

AGENDAS

FOR THE AMARILLO CITY COUNCIL WORK SESSION TO BE HELD ON TUESDAY, FEBRUARY 21, 2017 AT 4:00 P.M. AND THE REGULAR MEETING OF THE AMARILLO CITY COUNCIL AT 5:00 P.M., CITY HALL, 509 SOUTHEAST 7th AVENUE, COUNCIL CHAMBER ON THE THIRD FLOOR OF CITY HALL, AMARILLO, TEXAS.

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

WORK SESSION

- A. City Council will discuss or receive reports on the following current matters or projects.
- (1) Review agenda items for regular meeting and attachments;
 - (2) Animal Management & Welfare Proposed Ordinance Changes; and
 - (3) Consider future Agenda items and request reports from City Manager.
- B. City Council may convene in Executive Session to receive reports on or discuss any of the following pending projects or matters.
- (1) Section 551.074 - Discuss the appointment, employment, evaluation, reassignment, duties, and qualifications of a public officer or employee, in accordance with the Texas Open Meetings Act.
 - (a) Consider appointments to Boards and Commission:
Amarillo-Potter Events Venue District
 - (2) Section 551.087 - Deliberation regarding economic development negotiations; discussion regarding commercial or financial information received from a business prospect.
 - (a) Economic development incentive request in the vicinity of the Southwest 6th Avenue and South Polk Street intersection.

REGULAR MEETING ITEMS

INVOCATION: Blake Clevenger, Hillside Christian Church

PUBLIC COMMENT: Citizens who desire to address the City Council with regard to matters not on the agenda having to do with the City's policies, programs, or services will be received at this time. The total time allotted for comments is 30-minutes with each speaker limited to three (3) minutes. City Council may not discuss these items, but may respond with factual, established policy information, or refer to staff. The City Council may choose to place the item on a future agenda.

(Texas Attorney General Opinion. JC-0169.)

1. **MINUTES:**
Approval of the City Council minutes of the regular meeting held on February 14, 2017.
2. **PUBLIC HEARING – APPEAL:**
This item is an appeal concerning the nonrenewal of the food establishment permit to West Texas Rx.
3. **RECEIVE AND ACCEPT THE CITY OF AMARILLO COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE YEAR ENDING SEPTEMBER 30, 2016:**
Presentation and review of the City of Amarillo Comprehensive Annual Financial Report for the year ending September 30, 2016.
4. **ORDINANCE NO. 7655:**
This is the second and final reading of an ordinance stating the possible incentives, nominating BSA Hospital, LLC as a qualified business and enterprise project and designating a liaison for overseeing Enterprise Projects.

5. **RESOLUTION – FY17 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT APPLICATON:**

This item considers approval of a resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled: Amarillo Regional Bomb Squad Canine Project, Amarillo Regional Bomb Squad Handheld Explosives Analyzer Project, and the Amarillo Video Server Project on behalf of the City.

6. **RESOLUTION – FY17 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT APPLICATON:**

This item considers approval of a resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled: Amarillo Regional Toxic Vapor Analyzer Project, Amarillo Regional Mobile Breathing Air Supply Unit Project, and Amarillo Regional Structural Collapse Equipment Project on behalf of the City.

7. **RESOLUTION – CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTES PUBLIC NUISANCES AT THE LOCATION(S) STATED:**

This resolution sets the date and time for a public hearing on March 14, 2017, at 5:00 p.m. to determine if the properties at 858 North Jackson Street and 1600 South Palo Duro Street constitute public nuisances and thereby declared as dangerous structures and order the removal of such. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing.

8. **CONSIDER APPOINTMENTS TO BOARDS AND COMMISSIONS:**

This item is for discussion and consideration of appointments to vacant and expiring positions on Boards and Commissions:

Amarillo-Potter Events Venue District
Bi-City-County Health District Board
Community Development Advisory Committee
Traffic Advisory Board

9. **CONSENT AGENDA:**

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

A. **Award – Kewaunee Laboratory Cabinets for Laboratory Administration -- \$127,837.34:**

This item is for the purchase of laboratory cabinets to complete the Environmental Laboratory expansion project.

MISCELLANEOUS

1. Planning and Zoning Commission, minutes of January 23, 2017.
2. Boards and Commissions – appointments as listed on attached.

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

Posted this 17th day of February 2017.

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



STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 14th day of February 2017, the Amarillo City Council met at 4:00 p.m. for a work session, and the regular session was held at 5:00 p.m. in the Council Chamber located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE	MAYOR
ELISHA DEMERSON	COUNCILMEMBER NO. 1
LISA BLAKE	COUNCILMEMBER NO. 2
RANDY BURKETT	COUNCILMEMBER NO. 3
MARK NAIR	COUNCILMEMBER NO. 4

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

JARED H. MILLER	CITY MANAGER
BOB COWELL	DEPUTY CITY MANAGER
MICK MCKAMIE	CITY ATTORNEY
BLAIR SNOW	MANAGEMENT ANALYST
FRANCES HIBBS	CITY SECRETARY

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

A proclamation was presented for "Panhandle Behavioral Health Alliance Day."

Public Forum:

Tom Warren, II, 2000 South Hughes Street, stated the new process makes it difficult for people to fill the form out in advance of the meeting. Mr. McKamie stated Council may discuss the current city policy or discuss making changes at next week's meeting. Jesse Pfrimmer, 5723 South Milam Street, read a prepared statement concerning the increased costs of water and drainage fees. He also suggested the new public forum sign-in requirement offer four minutes instead of three minutes. James Schenck, 6216 Gainsborough Street, noted the percentages of public comments throughout the years. He further stated the need to discuss changing the Economic Development Corporation from a Type A to a Type B or consider doing both types. Edith DiTommaso, 1613 Bowie Street, #B, stated she was concerned about proposed Senate Bill 4 in regards to immigration. She suggested Council not consider supporting Senate Bill 4. Rusty Tomlinson, 5700 Canyon Drive, announced his candidacy for Place 3. He stated there was a large number of people not receiving support from the City. There were no further comments.

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

ITEM 1: Mayor Harpole presented the minutes for February 7, 2017. Motion was made by Councilmember Nair to approve the minutes, seconded by Councilmember Demerson, and unanimously carried to approve the minutes.

ITEM 2: Mayor Harpole opened a public hearing and presented the first reading of an ordinance amending the Ordinance defining the City's participation in the Texas Enterprise Zone Program, stating possible incentives, nominating BSA Hospital LLC as a qualified business and an enterprise project and designating a liaison for overseeing Enterprise Projects. This item was presented by Bob Cowell, Deputy City Manager. This item was previous considered in September. BSA was told they needed to include additional information and were given an extension to file. Motion was made by Councilmember Nair, seconded by Councilmember Burkett, that the following captioned ordinance be passed on first reading:

ORDINANCE NO. 7655

AN ORDINANCE OF THE CITY OF AMARILLO AUTHORIZING THE CITY OF AMARILLO TO PARTICIPATE IN THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE, STATING POSSIBLE INCENTIVES; NOMINATING BSA HOSPITAL, LLC TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT AND TOURISM THROUGH THE ECONOMIC DEVELOPMENT BANK FOR DESIGNATION AS A QUALIFIED BUSINESS AND AN ENTERPRISE PROJECT UNDER THE ACT; AND DESIGNATING A LIAISON FOR OVERSEEING ENTERPRISE PROJECTS AND COMMUNICATING WITH INTERESTED PARTIES.

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

ITEM 3: Mayor Harpole presented the second and final reading of an ordinance public hearing and first reading of an ordinance adopting the Community Investment Program (CIP) FY 2016/2017 – FY 2020/2021, which will guide capital investment decisions for the next five-years. Motion was made by Councilmember Burkett, seconded by Councilmember Blake, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7653

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, TEXAS, APPROVING AND ADOPTING THE FIVE-YEAR COMMUNITY INVESTMENT PROGRAM FOR FY 2017-2021, AND MAKING CERTAIN FINDINGS; PROVIDING REPEALER; AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 4: Mayor Harpole presented the second and final reading of an ordinance amending the City of Amarillo 2015/2016 Budget, the Colonies Public Improvement District (PID) 2015/2016 Budget, and the Point West PID 2015/2016 Budget. Motion was made by Councilmember Demerson, seconded by Councilmember Nair, that the following captioned ordinance be passed on second and final reading:

ORDINANCE NO. 7654

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMARILLO, ADOPTING THE BUDGET AMENDMENTS PERTAINING TO THE FISCAL YEAR 2015/2016, AND PROVIDING AN EFFECTIVE DATE.

