

NOTICE OF EMERGENCY MEETING

AN EMERGENCY MEETING OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WILL BE HELD ON WEDNESDAY, JUNE 28, 1989 AT 5:30 P.M.; IN THE COUNCIL CHAMBERS, SECOND FLOOR OF CITY HALL FOR THE PURPOSE OF CALLING AN ELECTION FOR THE ADOPTION OF AN ADDITIONAL 1/2 OF 1% SALES AND USE TAX WITHIN THE CITY TO BE USED TO REDUCE THE PROPERTY TAX RATE; AND THE ADOPTION OF AN ADDITIONAL 1/2 OF 1% SALES AND USE TAX WITHIN THE CITY TO BE USED FOR INDUSTRIAL DEVELOPMENT PURPOSES.

An emergency exists due to unforeseen circumstances. The Governor signed a bill authorizing an economic development tax on June 14, 1989, effective immediately, and it was not possible to consider calling an election at the the June 22, 1989, City Council meeting because the bill in final form was not available to the City. In order to meet the Election Code deadline for an August 12 election, Council must take immediate action this date to call said election for consideration of the sales and use tax for industrial development. It is expedient at this time to add for voter consideration the special sales tax for reduction of property tax rates since such action will alleviate the necessity and expense of calling another election at a later date. An August election would more closely coincide with the City's fiscal year; a November election would be detrimental to the City's 1989/90 budget by delaying the effective dates of the taxes an additional three and nine months.

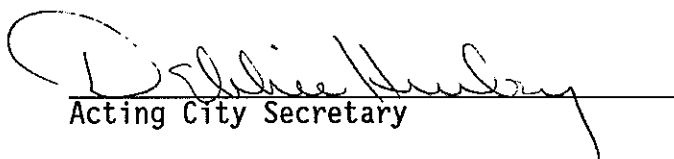
AGENDA

1. Call to Order.
2. Executive Session.
 - a. Pending or Contemplated Litigation (see notice for Executive Session, Litigation for listing subjects), possible action.
3. Consider Resolution Calling an Election for August 12, 1989, for the adoption of an additional 1/2 of 1% sales and use tax within the City to be used to reduce the property tax rate; and the adoption of an additional 1/2 of 1% sales and use tax within the City to be used for industrial development purposes.

ADJOURN

CERTIFICATE

I hereby certify that the above notice of meeting was posted on the bulletin board at City Hall of the City of Abilene, Texas, on the 28th day of June, 1989, at 1:30 o'clock p.m..


Acting City Secretary

(Personnel)

The City Council may consider the appointment, employment, reassignment, duties, discipline, or dismissal of the City Manager, City Attorney, Municipal Court Judge, City Secretary, and the City Board and Commission Members. A complete list of the City Boards and Commissions are on file in the City Secretary's Office.

After discussion of the appointment and evaluation of the Council Appointees and the Board and Commission members, in executive session, any final action or vote taken will be in public.

(Litigation)

The City Council may consider pending and contemplated litigation subjects. The following subjects may be discussed:

1. Velasquez v. City
2. Maria Slaughter v. City, Jim Blagg, Harvey Cargill
3. Alicia Garcia v. City
4. James Hudson & AB Airlines v. City
5. Bechtel v. City
6. Allied Steel v. City and Meals on Wheels
7. Virginia Martin v. City
8. Frieda Hintz v. City
9. Thornton v. City
10. Christopher Grant Carlson v. City
11. Martha Gillette v. Marietta Proctor
12. City of Abilene v. Riley
13. Don Hobbs v. City
14. Christine Kunschile v. City and McDonald Transit
15. Donald J. & Gwendolyn Collins v. City & James N. Van Allen
16. Ron Kervin v. City and Harvey Cargill
17. Cynthia Haile v. City
18. General Electric Co. v. City
19. Michael Morris & Webster v. City
20. Pam Martin for Patricia Martin v. City and General Beverage
21. Krohn Brothers v. City
22. Fountain v. City & Board of Building Standards

Litigation is, by its nature, an on-going process, and questions may arise as to trial tactics which need to be explained to the City Council. Upon occasion, the City Council may need information from the City Attorney as to the status of the pending or contemplated litigation subjects set out above. After discussion of the pending and contemplated litigation subjects, in executive session, any final action, or vote taken, will be in public.

