, OR PHILANTHROPIC NATURE"  
THE USE OF THE SPACE WILL BE USED FOR GATHERING

**SPECIFIC USE**

THE USE OF THE SPACE WILL BE USED FOR GATHERING  
THE OWNER'S REQUEST THE DEMO OF THE EXISTING RESIDENTIAL HOUSE THAT HAS BEEN USED BY THE AMARILLO BILE CHAIR TO SUPPORT THE AMARILLO COLLEGE COMMUNITY. THE OWNERS WOULD LIKE TO CONSTRUCT A NEW BUILDING ON THE SITE. THIS BUILDING WILL STILL BE OWNED AND OPERATED BY BELL ST. CHURCH OF CHRIST.

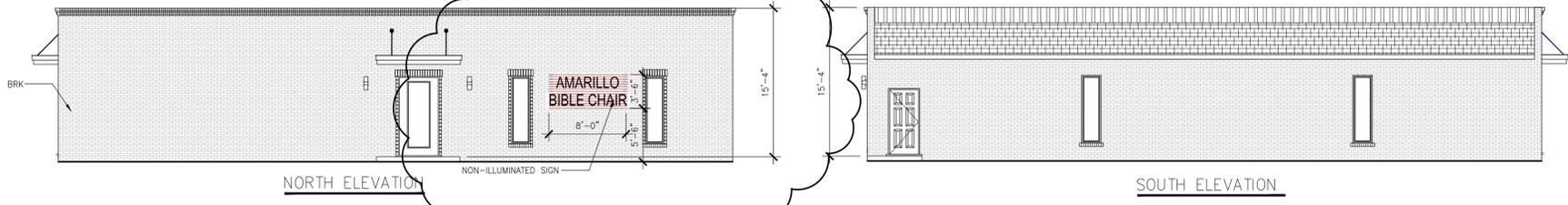
- THE NEW "LOOK" WILL REFLECT THE FACADE OF THE AMARILLO COLLEGE CAMPUS.
- THIS BUILDING WILL BE OPERATED BY 2 FULL TIME EMPLOYEES.
- THE HOURS OF OPERATION WILL BE MONDAY - FRIDAY 8:00 AM TO 9:45 PM
- THE OFF STREET PARKING WILL BE PROVIDED BY AMARILLO COLLEGE'S PAVED PARKING LOT LOCATED NORTH OF THE SITE.
- THE ONLY SIGNAGE WILL BE A NON-ILLUMINATED SIGN LOCATED ON THE BUILDING.

- Site Data and Development Standards**
- Name of Development: Amarillo Bible Chair
  - Legal: 1A, Block 118, Mrs. M.D. Oliver-Eakle's Unit Number 3
  - Purpose of Amendment: Construction of new building for Amarillo Bible Chair
  - Existing Zoning: R-1/578
  - Proposed Zoning: R-1/Amended 578
  - Total Area of Property: 8,820 square feet.
  - Lot Coverage: 31.74%
  - Setbacks: As shown on site plan.
  - Number of Employees: 2
  - Hours and days of operation: Monday through Friday 8am to 9:45pm
  - Trash Collection: Public Pick-up in alley.
  - Allowed land uses: Institution of Religious, Charitable, or Philanthropic Nature (Amarillo Bible Chair)
  - No use other than that allowed under Residential District 1 or that which is specified by this Specific Use Permit amendment is allowed. Any other use change shall require a zoning amendment for this site.
  - Landscape will comply with the City of Amarillo Landscape Ordinance.
  - Maximum Building Height: 1 Story (16 feet).
  - Parking: All off-street parking will be provided on paved parking lot of Amarillo College located immediately north of and adjacent to SW 25th Ave.
  - All parking and driveways shall conform to the requirements of Section 9 of the Development Policy Manual of the City of Amarillo unless noted otherwise.
  - Only one sign is allowed for the site. This sign shall be a non-illuminated wall sign mounted on the north elevation of the building as shown on the site plan (regarding location and size). No signs shall be operated on the property that use or have attached any flashing, pulsating, or rotating lighting source or reflector.
  - All exterior lighting shall be directed onto the property in such a manner to minimize or eliminate glare across adjacent property lines.
  - All refuse containers shall be screened and maintained in such a manner as to prevent blowing trash and debris.
  - Any and all utility relocations or adjustments required for this development shall be the responsibility of the developer(s).
  - All fencing, screening, landscaping, driveways, and parking areas shall be maintained in good condition at all times by owners. All landscaping to be installed prior to receiving a certificate of occupancy, or within six months of occupying structure if bad weather exists. All landscape material, trees, grass, shrubs, etc., shall be installed on the site in the same manner as depicted on this site plan and all landscaped areas shall be served with a sprinkler system.
  - This approval of this development by the City of Amarillo in no way shall alter or abrogate requirements of the Uniform Building Code as adopted and amended by the City of Amarillo.
  - The City of Amarillo or its franchised utility shall not be required to replace any obstructions, paving, or plantings that must be removed during the course of maintenance, construction, or reconstruction within any public utility or drainage easement.
  - All exterior mechanical equipment shall be located and/or screened in such a manner as to eliminate or minimize noise and visual impact to adjacent properties.
  - All surface storm water collected on this site shall drain directly to adjacent public right of way or by other means if approved by the City Engineer.
  - The developer shall comply with all ADA requirements.
  - Any additional bulk or area requirement not specifically noted or shown on this site plan shall comply with Residential District 1 (R-1) standards.

I acknowledge and agree to all standards of development as listed and shown on this site plan.

Signature of owner/developer: [Signature]  
Date: Sept 12 2022

**OWNER**  
BELL AVE. CHURCH OF CHRIST  
1600 BELL ST  
AMARILLO, TX 79106  
806-355-2351



MARK	DATE	DESCRIPTION



**Rhodes Architecture, Inc.**  
600 S. Tyler, Suite 1501  
Amarillo, Texas 79101  
Work ph. 806.468.7641

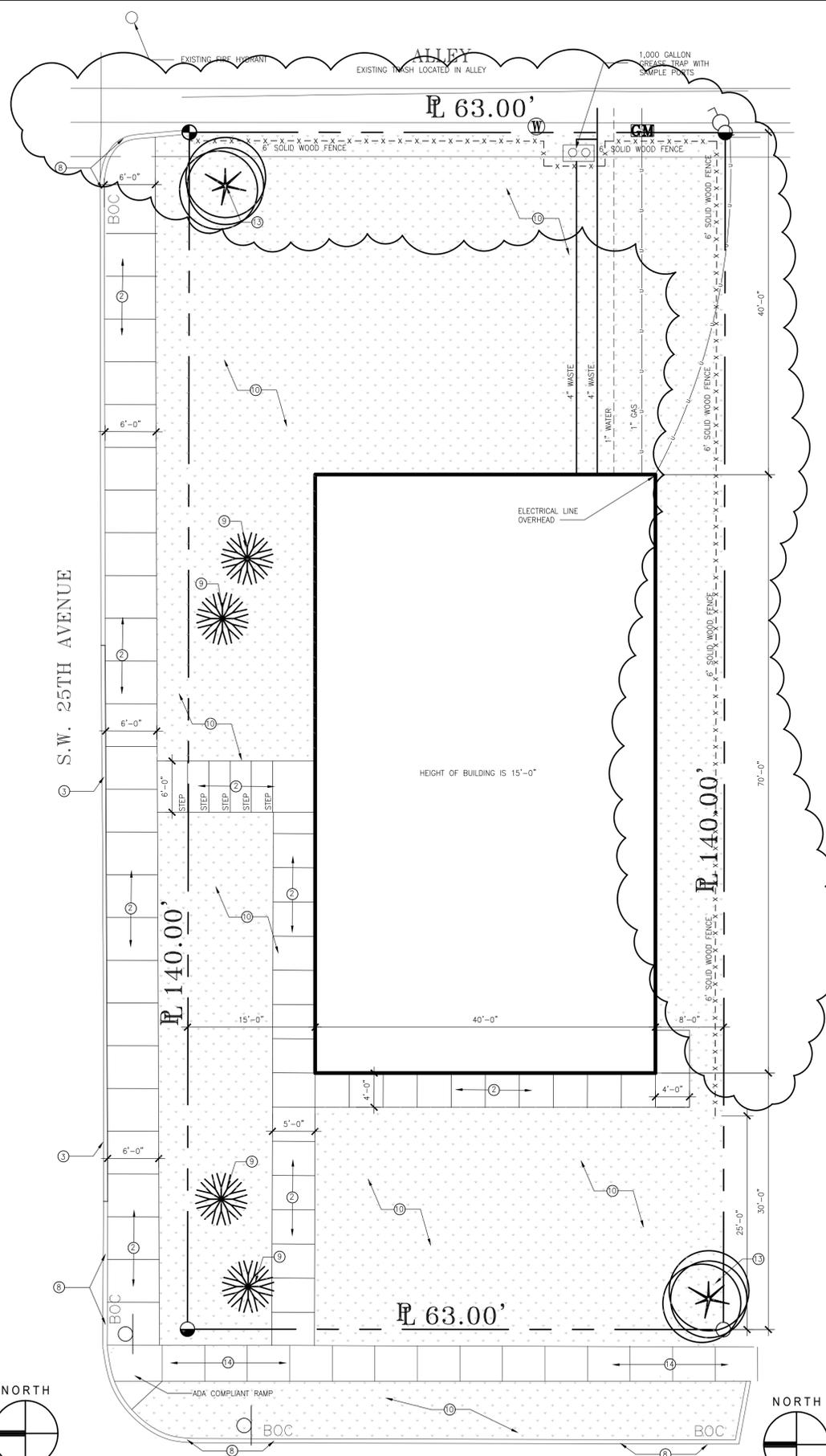
THE TEXAS BOARD OF ARCHITECTURAL EXAMINERS HAS GRANTED THE STATE EXAMINATION TO RHODES ARCHITECTURE, INC. PH. 512-305-8000 HAS JURISDICTION OVER INDIVIDUALS LICENSED UNDER THE ARCHITECT REGISTRATION LAW, ARTICLE 284A V.C.T.C.