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

ITEM 5: Mayor Harpole presented a resolution allowing for discussion and consideration of all matters incident and related to declaring expectation to reimburse expenditures with proceeds of future debt, including the adoption of a resolution pertaining thereto. Michelle Bonner, Assistant City Manager, presented this item. This item will allow the city to be reimbursed. Motion was made that the following captioned resolution be passed by Councilmember Nair, seconded by Councilmember Demerson:

RESOLUTION NO. 02-14-17-1

A RESOLUTION OF THE AMARILLO CITY COUNCIL DECLARING EXPECTATION TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT.

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

ITEM 6: Mayor Harpole advised that appointments are needed for certain boards and commissions. Motion was made by Councilmember Burkett to reappoint Kris Culp to

the Quail Creek Public Improvement District, seconded by Councilmember Nair, such term to expire September 1, 2019.

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

Motion was made by Councilmember Burkett to reappoint Gary Hans, Pratt Plumbing to replace Frank Wilburn on the Construction Advisory and Appeals Board, seconded by Councilmember Nair, such term to expire December 31, 2019. Mayor Harpole stated Mr. Hans served on this board 12-15 years ago. Councilmember Demerson inquired if there were any other individuals that met the qualifications.

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

ITEM 7: Mayor Harpole presented the consent agenda and asked if any item should be removed for discussion or separate consideration. There were none. Councilmember Demerson asked for clarification on Item 7A. Rich Gagnon, IT Director, stated the City has developers that can code, but do not have web designers. Mayor Harpole stated there was an absolute need. Mr. Gagnon stated the City's current website did not meet the three-second rule. It was difficult to navigate and the new design will be built around how we communicate and interface with citizens. Motion was made by Councilmember Burkett to approval of the consent agenda, seconded by Councilmember Demerson.

- A. Award – Website Development and Service Agreement:
Vision Technology Solutions, LLC – \$183,655.00
This agreement will provide website redesign services for the City's public facing websites and the employee intranet.

- B. Approval – TxDOT Agreement to Contribute Right-of-Way Funds from FM 2590 to Southwest 9 Avenue:
Total right-of-way and utility costs estimate – \$3,672,680.00
Local participation - 10% = \$367,268.00
This item is the initial agreement for the City's participation in the right-of-way procurement and reimbursable utility relocations for the project.

- C. Approval – Amendment No. 1 to Task Order 13 between RS&H, Inc. and the Rick Husband Amarillo International Airport:
Amendment No. 1 covers Design and Bid services for Closed Circuit Television and Access Control System upgrades in the amount of \$115,700.00

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

Mayor Harpole advised that the meeting was adjourned.

ATTEST:

Frances Hibbs, City Secretary

Paul Harpole, Mayor

STATE OF TEXAS
COUNTIES OF POTTER
AND RANDALL
CITY OF AMARILLO

On the 16th day of February 2017, the Amarillo City Council met at 4:00 p.m. for a special meeting in executive and regular session in the Council Conference Room located on the third floor of City Hall at 509 Southeast 7th Avenue, with the following members present:

PAUL HARPOLE
ELISHA DEMERSON
LISA BLAKE
RANDY BURKETT
MARK NAIR

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

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

BRYAN MCWILLIAMS
FRANCES HIBBS

DEPUTY CITY ATTORNEY
CITY SECRETARY

ITEM 1: Mayor Harpole advised that an appointments is needed to the Amarillo Economic Development Corporation Board. Motion was made by Councilmember Blake to appoint Laura Street to the Amarillo Economic Development Corporation Board to replace Ginger Nelson, seconded by Councilmember Nair, such term to expire March 31, 2020.

Voting AYE were Mayor Harpole, Councilmembers Blake, Demerson and Nair; voting NO was Councilmember Burkett; the motion carried by a 4:1 vote of the Council.

Mayor Harpole advised that the meeting was adjourned.

ATTEST:

Frances Hibbs, City Secretary

Paul Harpole, Mayor

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February 16, 2017

City Secretary, Amarillo, TX
509 S. E. Seventh Ave.
Amarillo, Texas 79105
Dear City Secretary, Amarillo, TX,

I have had a business in Amarillo since 1997, with a kitchen approved by the Amarillo Bi-City-County Health Department. I have past many inspections until January 15, 2016, my Inspector told me I had to replace my refrigerator, freezer, and sink. I requested an allowance and received it for the refrigerator and freezer, with the provision that when I replaced them, I would do so with UIL commercial grade equipment, and I agreed, gladly, since the units were new, held temp well, and I did not know about the new ordinance. But I was not approved on the sink situation. I have 2 sinks and Mr. May believes 3 sinks are required. I argued that they are not required in my situation, since ALL of our plastic ware and plates are disposable, and is approved thru Texas Food Establishment Rules codified in Chapter 228 of the Texas Health and Safety Code, Section 8-5-2 of the Amarillo Code of Ordinances, Title 25 Chapter 228 Subchapter D Rule 228.107(b)(4). We fall into this category.

I am attaching the letter that Mr. May sent me, which states the "Two-Compartment Sink" rule.

I am requesting a few more days to settle this issue, since Mr. May has not given me any notice before shutting my establishment down. I received a letter of his intentions on 2/13/17, 2PM, with shut down to commence on 2/21/17.

I desire to appeal this decision. I am requesting to bring this issue to the City Council meeting Tuesday night, 2/21/17, and have requested that the City Secretary put me on the Agenda.

Thank You for Expediting this situation, as I have 3 Employees that will be out of work.

Sara Black, West Texas RX
3211 S. Coulter ST.
Amarillo, Texas 79106
806-674-7331



AMARILLO BI-CITY-COUNTY HEALTH DISTRICT

Amarillo, Canyon, Potter County, Randall County

CITY OF AMARILLO, P. O. Box 1971, Amarillo, TX, 79105-1971

February 13, 2017

West Texas RX
3211 S. Coulter
Amarillo, TX 79106

Mr. & Mrs. Black,

Re: Food Establishment Permit

The Food Establishment Permit for West Texas Rx located at 3211 S. Coulter Amarillo, TX 79106 will expire on February 21, 2017. Upon review of your renewal, it has been determined that you are not in compliance with Title 25 Chapter 228 Subchapter D Rule §228.107(b)(1-2) of the Texas Administrative Code. The City has adopted the Texas Food Establishment Rules codified in Chapter 228 of the Texas Health and Safety Code. See Section 8-5-2 of the Amarillo Code of Ordinances. Title 25 Chapter 228 Subchapter D Rule §228.107(b)(1-2) of the Texas Administrative Code states as follows:

(b) Manual warewashing, sink compartment requirements.

- (1) Except as specified in paragraph (3) of this subsection, a sink with at least three compartments shall be provided for manually washing, rinsing, and sanitizing equipment and utensils.*
- (2) Sink compartments shall be large enough to accommodate immersion of the largest equipment and utensils. If equipment or utensils are too large for the warewashing sink, a warewashing machine or alternative equipment as specified in paragraph (3) of this subsection shall be used.*
- (3) Alternative manual warewashing equipment may be used when there are special cleaning needs or constraints and its use is approved. Alternative manual warewashing equipment may include:

 - (A) high-pressure detergent sprayers;*
 - (B) low- or line-pressure spray detergent foamers;*
 - (C) other task-specific cleaning equipment;*
 - (D) brushes or other implements;*
 - (E) two-compartment sinks as specified under paragraphs (4) and (5) of this subsection; or*
 - (F) receptacles that substitute for the compartments of a multi-compartment sink.**
- (4) Before a two-compartment sink is used:

 - (A) The permit holder shall have its use approved by the regulatory authority; and*
 - (B) the permit holder shall limit the number of kitchenware items cleaned and sanitized in the two-compartment sink, and shall limit warewashing to batch operations for cleaning kitchenware such as between cutting one type of raw meat and another or cleanup at the end of a shift, and shall:

 - (i) make up the cleaning and sanitizing solutions immediately before use and drain them immediately after use; and***

DEPARTMENT OF ENVIRONMENTAL HEALTH
808 S. Buchanan
808-378-0472
FAX: 806-378-3585
TDD: (806) 378-4229

(ii) use a detergent-sanitizer to sanitize and apply the detergent-sanitizer in accordance with the manufacturer's label instructions and as specified under §228.111(o) of this title; or

(iii) use a hot water sanitization immersion step as specified under §228.115(f)(3) of this title.

