

City Council
Agenda Memo



City Council
Meeting Date: 2-09-12

TO: Larry D. Gilley, City Manager

FROM: Danette Dunlap, City Secretary

SUBJECT: Oral Resolution – Calling the Election and Posting Notice of Election, for May 12
2012. *AVISO DE LA ELECCIÓN*

GENERAL INFORMATION

The Texas Election Code, Sec. 4.001. NOTICE REQUIRED. Notice of each general and special election shall be given as provided by this chapter.

Sec. 4.002. AUTHORITY RESPONSIBLE FOR GIVING NOTICE.

2) the presiding officer of the governing body of a political subdivision, for an election ordered by the presiding officer or the governing body

City Charter – The City Secretary shall give notice of such election by causing said notice to be published at least 30 days prior to the day of such election.

STAFF RECOMMENDATION

Staff recommends that Council approve by Oral Resolution Authorizing the Mayor to sign the Notice of Election.

ATTACHMENTS

Notice of Election – English

Notice of Election - Spanish

Prepared by: Name: <u>Danette Dunlap</u> Title: <u>City Secretary</u>	Item # <u>6.1</u>	Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary
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NOTICE OF ELECTION

To the Registered Voters of the City of Abilene, Texas:

Notice is hereby given that the polling places listed below will be open from 7:00 a.m. to 7:00 p.m. on May 12, 2012, for voting in a general (regular) election to elect a one Councilmember from Place 1 and one Councilmember from Place 2, for the City of Abilene.

LOCATIONS OF POLLING PLACES

County Voting Precinct No. Polling Place

101	Johnston Elementary School	3602 North 12 th
102-103	Church of Christ – S 11 th & Willis	3333 South 11 th
104-105-106	Westminster Presbyterian	4515 South 14 th Street
201-202	Cobb Park Recreation Ctr.	2300 State Street
203-204-401	Sears Park Recreation Ctr.	2250 Ambler Ave
205-107A	Elmcrest Baptist Church	517 N. Pioneer Dr.
301-302	Southern Hills Church of Christ	3666 Buffalo Gap Rd.
304-305	New Beginnings United Pentecostal Church	5535 Buffalo Gap Rd
306-108-307	Zion Lutheran Church	2801 Antilley Road
402-403	Hillcrest Church of Christ (Jones Co., Pct. 302 and 401)	650 East Ambler
404-405	Highland Church of Christ	425 Highland
406-407-408	Thomas Elementary School (Precinct #408 WISD) & (Lytle Water District)	1240 Lakeside Drive

Early voting by personal appearance will be conducted by the Taylor County Elections Office each weekday in the Taylor County Plaza, 400 Oak Street, Abilene, Texas, from 8:00 am until 5:00 pm, April 30, 2012, through May 4, 2012, and from 7:00 am until 7:00 pm on May 7-8, 2012.

Early branch voting each weekday in K-Mart, 4565 South 1st Street and Mall of Abilene, 4310 Buffalo Gap Road, from 10:00 am until 6:00 pm beginning April 30 and ending May 8, 2012.

Applications for mail ballots must be received by 5:00 pm, May 4, 2012, addressed to Kristi Allyn, Taylor County Election Administrator, P. O. Box 3318, Abilene, Texas 79604.

Issued this 9th day of February, 2012

Norm Archibald, Mayor

AVISO DE LA ELECCIÓN

A los votantes registrados de la ciudad de Abilene, Texas:

Se da aviso oficial que los lugares de votacion mencionados abajo estaran abiertos de 7:00 a.m. hasta 7:00 p.m. el dia 12 de Mayo, 2012, para una votacion en general (regular) pare elegir, al Miembro del Consejo para el Sitio 1, Miembro del Consejo para el Sitol 2, de la Ciudad de Abilene.

LUGARES DE LAS CASILLAS ELECTORALES

County Voting Precinct No. Polling Place

101	Johnston Elementary School	3602 North 12 th
102-103	Church of Christ – S 11 th & Willis	3333 South 11 th
104-105-106	Westminster Presbyterian	4515 South 14 th Street
201-202	Cobb Park Recreation Ctr.	2300 State Street
203-204-401	Sears Park Recreation Ctr.	2250 Ambler Ave
205-107A	Elmcrest Baptist Church	517 N. Pioneer Dr.
301-302	Southern Hills Church of Christ	3666 Buffalo Gap Rd.
304-305	New Beginnings United Pentecostal Church	5535 Buffalo Gap Rd.
306-108-307	Zion Lutheran Church	2801 Antilley Road
402-403	Hillcrest Church of Christ (Jones Co., Pct. 302 & 401)	650 East Ambler
404-405	Highland Church of Christ	425 Highland
406-407-408	Thomas Elementary School (Precinct #408 WISD) & (Lytle Water District)	1240 Lakeside Drive

La votacion temprana en persona, sera conducida por Taylor County Elections Office de Lunes a Viernes en Taylor County Plaza, 400 Oak St., Abilene, Texas, desde las 8:00 a.m. hasta las 5:00 p.m., del 30 de Abril hasta el 4 de Mayo, 2012, y de 7 a.m. hasta 7:00 p.m. los dias 7-8 de Mayo.

La votacion temprana de Lunes a Viernes sera en K-Mart, 4565 S. 1st St., y el Mall of Abilene, 4310 Buffalo Gap Rd. de 10:00 a.m. hasta 6:00 p.m. empezando el 30 de Abril y terminando 8 de Mayo, 2012.

Solicitudes de balotas por correo deberan ser recibidas a mas tardar el 4 de Mayo, 2012, dirigidas a Kristi Allyn, Taylor County Election Administrator, P.O. Box 3318, Abilene, TX 79604

Omitido este dia __de _____, 2012

Norm Archibald, Alcalde

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**City Council
Agenda Memo**



**City Council
Meeting Date: 2-09-12**

TO: Larry D. Gilley, City Manager
FROM: Danette Dunlap, City Secretary

SUBJECT: Oral Resolution – Authorizing the City Manager to sign an Agreement between the City of Abilene, Wylie Independent School District (WISD), Abilene Independent School District (AISD), Lytle Water District and the City of Impact to hold a Joint Election in Certain Voting Precincts on May 12, 2012.

GENERAL INFORMATION

The Texas Election Code, Chapter 271 authorizes political subdivisions of the State of Texas to hold elections jointly in voting precincts if it will be of benefit to the citizens and voters thereof to be served by common polling places and elections are ordered by the authorities of two or more political subdivisions to be held on the same day in all or part of the same territory.