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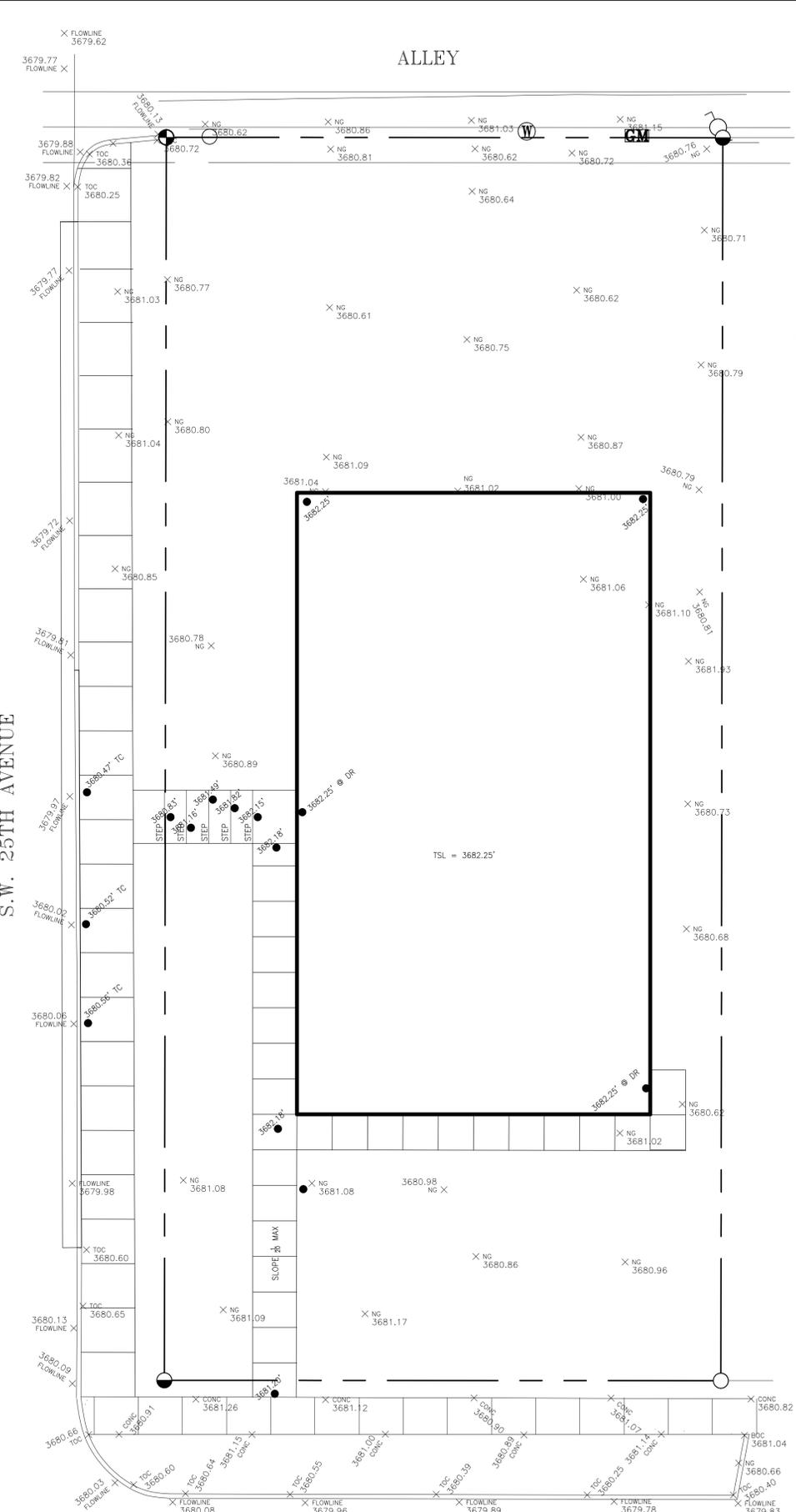
REVISION #3

**AMARILLO BIBLE CHAIR**  
2501 S. JACKSON AMARILLO, TX

PROJECT NO. 2206.00  
SHEET TITLE  
SITE PLAN  
DATE OF ISSUE  
22 JUN 2022  
SHEET NO.  
**SP2**



SP1.01 SITE PLAN  
SCALE 1/8" = 1'-0"



SP1.02 GRADING PLAN  
SCALE 1/8" = 1'-0"

**SITE PLAN NOTES**

- 1) NOT USED
  - 2) CONC SIDEWALK 4" THK. REINF. W/ #3'S @ 16" OCEW
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AREA MAP

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All parking lot trees are planted in a Parking Lot Island greater than 64 square feet per tree	5	0
For all areas 4 feet or less in any dimension, Non-Living Landscape Materials with a permeable weed barrier are used	2	0
Preservation of each existing healthy tree 2 caliper inches or greater	5	0
Subsurface irrigation is used for all Turf Grass	10	0
Drip irrigation systems are used within all planting beds	5	0
Landscape plan designed and sealed by a registered landscape architect	2	0
Permeable weed barrier installed in all planting beds	2	2
Landscape area provided exceeds requirement by an additional 10 percent	2	2
Installation of each additional parking lot tree above the minimum requirement	2	0
Root barriers are used to prevent Hardscape damage as trees grow	5	5
More than 50% of Total Required Landscaped Area is Blue grass or other cool season Turf Grass. This does not include tall turf-type fescue grass varieties	-5	0
Planting of each variety of tree not listed on the Recommended Plant List	-2	0
<b>POINT TOTAL</b>		<b>24</b>

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**BUILDING CODE INFORMATION**

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6,882 SQ. FT. OF IRRIGATION AND SOD

**OWNER**  
BELL AVE. CHURCH OF CHRIST  
1600 BELL ST  
AMARILLO, TX 79106

MARK DATE DESCRIPTION



**Rhodes Architecture Inc.**  
600 S. Tyler, Suite 1501  
Amarillo, Texas 79101  
Work ph. 806.468.7641

THE TEXAS BOARD OF ARCHITECTURAL EXAMINERS HAS GRANTED ME THE STATUS OF REGISTERED ARCHITECT UNDER THE ARCHITECTURE ACT, CHAPTER 901, TITLE 9, SUBTITLE C, OF THE TEXAS GOVERNMENT CODE, EFFECTIVE SEPTEMBER 1, 2009.

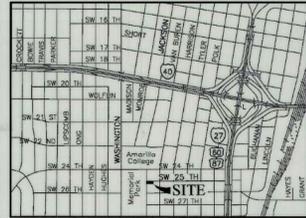
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REVISION #3

**AMARILLO BIBLE CHAIR**  
2501 S. JACKSON AMARILLO, TX

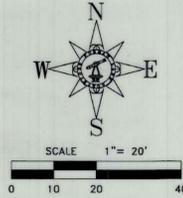
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VICINITY MAP  
NOT TO SCALE

- LEGEND:**
- 1/2" IRON ROD W/CAP FND STAMPED "FURMAN RPLS"
  - 1/2" IRON ROD FND
  - 1/2" IRON PIPE FND
  - ADDRESS (PROVIDED BY CITY OF AMARILLO, SUBJECT TO CHANGE WITHOUT NOTICE)
  - \*XXXX



**OWNERS ACKNOWLEDGEMENT**

THE STATE OF TEXAS KNOW ALL MEN BY THESE PRESENTS  
COUNTY OF POTTER

THAT THE UNDERSIGNED, GENE MAYFIELD FOR BELL AVENUE CHURCH OF CHRIST, BEING THE PRESENT OWNERS OF THE LAND SHOWN AND DESCRIBED ON THIS MAP AND PLAT HAVE CAUSED ALL OF SAID LANDS TO BE SURVEYED, SUBDIVIDED, PLATTED, AND DESIGNATED AS MRS. M.D. OLIVER-EAKLE'S ADDITION UNIT NO. 3, AN ADDITION TO THE CITY OF AMARILLO, TEXAS AND SO DECLARE THAT ALL OF THE STREET, ALLEYS, LANES AND EASEMENTS SHOWN UPON SUCH MAP AND PLAT ARE DEDICATED TO THE PUBLIC FOREVER TO BE USED AS SUCH.

EXECUTED THIS 11th DAY OF May, 2022.

GENE MAYFIELD  
FOR BELL AVENUE CHURCH OF CHRIST  
1600 BELL STREET  
AMARILLO, TEXAS 79106

**ATTEST**

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

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY GENE MAYFIELD.

THIS 11th DAY OF May, 2022.

NOTARY PUBLIC, STATE OF TEXAS



**APPROVAL**

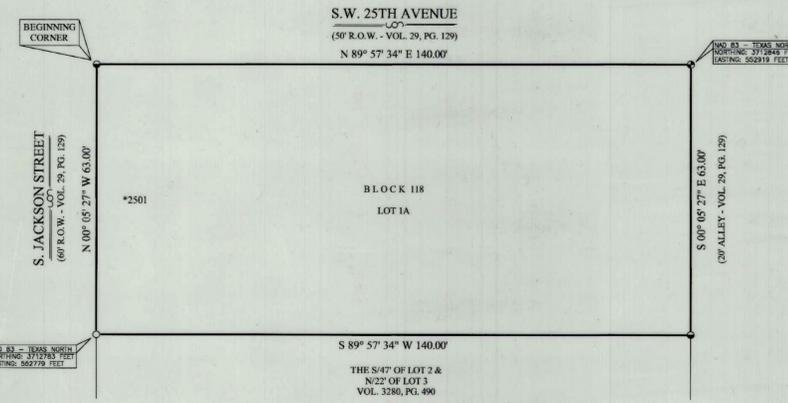
APPROVED BY THE DESIGNATED CITY OFFICIAL OF THE CITY OF AMARILLO TEXAS.

ON THIS 6th DAY OF May, 2022.

DESIGNATED CITY OFFICIAL

FILED OF RECORD  
5/11/22 POTTER  
(DATE) (COUNTY)  
202206PR0006534  
CLERK'S FILE NO.

GRANTEE'S ADDRESS:  
CITY OF AMARILLO  
601 S. BUCHANAN ST.  
AMARILLO, TEXAS 79101



8,820 SQ. FT. OF DEVELOPED LAND  
6,882 SQ. FT. OF IRRIGATION AND SOD = 75% LOT COVERAGE

**CERTIFICATE**

I DO HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF; THAT IT WAS PREPARED FROM A PERIMETER SURVEY MADE ON THE GROUND BY ME OR BY OTHERS UNDER MY DIRECT SUPERVISION WITH MONUMENTS, SET OR FOUND AS INDICATED, AT ALL PERIMETER CORNERS ON THIS 9TH DAY OF FEBRUARY, 2022.



DARYL R. FURMAN RPLS 5374  
REGISTERED PROFESSIONAL LAND SURVEYOR

- NOTES**
- 1) THIS PLAT IS WITHIN THE AMARILLO CITY LIMITS.
  - 2) THIS PLAT DOES NOT LIE WITHIN A FLOOD HAZARD ZONE ACCORDING TO THE FEDERAL FLOOD INSURANCE RATE MAP NO. 48375C0540C, DATED JUNE 4, 2010. USE OF F.I.R.M. MAPS MUST NOT BE CONSTRUED AS A SPECIFIC SITE FLOOD ELEVATION BY THIS SURVEYOR.