(5) A two-compartment sink may not be used for warewashing operations where cleaning and sanitizing solutions are used for a continuous or intermittent flow of kitchenware or tableware in an ongoing warewashing process.

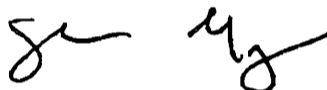
The City of Amarillo, Environmental Health Department does not and historically have not ever permitted food establishments to utilize a two-compartment sink for manual warewashing. Furthermore, your food establishment was originally permitted with a three-compartment sink which you removed without authorization.

If such a sink is not properly installed by a licensed contractor with appropriate permit through the City of Amarillo Department of Building Safety, a Notice of Closure will be issued for your establishment on February 22, 2017.

Pursuant to Section 8-5-17 (g) of the Amarillo Code of Ordinances if you desire to appeal such decision prior to correcting the violation you may appeal by giving written notice to the City Secretary of your desire to appeal and stating the reasons why the conditions noted by the Health Officer are not in violation of City Ordinance. The City Secretary shall schedule a time for a hearing before the City Council and will notify you of the same.

Please understand that the City of Amarillo Environmental Health Department requires compliance with the minimum requirements of the State law which provides protection against food borne illness for the citizens of Amarillo. If you have any questions upon receiving this letter, please don't hesitate to ask.

Sincerely,



Shaun C. May, M.P.H., R.S.
Environmental Health Director

Cc: Mr. Bryan McWilliams, Deputy City Attorney, Mr. Kevin Starbuck, Assistant City Manager, Mr. Bob Cowell, Interim City Manager, Dr. Scott Milton, Public Health Authority, Bi-City-County Health District

Amarillo City Council Agenda Transmittal Memo



Meeting Date	February 21, 2017	Council Priority	
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Department	City Manager
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Agenda Caption

Receive and accept the City of Amarillo Comprehensive Annual Financial Report for the year ending September 30, 2016.

Presentation and review of the City of Amarillo Comprehensive Annual Financial Report for the year ending September 30, 2016.

Agenda Item Summary

Presentation and review of the City of Amarillo Comprehensive Annual Financial Report for the year ending September 30, 2016.

Requested Action

Council consideration and approval of the resolution.

Funding Summary

N/A

Community Engagement Summary

The City of Amarillo Audit Committee met on February 7, 2017 and reviewed the Comprehensive Annual Financial Report for the year ending September 30, 2016. The Audit Committee recommends the report for review and acceptance by the City Council.

Staff Recommendation

Staff recommendation is to accept the City of Amarillo Comprehensive Annual Financial Report for the year ending September 30, 2016.

Amarillo City Council Agenda Transmittal Memo



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Meeting Date	February 21, 2017	Council Priority	Best Practices
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Department	City Manager's Office
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Agenda Caption

Second Reading of Ordinance _____: A second Reading of an Ordinance defining the City's participation in the Texas Enterprise Zone Program, stating possible incentives, nominating BSA Hospital LLC as a qualified business and an enterprise project and designating a liaison for overseeing Enterprise Projects.

Agenda Item Summary

This item considers an Ordinance detailing the City's participation in the Texas Enterprise Zone Program. Specifically, the ordinance provides language consistent with the program at the State level and identifies several additional local economic incentives the City may be willing to consider for qualified business sites. The proposed changes do not obligate the City to support any specific proposed nominations nor do they commit the City to award of any economic incentives.

The requested action follows a Council workshop held November 8th.

Requested Action

Approve the Ordinance detailing the City's participation in the Texas Enterprise Program

Funding Summary

N/A

Community Engagement Summary

The proposal was the subject of a Council workshop conducted at their meeting on November 8th and will be the subject of a public hearing and two readings.

City Manager Recommendation

Recommend approval of the proposed Ordinance

ORDINANCE NO. 7655

AN ORDINANCE OF THE CITY OF AMARILLO AUTHORIZING THE CITY OF AMARILLO TO PARTICIPATE IN THE TEXAS ENTERPRISE ZONE PROGRAM UNDER THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE; STATING POSSIBLE INCENTIVES; NOMINATING BSA HOSPITAL, LLC TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT AND TOURISM THROUGH THE ECONOMIC DEVELOPMENT BANK FOR DESIGNATION AS A QUALIFIED BUSINESS AND AN ENTERPRISE PROJECT UNDER THE ACT; AND DESIGNATING A LIAISON FOR OVERSEEING ENTERPRISE PROJECTS AND COMMUNICATING WITH INTERESTED PARTIES.

WHEREAS, the City of Amarillo, Texas ("the City") desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in severely distressed areas of the City and to provide employment to residents of those areas:

WHEREAS, the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, as amended, (the "Act") authorizes the designation of enterprise projects within an enterprise zone or, if the requirements of Section 2303.402 (a) (2) of the Act are met, within an area that does not qualify as an enterprise zone;

WHEREAS, under the 2003 amendments to the Act, the Act is now administered by the Office of the Governor Economic Development and Tourism ("OOGEDT") through the Texas Economic Development Bank (Bank"), and provides for refund of state sales and use tax for capital investment with job creation and/or employment retention efforts and programs of qualifying businesses, per Section 2303.504 of the Act:

WHEREAS, with proper notice to the public, a public hearing to consider this ordinance was held on Tuesday, February 14, 2017, during a meeting of the City Council, the Council Chambers, at City Hall, in Amarillo, during which all interested persons were allowed to appear and be heard; and

WHEREAS, the City Council has determined that passage of this Ordinance would best serve public health, necessity, and convenience and the general welfare of the City and its citizens.

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

SECTION 1. As required by Section 2303.4051 (b) of the Act, the City's local incentives possible in each area within an enterprise zone and in each area not in an enterprise zone are identified and summarized briefly in the attached Exhibit A; and at least one of the local incentives is unique to the enterprise zone area. The City is in full compliance with the Act.

SECTION 2. The City finds that BSA Hopsital, LLC. ("BSA") is not located in a state qualified Enterprise Zone (distressed county). The City further finds that BSA meets the criteria for designation as an enterprise project under the Act on the following grounds:

(a) BSA is a "qualified business" under Section 2303.402 of the Act because it is engaged in the active conduct of a trade or business at a qualified business site and at least thirty-five (35%) percent of its new employees at the qualified business site will be residents of an enterprise zone in this state or economically disadvantaged individuals or Veterans:

(b) The BSA project is qualified under Section 2303.404 of the Act because (1) it involves an expansion, renovation, or new construction (2) it will be completed within a predetermined period not to exceed five years; and (3) BSA maintains separate books and records for the Amarillo operations;

(c) There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the jurisdiction of the City;

(d) The designation of BSA as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area in which the enterprise project will be located; and

(e) BSA qualifies for job retention benefits under Section 2303.406(a)(4)(D) because BSA has clearly demonstrated that the business is able to employ individuals in accordance with Section 2303.402.

SECTION 3. BSA qualifies as an Enterprise Project as defined in Section 2303.407(b)(4) of the Act because BSA will be making a capital investment in a project in excess of five million dollars (\$5,000,000). The City finds that it is in the best interest of the City to nominate BSA as an Enterprise Project under the Act, so that BSA may receive refund of state sales and use tax, per Section 2303.504 of the Act.

SECTION 4. Accordingly, the City hereby nominates BSA as an Enterprise Project under the Act. The City designates the City Manager or his designee as liaison to oversee enterprise projects nominated by the City and to perform the other duties described in Section 2303.204 of the Act. Further, the City Manager or his designee is authorized and directed to file an application requesting designation of BSA as an Enterprise Project with the Bank, and to execute all documents and agreements necessary to process the application, including that required by Section 2303.4052 of the Act.

SECTION 5. The City finds that BSA meets the criteria for tax relief and other incentives adopted by the City and that BSA will be located wholly within the qualified business site and will retain and create jobs and increase economic activity and stability. As required by Section 2303.4051(c)(2) of the Act, the City's local incentives, including tax incentives that at the election of the City Commission, may be made available to BSA, the nominated project, are identified and summarized briefly in the attached Exhibit.