FUNDING AND FISCAL IMPACT

The standard cost for a city election is \$33,720.50.

If the City and AISD share the cost, the cost to the City is \$16,860.25

If Wylie ISD holds early voting with the City & AISD, cost to the City is \$15,860.25

STAFF RECOMMENDATION

Staff recommends that Council approve by Oral Resolution Authorizing the City Manager to sign an agreement between the City of Abilene, Wylie Independent School District, Abilene Independent School District, Lytle Water District and the City of Impact.

ATTACHMENTS

Agreement

<p>Prepared by: Name: <u>Danette Dunlap</u> Title: <u>City Secretary</u></p>	<p style="text-align: center;">Item # <u>6.2</u></p>	<p>Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary</p>
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**AGREEMENT BY
THE CITY OF ABILENE, THE CITY OF IMPACT, ABILENE
INDEPENDENT SCHOOL DISTRICT, LYTLE WATER DISTRICT AND
WYLIE INDEPENDENT SCHOOL DISTRICT, TO HOLD A JOINT
ELECTION IN CERTAIN VOTING PRECINCTS
ON MAY 12, 2012**

WHEREAS, the City of Abilene ("CITY") will hold a general election for two City Council positions within the boundaries of the CITY on May 12, 2012; and,

WHEREAS, the City of Impact ("IMPACT") will hold a general election for City Council positions within the boundaries of the City of Impact on May 12, 2012; and,

WHEREAS, the Wylie Independent School District ("WISD") will hold a general election on May 12, 2012, for Board of Trustees; and,

WHEREAS, the Abilene Independent School District ("AISD") will hold a general election on May 12, 2012, for Board of Trustees; and,

WHEREAS, the Lytle Water District ("LYTLE") will hold a general election on May 12, 2012, for Board of Trustees; and,

WHEREAS, Texas Election Code, Chapter 271, authorizes political subdivisions of the State of Texas to hold elections jointly in voting precincts if it will be of benefit to the citizens and voters thereof to be served by common polling places and elections are ordered by the authorities of two or more political subdivisions to be held on the same day in all or part of the same territory; and,

WHEREAS, Texas Government Code, Chapter 791, authorizes local governments to contract with one another and with agencies of the state for various governmental functions including those in which the contracting parties are mutually interested.

NOW, THEREFORE, pursuant to Chapter 31 of the Texas Election Code, Chapter 791 of the Texas Government Code and Sections 271.002 and 271.003 of the Texas Election Code, the Joint Election Agreement set forth below is entered into by and between the Entities acting by and through their respective governing bodies, agree as follows:

1. WISD and the CITY will share polling places during an election on May 12, 2012, in the following locations:

Precinct: 306-108-307	<u>Zion Lutheran Church</u>	2801 Antilley Road
Precinct: 406-407-408	<u>Thomas Elementary School</u>	1240 Lakeside Drive

2. IMPACT and the CITY will share a polling location during the election on May 12, 2012, in the following location:

Precinct: 205 Elmcrest Baptist Church 517 N. Pioneer Dr.
(Impact City Election)

3. AISD and the CITY will share polling locations during the election on May 12, 2012, in the following locations:

Precinct: 101	<u>Johnston Elementary School</u>	3602 North 12 th
Precinct: 102-103	<u>Church of Christ – S 11th & Willis</u>	3333 South 11 th
Precinct: 104-105-106	<u>Westminster Presbyterian</u>	4515 South 14 th Street
Precinct: 201-202	<u>Cobb Park Recreation Ctr.</u>	2300 State Street
Precinct: 203-401-204	<u>Sears Park Recreation Ctr</u>	2250 Ambler Ave
Precinct: 205/107A	<u>Elmcrest Baptist Church</u>	517 N. Pioneer Dr.
Precinct: 301-302	<u>Southern Hills Church of Christ</u>	3666 Buffalo Gap Rd.
Precinct: 304-305	<u>New Beginnings UPC</u>	5535 Buffalo Gap Rd
Precinct: 306-108	<u>Zion Lutheran Church</u>	2801 Antilley Road
Precinct: 402-403	<u>Hillcrest Church of Christ</u> & Jones County Pct 302 & 401	650 East Ambler

Precinct: 404-405	<u>Highland Church of Christ</u>	425 Highland
Precinct: 406-407-408	<u>Thomas Elementary School</u>	1240 Lakeside Drive

4. LYTLE and the CITY will share a polling location during the election on May 12, 2012, in the following location:

Precinct: 406-407	<u>Thomas Elementary School</u> (Lytle Water District)	1240 Lakeside Drive
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5. WISD, AISD, IMPACT, LYTLE and the CITY will use a HAVA compliant voting system (DREs) in each election precinct in which a common election is held.
5. The expenses of the joint election will be divided equally between the entities having a common election. Expenses will be determined and divided based on each precinct. Each entity will bear all expenses for equipment and supplies utilized in its election.
6. It is agreed that all entities will contract with Taylor County Elections Administrator to provide all election services needed for these elections.
7. Early voting for CITY OF IMPACT, ABILENE INDEPENDENT SCHOOL DISTRICT, LYTLE WATER DISTRICT, WYLIE INDEPENDENT SCHOOL DISTRICT and the CITY OF ABILENE shall be conducted jointly per the election services contract with Taylor County Elections Administrator in accordance with Title 7 of the Texas Election Code.
8. Each entity shall be responsible to file their individual request for pre-clearance letters with the Department of Justice.

DATED this the 9 day of February, 2012.

CITY OF ABILENE

Larry D. Gilley, City Manager

BY: _____

ATTEST:

Danette Dunlap, City Secretary

WYLIE INDEPENDENT SCHOOL DISTRICT

BY: _____
School Superintendent

ATTEST: _____

DATE APPROVED: _____

CITY OF IMPACT

BY: _____
Mayor

ATTEST: _____
City Secretary

DATE APPROVED: _____

ABILENE INDEPENDENT SCHOOL DISTRICT

BY: _____
School Superintendent

ATTEST: _____

DATE APPROVED: _____

LYTLE WATER DISTRICT

BY: _____
Board President

ATTEST: _____

DATE APPROVED: _____

**City Council
Agenda Memo**



**City Council
Meeting Date: Feb. 09, 2012**

TO: Larry D. Gilley, City Manager

FROM: Danette Dunlap, City Secretary

SUBJECT: Oral Resolution – Authorizing the City Manager to enter into an Election Services Contract with Taylor County Election Administrator.