**DESCRIPTION**

A 0.20+/- acre tract of land being all of Lot 1 and the North 8 feet of Lot 2, Block 118 of the Subdivision of Blocks 38 through 119 & 125 through 146, Mrs. M.D. Oliver-Eakle's Addition, an addition to the City of Amarillo according to the map or plat thereof, recorded in Volume 51, Page 533 of the Deed Records of Potter County, Texas, same being that certain tract of land conveyed to the Bell Avenue Church of Christ (COC Tract) being described in that certain instrument recorded under Clerk's File No. 20170PR0000817 of the Official Public Records of Potter County, Texas, said 0.20+/- acre tract of land having been surveyed on February 9, 2022 by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

- BEGINNING at a 1/2 inch iron rod with cap (FURMAN) found for the Northwest corner of said Lot 1, same being the Northwest corner of this tract of land;
- THENCE N. 89° 57' 34" E. 140.00 feet to a 1/2 inch iron rod found for the Northeast corner of said Lot 1, same being the Northeast corner of this tract of land;
- THENCE S. 00° 05' 27" E. 63.00 feet to a 1/2 inch iron rod with cap (FURMAN) found for the Southeast corner of said COC Tract, same being the Southeast corner of this tract of land;
- THENCE S. 89° 57' 34" W. 140.00 feet to a 1/2 inch iron pipe found for the Southwest corner of said COC Tract, same being the Southwest corner of this tract of land;
- THENCE N. 00° 05' 27" W. 63.00 feet to the PLACE OF BEGINNING and containing 0.20 acres of land, more or less.

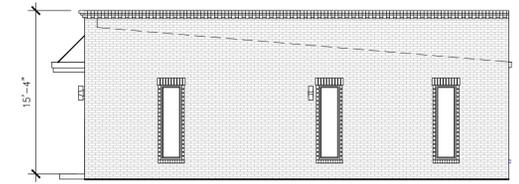
**MRS. M.D. OLIVER-EAKLE'S  
ADDITION  
UNIT NO. 3**

AN ADDITION TO  
THE CITY OF AMARILLO,  
BEING A REPLAT OF  
ALL OF LOT 1 AND A  
PORTION OF LOT 2, BLOCK 118  
MRS. M.D. OLIVER-EAKLE'S  
SUBDIVISION OF BLOCKS  
38 THRU 119 & 125 THRU 146  
IN SECTION 171, BLOCK 2  
A.B. & M. SURVEY  
POTTER COUNTY, TEXAS  
0.20+ ACRES

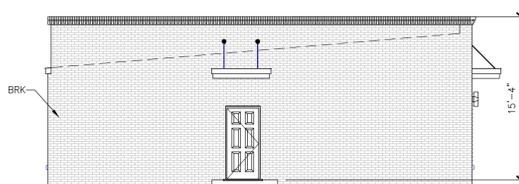
**FURMAN LAND SURVEYORS, INC.**  
SURVEYING - MAPPING - CONSULTING  
TEXAS - OKLAHOMA - NEW MEXICO  
KANSAS - COLORADO

DARYL R. FURMAN, RPLS - DANIEL R. FURMAN, RPLS - DONALD R. FURMAN, RPLS  
CASEY A. MANN, RPLS - LANDON M. STOKES, RPLS  
HEATHER LYNN LEMONS, RPLS - KYLIE L. BRADY, RPLS  
CHASE ROME, SIT - LEONARD A. MC LAUGHLIN, SIT  
TEXAS FIRM # 10092000 & 10092401  
P.O. BOX 1416 - AMARILLO, TEXAS 79101 - (806) 374-4246 - FAX (806) 374-4288  
P.O. BOX 464 - DUMAS, TEXAS 79029 - (806) 934-1405 - FAX (806) 934-1402

PROJECT NO. 2230176 FILE NO. N-13  
DRAWING NO. P \ SUB 2 \ POTTER \ N-13 \ 2230176 \ 2230176



WEST ELEVATION



EAST ELEVATION

**BUILDING**

"AMARILLO BIBLE CHAIR- INSTITUTION OF RELIGIOUS, CHARITABLE, OR PHILANTHROPIC NATURE"  
THE USE OF THE SPACE WILL BE USED FOR GATHERING

**SPECIFIC USE**

THE USE OF THE SPACE WILL BE USED FOR GATHERING  
THE OWNER'S REQUEST THE DEMO OF THE EXISTING  
RESIDENTIAL HOUSE THAT HAS BEEN USED BY THE AMARILLO  
BIBLE CHAIR TO SUPPORT THE AMARILLO COLLEGE  
COMMUNITY. THE OWNERS WOULD LIKE TO CONSTRUCT A  
NEW BUILDING ON THE SITE. THIS BUILDING WILL STILL BE  
OWNED AND OPERATED BY BELL ST. CHURCH OF CHRIST.

THE NEW "LOOK" WILL REFLECT THE FACADE OF THE  
AMARILLO COLLEGE CAMPUS.

THIS BUILDING WILL BE OPERATED BY 2 FULL TIME  
EMPLOYEES.

THE HOURS OF OPERATION WILL BE MONDAY - FRIDAY 8:00  
AM TO 9:45 PM

THE OFF STREET PARKING WILL BE PROVIDED BY AMARILLO  
COLLEGE'S PAVED PARKING LOT LOCATED NORTH OF THE  
SITE.

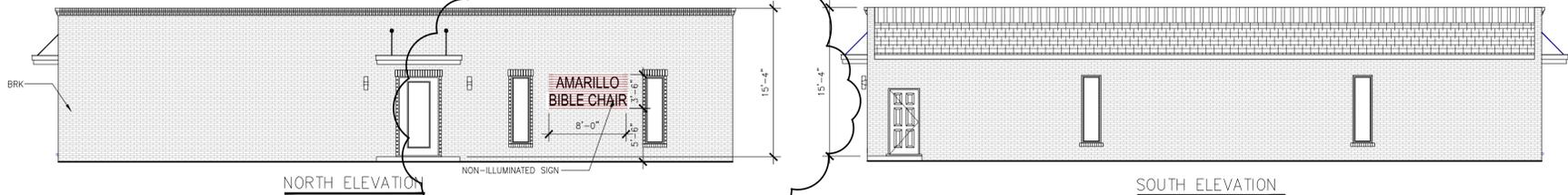
THE ONLY SIGNAGE WILL BE A NON-ILLUMINATED SIGN  
LOCATED ON THE BUILDING.

- Site Data and Development Standards**
- Name of Development: Amarillo Bible Chair
  - Legal: 1A, Block 118, Mrs. M.D. Oliver-Eakle's Unit Number 3
  - Purpose of Amendment: Construction of new building for Amarillo Bible Chair
  - Existing Zoning: R-1/578
  - Proposed Zoning: R-1/Amended 578
  - Total Area of Property: 8,820 square feet.
  - Lot Coverage: 31.74%
  - Setbacks: As shown on site plan.
  - Number of Employees: 2
  - Hours and days of operation: Monday through Friday 8am to 9:45pm
  - Trash Collection: Public Pick-up in alley.
  - Allowed land uses: Institution of Religious, Charitable, or Philanthropic Nature (Amarillo Bible Chair)
  - No use other than that allowed under Residential District 1 or that which is specified by this Specific Use Permit amendment is allowed. Any other use change shall require a zoning amendment for this site.
  - Landscape will comply with the City of Amarillo Landscape Ordinance.
  - Maximum Building Height: 1 Story (16 feet).
  - Parking: All off-street parking will be provided on paved parking lot of Amarillo College located immediately north of and adjacent to SW 25th Ave.
  - All parking and driveways shall conform to the requirements of Section 9 of the Development Policy Manual of the City of Amarillo unless noted otherwise.
  - Only one sign is allowed for the site. This sign shall be a non-illuminated wall sign mounted on the north elevation of the building as shown on the site plan (regarding location and size). No signs shall be operated on the property that use or have attached any flashing, pulsating, or rotating lighting source or reflector.
  - All exterior lighting shall be directed onto the property in such a manner to minimize or eliminate glare across adjacent property lines.
  - All refuse containers shall be screened and maintained in such a manner as to prevent blowing trash and debris.
  - Any and all utility relocations or adjustments required for this development shall be the responsibility of the developer(s).
  - All fencing, screening, landscaping, driveways, and parking areas shall be maintained in good condition at all times by owners. All landscaping to be installed prior to receiving a certificate of occupancy, or within six months of occupying structure if bad weather exists. All landscape material, trees, grass, shrubs, etc., shall be installed on the site in the same manner as depicted on this site plan and all landscaped areas shall be served with a sprinkler system.
  - This approval of this development by the City of Amarillo in no way shall alter or abrogate requirements of the Uniform Building Code as adopted and amended by the City of Amarillo.
  - The City of Amarillo or its franchised utility shall not be required to replace any obstructions, paving, or plantings that must be removed during the course of maintenance, construction, or reconstruction within any public utility or drainage easement.
  - All exterior mechanical equipment shall be located and/or screened in such a manner as to eliminate or minimize noise and visual impact to adjacent properties.
  - All surface storm water collected on this site shall drain directly to adjacent public right of way or by other means if approved by the City Engineer.
  - The developer shall comply with all ADA requirements.
  - Any additional bulk or area requirement not specifically noted or shown on this site plan shall comply with Residential District 1 (R-1) standards.

I acknowledge and agree to all standards of development as listed and shown on this site plan.

Signature of owner/developer \_\_\_\_\_ Date Sept 12 2022

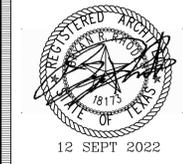
**OWNER**  
BELL AVE. CHURCH OF CHRIST  
1600 BELL ST  
AMARILLO, TX 79106  
806-355-2351



NORTH ELEVATION

SOUTH ELEVATION

MARK	DATE	DESCRIPTION



**Rhodes Architecture, Inc.**  
600 S. Tyler, Suite 1501  
Amarillo, Texas 79101  
Work ph. 806.468.7641

THE TEXAS BOARD OF ARCHITECTURAL EXAMINERS HAS GRANTED THE STATE EXAMINATION TO RHODES ARCHITECTURE, INC. PH. 512-305-8000 HAS JURISDICTION OVER INDIVIDUALS LICENSED UNDER THE ARCHITECT REGISTRATION LAW, ARTICLE 284A V.C.T.S.