SECTION 6. Upon approval of the Bank, the Enterprise Project will be named BSA Hospital, LLC ("Project").

SECTION 7. The Enterprise Project designation must be for a predetermined designation period approved by the Bank, with a beginning date and ending date for the Project; and the designation period for the Project may not exceed five (5) years from the date on which the designation is made, as required by Section 2303.404 of the Act. BSA and the City request that the Bank approve December 1, 2016, as the beginning date and December 1, 2021, as the ending date of the Project.

SECTION 8. The enterprise zone areas within the City are reinvestment zones in accordance with the Texas Tax Code, Chapter 312.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on First Reading this the 14th day of February, 2017; and PASSED on Second and Final Reading the 21st day of February 2017.

Paul Harpole, Mayor

ATTEST:

APPROVED AS TO FORM:

EXHIBIT A
Incentives that may be offered by the City of Amarillo

	Name of Incentive	Description of Incentive	Availability
1	Local sales and use tax refund	The City may refund the amount of tax paid under the Municipal Sales and Use Tax (Texas Tax Code, Chapter 321) by the business and remitted to the Comptroller of Public Accounts up to the maximum extent authorized by Sections 2303.505 and 2303.506 of the Act, and for a period determined by the City, but which shall not exceed (5) years.	Enterprise Zone Projects / Enterprise Zone areas on a Case-by-Case Basis
2	Tax abatement	The City may abate taxes on the increase in value of real property improvements and tangible personal property that locate in a designated enterprise zone.	City-wide
3	Low-interest loans	The City may offer low-interest loans to develop or revitalize the zone.	City-wide
4	Impact/Inspection fee exemptions or waivers	The City may waive or refund any and all applicable fees due or paid.	City-wide
5	Capital infrastructure improvements in water and sewer facilities	The City may provide infrastructure improvements for industries.	City-wide
6	Streamlined permitting	The City may allow permit applications and supporting materials to be tendered to one department for distribution to the appropriate city departments.	City-wide
7	Special Public Transportation Routes or Reduced Fares	The City may provide transportation programs that benefit the zone.	City-wide
8	Improved fire and police protection	Safety and protection of city residents.	City-wide
9	Community crime prevention programs	Neighborhood Watch Program	City-wide
10	Road repair	The City is responsible for maintaining and repairing all public streets and alleys inside city limits.	City-wide
11	Low-interest loans for housing rehabilitation or new construction	Encourage home ownership for city residents.	City-wide
12	Provision of publicly owned land for development purposes	Strategic sustenance and growth for the city.	City-wide
13	Job training and employment services	Offered in conjunction with Amarillo College.	City-wide
14	Retraining program	Offered in conjunction with Amarillo College.	City-wide
15	Literacy and employment skills program	Offered in conjunction with Amarillo College and public school districts.	City-wide
16	Vocational education	Offered in conjunction with Amarillo College and public school districts.	City-wide

17	Cash Grants	Offered by Amarillo Economic Development Corporation.nle	City-wide
18	Chapter 380 Property Tax Rebate	The City may provide all or a portion of annual property tax collections toward the reimbursement for infrastructure or other development obstacle.	City-wide
19	Freeport Exemption	The City offers a Freeport Exemption.	City-wide
20	Tax Increment Financing	The City may use Tax Increment Financing to finance public infrastructure improvements.	City-wide
21	Economic Development Sales Tax (4A) Contribution	The City has adopted an economic development sales tax which it may use to provide incentives or reimbursement for infrastructure or other development obstacle.	City-wide
22	Other Tax Deferrals, Tax Refunds or Tax Incentives	The City may provide tax incentives.	City-wide
23	Zoning Changes / Variances	The City may amend the zoning ordinances of the municipality to promote economic development.	City-wide
24	Building Code Exemptions	The City may provide regulatory relief to businesses, including exemptions from unnecessary building code requirements, impact fees, or inspection fees.	City-wide
25	Creation or Improvement of Parks	Maintain healthy lifestyle for City residents.	City-wide
26	Transfer Abandoned Housing to Individuals or Community Groups	The City may offer as an incentive a waiver against property abandonment cost or a consideration of land exchanges.	City-wide
27	Use of Surplus School Buildings for Incubators	Where applicable, the City may provide for the use of these facilities.	City-wide
28	One-Stop Permitting, Problem Resolution Center or Ombudsmen	The City may provide regulatory relief to businesses, including one-stop permitting.	City-wide
29	Promotion and Marketing Services	Offered by Amarillo Economic Development Corporation.	City-wide
30	Customized Job Training	Offered in conjunction with Amarillo College and public school districts.	City-wide

EXHIBIT B
Incentives that could be considered and offered by the City of Amarillo to
Nominated Texas Enterprise Zone Projects

	Name of Incentive	Description of Incentive	Availability
1	Exhibit A	On a case-by-case basis.	Enterprise Zone / Where Applicable / City-wide



Amarillo City Council Agenda Transmittal Memo



Meeting Date	February 21, 2017	Council Priority	N/A
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Department	Emergency Management
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Agenda Caption

RESOLUTION – FY17 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT APPLICATION
 Consider approval of a resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled Amarillo Regional Bomb Squad Canine Project, Amarillo Regional Bomb Squad Handheld Explosives Analyzer Project, and the Amarillo Video Server Project on behalf of the City.

Agenda Item Summary

The FY17 SHSP grant application for the City of Amarillo will request grant funds to enhance the capabilities of the Amarillo Police Department Regional Bomb Squad to respond to incidents involving explosives or the threat of explosives. Response personnel are requesting the following:

- Amarillo Regional Bomb Squad Bomb Canine Project: This project will fund the purchase of an explosives detection canine project. The project includes the dog, explosives detection training for the dog and the handler, and the specialized vehicle required for the canine to operate from.
- Amarillo Regional Bomb Squad Handheld Explosives Analyzer Project: This project will fund the purchase of a handheld explosives detector. This device is used to detect the volatility and/or identity of unknown hazardous or potentially explosive materials.

The FY17 SHSP grant application for the City of Amarillo will request grant funds to enhance the capabilities of the Amarillo Police Department to respond to incidents while utilizing the capability of security cameras in the city. Response personnel are requesting the following:

- Amarillo Video Server Project: This project will fund the purchase of a video server for the city. This device can tie into existing security cameras enabling a real-time view of a potential incident location.

Requested Action

Consider approval of a resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled Amarillo Regional Bomb Squad Canine Project , Amarillo Regional Bomb Squad Handheld Explosives Analyzer Project, and Amarillo Video Server Project on behalf of the City.

Funding Summary

The FY17 SHSP grant application requests the following allocation of grant funding:

- Amarillo Regional Bomb Squad Bomb Canine Project
- Amarillo Regional Bomb Squad Handheld Explosives Analyzer Project
- Amarillo Video Server Project

Project proposals are submitted to the State of Texas Office of the Governor for consideration and approval pending allocation of Federal Homeland Security Grant Program funds.

Amarillo City Council Agenda Transmittal Memo



Community Engagement Summary

The FY17 State Homeland Security Program grant application represents a modest impact on the community. Community engagement includes informing the citizens of the project nature and activities to foster community trust and support.

Staff Recommendation

It is recommended that City Council adopt the resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled Amarillo Regional Bomb Squad Canine Project and Amarillo Regional Bomb Squad Handheld Explosives Analyzer Project, on behalf of the City.

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF THE AMARILLO, TEXAS AUTHORIZING THE SUBMISSION OF AN FY17 GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR'S HOMELAND SECURITY GRANT DIVISION (HSGD) AND DESIGNATING THE ASSISTANT CITY MANAGER FOR FINANCE TO ACT AS THE CITY'S AUTHORIZED OFFICIAL IN ALL MATTERS PERTAINING TO CITY'S PARTICIPATION IN THE FY17 STATE HOMELAND SECURITY PROGRAM GRANT PROGRAM.