GENERAL INFORMATION

The City will contract for election services with the Taylor County Elections Administrator.

FUNDING AND FISCAL IMPACT

The estimated total cost of elections \$33,720.50

If the City and AISD share the cost, the cost to the City is \$16,860.25

If Wylie ISD holds early voting with the City & AISD, cost to the City is \$15,860.25

STAFF RECOMMENDATION

Staff recommends that Council approve by Oral Resolution – Authorizing the City Manager to enter into an Election Services Contract with the Taylor County Election Administrator.

ATTACHMENTS

Contract for Election Services

Exhibit “A” – Cost estimate

Prepared by: Name: <u>Danette Dunlap</u> Title: <u>City Secretary</u>	Item # <u>6.3</u>	Disposition by City Council <input type="checkbox"/> Approved Ord/Res# <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary
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**CONTRACT
FOR JOINT ELECTION SERVICES**

2012

CITY OF ABILENE

ABILENE INDEPENDENT SCHOOL DISTRICT

WYLIE INDEPENDENT SCHOOL DISTRICT

AND

TAYLOR COUNTY ELECTIONS OFFICE

**KRISTI ALLYN
ELECTIONS ADMINISTRATOR**

THE STATE OF TEXAS

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CONTRACT FOR ELECTION SERVICES

COUNTY OF TAYLOR

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THIS CONTRACT IS ENTERED INTO BETWEEN TAYLOR COUNTY ELECTIONS ADMINISTRATOR, KRISTI ALLYN, HEREINAFTER REFERRED TO AS ADMINISTRATOR, AND THE FOLLOWING POLITICAL SUBDIVISIONS, HEREINAFTER REFERRED TO JOINTLY AS ENTITIES: CITY OF ABILENE, ACTING BY AND THROUGH ITS CITY COUNCIL, THE ABILENE INDEPENDENT SCHOOL DISTRICT, ACTING BY AND THROUGH ITS SUPERINTENDENT, AND THE WYLIE INDEPENDENT SCHOOL DISTRICT, ACTING BY AND THROUGH ITS SUPERINTENDENT, PURSUANT TO TEX. ELEC. CODE ANN., SEC. 31.091, WITNESSETH:

1. **RECITALS.** THE ADMINISTRATOR IS THE COUNTY ELECTIONS ADMINISTRATOR OF TAYLOR COUNTY, TEXAS, AND IS THE OFFICER IN CHARGE OF ELECTION DUTIES. THE ENTITIES ARE POLITICAL SUBDIVISIONS SITUATED PARTIALLY WITHIN TAYLOR COUNTY, TEXAS. THE ENTITIES AND THE ADMINISTRATOR HAVE DETERMINED THAT IT IS IN THE PUBLIC INTEREST OF THE INHABITANTS OF THE ENTITIES THAT THE ADMINISTRATOR FURNISH TO THE ENTITIES CERTAIN ELECTION SERVICES AND EQUIPMENT NEEDED BY THE ENTITIES IN CONNECTION WITH THE HOLDING OF THE ELECTION ON **MAY 12, 2012**. THIS CONTRACTUAL AGREEMENT WILL BE BINDING UPON THE PARTIES WITH REGARD TO THIS ELECTION ONLY. ELECTRONIC VOTING EQUIPMENT IS TO BE USED.

2. **DUTIES AND SERVICES OF ADMINISTRATOR.** THE ADMINISTRATOR SHALL BE RESPONSIBLE FOR PERFORMING THE FOLLOWING DUTIES AND SHALL FURNISH THE FOLLOWING SERVICES AND EQUIPMENT:

(A) PREPARE LIST OF PERSONS TO RECOMMEND FOR APPOINTMENT AS PRESIDING ELECTION JUDGES, ALTERNATE JUDGES, MANAGER OF CENTRAL COUNTING, TABULATION SUPERVISOR, JUDGE OF CENTRAL COUNTING STATION, JUDGE OF EARLY BALLOT BOARD AND ASSISTANTS; RECRUIT AND TRAIN THE JUDGES AND CLERKS; AND CONFIRM JUDGES AND POLLING PLACES.

(B) DISTRIBUTE ELECTION SUPPLIES.

(C) ASSEMBLE AND EDIT LISTS OF REGISTERED VOTERS TO BE USED IN CONDUCTING THE ELECTION, IN CONFORMITY WITH THE BOUNDARIES OF THE ENTITIES AND THE ELECTION PRECINCTS ESTABLISHED FOR THE ELECTION.

(D) PREPARE AND DISTRIBUTE ELECTION EQUIPMENT, AND ISSUE ELECTION SUPPLIES TO THE PRECINCT JUDGES, WHO SHALL BE RESPONSIBLE FOR PICKING UP ELECTION SUPPLIES AND MATERIALS AT THE TIME AND PLACE DETERMINED BY THE ELECTIONS ADMINISTRATOR.

(E) ARRANGE FOR USE OF A CENTRAL COUNTING STATION AND FOR THE TABULATING PERSONNEL AND EQUIPMENT NEEDED AT THE COUNTING STATION AND PREPARE PROGRAMS AND TEST MATERIALS FOR TABULATION OF THE BALLOTS TO BE USED WITH ELECTRONIC VOTING EQUIPMENT.

(F) PUBLISH LEGAL NOTICE OF THE DATE, TIME AND PLACE OF THE TESTING OF THE ELECTRONIC TABULATING EQUIPMENT AND CONDUCT SUCH TESTING.

(G) SUPERVISE THE HANDLING AND DISPOSITION OF ELECTION RETURNS, AND VOTED BALLOTS; TABULATE UNOFFICIAL RETURNS AND ASSIST IN PREPARING THE TABULATION FOR THE OFFICIAL CANVASS.

(H) PROVIDE INFORMATION SERVICES FOR VOTERS AND ELECTION OFFICERS.

(I) ASSIST IN PROVIDING GENERAL OVERALL SUPERVISION OF THE ELECTION AND PROVIDE ADVISORY SERVICES IN CONNECTION WITH THE DECISIONS TO BE MADE AND ACTIONS TO BE TAKEN BY OFFICERS OF THE ENTITIES WHO ARE RESPONSIBLE FOR HOLDING THE ELECTION.

