

NOTICE OF SPECIAL MEETING

A SPECIAL CALLED MEETING OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WILL BE HELD ON MONDAY, JANUARY 4, 1993 AT 3:30 P.M.; IN THE COUNCIL CHAMBERS, SECOND FLOOR OF CITY HALL FOR THE PURPOSE OF CONSIDERING A RESOLUTION AUTHORIZING TRANSFER OF LAND TO TEXAS DEPARTMENT OF CRIMINAL JUSTICE FOR ADDITIONAL CORRECTION FACILITIES.

AGENDA

1. **Call to Order.**
2. **Invocation** - Councilman Paul R. Vasquez.
3. **Ordinances and Resolutions:**
Resolution authorizing transfer of land to Texas Department of Criminal Justice for additional correction facilities.

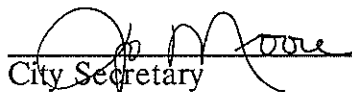
ADJOURN

NOTICE

Persons with disabilities who would like special assistance or need special accommodations to participate in this meeting should contact Jo Moore, City Secretary, 676-6202 at least forty-eight (48) hours in advance of this meeting. Telecommunication device for the deaf is 676-6568.

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 31st day of December, 1992, at 5:00 p.m.



City Secretary

(Personnel)

The City Council may consider the appointment, employment, reassignment, duties, discipline, or dismissal of public officer or employee, the City Manager, City Attorney, Municipal Court Judge, City Secretary, and 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 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. Bechtel, et al v. City
2. Ybarra v. City & Midnight Rodeo & Gannaway
3. Tutt v. City & William L. Hood
4. DeHoyos v. City
5. Kim Maynard v. City & Charles Kimbel Vickers
6. Leroy Hammond v. City
7. Ronquello v. City
8. Hines v. City
9. City v. Russell Jones
10. Thinnes v. City & O'Dell Construction
11. City v. Riley
12. Heritage Parks Community Association v. City & taxing entities
13. Allied Steel v. City, et al
14. Creel v. City
15. City Water Permit Applications
16. Lone Star Gas Gate Rate
17. Southwestern Bell Rate Case
18. West Texas Utilities Rate Case

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

HC 11/13/92

SPECIAL COUNCIL MEETING

Monday, January 4, 1993

9:00 A.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 January 4, 1993 at 3:30 p.m. in the City Council Chambers of City Hall for the purpose of considering a resolution authorizing transfer of land to the Texas Department of Criminal Justice for additional correction facilities. Mayor Gary D. McCaleb was present and presiding with Councilman Paul R. Vasquez, Councilwoman Betty Ray, Councilmen Jack Grable, Bill Terry, Ray Ferguson, and Councilwoman Liz Herrera. Also present were City Manager Jim C. Blagg, Assistant City Manager Roy L. McDaniel, City Attorney Harvey Cargill, and City Secretary Jo Moore.

Invocation was given by Councilman Paul R. Vasquez.

James Campbell, Economic Development staff member, briefed the Council on a Resolution authorizing transfer of land to the Texas Department of Criminal Justice for additional correction facilities. The Texas Department of Criminal Justice (TDCJ) has selected Abilene as a possible site of a correctional facility to be located adjacent to the existing TDCJ French Robertson Unit in Jones County. The facility will house 2,000 beds and create approximately 330 new jobs. State prisoners will be housed in this facility temporarily while awaiting available space in other state prison units. Abilene was chosen because of the availability of land around the French Robertson Unit and the existing infrastructure which can easily accommodate this type of facility.

Because the TDCJ requires land to be provided at no cost to the State, the City Council will consider transferring the requested property to TDCJ with the contingency that the Development Corporation of Abilene, Inc. (DCOA) reimburse the City's Water and Sewer Fund an amount equal to the fair market value of the land. The DCOA will also pay for the abandonment of the existing lease and the relocation of any sewage treatment system irrigation lines. The Development Corporation of Abilene, Inc. agrees to pay the following: property acquisition, \$50,000; lease buy-out and irrigation line relocation, \$150,000 to 200,000. Mr. Campbell stated the construction schedule for the facility is as follows: 1) The state will release plans and specifications for bids on March 1, 1993; 2) Award bid and issue notice to proceed by April 1, 1993; 3) Facility completed by September 1, 1993. The Board of Directors of the Development Corporation of Abilene, Inc. and staff recommend approval.

City Manager Jim Blagg stated that he wants the Council to be aware that as more of the sewer farm is used for other purposes, at some point the City will have to deal with either through the purchase of other land or some other way of making sure that we can adequately and efficiently take care of the sewer effluent to comply with State requirements.

Mayor McCaleb opened the floor for any comments needing to be pointed out to the City Council. The following individuals spoke:

Mike Waters, Chair of the Prison Task Force of Abilene Chamber of Commerce, spoke in strong favor of the issue on behalf of the Task Force and other groups affiliated with the Chamber of Commerce.

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Councilman Ferguson noted the Resolution stated the Water & Sewer Fund shall be reimbursed fair market value for the property, he questioned Mr. Campbell on how that would be done.

Mr. Campbell stated in relationship to the purchase of land for the French Robertson Unit, the City land department did an evaluation on appraisal of property using comparable value of property recently sold in the area. It was determined at that time that the value of the land was about \$500 an acre. However, it was purchased in 1989 so based on re-evaluation of comparable land sold since then and reappraisal of property by land department, that will be how value of compensation to water and sewer fund is determined.

Councilman Ferguson recommended a third party be involved in that process since it is being handled all internally.

Councilman Vasquez requested any information received be sent to the Council as soon as possible in order that the Council can answer questions from citizens.

Mayor McCaleb stated in view of other prisons that have recently been built, the extent to which we have been asked, at least up to this point, to be involved from an economic standpoint is less in its overall implications than past prisons have been considering amount of benefits the community can realize.

There being no one else present and desiring to be heard, Mayor McCaleb called for a motion on the issue.

Councilman Vasquez moved to approve the resolution authorizing transfer of land to the Texas Department of Criminal Justice for additional correctional facilities. The motion was seconded by Councilwoman Ray and the motion carried.


AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry, Ferguson, Councilwoman Herrera, and Mayor McCaleb.

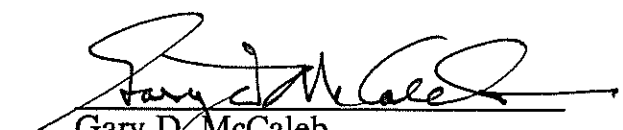
NAYS: None.

The Resolution is numbered 1-1993 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
AUTHORIZING THE TRANSFER OF 82.64 ACRES OF LAND, MORE OR LESS, TO
THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE (TDCJ).

There being no further business, the meeting was adjourned at 3:50 p.m.


Jo Moore
City Secretary


Gary D. McCaleb
Mayor

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