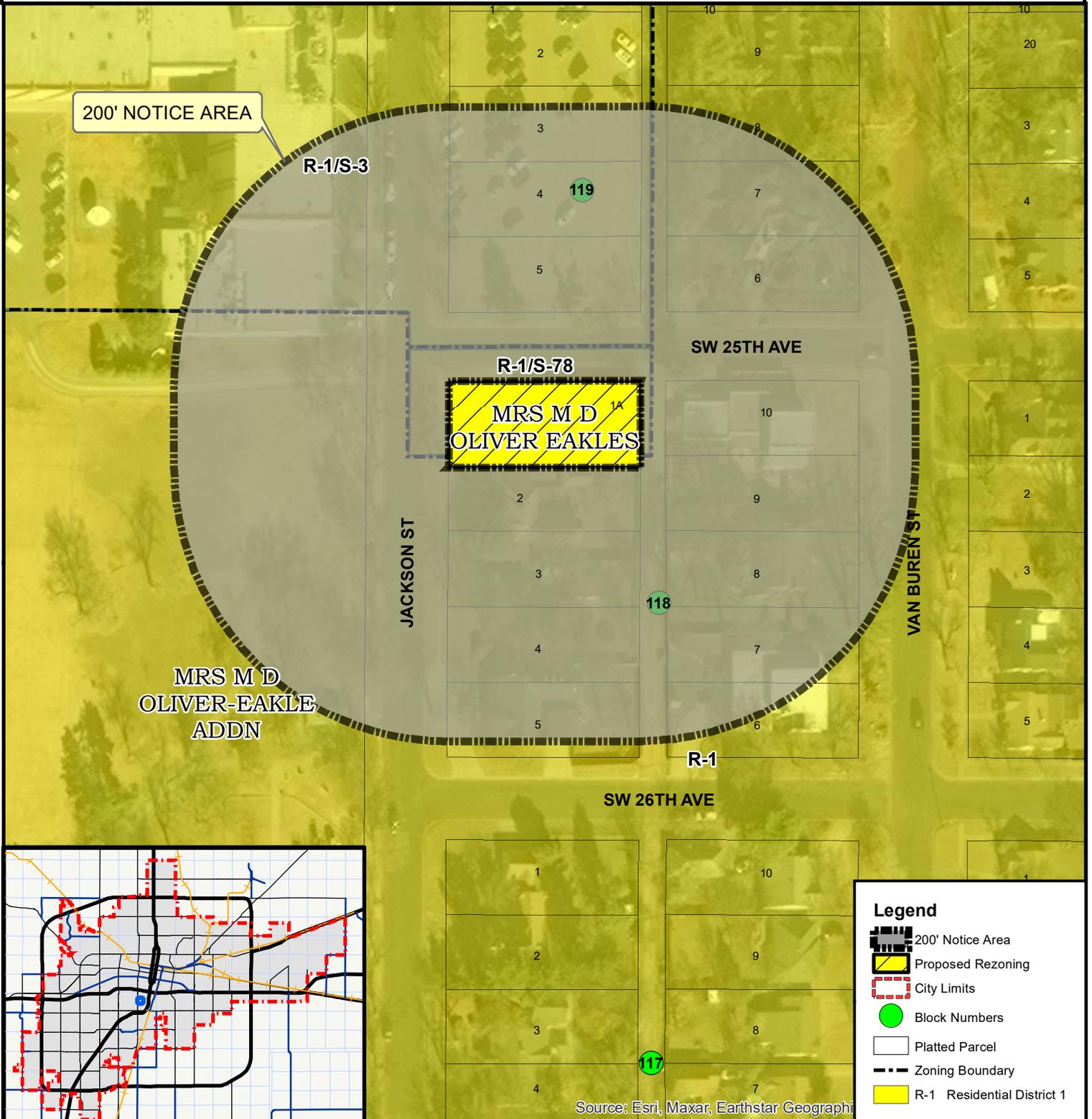
OWNERSHIP OF DOCUMENTS INCORPORATED HEREIN AS AN INSTRUMENT OF PROFESSIONAL SERVICE IS THE PROPERTY OF RHODES ARCHITECTURE, INC. IT IS NOT TO BE USED IN WHOLE OR IN PART FOR ANY OTHER PROJECT WITHOUT THE WRITTEN AUTHORIZATION OF RHODES ARCHITECTURE, INC.

REVISION #3

**AMARILLO BIBLE CHAIR**  
2501 S. JACKSON AMARILLO, TX

PROJECT NO. 2206.00  
SHEET TITLE  
SITE PLAN  
DATE OF ISSUE  
22 JUN 2022  
SHEET NO.  
**SP2**

# REZONING Z-22-27



## CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1 inch = 100 feet  
 Date: 7/20/2022  
 Case No: Z-22-27



Z-22-27 Rezoning of Lot 1A, Block 118, Mrs. M.D. Oliver-Eakles Addition Unit No. 3, an addition to the City of Amarillo, in Section 171, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 1 with Specific Use Permit 78 to Residential District 1 with amended Specific Use Permit for increased lot coverage, reduced setbacks, and a change in hours of operation.

VICINITY: SW 25TH Ave. and Jackson St.  
 APPLICANT/S: Gene Mayfield for Amarillo Bible Chair

AP: N-13

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Regular Agenda Item – Public Hearing
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<b>Department</b>	Planning and Development Services Brady Kendrick – Planner II
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**Agenda Caption**

PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8019

Public hearing and first reading to consider an ordinance rezoning of 21.24 acres of land, plus one-half of all bounding streets, alleys and public ways, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas being further described below:

1. Rezoning of 3.08 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 400A for the expansion of development standards (single-family detached homes with reduced lot depth and area).
2. Rezoning of 2.14 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 401A for the expansion of development standards (single-family detached homes with reduced lot width).
3. Rezoning of 16.02 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 3 and Multiple-Family District 1 to Multiple Family District 1.

VICINITY: SW 34th Ave. and Soncy Rd.

APPLICANT/S: Daryl Furman for the Emeline Bush O’Brien/Sobieski Trust.

**Agenda Item Summary**

**Adjacent land use and zoning**

Adjacent zoning to proposed Amended Planned Development 400A and 401A include Agricultural District to the north and south, Planned Development Districts 272A and 223A to the east, and Planned Development Districts 400A and 401A to the west. Adjacent land uses include undeveloped land to the north and south, two shopping centers to the east, and undeveloped land to the west.

Adjacent zoning to the proposed Multiple-Family District 1 include Residential District 3 to the north, Agricultural District to the south, Planned Development District 401A to the east, and Residential District 3 to the west. Adjacent land uses consist of undeveloped land in all directions.

**Proposal**

The applicant is proposing the above changes in zoning in order to develop this recently annexed area with a residential subdivision. At the time of annexation, a portion of the property that the applicant owned was already inside the City and could not be included in the annexation zoning plan that was previously approved. That property under consideration includes the areas being rezoned to Amended Planned Developments 400 and 401 to expand the development standards in PD-400A and 401A to the areas in this request. Development standards for the two Planned Developments include the below:

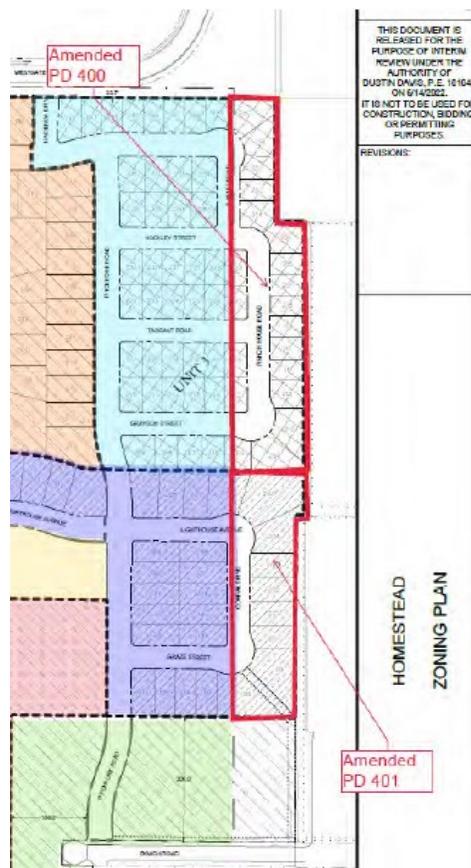
9. PROPOSED PD – 400 LESS THAN 100’ DEEP
  - 9.1. ALLOWED USES: SINGLE FAMILY DETACHED HOMES
  - 9.2. MINIMUM LOT DEPTH: 85 FEET
  - 9.3. MINIMUM LOT AREA: 4,250 SQUARE FEET
  - 9.4. ALL OTHER DEVELOPMENT STANDARDS NOT SPECIFICALLY NOTED ABOVE SHALL COMPLY WITH MODERATE DENSITY ZONING DISTRICT AND ALL OTHER CITY OF AMARILLO STANDARDS.
10. PROPOSED PD – 401 LOTS LESS THAN 50’ WIDE
  - 10.1. ALLOWED USES: SINGLE FAMILY DETACHED HOMES
  - 10.2. MINIMUM LOT WIDTH: 45 FEET
  - 10.3. ALL OTHER DEVELOPMENT STANDARDS NOT SPECIFICALLY NOTED WILL COMPLY WITH THE STANDARDS FOR SF-DETACHED DEVELOPMENT IN THE RESIDENTIAL DISTRICT 3 ZONING DISTRICT AND ALL OTHER CITY OF AMARILLO STANDARDS.
  - 10.4. PLANNED 45 FOOT WIDE LOTS DELINIATED BY \*.

Additionally, since annexation, the applicant's plans for the area zoned Multiple-Family District 1 have changed resulting in the need to expand that zoning district by 0.78 acres.

## Analysis

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

The applicant's tracts are identified as being in the General Residential Category which calls for single-family detached homes being the primary focus at varying scales and densities where appropriate. In this instance, the expansion of the two Planned Developments, 400A and 401A would be in character with the Future Land Use Map. While the request for Multiple-Family District 1 doesn't strictly conform with the Future Land Use Map, given the tracts location at the periphery of the proposed subdivision adjacent to vacant land that will likely develop with non-residential land uses in the future, the Planning and Zoning Commission believes a deviation is warranted in this instance.



Regarding the NUC, the applicant's request for higher density single family detached homes at the periphery of the subdivision would be appropriate as such development types can serve as a buffer between higher intensity uses located to the east along Soncy Road to the rest of the subdivision to the west. Regarding the Multiple-Family District 1 request, as previously mentioned that tract is located at the periphery of the proposed subdivision and would serve as a buffer between future non-residential development to the south and east and the rest of the subdivision.

It is also worth noting that the request above would be in line with the approved Preliminary Plan for this area in addition to aligning with the annexation zoning plan that was approved.

### Requested Action/Recommendation

Notices were sent to all property owners within 200 feet as required by State Law. As of this writing, no comments have been received regarding the request.

Considering the previously mentioned, the Planning and Zoning Commission believes the request is a logical continuation and expansion of existing zoning patterns in the area and would not result in detrimental impacts and recommends **APPROVAL** of the request as presented.

**ORDINANCE NO. \_\_\_\_\_**

**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 SOUTHWEST THIRTY-FOURTH AVENUE AND SONCY ROAD, RANDALL COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

---

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

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

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

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

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

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

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

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

Rezoning of 21.24 acres of land, plus one-half of all bounding streets, alleys and public ways, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas being further described below and in Exhibit A attached and incorporated herein:

1. Rezoning of 3.08 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Planned Development District 400A for the expansion of development standards (single-family detached homes with reduced lot depth and area)

2. Rezoning of 2.14 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Planned Development District 401A for the expansion of development standards (single-family detached homes with reduced lot width).

3. Rezoning of 16.02 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 3 and Multiple-Family District 1 to Multiple Family District 1.

**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 27th day of September, 2022 and **PASSED** on Second and Final Reading on this the 11<sup>th</sup> day of October, 2022.