(J) PROVIDE TO THE ENTITIES TIMELY CUMULATIVE REPORTS OF THE ELECTION RESULTS AS PRECINCTS ARE TABULATED.

(K) SUPERVISE THE CONDUCT OF EARLY VOTING IN PERSON AND BY MAIL AND SUPPLY PERSONNEL TO SERVE AS DEPUTY EARLY VOTING CLERKS.

(L) PROCESS ALL APPLICATIONS FOR EARLY VOTING BALLOTS BY MAIL, INCLUDING THOSE RECEIVED BY THE ENTITIES. ENTITIES SHALL TRANSPORT SUCH REQUESTS ON THE DAY OF RECEIPT TO THE OFFICE OF THE TAYLOR COUNTY ELECTIONS ADMINISTRATOR FOR PROCESSING. PERSONS VOTING BY MAIL WILL SEND THEIR MARKED BALLOTS TO THE OFFICE OF THE TAYLOR COUNTY ELECTIONS ADMINISTRATOR.

(M) ARRANGE FOR PERSONNEL, PLACE, AND TIME FOR ALL EARLY VOTING BALLOTS

(THOSE CAST BY MAIL AND THOSE CAST BY PERSONAL APPEARANCE) TO BE PREPARED FOR TABULATION BY AN EARLY VOTING BALLOT BOARD.

(N) ARRANGE FOR PERSONNEL AND CONDUCT MANUAL COUNT, IF WAIVER IS NOT OBTAINED BY THE ENTITIES

(O) CONDUCT CANDIDATE DRAWING FOR BALLOT PLACEMENT

(P) PROVIDE THE SERVICES NECESSARY TO TRANSLATE ANY ELECTION DOCUMENTS INTO SPANISH.

(Q) PROCURE, PREPARE, AND PROOF OFFICIAL AND SAMPLE BALLOT PAGES.

(R) BE RESPONSIBLE FOR PAYMENT TO ALL PARTIES WHO HAVE PROVIDED SERVICES, SUPPLIES AND VOTING LOCATIONS FOR THE ELECTION.

(S) PROCURE ALL ELECTION SUPPLIES, INCLUDING ELECTION DAY AND EARLY VOTING KITS, JUDGES BOOTH CONTROLLERS, DISABLED ACCESS UNITS AND E-SLATES

(T) ARRANGE FOR SUPPLIES TO BE DELIVERED TO TAYLOR COUNTY ELECTIONS OFFICE, 400 OAK STREET, ABILENE, TEXAS 79602.

(U) PAY ALL PERSONNEL FROM PAYROLL SHEETS COLLECTED BY ADMINISTRATOR.

3. **DUTIES AND SERVICES OF ENTITIES.** THE ENTITIES SHALL:

(A) PREPARE APPROPRIATE DOCUMENTS FOR ESTABLISHING THE PRECINCTS AND POLLING PLACES.

(B) PREPARE ALL ELECTION ORDERS, WRITS, RESOLUTIONS, NOTICES, AND OTHER PERTINENT DOCUMENTS FOR ADOPTION FOR EXECUTION BY THE APPROPRIATE OFFICER OR BODY, AND TAKE ALL ACTIONS NECESSARY UNDER LAW FOR CALLING THE ELECTION, APPOINT THE PRESIDING JUDGES, ALTERNATE JUDGES, MANAGER OF CENTRAL COUNTING, TABULATION SUPERVISOR, JUDGE OF THE CENTRAL COUNTING STATION, JUDGE OF EARLY BALLOT BOARD AND ASSISTANTS AND OTHER ELECTION OFFICERS, ESTABLISH PRECINCTS AND POLLING PLACES, HANDLE CONTESTS, CANVASS THE RETURNS AND DECLARE THE RESULTS.

(C) PREPARE ALL WRITTEN ELECTION NOTICES FOR PUBLISHING IN THE OFFICIAL CITY NEWSPAPER FOR ADMINISTRATOR. ENTITIES WILL POST WRITTEN NOTICES AT CITY HALL AND SCHOOL ADMINISTRATION OFFICE.

(D) PRIOR TO ELECTION DAY EACH ENTITY WILL PROVIDE TO ADMINISTRATOR THE NAME AND TELEPHONE NUMBER OF AN AGENT TO REPRESENT THE ENTITIES. AGENT TO BE ON CALL TO THE ELECTIONS OFFICE DURING THE HOURS OF THE ELECTION.

(E) PAY ANY ADDITIONAL COSTS INCURRED BY THE ADMINISTRATOR IF A RECOUNT FOR SAID ELECTION IS REQUIRED, OR THE ELECTION IS CONTESTED IN ANY MANNER.

(F) PREPARE ANY SUBMISSION OF VOTING CHANGES TO BE SUBMITTED TO THE U.S. DEPARTMENT OF JUSTICE UNDER THE FEDERAL VOTING RIGHTS ACT OF 1965, AS AMENDED.

(G) APPROVE THE PRINTING OF MAIL AND SAMPLE BALLOT PAGES.

(H) REQUEST WAIVER FOR MANUAL COUNT, IN ACCORDANCE WITH SEC. 127.201 OF THE TEXAS ELECTION CODE, IF NECESSARY.

4. **PAYMENT OF SERVICES:**

ENTITIES SHALL PAY TOTAL ACTUAL EXPENSES OF THE ELECTION PLUS A 10% ADMINISTRATIVE FEE BASED ON THEIR AGREED SHARE OF THE EXPENSES. PAYMENT FOR SERVICES SHALL BE STATED IN THE ATTACHED EXHIBIT A, INCORPORATED HEREIN FOR ALL PURPOSES. RUNOFF ELECTION SHALL BE TREATED AS A SEPARATE ELECTION.

(A) IN THE JOINT ELECTION ON **MAY 12, 2012**, COVERED BY THIS AGREEMENT, THE ADMINISTRATOR'S SERVICES SHALL BE AS STATED HEREIN.

(B) IN THE EVENT OF ANY DISAGREEMENT AMONG SAID PARTIES CONCERNING SAID MECHANICAL AND/OR PROCEDURAL DETAILS OF THE PREPARATION FOR OR CONDUCT OF SAID JOINT ELECTION, SUCH DISAGREEMENT OR QUESTION SHALL BE RESOLVED BY FOLLOWING THE METHOD OR PROCEDURE FAVORED BY THE MAJORITY OF SAID PARTIES.