WHEREAS, the Office of the Governor's Homeland Security Grant Division (HSGD) currently serves as the State Administrative Agency for the State of Texas' State Homeland Security Program (SHSP) which provides grant funding that can be used to support programs and projects aimed at maintaining and/or enhancing the Panhandle's emergency preparedness and response capabilities; and

WHEREAS, the City Council finds it in the best interest of the citizens of Amarillo to apply for grant funding to carry out projects entitled Amarillo Regional Bomb Squad: Bomb Canine Project, Amarillo Regional Bomb Squad: Handheld Explosives Analyzer Project, and Amarillo Video Server Project which would be implemented under the FY17 SHSP; and

WHEREAS, the City intends to file these applications under the HSGD's FY17 Request for Applications; State Homeland Security Program by the February 28, 2017, submission deadline; and

WHEREAS, the City has established its eligibility to apply for and receive funding through the FY17 SHSP grant program; and

WHEREAS, City Council authorizes the Assistant City Manager for Finance to apply for, accept, reject, alter or terminate the application and/or subsequent SHSP grant on behalf of the City.

NOW THEREFORE, be it resolved by the City Council of the City of Amarillo, Texas:

1. That a FY17 SHSP grant application is hereby authorized to be filed on behalf of the City with the Governor's HSGD.
2. That the application be for funds to implement projects entitled Amarillo Regional Bomb Squad: Bomb Canine Project, Amarillo Regional Bomb Squad: Handheld Explosives Analyzer Project, and Amarillo Video Server Project.
3. That the City Council authorizes the Assistant City Manager for Finance to apply for, accept, reject alter or terminate the application and/or subsequent grant on behalf of the City.
4. That in the event of loss or misuse of SHSP funds, the City Council assures that those funds will be returned to the HSGD in full.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas this _____th day of February, 2017.

Paul Harpole, Mayor

ATTEST:

Frances Hibbs, City Secretary



Amarillo City Council Agenda Transmittal Memo



Meeting Date	February 21, 2017	Council Priority	N/A
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Department	Emergency Management
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Agenda Caption

RESOLUTION – FY17 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT APPLICATION

Consider approval of a resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled Amarillo Regional Toxic Vapor Analyzer Project, Amarillo Regional Mobile Breathing Air Supply Unit Project, and Amarillo Regional Structural Collapse Equipment Project on behalf of the City.

Agenda Item Summary

The FY17 SHSP grant application for the City of Amarillo will request grant funds to enhance the capabilities of the Amarillo Fire Department to respond to incidents locally or regionally in an emergency. Response personnel are requesting the following:

- Amarillo Regional Toxic Vapor Analyzer Project: This project will fund the purchase of a Toxic Vapor Analyzer which is one of the main detection methods for use in unknown hazardous materials incidents.
- Amarillo Regional Mobile Breathing Air Supply Unit Project: This project will fund the purchase of a trailer with the capability to refill SCBA cylinders on-scene at an emergency. The trailer will also be able to carry additional SCBA cylinders as well
- Amarillo Regional Structural Collapse Equipment Project: This project will fund the purchase of structural collapse shoring equipment to allow firefighters to perform search and rescue in a commercial structure.

Requested Action

Consider approval of a resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled Amarillo Regional Toxic Vapor Analyzer, Amarillo Regional Mobile Breathing Air Supply Unit Project, and Amarillo Regional Structural Collapse Equipment Project on behalf of the City.

Funding Summary

The FY17 SHSP grant application requests the following allocation of grant funding:

- Amarillo Regional Toxic Vapor Analyzer Project
- Amarillo Regional Mobile Breathing Air Supply Unit Project
- Amarillo Regional Structural Collapse Equipment Project

Project proposals are submitted to the State of Texas Office of the Governor for consideration and approval pending allocation of Federal Homeland Security Grant Program funds.

Community Engagement Summary

The FY17 State Homeland Security Program grant application represents a modest impact on the community. Community engagement includes informing the citizens of the project nature and activities to foster community trust and support.

Amarillo City Council Agenda Transmittal Memo



Staff Recommendation

It is recommended that City Council adopt the resolution authorizing the Assistant City Manager for Finance to apply for FY17 SHSP grant funds to implement projects entitled Amarillo Regional Toxic Vapor Analyzer Project and Amarillo Regional Mobile Breathing Air Supply Project, on behalf of the City.

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF THE AMARILLO, TEXAS AUTHORIZING THE SUBMISSION OF AN FY17 GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR'S HOMELAND SECURITY GRANT DIVISION (HSGD) AND DESIGNATING THE ASSISTANT CITY MANAGER FOR FINANCE TO ACT AS THE CITY'S AUTHORIZED OFFICIAL IN ALL MATTERS PERTAINING TO CITY'S PARTICIPATION IN THE FY17 STATE HOMELAND SECURITY PROGRAM GRANT PROGRAM.

WHEREAS, the Office of the Governor's Homeland Security Grant Division (HSGD) currently serves as the State Administrative Agency for the State of Texas' State Homeland Security Program (SHSP) which provides grant funding that can be used to support programs and projects aimed at maintaining and/or enhancing the Panhandle's emergency preparedness and response capabilities; and

WHEREAS, the City Council finds it in the best interest of the citizens of Amarillo to apply for grant funding to carry out projects entitled Amarillo Regional Toxic Vapor Analyzer Project, Amarillo Regional Mobile Breathing Air Supply Unit, and the Amarillo Regional Structural Collapse Equipment Project which would be implemented under the FY17 SHSP; and

WHEREAS, the City intends to file these applications under the HSGD's FY17 Request for Applications; State Homeland Security Program by the February 28, 2017, submission deadline; and

WHEREAS, the City has established its eligibility to apply for and receive funding through the FY17 SHSP grant program; and

WHEREAS, City Council authorizes the Assistant City Manager for Finance to apply for, accept, reject, alter or terminate the application and/or subsequent SHSP grant on behalf of the City.

NOW THEREFORE, be it resolved by the City Council of the City of Amarillo, Texas:

1. That a FY17 SHSP grant application is hereby authorized to be filed on behalf of the City with the Governor's HSGD.
2. That the application be for funds to implement projects entitled Amarillo Regional Toxic Vapor Analyzer Project, Amarillo Regional Mobile Breathing Air Supply Unit Project, and Amarillo Regional Structural Collapse Equipment Project.
3. That the City Council authorizes the Assistant City Manager for Finance to apply for, accept, reject alter or terminate the application and/or subsequent grant on behalf of the City.
4. That in the event of loss or misuse of SHSP funds, the City Council assures that those funds will be returned to the HSGD in full.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas this _____th day of February, 2017.

Paul Harpole, Mayor

ATTEST:

Frances Hibbs, City Secretary



Amarillo City Council Agenda Transmittal Memo



Meeting Date	February 21, 2017	Council Priority	Community Appearance & Address Disadvantaged Areas of the Community
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Department	Building Safety
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Agenda Caption

RESOLUTION – CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTE PUBLIC A NUISANCE AT THE LOCATION STATED:

This resolution sets the date and time for a public hearing on March 14, 2017, at 5:00 p.m. to determine if the property at 858 N Jackson Street constitutes a public nuisance and thereby declared as a dangerous structure and order the removal of such. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing.

Agenda Item Summary

This item sets the date for a public hearing to determine if the property at 858 N Jackson Street which consists of a single family residence constitutes a public nuisance and thereby declared as a dangerous structure and order the removal of such.

Requested Action

Adopt the resolution to establish the date for a public hearing.

Funding Summary

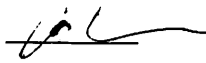
The property owner is responsible to pay all costs associated with the Dangerous Structure process and to abate any nuisances. The property owner will be billed for costs incurred. However, this property is in the Community Development Block Grant (CDBG) target area and if the owner qualifies, CDBG funding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

Community Engagement Summary

- A Building Safety Inspector identified the structure while canvassing the neighborhood in the normal course of duties. Posted the property as unsafe.
- Initiated the Dangerous Structure process.
- This property is continually tagged with graffiti.
- Safety and aesthetics of the community as identified through public meetings in the development of Amarillo's Comprehensive Plan.

Staff Recommendation

It is the staff's recommendation to adopt the resolution setting the date for a public hearing.



RESOLUTION NO. _____

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

WHEREAS, the Building Official has determined that the conditions described below are unsafe and dangerous and must be abated by demolition and/or removal from the premises; and,

WHEREAS, the Building Official has given notice of the nuisance to the Interested Persons of each of the properties as required by the ordinances of the City; and,

WHEREAS, the Interested Persons whose name appear below in connection with the description of the various improvements and/or conditions have failed, neglected or refused to comply with such notice by the Building Official;

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

SECTION 1. This Council shall conduct a public hearing on the 14th day of March, 2017 at 5:00 o'clock p.m. in its Council Chambers in the Municipal Building in the City of Amarillo, Potter County, Texas, for the purpose of determining whether the conditions described below are a dangerous structure and/or a public nuisance, and the Interested Persons whose name appear below are hereby summoned to appear before this Council at such time and place and testify as to the issue to be decided.