---

Ginger Nelson, Mayor

ATTEST:

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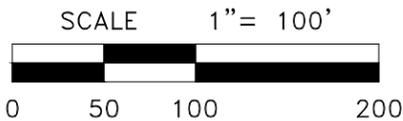
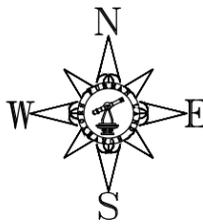
Stephanie Coggins  
City Secretary

APPROVED AS TO FORM:

---

Bryan McWilliams,  
City Attorney

# Exhibit A (1 of 4)



**LEGEND:**

- 1/2" IRON ROD W/CAP FND
- ⊕ 1/2" IRON ROD FND
- ⊙ MAG NAIL FND
- RM RECORD MONUMENT

**NOTES**

1. Original seal and signature of the surveyor must be present on each page for survey to be valid.
2. This plat is the property of Furman Land Surveyors Inc. Furman Land Surveyors Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and issuance of title insurance for the property surveyed. Reproduction of this plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Furman Land Surveyors Inc. Copyright 2022.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose have been made by this Surveyor.

**DESCRIPTION**

A 3.08+/- acre tract of land out of Section 61, Block 9 B.S.&F. Survey, Randall County, Texas, being a portion of that certain 246.75+/- tract of land being described in that certain instrument recorded under Clerk's File No. 2018001728 of the Official Public Records of Randall County, Texas, said 3.08+/- acre tract of land having been surveyed on the ground by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod with cap (FURMAN) found, as called for, in the West line of Lot 6, Block 1, Amended Westgate Village Addition Unit No. 1, an addition to the City of Amarillo according to the map or plat thereof, recorded in Volume 1554, Page 172 of the Deed Records of Randall County, Texas for the Northeast corner of said 246.75+/- acre tract of land, same being the most North Northeast corner of this tract of land;

THENCE S. 00° 02' 42" W. 295.04 feet along the West line of said Lot 6, same being an Easterly line of said 246.75+/- acre tract of land to a fence corner post found as called for the Southwest corner of said Lot 6;

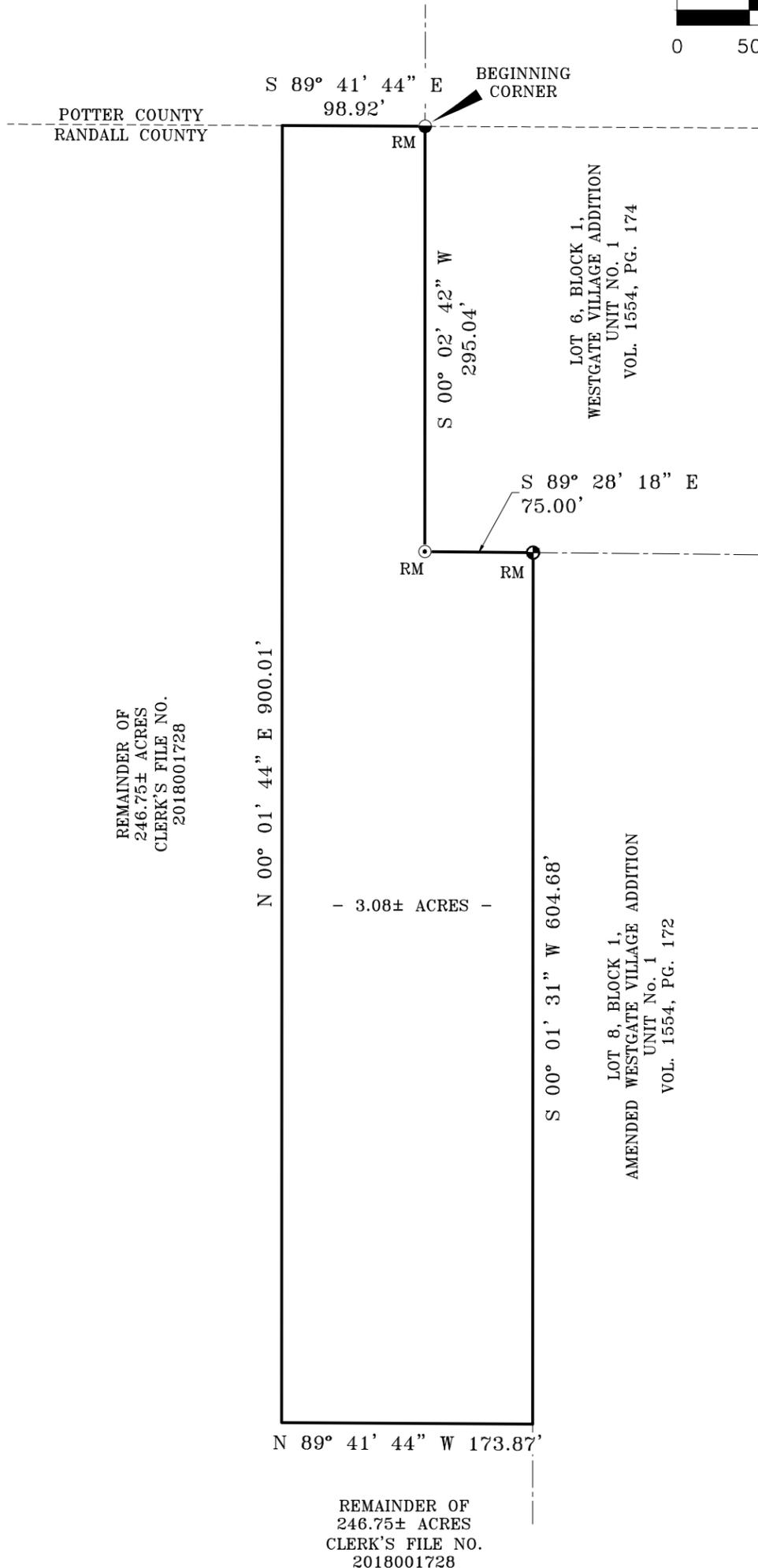
THENCE S 89° 28' 18" E. 75.00 feet to a 1/2 inch iron rod found as called for the most West Northwest corner of Lot 8, Block 1, said Amended Westgate Village Addition Unit No. 1, same being the most East Northeast corner of this tract of land;

THENCE S. 00° 01' 31" W. 604.68 feet to the Southeast corner of this tract of land;

THENCE N. 89° 41' 44" W. 173.87 feet to the Southwest corner of this tract of land;

THENCE N. 00° 01' 44" E. 900.01 feet to a point in the Potter-Randall County line, same being the North line of said 246.75+/- acre tract of land for the Northwest corner of this tract of land;

THENCE S. 89° 41' 44" E. 98.92 feet along said county line, same being the North line of said 246.75+/- acre tract of land, to the PLACE OF BEGINNING and containing 3.08 acres of land, more or less.



**REZONING EXHIBIT  
PD-400**

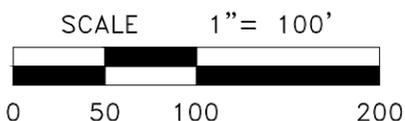
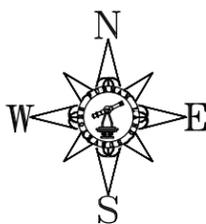
PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT. THIS DOCUMENT HAS BEEN RELEASED BY DARYL R. FURMAN RPLS 5374 FOR REVIEW PURPOSES ONLY.  
DATE: 08/06/2022



DARYL R. FURMAN, RPLS · DANIEL R. FURMAN, RPLS · DONALD R. FURMAN, RPLS  
CASEY A. MANN, RPLS · LANDON M. STOKES, RPLS  
HEATHER LYNN LEMONS, RPLS · KYLE L. BRADY, RPLS  
CHASE ROME, SIT · LEONARD A. MCLAUGHLIN, SIT  
TEXAS FIRM #10092400 & 10092401  
P.O. BOX 1416 · AMARILLO, TEXAS 79105 · (806) 374-4246 · FAX (806) 374-4248  
P.O. BOX 464 · DUMAS, TEXAS 79029 · (806) 934-1405 · FAX (806) 934-1482

PROJECT NO. 2128347Z-PD-400 FILE NO. H-13  
DRAWING NO. P:\Dwg 21\RANDALL\H-13\2128347\rezoning\

# Exhibit A (2 of 4)



**LEGEND:**

- ⊕ 1/2" IRON ROD SET W/CAP STAMPED "FURMAN RPLS"
- ⊙ 1/2" IRON ROD FND
- RM RECORD MONUMENT

**NOTES**

1. Original seal and signature of the surveyor must be present on each page for survey to be valid.
2. This plat is the property of Furman Land Surveyors Inc. Furman Land Surveyors Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and issuance of title insurance for the property surveyed. Reproduction of this plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Furman Land Surveyors Inc. Copyright 2022.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose have been made by this Surveyor.

**DESCRIPTION**

A 2.14+/- acre tract of land out of Section 61, Block 9 B.S.&F. Survey, Randall County, Texas, being a portion of that certain 246.75+/- tract of land being described in that certain instrument recorded under Clerk's File No. 2018001728 of the Official Public Records of Randall County, Texas, said 2.14+/- acre tract of land having been surveyed on the ground by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found, as called for, in an Easterly line of said 246.75+/- acre tract of land for the Southwest corner of Lot 8, Block 1, Amended Westgate Village Addition Unit No. 1, an addition to the City of Amarillo according to the map or plat thereof, recorded in Volume 1554, Page 172 of the Deed Records of Randall County, Texas, same being the most East Southeast corner of this tract of land;

THENCE N. 89° 28' 18" W. 20.00 feet to a 1/2 inch iron rod found as called for the Northwest corner of Lot 10, Block 1, Amended Westgate Village Addition Unit No. 2, an addition to the City of Amarillo according to the map or plat thereof, recorded under Clerk's File No. 610350 of the Official Public Records of Randall County, Texas, for an interior corner of this tract of land;

THENCE S. 00° 03' 46" W. 488.26 feet along the West line of said Lot 10, same being an Easterly line of said 246.75+/- acre tract of land to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most South Southeast corner of this tract of land;

THENCE N. 89° 27' 18" W. 153.60 feet to the Southwest corner of this tract of land;

THENCE N. 00° 01' 44" E. 592.86 feet to the Northwest corner of this tract of land;

THENCE S. 89° 41' 44" E. 173.87 feet to a point in the West line of the aforementioned Lot 8 for the Northeast corner of this tract of land;

THENCE S. 00° 01' 31" W. 105.32 feet along the West line of said Lot 8 the PLACE OF BEGINNING and containing 2.14 acres of land, more or less.