(C) PAYMENT FOR SERVICES SHALL BE AS STATED IN THE ATTACHED EXHIBIT A

5. **GENERAL CONDITIONS:**

(A) NOTHING CONTAINED IN THIS CONTRACT SHALL AUTHORIZE OR PERMIT A CHANGE IN THE OFFICER WITH WHOM, OR THE PLACE AT WHICH, ANY DOCUMENT OR RECORD RELATING TO ELECTION IS TO BE FILED OR ANY OTHER ELECTION FUNCTION PERFORMED AS IS ESTABLISHED BY LAW.

(B) THE CONTRACTING OFFICER SHALL FILE COPIES OF THIS CONTRACT WITH THE COUNTY TREASURER AND THE COUNTY AUDITOR OF TAYLOR COUNTY.

IN WITNESS WHEREOF, ENTITIES AND ADMINISTRATOR CAUSED THIS AGREEMENT TO BE DULY EXECUTED THIS _____ DAY OF _____ 2012.

CITY OF ABILENE

ABILENE INDEPENDENT SCHOOL DISTRICT

BY: _____
CITY MANAGER

BY: _____
A.I.S.D. SUPERINTENDENT

ATTEST: _____
CITY SECRETARY

ATTEST: _____
SCHOOL BOARD SECRETARY

APPROVED:

WYLIE INDEPENDENT SCHOOL DISTRICT

CITY ATTORNEY

BY: _____
W.I.S.D. SUPERINTENDENT

ATTEST: _____
SCHOOL BOARD SECRETARY

TAYLOR COUNTY ELECTIONS ADMINISTRATOR

BY: _____
KRISTI ALLYN
ELECTIONS ADMINISTRATOR

MISCELLANEOUS SERVICES

Misc. supplies and delivery of equipment			\$	300.00
Copies	100	.10 ea	\$	10.00
Postage	200	.45 ea	\$	90.00
Postage for Mail ballots	200	.90 ea	\$	<u>180.00</u>
			\$	580.00

PERSONNEL

Early Voting Clerks			\$	4,000.00
Election Day Workers			\$	6,300.00
Central County Station			\$	300.00
County Employees Overtime			\$	2,000.00
Janitorial Services			\$	<u>150.00</u>
			\$	12,750.00

Sub Total \$ 30,655.00

10% Administrative Fee \$ **3,065.50**

ESTIMATED COST \$ 33,720.50

City of Abilene \$ 16,860.25

Abilene ISD \$ 16,860.25

Wylie ISD Portion \$ (2,000.00)

City of Abilene \$ 15,860.25

Abilene ISD \$ 15,860.25

**City Council
Agenda Memo**



**City Council
Meeting Date: February 9, 2012**

TO: Larry D. Gilley, City Manager

FROM: Larry Johnson

A handwritten signature in black ink, appearing to be "LJ", written over the name "Larry Johnson".

SUBJECT: Sculpture Donation

GENERAL INFORMATION

The George Tobolowsky sculpture, "Staring at the Green Mountain" is being offered to the City of Abilene as a permanent addition to Abilene's Outdoor Sculpture Collection. The sculpture is currently on display in San Angelo.

SPECIAL CONSIDERATIONS

FUNDING/FISCAL IMPACT

The artist is donating the sculpture.

STAFF RECOMMENDATION

Staff recommends the City Council approve an oral resolution for the acceptance of the sculpture donation.

BOARD OR COMMISSION RECOMMENDATION

The Visual Arts Jury reviewed the donation request at its January 18, 2012 meeting, and recommends acceptance.

ATTACHMENTS

Letter from the Visual Arts Jury
Picture of sculpture

Prepared by:

Name Larry Johnson

Title Director of Community Ser.

Item No. 6.4

Disposition by City Council

- Approved Ord/Res# _____
- Denied _____
- Other _____

City Secretary



January 24, 2012

Mr. Larry Johnson
Parks Department
City of Abilene
P.O. Box 60
Abilene, Texas

Dear Mr. Johnson:

As Chairman of the Visual Arts Jury, I am writing to let you know that the Visual Arts Jury met at 4:00 p.m. January 18, 2012 to discuss George Tobolowsky's sculpture, "Staring at the Green Mountain" which is being proposed as a permanent addition to Abilene's Outdoor Sculpture Collection.

The Jury voted to recommend to the City Council that "Green Mountain" be accepted as permanent sculpture for our community.

Please let me know if I can provide any additional information or answer any questions.

Sincerely,

Lynn Barnett, Chairman
Visual Arts Jury
City of Abilene



**City Council
Agenda Memo**



**City Council
Meeting Date: 02/09/12**

TO: Larry D. Gilley, City Manager
FROM: Megan R. Santee, Director of Public Works
SUBJECT: Street Use License Agreement with Abilene Education Foundation for "Cajun Fest"

GENERAL INFORMATION

Abilene Education Foundation has submitted a Street Use License (SUL) application to hold a public event entitled "Cajun Fest" within the public right-of-way on Cypress Street. The applicant wishes to close Cypress Street from the north right-of-way line of North 2nd Street to the south right-of-way line of North 4th Street for this event. The event will take place in conjunction with April "Artwalk" on Thursday, April 12th, 2012, from 5:00 p.m. until 8:00 p.m.; however, the applicant wishes to close the street between the hours of 4:00 p.m. and 9:00 p.m. on this date. The applicant has obtained the approval of all affected property owners and/or business tenants for this event. The event will include food and entertainment to raise money for Abilene Education Foundation scholarships and AISD programs.

STAFF RECOMMENDATION

Staff has reviewed this request and recommends that City Council, by oral resolution, authorize the Mayor to execute the attached Street Use License Agreement with Abilene Education Foundation for "Cajun Fest."

ATTACHMENTS

Street Use License Agreement, Short Term
On File in the City Secretary's Office

Prepared by: Name: <u>Travis McClure</u> Title: <u>Land Agent</u>	Item No. <u>6.5</u>	Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary
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**City Council
Agenda Memo**



**City Council
Meeting Date: 02/09/12**

TO: Larry D. Gilley, City Manager
FROM: Megan R. Santee, Director of Public Works
SUBJECT: Street Use License Agreement with Raydon, Inc. for closure of Ross Ave. between Hunt St. and S. 16th Street through 10/1/12

GENERAL INFORMATION

Raydon, Inc. has submitted a Street Use License (SUL) application for the closure of the 1600 block of Ross Ave., from the north right-of-way line of Hunt Street to the south right-of-way line of South 16th Street, from the date of approval by City Council through October 1st, 2012. The purpose of this license is to permit the applicant/licensee to utilize the permitted/closed portion of Ross Ave. for and during the renovation of Wilford Moore Stadium on the McMurry University campus, in order to provide for the safety of the workers and public during the construction period. McMurry University owns the property on both sides of this portion of Ross Ave., so no adjoining property owners or businesses are affected.