Street Address, Legal Description, Interested Persons & Address and Nature of Nuisance

ADDRESS: 858 N Jackson St

LEGAL: Lot: S 13.3ft of 2 all of 3 & N 15ft of 4; Block: 2, Downing-Highland's Addition to the City of Amarillo, Potter County, TX;

INTERESTED PERSONS: Pearlene Dotson, c/o Flossie James, 407 N Monroe St, Amarillo TX 79107-5106

NATURE OF NUISANCE: This property consists of a fire damaged residential structure and one detached accessory type structure. Both structures are unsecured, deteriorated and dilapidated. There is evidence of vagrants. Little effort has been made to abate the hazards. It is an attractive nuisance to the neighborhood and is considered to be a fire, health and safety hazard.

ADDRESS: 1600 S Palo Duro St

LEGAL: Lot: 1, Block: 2, Alamo Place Addition to the City of Amarillo, Potter County, TX

INTERESTED PERSONS: Shanon Anderson, 1600 S Palo Duro St, Amarillo TX 79106-5917; Claiborn B Dodson, PO Box 149, Amarillo TX 79105-0149

NATURE OF NUISANCE: This property consists of a fire damaged residential structure and an accessory building. The structures are unsecured and open. Little effort has been made to abate the hazards. It is an attractive nuisance to the neighborhood and is considered to be a fire, health and safety hazard.

SECTION 2. A copy of this resolution shall be mailed to the Interested Persons of the premises described below at least ten (10) days prior to the date herein set for the public hearing, and notice of said hearing shall be published one (1) time in a newspaper of general circulation in the City of Amarillo, Texas.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this ____ day of _____ 2017.

Paul Harpole, Mayor

ATTEST:

Frances Hibbs, City Secretary

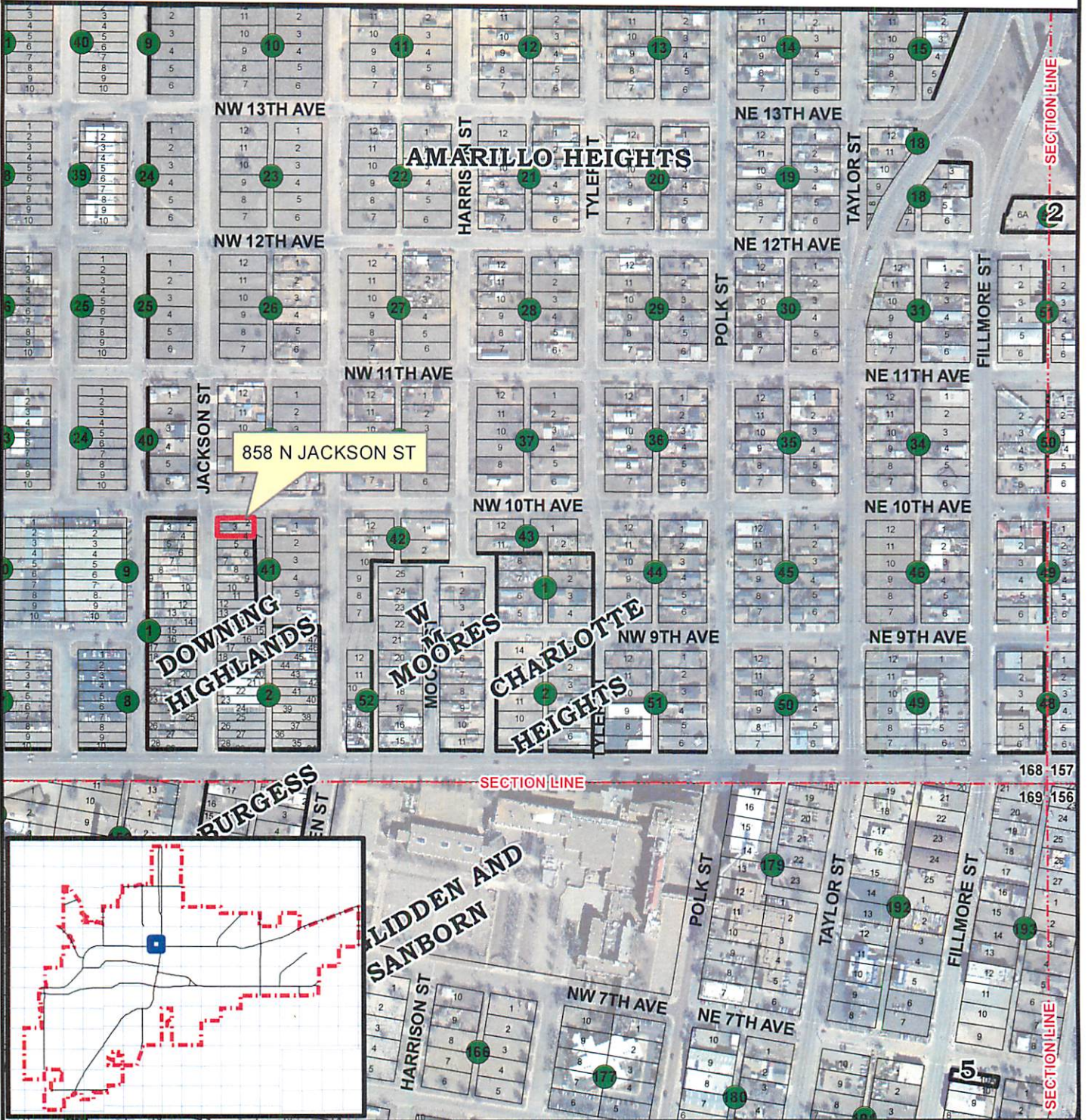


10.24.2016 12:35



10.24.2016 12:35

DANGEROUS STRUCTURE AT 858 N JACKSON ST



**CITY OF AMARILLO
BUILDING SAFETY DEPARTMENT**

Scale: 1" = 400'
 Date: 6-10-16
 Vicinity: N Jackson St & NW 10th Ave



858 N Jackson St - Lot: S 13.3ft of Lot 2 all of Lot 3 & N 15ft of Lot 4; Block: 2, Downing-Highland's Addition Unit No. 1, Section 168, Block 2, AB&M Survey, Potter County, Texas.

Parcel # 014-2600-0950

AP: N-10

Amarillo City Council Agenda Transmittal Memo



Meeting Date	February 21, 2017	Council Priority	Community Appearance & Address Disadvantaged Areas of the Community
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Department	Building Safety
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Agenda Caption

RESOLUTION – CALLING A PUBLIC HEARING TO DETERMINE WHETHER CERTAIN CONDITIONS DESCRIBED HEREIN CONSTITUTE PUBLIC A NUISANCE AT THE LOCATION STATED:

This resolution sets the date and time for a public hearing on March 14, 2017, at 5:00 p.m. to determine if the property at 1600 S Palo Duro Street constitutes a public nuisance and thereby declared as dangerous structures and order the removal of such. A copy of this resolution will be mailed to all interested parties providing ten (10) days notice of public hearing.

Agenda Item Summary

This item sets the date for a public hearing to determine if the property at 1600 S Palo Duro Street which consists of a single family residence and a detached garage constitutes a public nuisance and thereby declared as dangerous structures and order the removal of such.

Requested Action

Adopt the resolution to establish the date for a public hearing.

Funding Summary

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

Community Engagement Summary

- The Amarillo Police Department contacted Building Safety concerning this fire damaged residence.
- A Building Safety Inspector identified the burned structure as a Dangerous Structure. Posted the property as unsafe. Initiated the Dangerous Structure process.
- This property is across the street from the Rails to Trails park.
- The Amarillo Police Department has been called out to this location 5 times since January 2014 (3 years).
- Safety and aesthetics of the community as identified through public meetings in the development of Amarillo's Comprehensive Plan.

Staff Recommendation

It is the staff's recommendation to adopt the resolution setting the date for a public hearing.

