City of Abilene
City Council Agenda

Shane Price, Council Member
Joe Spano, Council Member
Kyle McAlister, 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, February 27th 2014 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 – Councilman Shane Price**
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 Regular Meeting, February 13th 2014.
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. **Ordinance:** *(First reading)* **Z-2014-05** A request from Allsups Convenience Stores, Inc., agent DSA Architects, to rezone property from HI (Heavy Industrial) to HC (Heavy Commercial) zoning, being 3.32 acres located at 3023 Pine St; and setting a public hearing for March 13, 2014. ***(James)(Supporting Docs)***
    2. **Ordinance**: *(First reading)* **TC-2014-01** A request from Lance Johnson to abandon the alley located north of 137 Oak St running the length of the building; and setting a public hearing for March 13, 2014. ***(James) (Supporting Docs)***
    3. **Ordinance:** *(First reading)* An ordinance amending the Land Development Code with regard to Section 2.4.2.13 The Land Use Matrix and Section 2.4.3.3 All Other Uses With Specific Requirements concerning Freight Containers; and setting a public hearing for March 13, 2014. ***(James) (Supporting Docs)***
    4. **Ordinance:** (*First reading)* On an ordinance amending the Land Development Code with regard to Section 3.1.1.1 (c) (2) Applicability concerning expansion of buildings; and setting a public hearing for March 13, 2014. ***(James) (Supporting Docs)***
    5. **Ordinance:** *(First reading)* An ordinance amending the Land Development Code with regard to Section 3.2.5.2 The City System concerning the use of on-site sewage disposal facilities; and setting a public hearing for March 13, 2014. ***(James) (Supporting Docs)***
    6. **Ordinance:** *(Final Reading)* Adopting the Cobb Park Area Revitalization Plan**.** ***(James) (Supporting Docs)***
    7. **Oral Resolution:** Authorizing the City Manager to execute the contract for Professional Services with Weatherl & Associates. ***(Gilley) (Supporting Docs)***
    8. **Resolution:** Ratifying the Mockingbird Cobb Revitalization Plan Resolution and Identifying the Trails on Mockingbird Lane Project as Contributing Most Significantly to the Concerted Revitalization Efforts of the City of Abilene. ***(James) (Supporting Docs)***
    9. **Resolution:** Authorizing the filing of an application for funding through the 2014 Edward Byrne Justice Assistance Grant (JAG). ***(Standridge) (Supporting Docs)***
7. **REGULAR AGENDA – ORDINANCES & PUBLIC HEARINGS – RESOLUTIONS**
    1. **Financial Workshop –** Discussion and possible action on the following items:

a. Review and acceptance of FY 2013 Financial Report including Investment Policy – Davis, Kinard & Co. ***(Patterson)*** ***(Supporting Docs)***

b. Review and acceptance of Fund Balance expenditures. ***(Patterson)***

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: Appoint/Reappoint board members to the following board-
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 February 2014, 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) 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
2) City of Abilene, Texas v. Aurora Bumgarner; 104th Judicial District Court, Taylor County, Texas; filed November 17, 2011
3) Tammy Cass, et al. v. City of Abilene, et al.; No. 1:13-CV-00177-C; In the United States District Court, Northern District of Texas, Abilene Division, filed October 24, 2013
4) Joyce Janette Riddle v. City of Abilene; Cause No. 48519-A; 42nd Judicial District Court, Taylor County, Texas, served October 31, 2013

(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 Health Facilities Development Corp.
Abilene Higher Education Facilities Corporation
Abilene-Taylor County Events Venue District
Board of Adjustments
Board of Building Standards
Civic Abilene, Inc.
Civil Service Commission
Development Corporation of Abilene, Inc.
Friends of Safety City Board
Frontier *Texas!* Board of Directors
Abilene Housing Authority
Landmarks Commission
Library Board
Local Redevelopment Authority
Mechanical/Plumbing/Electrical & Swimming Pool Board of Appeals
Mental Health-Mental Retardation Board of Trustees
9-1-1 Emergency Communications District Board of Managers
Parks & Recreation Board

Planning and Zoning Commission
West Central Texas Municipal Water District

Taylor County Appraisal District

(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