STAFF RECOMMENDATION

Staff has reviewed this request and recommends that City Council, by oral resolution, authorize the Mayor to execute the attached Street Use License Agreement with Raydon, Inc. for the closure of the 1600 block of Ross Avenue through October 1st, 2012.

ATTACHMENTS

Street Use License Agreement, Short Term
On File in the City Secretary's Office

Prepared by: Name: <u>Travis McClure</u> Title: <u>Land Agent</u>	Item No. <u>6.6</u>	Disposition by City Council <input type="checkbox"/> Approved Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other _____ City Secretary
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RESOLUTION _____
De la RESOLUCIÓN _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS ORDERING A GENERAL ELECTION TO BE HELD ON MAY 12, 2012.

UNA RESOLUCIÓN DEL CONSEJO DE LA CIUDAD DE ABILENE, TEXAS, PIDIENDO UNA ELECCIÓN GENERAL QUE SE LLEVARA A CABO EL 12 DE MAYO DEL 2012.

WHEREAS, the City, pursuant to Texas Election Code 271 which authorizes political subdivisions of the State of Texas to hold elections jointly in voting precincts if it will be of benefit to the citizens and voters thereof to be served by common polling places and elections are ordered by the authorities of two or more political subdivisions to be held on the same day in all or part of the same territory, will hold a joint election with Wylie Independent School District, Abilene Independent School District, Lytle Water District and the City of Impact; and,

Portanto la Ciudad, de acuerdo al Código Electoral 271 de Texas, el cual autoriza a las subdivisiones políticas del estado de Texas, llevar a cabo elecciones conjuntas en las urnas de votación, si esta beneficia a los ciudadanos votantes. Del mismo modo esta servirá como lugares comunes de votación y elección por orden de dos o más autoridades de las subdivisiones políticas, y estas se llevarán a cabo el mismo día en parte o todo el territorio, en elecciones conjuntas con el, Distrito Escolar de Wylie, Distrito Escolar de Abilene, y Distrito de agua de Lytle, y Ciudad de Impact; y

WHEREAS, the City will contract with the Taylor County Election Administrator to conduct the City of Abilene General; and,

Portanto, la Ciudad hará contrato con el Administrador Electoral del Condado de Taylor para llevar a cabo la Elección General de Abilene; y

WHEREAS, the Taylor County Election Administrator has presented a list of persons recommended for appointment by the City as Presiding Election Judges, Alternate Judges, Manager of Central Counting, Tabulation Supervisor, Judge of Central Counting Station, Judge of Early Ballot Board and Assistants as attached in Exhibit A.

Portanto, el Administrador Electoral del Condado de Taylor ha presentado la lista con las personas recomendadas para el nombramiento de Juez Presidencial de las Elecciones, Juez Alternativo, Gerente del Conteo Central, Supervisor de la Tabulación, Juez de la Estación Central del Conteo, Juez de las Balotas Tempranas y Asistentes en la Prueba Material A.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:
AHORA POR LO TANTO, SEA RESUELTO POR EL CONSEJO DE CIUDAD DE ABILENE, TEXAS:

An election is hereby ordered to be held on May 12, 2012 for the purpose of:
Una elección se pide por este medio para que se lleve a cabo el 12 de Mayo del 2012 para el propósito de:

Electing one Councilmember from Place 1 and one Councilmember from Place 2, for the City of Abilene.
Elegir un Miembro del Consejo para el Sitio 1 y Miembro del Consejo para el Sitio 2, para la Ciudad de Abilene.

LOCATIONS OF POLLING PLACES
(DIRECCION(ES) DE LAS CASILLAS ELECTORALES)

Precinct #	Location	Address
101	Johnston Elementary School	3602 North 12th, Abilene, TX 79603
102, 103	Church of Christ-S. 11th & Willis	3333 South 11th, Abilene, TX 79605
104, 105, 106	Westminster Presbyterian	4515 South 14th St., Abilene, TX 79605
202, 201	Cobb Park Recreation Ctr	2302 State Street, Abilene, TX 79603
203, 204, 401	Sears Park Recreation Ctr.	2250 Ambler Ave., Abilene, TX 79603
205, 107A	Elmcrest Baptist Church	517 N. Pioneer Dr., Abilene, TX 79603
302, 301	Southern Hills Church of Christ	3666 Buffalo Gap Rd., Abilene, TX 79605
304, 305	New Beginnings United Pentecostal Church	5535 Buffalo Gap Rd., Abilene, TX 79606
306, 307, 108	Zion Lutheran Church	2801 Antilley Rd., Abilene, TX 79606
402, 403	Hillcrest Church of Christ (Jones County Pct. 302 and 401)	650 East Ambler, Abilene, TX 79601
404, 405	Highland Church of Christ	425 Highland, Abilene, TX 79605
406, 407, 408	Thomas Elementary School Wylie ISD & Lytle Water District	1240 Lakeside Drive, Abilene, TX 79602

Early voting by personal appearance will be conducted by the Taylor County Elections Office each weekday in the Taylor County Plaza, 400 Oak Street, Abilene, Texas, from 8:00 am until 5:00 pm, April 30, 2012, through May 4, 2012, and from 7:00 am until 7:00 pm on May 7-8, 2012.

La votacion temprana en persona, sera conducida por Taylor County Elections Office de Lunes a Viernes en Taylor County Plaza, 400 Oak St., Abilene, Texas, desde las 8:00 a.m. hast alas 5:00 p.m., del 30 Abril hasta el 4 de Mayo, 2012, y de 7 a.m. hasta 7:00 p.m. los dias 7-8 de Mayo.

Early branch voting each weekday in K-Mart, 4565 South 1st Street and Mall of Abilene, 4310 Buffalo Gap Road, from 10:00 am until 6:00 pm beginning April 30 and ending May 8, 2012.