RESOLUTION NO. _____

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

WHEREAS, the Building Official has determined that the conditions described below are unsafe and dangerous and must be abated by demolition and/or removal from the premises; and,

WHEREAS, the Building Official has given notice of the nuisance to the Interested Persons of each of the properties as required by the ordinances of the City; and,

WHEREAS, the Interested Persons whose name appear below in connection with the description of the various improvements and/or conditions have failed, neglected or refused to comply with such notice by the Building Official;

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

SECTION 1. This Council shall conduct a public hearing on the 14th day of March, 2017 at 5:00 o'clock p.m. in its Council Chambers in the Municipal Building in the City of Amarillo, Potter County, Texas, for the purpose of determining whether the conditions described below are a dangerous structure and/or a public nuisance, and the Interested Persons whose name appear below are hereby summoned to appear before this Council at such time and place and testify as to the issue to be decided.

Street Address, Legal Description, Interested Persons & Address and Nature of Nuisance

ADDRESS: 858 N Jackson St

LEGAL: Lot: S 13.3ft of 2 all of 3 & N 15ft of 4; Block: 2, Downing-Highland's Addition to the City of Amarillo, Potter County, TX;

INTERESTED PERSONS: Pearlene Dotson, c/o Flossie James, 407 N Monroe St, Amarillo TX 79107-5106

NATURE OF NUISANCE: This property consists of a fire damaged residential structure and one detached accessory type structure. Both structures are unsecured, deteriorated and dilapidated. There is evidence of vagrants. Little effort has been made to abate the hazards. It is an attractive nuisance to the neighborhood and is considered to be a fire, health and safety hazard.

ADDRESS: 1600 S Palo Duro St

LEGAL: Lot: 1, Block: 2, Alamo Place Addition to the City of Amarillo, Potter County, TX

INTERESTED PERSONS: Shanon Anderson, 1600 S Palo Duro St, Amarillo TX 79106-5917; Claiborn B Dodson, PO Box 149, Amarillo TX 79105-0149

NATURE OF NUISANCE: This property consists of a fire damaged residential structure and an accessory building. The structures are unsecured and open. Little effort has been made to abate the hazards. It is an attractive nuisance to the neighborhood and is considered to be a fire, health and safety hazard.

SECTION 2. A copy of this resolution shall be mailed to the Interested Persons of the premises described below at least ten (10) days prior to the date herein set for the public hearing, and notice of said hearing shall be published one (1) time in a newspaper of general circulation in the City of Amarillo, Texas.

INTRODUCED AND PASSED by the City Council of the City of Amarillo, Texas, on this ____ day of _____ 2017.

Paul Harpole, Mayor

ATTEST:

Frances Hibbs, City Secretary

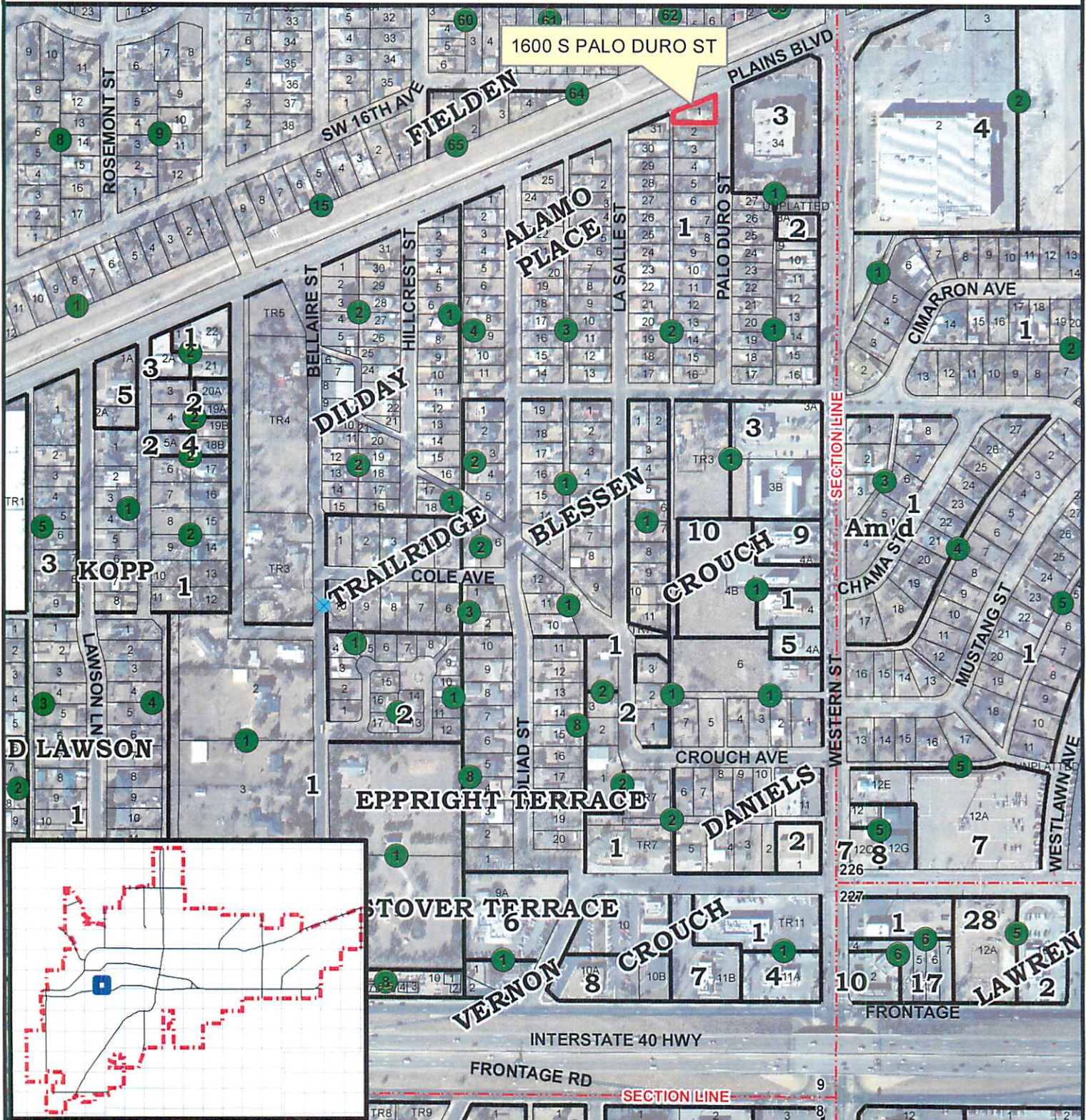


10/03/2016



10/03/2016

DANGEROUS STRUCTURE AT 1600 S PALO DURO ST



**CITY OF AMARILLO
BUILDING SAFETY DEPARTMENT**

1600 S Palo Duro St - Lot 1, Block 2, Alamo Place
Addition Unit No. 1, Section 9, Block 9, BS&F Survey,
Potter County, Texas.

Parcel # 001-0300-0155

Scale: 1" = 400'
Date: 6-10-16
Vicinity: S Palo Duro St & Plains Blvd



AP: K-12

Amarillo City Council Agenda Transmittal Memo



Meeting Date	February 21, 2017	Council Priority	Infrastructure Initiative
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Department	Laboratory Administration 52281 – David Reasoner
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Agenda Caption

Award Bid for: Kewaunee Laboratory Cabinets for Laboratory Administration – \$127,867.34

Agenda Item Summary

These Cabinets are Specialty Laboratory Cabinets needed to complete the Environmental Laboratory Expansion Project, Job Number 521178.1040. These Cabinets directly match continuing in-service Cabinets purchased in both 1967 and 1992.

Requested Action

We request approval and to award the purchase to Hallmark Casework in the amount of \$127,867.34. This purchase is in the TXMAS Buy Board System, and has been discounted 41%.

Funding Summary

This is a CIP Purchase within Job Number 521178.1040. The current balance in this on-going expansion project is \$1,404,123.43.

Community Engagement Summary

This purchase will not directly engage the Public with any new change in our operations. This purchase completes an expansion of the Environmental Laboratory with needed space to address new regulatory analyses. This purchase continues to protect Public Health and the Environment.

Staff Recommendation

City Staff is recommending approval and award of this Specialty Laboratory Cabinetry.