REMAINDER OF  
246.75± ACRES  
CLERK'S FILE NO.  
2018001728

N 00° 01' 44" E 592.86'

- 2.14± ACRES -

S 89° 41' 44" E 173.87'

N 89° 28' 18" W  
20.00'

LOT 8, BLOCK 1,  
AMENDED WESTGATE VILLAGE ADDITION  
UNIT No. 1  
VOL. 1554, PG. 172

LOT 10, BLOCK 1,  
AMENDED WESTGATE VILLAGE ADDITION  
UNIT No. 2  
CLERK'S FILE NO. 610350

S 00° 03' 46" W 488.26'

N 89° 27' 18" W  
153.60'

REMAINDER OF  
246.75± ACRES  
CLERK'S FILE NO.  
2018001728

S 00° 01' 31" W  
105.32'

RM  
RM  
BEGINNING  
CORNER

**REZONING EXHIBIT  
PD-401**

PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT. THIS DOCUMENT HAS BEEN RELEASED BY DARYL R. FURMAN RPLS 5374 FOR REVIEW PURPOSES ONLY.  
DATE: 08/06/2022



DARYL R. FURMAN, RPLS · DANIEL R. FURMAN, RPLS · DONALD R. FURMAN, RPLS  
CASEY A. MANN, RPLS · LONDON M. STOKES, RPLS  
HEATHER LYNN LEMONS, RPLS · KYLE L. BRADY, RPLS  
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PROJECT NO. 2128347Z-PD-401 FILE NO. H-13  
DRAWING NO. P:\Dwg 21\RANDALL\H-13\2128347\rezoning\

# Exhibit A (3 of 4)

## PROPOSED PD – 400A LESS THAN 100’ DEEP

ALLOWED USES: SINGLE FAMILY DETACHED HOMES

MINIMUM LOT DEPTH: 85 FEET

MINIMUM LOT AREA: 4,250 SQUARE FEET

ALL OTHER DEVELOPMENT STANDARDS NOT SPECIFICALLY NOTED ABOVE SHALL COMPLY WITH MODERATE DENSITY ZONING DISTRICT AND ALL OTHER CITY OF AMARILLO STANDARDS.

## PROPOSED PD – 401A LOTS LESS THAN 50’ WIDE

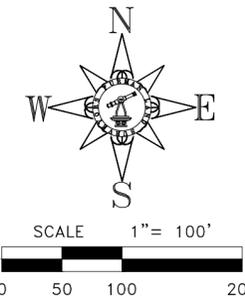
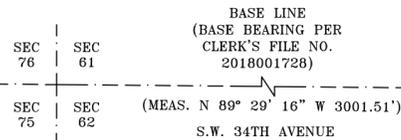
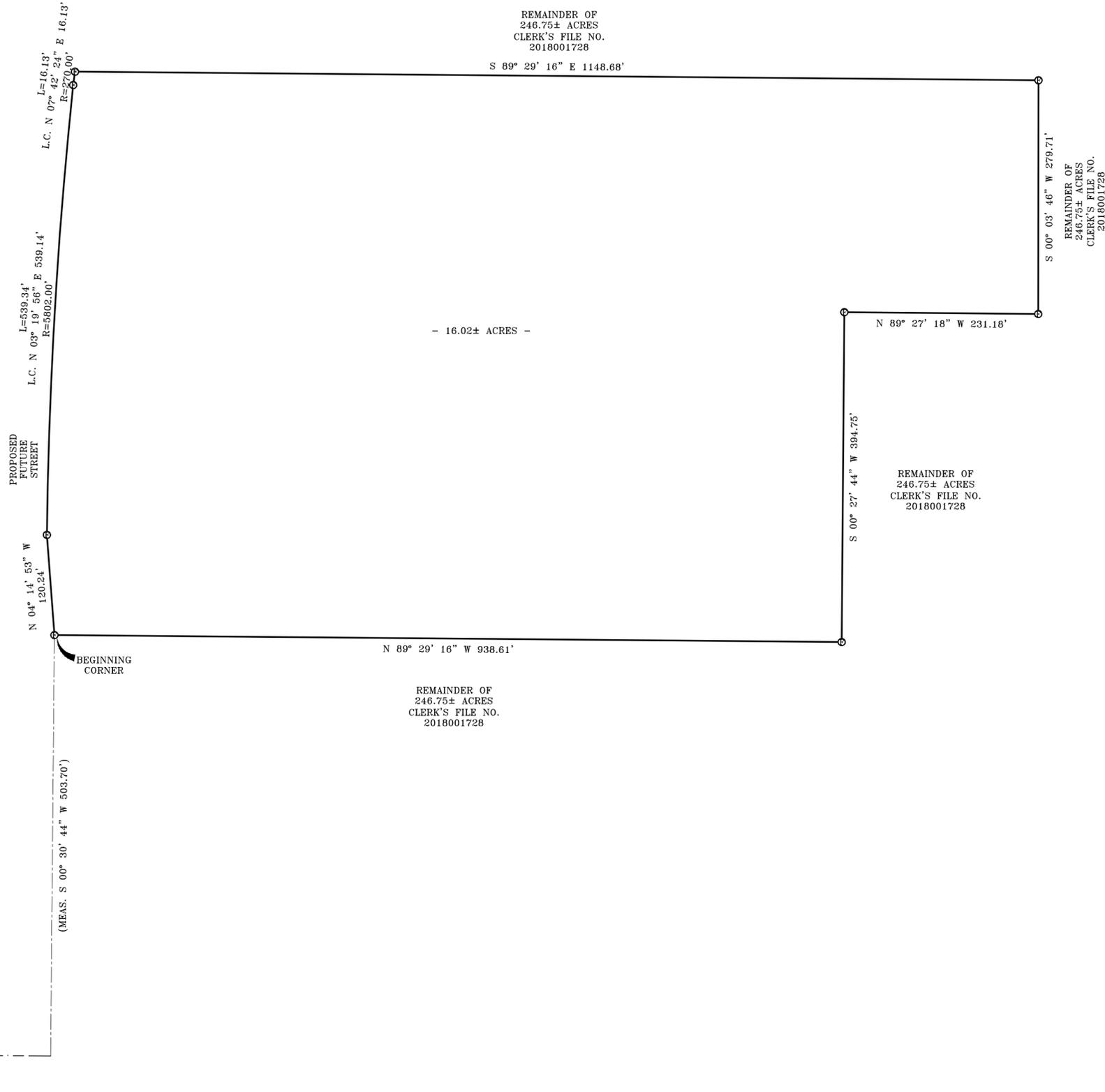
ALLOWED USES: SINGLE FAMILY DETACHED HOMES

MINIMUM LOT WIDTH: 45 FEET

ALL OTHER DEVELOPMENT STANDARDS NOT SPECIFICALLY NOTED WILL COMPLY WITH THE STANDARDS FOR SF-DETACHED DEVELOPMENT IN THE RESIDENTIAL DISTRICT 3 ZONING DISTRICT AND ALL OTHER CITY OF AMARILLO STANDARDS.

Exhibit A (4 of 4)

REMAINDER OF  
246.75± ACRES  
CLERK'S FILE NO.  
2018001728



LEGEND:  
● 1/2" IRON ROD SET W/CAP STAMPED "FURMAN RPLS"

NOTES

1. Original seal and signature of the surveyor must be present on each page for survey to be valid.
2. This plat is the property of Furman Land Surveyors Inc. Furman Land Surveyors Inc. accepts no responsibility for the use of this plat for any purpose other than its original intended use. The intended use being the consummation of the original transaction between the parties listed in the certificate hereon and issuance of title insurance for the property surveyed. Reproduction of this plat for any purpose other than its original intended use is expressly forbidden without the written consent of an authorized agent of Furman Land Surveyors Inc. Copyright 2022.
3. No investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose have been made by this Surveyor.

DESCRIPTION

A 16.02+/- acre tract of land out of Section 61, Block 9 B.S.&F. Survey, Randall County, Texas, being a portion of that certain 246.75+/- tract of land being described in that certain instrument recorded under Clerk's File No. 2018001728 of the Official Public Records of Randall County, Texas, said 16.02+/- acre tract of land having been surveyed on the ground on July 21, 2022 by Furman Land Surveyors, Inc. and being described by metes and bounds as follows:

- BEGINNING at a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the Southwest corner of this tract of land, from whence the Southwest corner of said Section 61 bears S. 00° 30' 44" W. 503.70 feet and N. 89° 29' 16" W. (Base line) 3001.51 feet;
- THENCE N. 04° 14' 53" W. 120.24 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the beginning of a curve to the right whose center bears S. 89° 19' 51" E. 5802.00 feet;
- THENCE Northerly 539.34 feet along said curve to the right with a long chord of N. 03° 19' 56" E. 539.14 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the end of said curve and the beginning of a curve to the right whose center bears S. 84° 00' 17" E. 270.00 feet;
- THENCE Northerly 16.13 feet along said curve to the right with a long chord of N. 07° 42' 24" E. 16.13 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the end of said curve being the Northwest corner of this tract of land;
- THENCE S. 89° 29' 16" E. 1148.68 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the Northeast corner of this tract of land;
- THENCE S. 00° 03' 46" W. 279.71 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most East Southeast corner of this tract of land;
- THENCE N. 89° 27' 18" W. 231.18 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for an interior corner of this tract of land;
- THENCE S. 00° 27' 44" W. 394.75 feet to a 1/2 inch iron rod with cap stamped "FURMAN RPLS" set for the most South Southeast corner of this tract of land;
- THENCE N. 89° 29' 16" W. 938.61 feet to the PLACE OF BEGINNING and containing 16.02 acres of land, more or less.