La votacion temprana de Lunes a Viernes sera en K-Mart, 4565 S. 1st St., y el Mall of Abilene, 4310 Buffalo Gap Rd. de 10:00 a.m. hasta 6:00 p.m. empezando 30 de Abril y terminando 8 de Mayo, 2012.

Applications for mail ballots must be received by 5:00 pm, May 4, 2012, addressed to Kristi Allyn, Taylor County Election Administrator, P. O. Box 3318, Abilene, Texas 79604.

Solicitudes de balotas por correo deberan ser recibidas a mas tardar el 4 de Mayo, 2012, dirigidas a Kristi Allyn, Taylor County Election Administrator, P.O. Box 3318, Abilene, TX 79604

That this Resolution shall take effect immediately from and after its passage, as indicated below.
Esta resolución tomará efecto inmediatamente y después de su paso, según lo indicado abajo.

ADOPTED by the City Council of the City of Abilene on the 9th day of February, 2012.
ADOPTADO por Consejo de Ciudad de Abilene, Texas, este dia 9 de Febrero, 2012.)

ATTEST:
DA FE:

CITY SECRETARY
(Secretaria de la Ciudad)

MAYOR
(Alcade)

APPROVED:

CITY ATTORNEY
(Abogado de la Ciudad)

Joint Election
City of Abilene - Abilene ISD - Wylie ISD
May 12, 2012

PROPOSED
JUDGES - ALTERNATES - POLLING PLACES

	<u>JUDGE</u>	<u>ALTERNATE</u>	<u>POLLING PLACE</u>
101	Renee Guerra 1637 Bel Air Drive Abilene, TX 79603	Gary Poynor 1525 Rosewood Abilene, TX 79603	Johnston Elementary School 3602 N. 12th Street Abilene, TX 79603
102, 103	Steve Abel 258 Elm Cove Circle Abilene, TX 79605	Delores Nanny 4009 Potomac Ave. Abilene, TX. 79605	Church of Christ - S. 11th & Willis 3333 So. 11th St. Abilene, TX 79605
104, 105, 106	Clinton Nix 2102 Woodridge Drive Abilene, TX. 79605	Connie Leetsch 5333 Alamo Drive Abilene, TX. 79605	Westminster Presbyterian Church 4515 South 14th Street Abilene, TX 79605
201, 202	Kathy Leet 1802 Swenson Abilene, TX. 79603	Denise Wolfe 1465 Green Street Abilene, TX. 79603	Cobb Park Recreation Center 2302 State Street Abilene, TX 79603
203, 204, 401	Carol Cost 1201 Cedar Street Abilene, TX 79601	Rosemary Burks 3234 Ivy Lane Abilene, TX 79603	Sears Park Recreation Center 2250 Ambler Avenue Abilene, TX 79603
205, 107A	Carol Blessing 1982 Fulwiler Rd. Abilene, TX 79603	Floyd Hickman 5231 Encino Road Abilene, TX 79605	Elmcrest Baptist Church 517 North Pioneer Drive Abilene, TX 79603
301, 302	Norma Smith 2402 Greenbriar Dr. Abilene, TX 79605	Glen Bohannon 3533 High Meadows Drive Abilene, TX 79605	Southern Hills Church of Christ 3666 Buffalo Gap Road Abilene, TX 79605
304, 305	Madonna Clark 2901 Nonesuch Rd. Abilene, TX 79606	Peggy Ridley 2258 Rim Rock Rd. Abilene, TX 79606	New Beginnings United Pentecostal 5535 Buffalo Gap Road Abilene, TX 79606
108, 306, 307	Claire Johnson #4 Murfield Abilene, TX 79606	Ed Yeary 2902 Gilmer Avenue Abilene, TX 79606	Zion Lutheran Church 2801 Antilley Road Abilene, TX 79606

Joint Election
City of Abilene - Abilene ISD - Wylie ISD
May 12, 2012

402, 403

Neil Tatom
1210 Chriswood Drive
Abilene, TX 79601

Rita Franks
541 Scotland Court
Abilene, TX 79601

Hillcrest Church of Christ
650 E. Ambler Ave.
Abilene, TX 79601

404, 405

Jim Tredennick
1190 Sayles Blvd.
Abilene, TX 79605

Henry McGinty
2233 South 13th Street
Abilene, TX 79605

Highland Church of Christ
425 Highland Ave.
Abilene, TX 79605

406, 407, 408

Sheila Taylor
416 Avenida de Leon
Abilene, TX 79602

Bob Gomez
1510 Weavers Way
Abilene, TX 79602

Thomas Elementary School
1240 Lakeside Drive
Abilene, TX 79602

**City Council
Agenda Memo**



**City Council
Meeting Date: Feb 9, 2012**

TO: Larry D. Gilley, City Manager
FROM: Danette Dunlap, City Secretary
SUBJECT: Resolution approving the Fee Schedule for Solicitation.

GENERAL INFORMATION

January 12th, 2012, the City Council revised Chapter 28, Solicitation, of the Abilene Municipal Code for the purpose to protect against criminal activity, including fraud and burglary, minimize the unwelcome disturbance of citizens and the disruption of privacy and to otherwise preserve the public health, safety, and welfare by regulating, controlling, and licensing canvassers, solicitors and peddlers

Fees for Solicitation have from time to time been revised by the Council.

STAFF RECOMMENDATION

Staff compared the rates of our Sister cities they ranged from \$4.00 to \$100.00 per permit. The rates for each additional worker ranged from \$2.50 to \$10.00.

Staff then looked at setting a yearly fee for local businesses that have a local office. The local office will provide for a more immediate response to complaints etc.

Staff recommends approval.

ATTACHMENT

Resolution
Exhibit "A" Fees

Prepared by:

Name: Danette Dunlap

Title: City Secretary

Item No. 6.8

Disposition by City Council

- Approved Ord/Res# _____
- Denied _____
- Other _____

City Secretary

A RESOLUTION OF THE CITY OF ABILENE, TEXAS REVISING THE FEE SCHEDULE FOR THE AMENDED SOLICITATION ORDINANCE ADOPTED JANUARY 12TH, 2012.

WHEREAS, in January, 2012, the City Council revised Chapter 28, Solicitation, of the Abilene Municipal Code for the purpose to protect against criminal activity, including fraud and burglary, minimize the unwelcome disturbance of citizens and the disruption of privacy and to otherwise preserve the public health, safety, and welfare by regulating, controlling, and licensing canvassers, solicitors and peddlers; and

WHEREAS, the fees for Solicitation has from time to time been revised by the Council; and

WHEREAS, at this time there is need to revise said Fee Schedule for the Solicitation Ordinance; now therefore,

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

PART 1: That the Fee Schedule for Solicitations currently in effect is hereby replaced by the Fee Schedule attached hereto as Exhibit "A."