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

On the 23rd day of January, 2017, the Amarillo Planning and Zoning Commission met in a work session at 2:45 PM to review agenda items, then convened in regular session at 3:00 PM in the City Council Chamber on the third floor of City Hall, 509 East 7th Avenue, Amarillo, Texas, with the following members present:

VOTING MEMBERS	PRESENT	NO. MEETINGS HELD	NO. MEETINGS ATTENDED
Mike Good, Vice-Chairman	Y	111	79
Dean Bedwell	Y	196	185
Rob Parker, Chairman	Y	64	52
Rick Thomason	Y	34	29
Bowden Jones	Y	25	19
Dick Ford	Y	9	8
Terry Harman	Y	8	8

PLANNING DEPARTMENT STAFF:

Jeffrey English, Planner I
 Cody Balzen, Planner I

David Soto, Planner I
 Jan Sanders, Recording Secretary

Chairman Parker opened the meeting, established a quorum and conducted the consideration of the following items in the order presented. Cody Balzen, Jeffrey English, and David Soto gave the recommendations for each item.

ITEM 1: Approval of the minutes of the January 9, 2017 meeting

A motion to approve the minutes of the January 9, 2017 meeting was made by Commissioner Thomason, seconded by Commissioner Good, and carried unanimously.

ITEM 2: P-16-43 Lonesome Dove Estates Unit No. 7, a suburban subdivision to the City of Amarillo, being an unplatted tract of land situated in Section 111, Block 2, AB&M Survey, Randall County, Texas. (44.29 acres) (Vicinity: Eastern St. & Joshua Deets Trl.)
 DEVELOPER(S): Robert Wilkinson
 SURVEYOR: Daryl Furman

A motion to approve P-16-43 was made by Commissioner Bedwell, seconded by Commissioner Jones and carried unanimously.

ITEM 3: P-17-02 Roman Catholic Diocese of Amarillo Unit No. 4 an addition to the City of Amarillo, being a replat of all of Lot 1, Block 2, Roman Catholic Diocese of Amarillo Unit No. 3, and an unplatted tract of land, all in Section 125, Block 2, AB&M Survey, Potter County, Texas. (39.77 acres) (Vicinity: NE 24th Ave. & Spring St.)
 DEVELOPER(S): Patrick J. Zurek
 SURVEYOR: David G. Miller

A motion to approve P-17-02 was made by Commissioner Thomason, seconded by Commissioner Good and carried unanimously.

ITEM 4: Z-17-01 Rezoning of Lot 5, Block 8, Fairview Townsite Unit No. 1, Section 123, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Residential District 3 (R-3) to Residential District 3 (R-3) with a Specific Use Permit (SUP) for the placement of a Type B Manufactured Home. (0.16 Acres) (Vicinity: SE 6th Ave. & Dallas St.)
APPLICANT: Jaquelin Flores

Mr. English advised the applicant is requesting the zoning change in order to place a new 2017 single-wide manufactured home on the site. This zoning request is consistent with the 2010 Comprehensive Future Land Use and Character Map. Mr. English stated staff believes the request is appropriate and recommends approval as submitted.

Chairman Parker asked if anyone wanted to speak in favor of or against said request. No comments were made.

A motion to approve Z-17-01 was made by Commissioner Harman, seconded by Commissioner Ford, and carried unanimously.

ITEM 5: Z-17-04 Rezoning of Lots 5-8, Block 494, Mirror Addition Unit No. 1, Section 155, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Residential District 3 (R-3) to Heavy Commercial District (HC). (0.3 Acres) (Vicinity: East IH 40 & South Houston St.)
APPLICANT: Fred Salamy

Mr. Balzen advised the applicant is requesting the zoning change in order to develop the site with commercial uses. The request would be a logical continuation of the changing conditions in the area, as the property is directly adjacent to the interstate. Mr. Balzen stated staff believes the request is appropriate and recommends approval as submitted.

Chairman Parker asked if anyone wanted to speak in favor of said request. Fred Salamy, 1900 S. Goliad, applicant, stated he would like to develop the site with commercial usage. Mr. Salamy stated he will comply with the required landscaping and screening on the north.

Chairman Parker asked if anyone wanted to speak against said request. No comments were made.

Sal Martinez, 1646 S Houston, advised he is neither for nor against the rezoning, but voiced concerns of what will be allowed on the property. Eddie Padilla, 1700 S Houston, spoke on behalf of his father. Mr. Padilla voiced concerns if the zoning is approved, what that could mean in property taxes and additional traffic.

Mr. Salamy advised across the street is zoned heavy commercial, and does not feel anyone would desire to build a residence on the proposed site. Mr. Salamy stated he had been informed TxDOT is planning to relocate the existing ramp to address traffic concerns.

Commissioner Ford inquired as to the screening requirement. Mr. Balzen advised the screening would not be less than 6' in height and constructed of either wood or brick materials. Commissioner Bedwell stated he did not feel the rezoning would justify an increase in taxes.

A motion to approve Z-17-04 was made by Commissioner Thomason, seconded by Commissioner Bedwell, and carried unanimously.

ITEM 6: Z-17-05 Rezoning of Lot 7, Block 141, Glidden & Sanborn Addition, Section 169, Block 2, AB&M Survey, Potter County, Texas, plus one-half of all bounding streets, alleys, and public ways to change from Light Industrial (I-1) to Multi Family 1 (MF-1). (0.19 acres) (Vicinity: Madison St. & NW 3rd Ave.)
Applicant: Collin Family

Mr. Soto stated the applicant is requesting the zoning change to develop the site with a duplex. Mr. Soto advised the rezoning is consistent with the strategies implemented by the approved North Heights Neighborhood Plan (the Plan), which supports the creation of high quality, well maintained, mixed income housing which accommodates families and individuals. Additional guidelines of the Plan are listed in the staff summaries. Mr. Soto stated staff believes the request is appropriate and recommends approval as submitted.

Chairman Parker asked if anyone wanted to speak in favor of said request. Mildred Darton, 2005 NW 14th Ave., spoke in favor of the rezoning, and feels the change would be the first step towards revitalizing the neighborhood. Bob Garrett, 7 Willow Bridge Dr, inquired if this request is inconsistent with the Comprehensive Plan. Mr. Soto advised this request is consistent with the Comprehensive Plan.

Chairman Parker asked if anyone wanted to speak against said request. No comments were made.

A motion to approve Z-17-05 was made by Commissioner Bedwell, seconded by Commissioner Good, and carried unanimously.

ITEM 7: Public Forum: Time is reserved for any citizen to comment on City zoning or planning concerns; however, the Commission can take no action on any issue raised.

Josh Whitney, 4214 Catalpa Lane, inquired if Proposal 1, in regards to the proposed amendment to the 2010 Future Land Use and Character Map, which was tabled at the January 9th Planning & Zoning Commission meeting, if he would be notified when this item would be heard. Chairman Parker advised the item would be placed on the agenda, and the agenda's are posted 72 hours in advance of the meeting. Commissioner Ford inquired if the 200' notice would be issued again before the meeting. Mr. Soto advised proposed amendments to the Comprehensive Plan do not require notices, but the Planning Department did notify within an 800' buffer, and is his understanding a notice would be sent again before an additional public meeting.

Bob Garrett, #7 Willow Bridge Dr, voiced concerns pertaining to the Comprehensive Plan. Mr. Garrett asked the Commissioners to consider, before any changes are made, to have a public committee work with the Commissioners in reviewing the Comprehensive Plan, ordinances and state law pertaining to such.

ITEM 8: Planning Director's Report.

Chairman Parker advised there would not be a report today.

ITEM 9: Discuss Items for Future Agendas.

No further comments were made and the meeting was adjourned at 3:38 P.M.



AJ Fawver, AICP, CNU-A
Planning & Zoning Commission

**BOARDS AND COMMISSIONS – VACANCIES****Amarillo-Potter Events Venue District (2-year terms)**

10/01/2001	Tom Bivins	10/01/2016
10/01/2004	Dean Roper	10/01/2016

Bi-City County Health District Board (3-year terms)

02/12/2005	Belinda Taylor	01/31/2017
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Community Development Advisory Committee (2-year terms)

02/01/2005	Glenda Grisham	12/31/2016 (NW)
02/13/2007	Rita Saldierna	12/31/2016 (NE)
12/20/2011	Sabrina Sisneros	12/31/2016 (SE)

Traffic Advisory Board (3-year terms)

11/27/2012	Walt Kelley	11/26/2018 (resigned)
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02/16/2017