If personnel issues or litigation issues arise as to the posted subject matter of this City Council Meeting, an executive session will be held.

HC 6/16/89

00126

SPECIAL COUNCIL MEETING
WEDNESDAY, JUNE 28, 1989
5:30 P.M.

CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
CITY COUNCIL CHAMBERS OF CITY HALL

The City Council of the City of Abilene, Texas, met for a Special Council Meeting on June 28, 1989 at 5:30 p.m. in the City Council Chambers of City Hall for the purpose of considering a Resolution Calling an Election for August 12, 1989, for the adoption of an additional 1/2 of 1% sales and use tax within the City to be used to reduce the property tax rate; and the adoption of an additional 1/2 of 1% sales and use tax within the City to be used for industrial development purposes. Mayor Dale E. Ferguson was present and presiding with Councilmen Gary D. McCaleb, Walter E. Wheat, Tom Ceniglis, Jimmy McNeil, and Councilwoman Liz Herrera. Also present were City Manager Jim C. Blagg, Assistant City Manager Roy L. McDaniel, Assistant City Attorney Claudia Clinton, Staff Coordinator Debra Guerra, and Senior Secretary Debbie Hurley. Councilwoman Betty Ray was absent.

Mayor Ferguson called the meeting to order, then recessed the Council into executive session in accordance with State law, Article 5262-17, Section 23 of the Open Meetings Act, to consider pending and contemplated litigation.

The Council reconvened from executive session and reported no action taken.

Jim Blagg, City Manager, introduced to the Council Director of Finance David Wright, who briefed the Council on the proposed adoption of an additional 1/2 of 1% sales and use tax within the City to be used to reduce the property tax rate; and the adoption of an additional 1/2 of 1% sales and use tax within the city to be used for industrial development purposes. After discussion by the Council and staff, Mayor Ferguson opened a public hearing on the items, and the following individuals spoke in favor of the proposed Resolution:

Raymond McDaniel, Chairman, Abilene Industrial Foundation, stated that the Foundation strongly endorses approval of calling the election, and asked that it be placed before the voters as soon as possible. He further requested that the Mayor appoint a committee of approximately 100 individuals to promote the propositions.

Bill Wright, Chairman of the Abilene Chamber of Commerce, read minutes of the morning's Chamber meeting in which they endorsed the propositions.

Prior to voting, Mayor Ferguson stated he wished to have two votes on the Resolution; one for each proposition.

Councilman Ceniglis moved to approve the Resolution calling an election for the purpose of adopting an additional 1/2 of 1% sales and use tax within the City to be used to reduce the property tax rate. The motion was seconded by Councilman McCaleb and the motion carried.

AYES: Councilmen McCaleb, Wheat, Ceniglis, McNeil, Councilwoman Herrera, and Mayor Ferguson.

NAYS: None.

Councilman Ceniglis moved to approve the Resolution calling an election for the purpose of adopting an additional 1/2 of 1% sales and use tax within the City to be used for industrial development purposes. The motion was seconded by Councilman Wheat and the motion carried.


AYES: Councilmen McCaleb, Wheat, Ceniglis, McNeil, Councilwoman Herrera, and Mayor Ferguson.


NAYS: None.

The Resolution is numbered 28-1989 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ORDERING AN ELECTION TO BE HELD IN SAID CITY ON AUGUST 12, 1989, FOR VOTER CONSIDERATION OF PROPOSITIONS ADOPTING ADDITIONAL SALES AND USE TAXES; AND PROVIDING FOR A PROCLAMATION NOTICE AND PUBLICATION OF NOTICE OF SAID ELECTIONS.

There being no further business, the meeting was adjourned at 6:20 p.m.


Debbie Hurley
Acting City Secretary


Dale E. Ferguson
Mayor