REZONING EXHIBIT MF-1

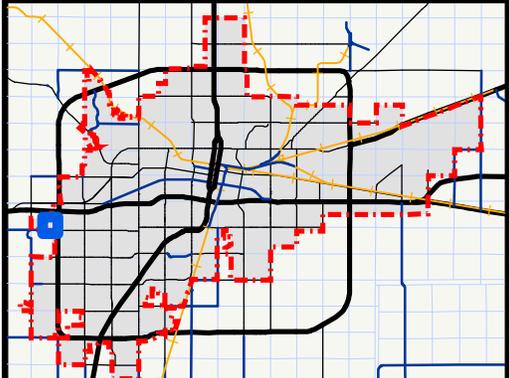
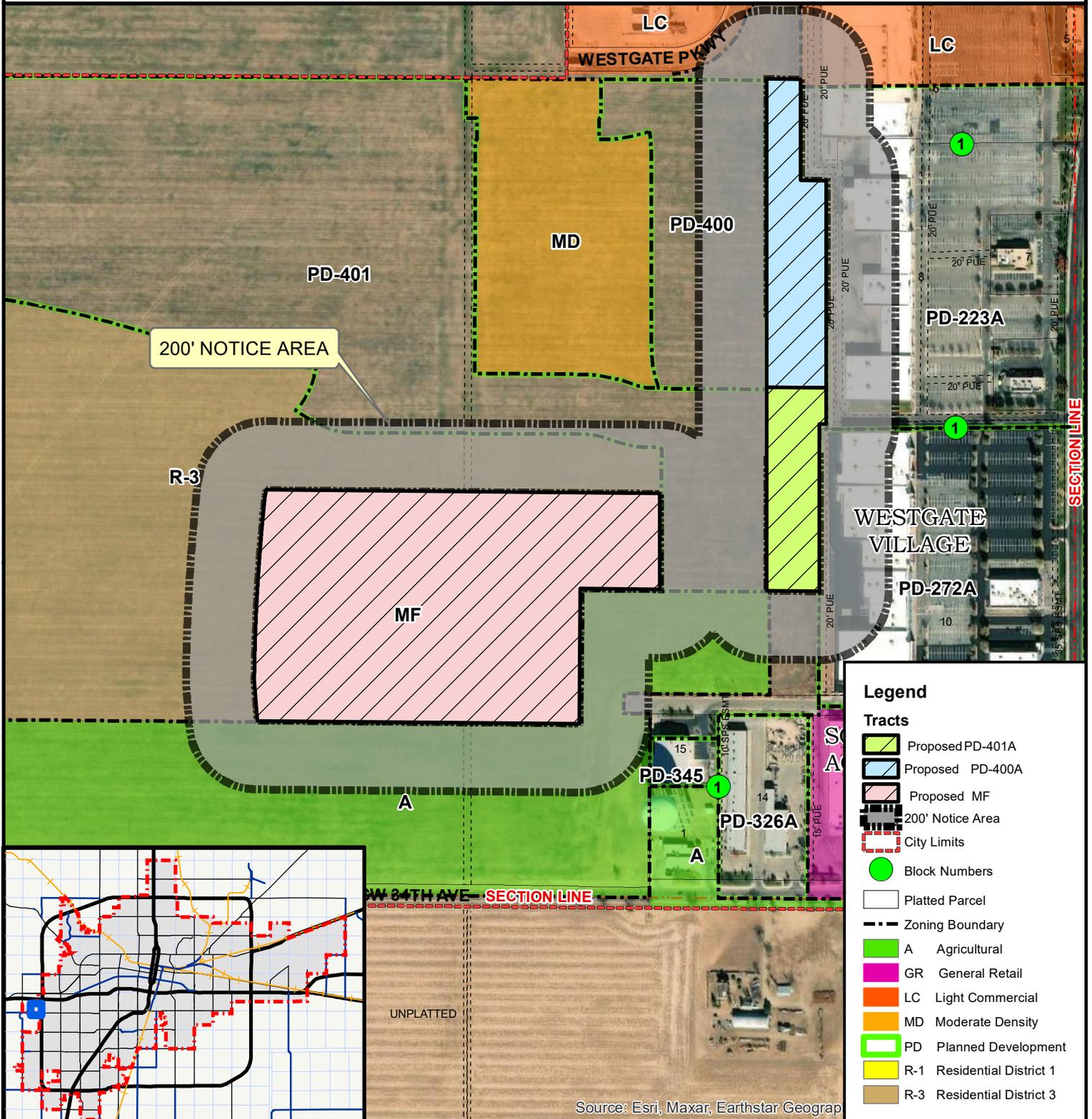
PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT. THIS DOCUMENT HAS BEEN RELEASED BY DARYL R. FURMAN RPLS 5374 FOR REVIEW PURPOSES ONLY. DATE: 08/06/2022

**FURMAN LAND SURVEYORS, INC.**  
SURVEYING · MAPPING · CONSULTING  
TEXAS · OKLAHOMA · NEW MEXICO  
KANSAS · COLORADO

DARYL R. FURMAN, RPLS · DANIEL R. FURMAN, RPLS · DONALD R. FURMAN, RPLS  
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PROJECT NO. 2128347Z-MF-1 FILE NO. H-13  
DRAWING NO. P:\Dwg 21\RANDALL\H-13\2128347\rezoning\

# Z-22-28 REZONING OF 21.24 ACRES OF LAND



Source: Esri, Maxar, Earthstar Geograph

## CITY OF AMARILLO PLANNING DEPARTMENT

**Scale:** 1 inch = 400 feet  
**Date:** 8/19/2022  
**Case No:** Z-22-28



Rezoning of 21.24 acres of land, plus one-half of all bounding streets, alleys and public ways, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas being further described below:

- A.** Rezoning of 3.08 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 400 for the expansion of development standards (single-family detached homes with reduced lot depth and area).
- B.** Rezoning of 2.14 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Agricultural District to Amended Planned Development District 401 for the expansion of development standards (single-family detached homes with reduced lot width).
- C.** Rezoning of 16.02 acres of unplatted land, in Section 61, Block 9, B.S.&F. Survey, Randall County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 3 and Multiple-Family District 1 to Multiple Family District 1.

VICINITY: SW 34th Ave. and Soncy Rd.  
 APPLICANT/S: Daryl Furman for the Emeline Bush O'Brien/Sobieski Trust. **AP: H-13**

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

# Amarillo City Council Agenda Transmittal Memo

<b>Meeting Date</b>	September 27, 2022	<b>Council Priority</b>	Regular Agenda Item – Public Hearing
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<b>Department</b>	Planning and Development Services Brady Kendrick – Planner II
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### Agenda Caption

#### PUBLIC HEARING AND CONSIDERATION OF ORDINANCE NO. 8020

Public hearing and first reading to consider an ordinance rezoning Lot 4, Block 23, Sunrise Park Unit No. 2, an addition to the City of Amarillo, in Section 106, Block 2, A.B.&M. Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 2 to Residential District 2 with a Specific Use Permit 202 for the placement of a carport within the front-yard setback.

VICINITY: SE 10th Ave. and Inman Dr.

APPLICANT/S: Moises and Rosa Martinez

### Agenda Item Summary

#### Adjacent land use and zoning

Adjacent zoning consist of Residential District 2 in all directions.

Adjacent land uses consist of single-family detached homes in all directions.

#### Proposal

The applicant is requesting a Specific Use Permit (SUP) in order to keep a carport within the front-yard setback. The applicant constructed the carport without a permit and received a violation letter from the Building Safety Department. In order to place a carport within the front-yard setback, a property owner must first apply for a Specific Use Permit, then a building permit prior to construction.

#### Analysis

The carport that was constructed by the applicant is a custom metal carport with a peaked roof that is 576 square feet and located 9 feet 3 inches feet from the front property line and 20 feet 9 inches from the back of curb on Inman Drive. This represents a 16 foot 9 inch encroachment into the front yard setback that is required for Residential District 2.



Regarding the character the carport, the color is similar to that of the home on the site and also features a similar pitched roof. Additionally, when driving the street from both directions, the visual impact of the carport is mitigated by existing trees in the front yards of homes on the block. It is the Planning and Zoning Commission’s opinion from the site visit that the carport has minimal impact on character of the street and would not be detrimental to the character of the street.



In addition to the applicant's carport, there are four additional carports in the area, two of which have permits and approved Specific Use Permits on file one block to the east of the applicant's homes. The size of the two existing carports with an approved SUP on file are 650 and 500 square feet and the encroachments for each are 15 feet and the other being located on the front property line. Given this, the Planning and Zoning Commission believes that a precedent has been set for appropriate carports within the front yard setback in this immediate area.

It is noted that the carport is located on the north property line of the applicant's tract, which the applicant did verify. Typically, a three foot setback is required to allow room for maintenance and drainage off the roof of the carport. The applicant did agree that he would modify the carport in a manner with gutters that would alleviate drainage concerns and also ensure no encroachments across the property line would result.

#### **Requested Action/Recommendation**

Notices were sent to all property owners within 200 feet as required by State Law. As of this writing, no comments have been received.

Considering the just mentioned information, the Planning and Zoning Commission believes that the existing carport is similar to other permitted carports in the area that have been previously approved and would not result in any detrimental impacts to the area.

Given this, the Planning and Zoning Commission recommends **APPROVAL** of the request as presented.

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF AMARILLO, TEXAS; PROVIDING FOR CHANGE OF USE DISTRICT CLASSIFICATION OF SPECIFIED PROPERTY IN THE VICINITY OF SOUTHEAST TENTH AVENUE AND INMAN DRIVE, POTTER COUNTY, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

---

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

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

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

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

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

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

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

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

Rezoning of Lot 4, Block 23, Sunrise Park Unit No. 2, an addition to the City of Amarillo, in Section 106, Block 2, A.B.&M. Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 2 to Residential District 2 with Specific Use Permit 202 for the placement of a carport within the front-yard setback, site plan attached and incorporated herein as Exhibit A.

**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 27th day of September, 2022 and PASSED on Second and Final Reading on this the 11<sup>th</sup> day of October, 2022.

---

Ginger Nelson, Mayor

ATTEST:

---

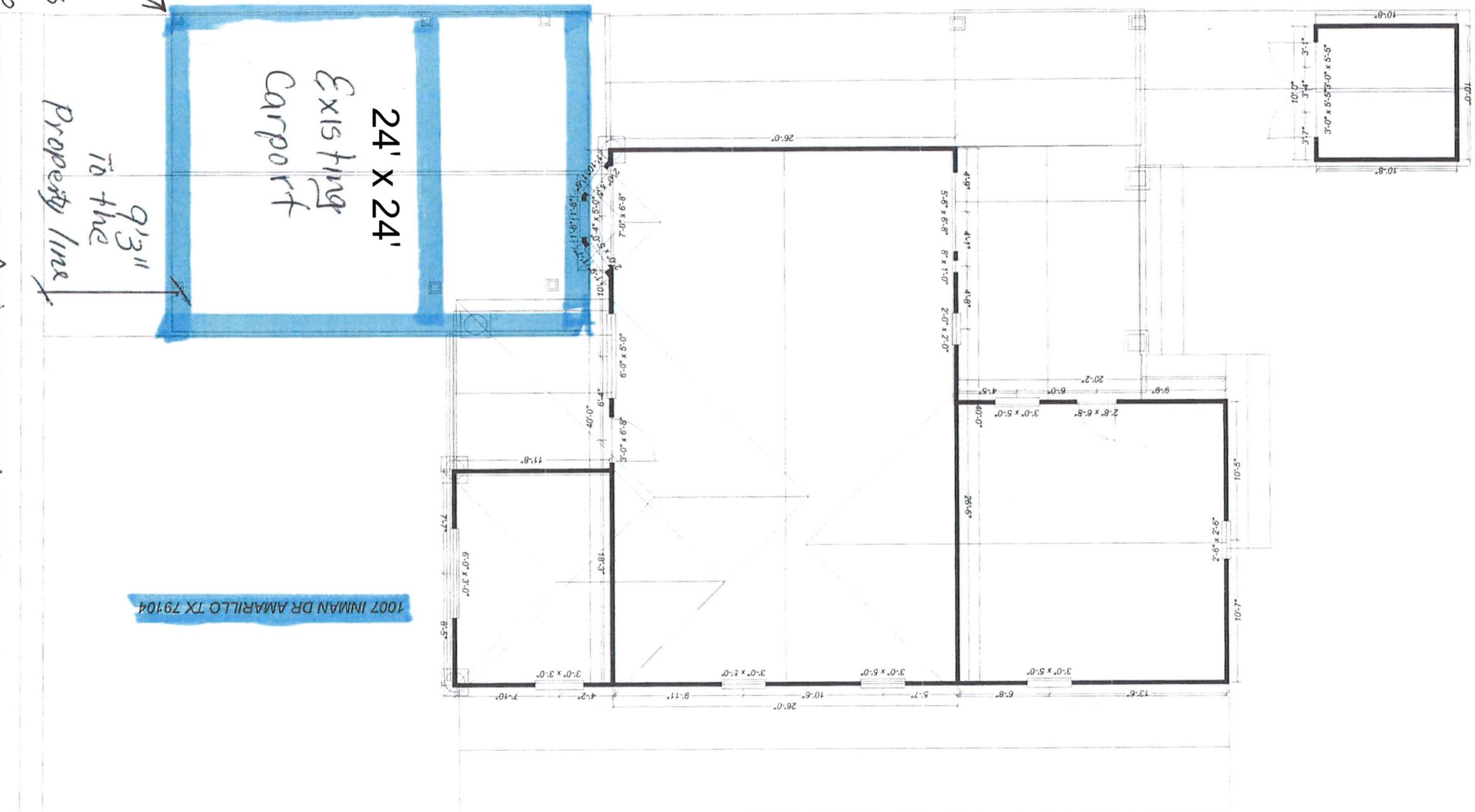
Stephanie Coggins  
City Secretary

APPROVED AS TO FORM:

---

Bryan McWilliams,  
City Attorney

Exhibit A



Carport stops at property line

Property line 9'3" to the

24' x 24' Existing Carport

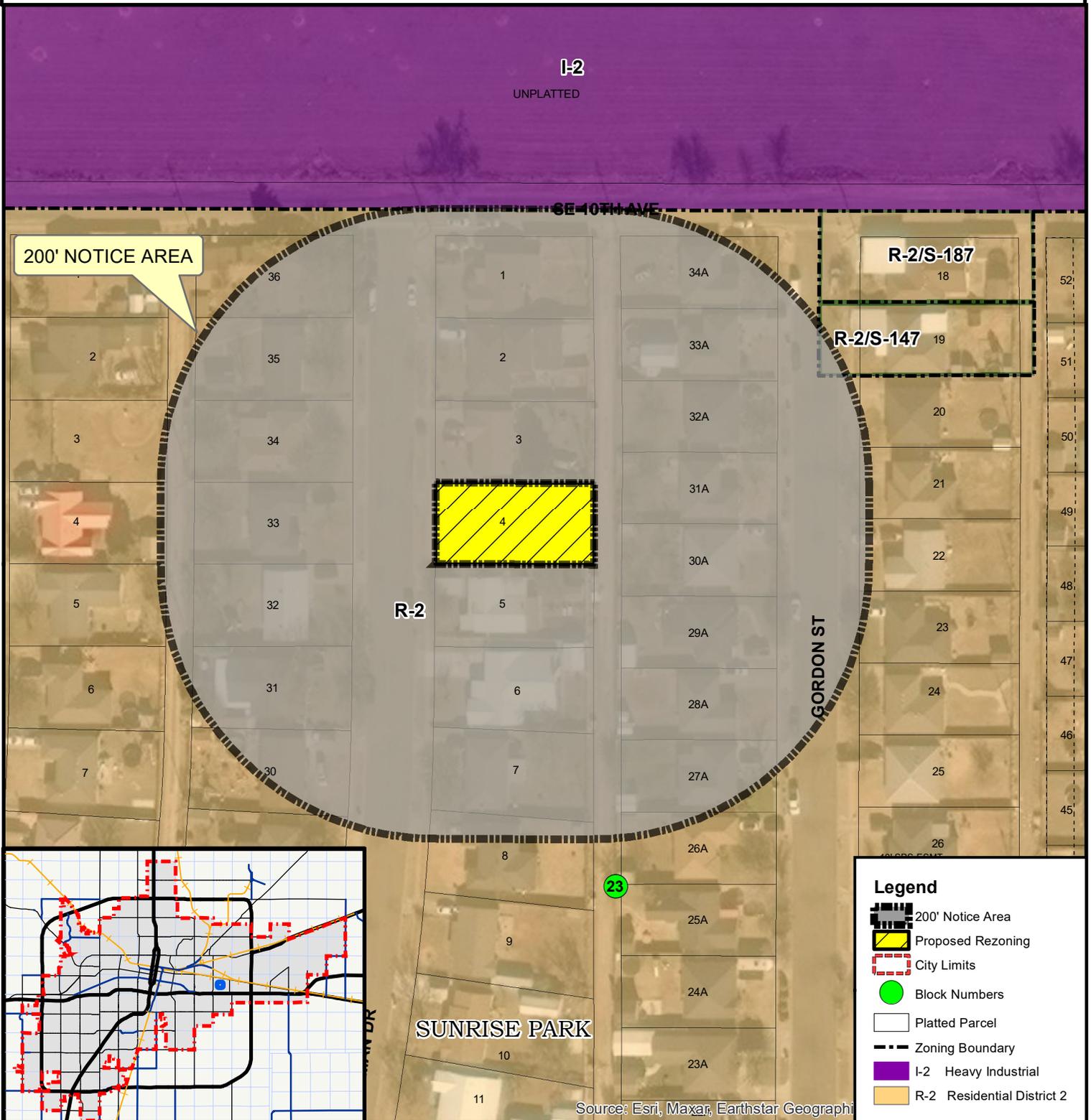
1007 INMAN DR AMARILLO TX 79104

Carport stops at property line and does NOT overhang

→ Applicant will modify carport with gutters so that drainage does NOT cross property lines. Modification will not result in encroachment.

x Wesley Martinez 9-19-22 Property Owner

# REZONING FROM R-2 TO R-2/SUP



## CITY OF AMARILLO PLANNING DEPARTMENT

Scale: 1 inch = 100 feet  
 Date: 8/12/2022  
 Case No: Z-22-30



Z-22-30 Rezoning of Lot 4, Block 23, Sunrise Park Unit No. 2, an addition to the City of Amarillo, in Section 106, Block 2, A.B.&M. Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways, to change from Residential District 2 to Residential District 2 with a Specific Use Permit for the placement of a carport within the front-yard setback.

VICINITY: SE 10th Ave. and Inman Dr.  
 APPLICANT/S: Moises and Rosa Martinez

AP: R-12

# Amarillo City Council Agenda Transmittal Memo



<b>Meeting Date</b>	September 27, 2022	<b>Council Pillar</b>	Transportation and Customer Service
<b>Department</b>	City Manager's Office	<b>Contact</b>	Andrew Freeman, Assistant City Manager

**Agenda Caption**

CONSIDERATION OF ORDINANCE NO. 8021:

This item considers the first reading of an ordinance amending Chapter 16-4, Article III, Division 5 to change taxi fares.

**Agenda Item Summary**

This item would amend the current minimum fares that permitted taxi operators are allowed to charge. The change would allow the operators to set their own maximum rate structure that would be on file with the Police Department. The operator would also have the ability to update their rates once every six months.

Taxi fares have not been adjusted since 2007, and since that time there has been a market shift with new ride sharing companies that are currently unregulated and able to fluctuate their pricing with an on-demand model. Staff believes this will allow traditional taxi's to be more competitive in Amarillo.

**Requested Action**

Council consideration and approval of the ordinance.

**Funding Summary**

N/A

**Community Engagement Summary**

Regular discussions with current permitted taxi companies about the recommended ordinance change.

**Staff Recommendation**

City staff recommends approval of the ordinance.

ORDINANCE NO. 8021

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS: AMENDING THE MUNICIPAL CODE OF THE CITY OF AMARILLO, CHAPTER 16-4, ARTICLE III, DIVISION 5 TO CHANGE TAXI FARES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING AN EFFECTIVE DATE.

---

WHEREAS, taxi cabs are a necessary service for both citizens of and visitors to Amarillo; and,

WHEREAS, cab fares have not been adjusted since 2007, yet it is common knowledge that gasoline and other costs have markedly increased since that time;

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

SECTION 1. That Chapter 16-4, Article III, Division 5, Section 16-4-111 be and hereby amended to read as follows:

**Sec. 16-4-111. Rate card; meters; ~~minimum~~ maximum fares.**

(a) Every Taxicab shall display a rate card, ~~provided by the Police Department,~~ which states the authorized rates of fare established in accordance with this Section 16-4-112. The card shall be posted so as to be in clear view of all passengers.

(b) ~~On installation and thereafter, the meters shall be set not to exceed the following schedule of rates and fares:~~ Rates shall not exceed the rates and charges filed with the Chief of Police upon issuance of a permit or any annual renewal of the same. ~~the following~~ schedule of rates and fares: (1) ~~Maximum metered fare rates. The rate of fare for one (1) or more persons shall be no greater than four dollars and seventy five cents (\$4.75) for the first mile or fraction thereof traveled by such person, and thirty five cents (\$0.35) for each additional one fifth mile or fraction thereof traveled.~~ (2) ~~Airport minimum. For any passenger trip to or from the Rick Husband Amarillo International Airport, the fare shall be either a minimum of ten dollars (\$10.00) or the metered fare described above, whichever is greater.~~ (3) ~~Hourly basis. An hourly rate shall be available upon request. Whenever a Taxicab is engaged on an hourly basis, whether for one (1) or more passengers, the fare shall not exceed sixteen dollars (\$16.00) for each and every hour, and for each quarter hour in excess of each completed hour, the rate shall be four dollars (\$4.00). A minimum charge of one (1) hour may be imposed, and the rates shall not apply unless employment by the hour is arranged for in advance of the trip.~~ (4) ~~Mileage recording. Taxicab operators are hereby permitted to use taximeters which record mileage when the taxi is in motion and which revert to time recording during periods of traffic interruption or when the taxi is not in motion.~~ (5) ~~Package deliveries. Rates charged for delivery of packages by Taxicabs shall not exceed the established hourly rate basis listed in this section.~~

SECTION 2. That Chapter 16-4, Article III, Division 5, Section 16-4-112 is hereby amended as follows:

**Sec. 16-4-112. ~~Reserved.~~ Rates of fares.**

(a) An Operator shall provide its rate structure to the Chief of Police and only charge rates of fare using that rate structure. (b) An Operator may update his or her rate structure once every **six**

months by submitting a new rate structure in writing to the Chief of Police during normal business hours. The new rate structure becomes effective seven (7) days after receipt. (c) The Chief of Police shall maintain the current rates of fares for all Operators in the city.

SECTION 3. That Chapter 16-4, Article III, Division 5, Section 16-4-114 is hereby amended as follows:

**Sec. 16-4-114. - Time going to and from calls.**

No charge shall be made for the time consumed in response to a call or returning to the place from which a Taxicab was called. Charges shall be made at the rate specified in ~~Section 16-4-114~~ Section 16-1-112. ~~for the distance actually traveled while occupied by the passenger.~~

SECTION 4. 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 5. 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 6. 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 27th day of September, 2022; and PASSED on Second and Final Reading the 11th day of October, 2022.

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

ATTEST:

\_\_\_\_\_  
Stephanie Coggins, City Secretary

APPROVED AS TO FORM:

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