



City of Abilene City Council Agenda

Shane Price, Council Member
Joe Spano, Council Member
Stormy Higgins, Council Member
Larry Gilley, City Manager

Norm Archibald, Mayor

Anthony Williams, Mayor Pro Tem
Robert O. Briley, Council Member
Kellie Miller, Council Member
T. Daniel Santee, City Attorney
Danette Dunlap, City Secretary

Notice is hereby given of a meeting of the City Council of City of Abilene to be held on Thursday, March 24th, 2011 at 8:30 a.m. at City Hall – Council Chambers, Second Floor, 555 Walnut Street, Abilene, Texas, for the purpose of considering the following agenda items. All agenda items are subject to action. The City Council reserves the right to meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

1. **CALL TO ORDER**
2. **INVOCATION**
3. **PLEDGE TO THE UNITED STATES FLAG AND THE TEXAS FLAG**
4. **PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS**
5. **MINUTES** – Approval of the minutes from the March 10th Regular Meeting
6. **CONSENT AGENDA** - All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember or Citizen so requests, in which event the item will be removed from the Consent Agenda and considered separately.
 1. **Oral Resolution:** Authorizing the City Manager to execute a Temporary Airport Use Agreement with Big Country AirFest, Inc. (*Green*)
 2. **Oral Resolution:** Authorizing City Manager to Negotiate an Interlocal Agreement Between Abilene, Midland and San Angelo to Work Together to Address Water Management Strategies to Meet Future Water Needs for Each City (*O'Brien*)
 3. **Resolution:** Authorizing Execution of Amendment No. 5 to the Professional Engineering Services Agreement with Enprotec/Hibbs & Todd to Continue Permitting and Other Activities Associated with the Regional Water Supply Project's Cedar Ridge Reservoir (*O'Brien*)
 4. **Resolution:** Authorizing the City of Abilene to accept improvements named the Police Education Building. (*Standridge*)
 5. **Ordinance: Z-2011-04** – (*First Reading*) on a request from Aaron Waldrop to rezone property from AO (Agricultural Open Space) to PH (Patio Home) zoning, located at the southwest corner of Innisbrook Dr. and Memorial Dr., being approximately 15.4 acres; and setting a public hearing for April 14, 2011. (*James*)
 6. **Ordinance: Z-2011-05** – (*First reading*) on a request from The Charter Corporation to rezone property from AO (Agricultural Open Space) to MF (Multi Family Residential) zoning, located at 2802 Old Anson Rd.; and setting a public hearing for April 14, 2011. (*James*)
 7. **Ordinance: Z-2011-06** – (*First reading*) on a request from Aaron Vannoy to rezone property from MD (Medium Density Residential) to MD/H (Medium Density Residential with Historic Overlay) zoning, located at 741 Vine St.; and setting a public hearing for April 14, 2011. (*James*)
 8. **Ordinance: Z-2011-07** – (*First reading*) on a request from Sheldon Bray to rezone property from RS-6 (Single Family Residential) to RS-6/H (Single Family Residential with Historic Overlay) zoning, located at 742 Amarillo St.; and setting a public hearing for April 14, 2011. (*James*)
7. **REGULAR AGENDA – ORDINANCES & PUBLIC HEARINGS – RESOLUTIONS**
 1. **Financial Workshop** – Discussion and possible action on the following items:
 - A. Review and Acceptance of FY 2010 Financial Report including Investment Policies – Davis, Kinard & Co. and Mindy Patterson

2. **Ordinance & Public Hearing:** *(Final Reading)* Adoption of the 2009 International Building, Residential, Existing Building, Plumbing, Mechanical and Fuel Gas Codes, with amendments. *(Sartor)*
3. **Resolution & Public Hearing:** City of Abilene 2011-2015 Capital Improvements Program. CIP *(James)*
4. **Discussion and Presentation:** regarding Maxwell Municipal Golf Course and possible direction to staff.
5. **Bid Award:** #CB-1116 Maxwell Municipal Golf Course Pump Station Replacement. *(Hall)*

8. **EXECUTIVE SESSION**

The City Council of the City of Abilene reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney) see list below, 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters) see list below, 551.087 (Business Prospect/Economic Development), and 551.076 (Deliberations about Security Devices)

9. **RECONVENE**

Any action if needed from Executive Session.

10. **Oral Resolution:** Approving the Appointments/Reappointments to the following Boards:
Planning & Zoning Commission

11. **ADJOURNMENT**

In compliance with the Americans with Disabilities Act, the City of Abilene will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please contact Danette Dunlap, City Secretary, at 325-676-6202.

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of Abilene, Texas, on the _____ day of March, 2011, at _____.

Danette Dunlap, City Secretary

EXECUTIVE SESSION

(Litigation/Consultation with Attorney) Section 551.071

The following pending litigation subjects which may be discussed are:

- 1) Art Castro v. Abilene Police Department; No. 1:08-CV-152-BI; US District Court, Northern District, Abilene Division; received October 27, 2008
- 2) Victoria Carter v. City of Abilene; County Court at Law No. 1, Taylor County, Texas, filed September 25, 2009.
- 3) Celia Arguijo v. City of Abilene; filed February 1, 2010; received February 2, 2010; 104th Judicial District Court, Abilene, Taylor County, Texas. Cause No. 24,781-B
- 4) Zena D. Crenshaw-Logal v. City of Abilene, Texas; Civil Case No. 1-10-CV-132; filed June 23, 2010, United States District Court, Northern District of Texas, Abilene Division
- 5) Diane Longenecker v. City of Abilene; Civil Case No. 1-10-CV-152; United States District Court, Northern District of Texas, Abilene Division, Filed July 9, 2010
- 6) Irene M. Grant, Jimmy Wilsher, Jimmy D. Asbill, Jerry "Gerardo" Garcia, Craig Mayhall and John M. Wegner v. City of Abilene, Texas, Cause No. 09010-D, 350th District Court, Taylor County, filed July 6, 2010

(Personnel) Section 551.074

City Council may consider appointment, employment, reassignment, duties, discipline, or dismissal of public officers or employees, City Manager, City Attorney, Municipal Court Judge, City Secretary, and City Board and Commission Members. The following Boards and Commissions may be discussed:

Abilene Economic Development Company, Inc.
Abilene Higher Education Facilities Corporation
Abilene-Taylor County Events Venue District
Board of Building Standards

Abilene Health Facilities Development Corp.
Abilene Public Health Corporation
Board of Adjustments
Civic Abilene, Inc.

Civil Service Commission
Friends of Safety City Board
Abilene Housing Authority
Library Board
Mechanical/Plumbing/Electrical & Swimming Pool Board of Appeals
Mental Health-Mental Retardation Board of Trustees
9-1-1 Emergency Communications District Board of Managers
Planning and Zoning Commission
West Central Texas Municipal Water District

Development Corporation of Abilene, Inc.
Frontier *Texas!* Board of Directors
Landmarks Commission
Local Redevelopment Authority

Parks & Recreation Board
Taylor County Appraisal District
Municipal Golf Course Advisory Board

(Real Property) Section 551.072

(Business Prospect/Economic Development) Section 551.087

(Deliberations about Gifts and Donations) Section 551.073

(Deliberations about Security Devices) Section 551.076