PART 2: That this Fee Schedule for the Solicitation Ordinance shall be kept on file in the City Secretary's Office.

PART 3: That the effective date is on approval by Council.

ADOPTED the 9th day of February, 2012.

ATTEST:

City Secretary

Mayor

Approved:

City Attorney

RESOLUTION NO. _____

Exhibit "A"

FEE SCHEDULE

Non- Refundable Application Permit Fee(30days) \$25.00

Fee for each additional worker/solicitor \$10.00

Yearly Application Permit Fee (Local Business Only) \$100.00

Yearly Fee for each additional worker/solicitor \$10.00

To be eligible for the yearly application fee, a business must provide proof of a local office and phone number for the prior 6months.

**City Council
Agenda Memo**



**City Council
Meeting Date: 2-9-2012**

TO: Larry D. Gilley, City Manager

**FROM: Jon C. James, Director
Planning and Development Services**

SUBJECT: A Resolution of the City Council of the City Of Abilene, Texas, In Support of the Submission of an Application to the Housing Tax Credit (HTC) Program through the Texas Department of Housing and Community Affairs (TDHCA) by La Ventana Apartments, LLC (LVA) for the Project Known as "La Ventana Apartments"

GENERAL INFORMATION

City Council adopted the Goals and Objectives pursuant to the preparation of its 2010-2014 Consolidated Plan for Community Planning and Development following public hearings and the receipt of comments on housing and community development needs and funding requests within the City. One of the objectives of the 2010-2014 Consolidated Plan is to increase the availability, financial accessibility, and support for affordable and subsidized rental units.

LVA is applying for tax credits through the HTC Program with TDHCA. The proposed \$12M project will be located on a property northeast of the intersection of Hwy 351 and East Lake Road. The project will be 70-80 one- to four-bedroom town/garden homes. Ten percent of the units will be market rate units. The remaining units will be affordable units: 10% of the units for households with incomes of <30% Area Median Family Income (AMFI); 40% for households with incomes <50% and 50% for those at 60%. Five percent of total units will be handicap accessible and 2% for hearing and vision impaired tenants. Amenities will include a splash pad, playground area, picnic area, grills, volleyball court, fitness and business center and a clubhouse.

Existing water and sewer infrastructure is sufficient, may be upgraded and will need to be extended to the project. After the award of tax credits, developer will proceed with rezoning, platting and site plan, as required by the City of Abilene.

HTC applicants are required to provide letters or resolutions showing community support for the project; local funding/in-kind contributions; approval for LVA to apply for State HOME funds; affirmation of a formal redevelopment plan and a formal economic development 4a or 4b initiative. There are no neighborhood associations in the general area. LVA does not plan future public meetings.

FUNDING/FISCAL IMPACT

The support stated herein includes in-kind match in the form of fee waivers, regulatory offsets and/or alternative designs, other in-kind contributions, and/or over-sizing of utilities totaling up to \$2,000.00 per unit, for up to 80 units. Specific in-kind contributions to be determined by August 1, 2012.

ATTACHMENTS

Written Resolution

Prepared by:

Name Sandy Bowen

Title Neighborhood Initiatives Mgr.

Item No. 6.9

Disposition by City Council

- Approved Ord/Res# _____
- Denied _____
- Other _____

City Secretary

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, IN SUPPORT OF THE SUBMISSION OF AN APPLICATION TO THE HOUSING TAX CREDIT (HTC) PROGRAM THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) BY LA VENTANA APARTMENTS, LLC FOR THE PROJECT KNOWN AS “LA VENTANA APARTMENTS”.

WHEREAS, the City Council of the City of Abilene has adopted the 2004 Comprehensive Plan reflecting the goals, objectives and strategies for the long-range development of the municipality and the recommendations for growth, improvement and beautification of the city; and

WHEREAS, the City Council of the City of Abilene has adopted the Goals and Objectives for its 2010-2014 Consolidated Plan for Community Planning and Development following public hearings and the receipt of comments on housing and community development needs and funding requests within the City; and

WHEREAS, the primary objective of the Community Planning and Development Program is to develop a viable urban community, including decent, safe, affordable housing and a suitable living environment, and to expand economic opportunities for persons of low- and moderate income; and

WHEREAS, one of the objectives of the 2010-2014 Consolidated Plan is to increase the availability, financial accessibility, and support for affordable and subsidized rental units; and

WHEREAS, the City of Abilene is a Home Investment Partnerships Act (HOME) participating jurisdiction and currently receiving HOME funding through the Department of Housing and Urban Development; and

WHEREAS, consistent with said objective, and other goals and strategies eligible under applicable Federal regulations, the City of Abilene has previously supported Federal assistance to encourage construction of qualified HTC housing development projects.

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

- Part 1. That the City supports the application by La Ventana Apartments, LLC for HTCs as administered by the TDHCA to develop the La Ventana Apartments to meet the needs for affordable multifamily housing for citizens of modest means in Abilene, Texas.
- Part 2. That the City authorizes La Ventana Apartments, LLC to apply for TDHCA State allocated HOME Program funds.
- Part 3. That the support stated herein will enable the City to carry on appropriate community development activities directed toward meeting the specified objectives of the Consolidated Plan, Comprehensive Land Use Plan, Hwy 351 Development Plan and other potentially applicable adopted City Plans.
- Part 4. That the City of Abilene will commit to provide up to \$2,000 per unit, for up to 80 units, in in-kind contributions for the development of the La Ventana Apartments (estimated at \$160,000), which may be in the form of fee waivers, regulatory offsets and/or alternative designs, other in-kind contributions, and/or over sizing of utilities if deemed beneficial to the City for future development. Specific in-kind contributions will be determined by August 1, 2012.
- Part 5. That the development contribution being committed was not first provided to the City of Abilene by the Applicant, the Developer, Consultant, Related Party or any individual or entity acting on behalf of the proposed application.
- Part 6. That this resolution shall take effect immediately from and after its passage.

ADOPTED this the 9th day of February, 2012.

ATTEST:

CITY SECRETARY

MAYOR

APPROVED:

CITY ATTORNEY