

CITY COUNCIL MEETING
February 14, 2008, 8:30 a.m.

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

The City Council of the City of Abilene, Texas, met in Regular Session on February 14, 2008, at 8:30 a.m. in the Council Chambers at 555 Walnut Street. Mayor Archibald was present and presiding with Councilmen Sam Chase, Stormy Higgins, Joe Spano, Anthony Williams, Councilwomen Laura Moore and Celia Davis. Also present were City Manager Larry Gilley, City Attorney Dan Santee, City Secretary Danette Dunlap, and various members of the City staff.

Councilman Stormy Higgins gave the invocation.

Mayor Archibald introduced Jose Montoya a 5th grader from College Heights Elementary School; Jose led the Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

Mayor Archibald assisted by City Manager Larry Gilley, presented the Employee Service Awards to the following City Employees:

35 Years	Jerry Medley	Fire Captain
35 Years	Fidencio Alvarez	Firefighter

PROCLAMATION

Mayor Archibald presented the following proclamation:
National LULAC Week to Ben Gonzales, President of the LULAC Council 605.

DISPOSITION OF MINUTES

2.0 Mayor Archibald stated Council has been given the minutes from the January 10, January 17, and January 24, January 29, 2008 both Regular and Special Council Meetings. There being one deletion on page 5 of the January 10 Regular Meeting. Under the comments made by Tommie Harendt there was an extra word (dedicate) this word needs to be deleted and on page 6 add the following “as amended” to the Original Motion for the Sidewalk Master Plan. The second on the original motion will read “Councilman Williams seconded the motion and the motion **as amended** carried. There being no more deletions, corrections or additions to the minutes Councilman Chase made a motion to approve the minutes as corrected. Councilman Higgins seconded the motion, the motion carried.

AYES: Councilmen Chase, Higgins, Spano, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

CONSENT AGENDA

- 3.4** *#CB-8015 Access Management for Southwest Drive* was removed from the Consent Agenda to be considered separately at the request of Citizen Robert Allen.

Councilman Higgins made a motion to approve consent agenda items 3.1 through 3.3 and 3.5 through 3.6 as recommended by staff. Councilman Spano seconded the motion, and the motion carried.

AYES: Councilmen Chase, Higgins, Williams, Spano, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

Resolutions:

- 3.1** Oral Resolution accepting a petition for annexation and directing staff to prepare a Service Plan for property located at 4009 Beltway South (Beltway Park Baptist Church property).
- 3.2** Oral Resolution approving a contract with Thelen Reid Brown Raysman & Steiner LLP for professional services for the period of January 1 through December 31, 2008, and authorize the City Manager to execute the contract.
- 3.3** Oral Resolution approving the Access Agreement with the Lambshead Ranch.

Bid Awards:

- 3.4** **Removed from the Consent Agenda and considered separately. #CB-8015** Access Management for Southwest Drive.
- 3.5** **#CB-8019** John Knox Drive Reconstruction. Bid was awarded to J.H. Strain & Sons, Inc., Tye, Texas, in the amount of \$178,532.86.
- 3.6** **#CB-8018** – Civic Center Conference Center dimmer system upgrade. Bid was awarded to Buffalo Gap Instrumentation & Electrical Co., Inc. in the amount of \$174,333.00.

Item 3.4 considered separately at the request of Citizen Robert Allen:

- 3.4** Mr. Allen felt that this was such an important project that it should be brought off of consent and discussed.

Mayor Archibald recapped the project which will add a lane on each side of Southwest Drive from Danville Drive through the Winters Freeway to Catclaw Drive. It also includes sidewalks, modified driveways, and signal light modification. The Add Alternate bid is to reconstruct Catclaw Drive from Catclaw Creek Bridge to the intersection of Southwest Drive.

This project will be funded through 2006 General Obligation Funds and remaining funds from completed various Certificates of Obligation projects.

Councilman Williams made the motion to approve awarding the bid to Bontke Brothers Construction Co., Abilene Texas the base bid of \$1,158,403.74 and the Add Alternate bid of \$206,307.70. Councilwoman Moore seconded the motion, and the motion carried.

AYES: Councilmen Chase, Higgins, Williams, Spano, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

REGULAR AGENDA

4.1 Odis Dolton, Assistant Director of Finance briefed the council on the settlement agreement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division (Atmos) regarding the company's Statement of Intent to change gas rates; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the settlement agreement and finding the rates to be set by the attached tariffs to be just and reasonable.

On September 20, 2007, Atmos filed with the City the Company's statement of Intent to increase natural gas rates system wide by approximately \$52 million. On October 11, 2007 the City suspended the October 25th effective date to work with other ACSC members to analyze the schedules and evidence offered by Atmos to support its request to increase rates. Atmos has since agreed to extend the deadline for final city action until March 1, 2008.

Since September 2007, consultants working on behalf of ACSC members have investigated the support of the Company's requested rate increase. ACSC consultants agree that the Company can justify an increase in revenues of at least \$8 million and there is a reasonably high probability that the Texas Railroad Commission (RRC) would award an increase of at least \$10 million. Because a contested case proceeding before the RRC on the Company's current application will take several months, cost ratepayers millions of dollars, and would not likely produce a request more favorable than settlement, the ACSC executive committee recommends that ACSC members approve the settlement agreement.

The settlement agreement reduces Atmos' rate increase by more than 80 percent, resolves several outstanding issues on appeal, requires reimbursement of more than \$500,000 expended by ACSC to litigate GRIP cases, and eliminates the piecemeal ratemaking GRIP process in favor of an expedited rate review process controlled by cities. The ACSC Executive Committee recommends approval of the settlement agreement because it provides rate certainty, represents an outcome that is equal to or

better than the outcome expected from a lengthy contested case proceeding, and maintains cities' role as a regulator of natural gas rates.

A residential customer that is using 4.4 Mcf per month their current bill would be \$54.99. Under the Atmos proposed rates the same usage would cost a residential customer \$57.07 a proposed change of \$2.08 or 3.77%. Under the Settlement Agreement rate the same customer would have an increase of only \$.20 or a .37% increase for a total bill of \$55.19.

Staff recommends approval.

Mayor Archibald opened a public hearing on the item and there being no one present and desiring to be heard the public hearing was closed.

Councilman Spano made the motion to approve an Ordinance approving a settlement agreement between the Atmos Cities Steering Committee (ACSC) and Atmos energy Corp., Mid-Tex Division (Atmos). Councilman Chase seconded the motion, and the motion carried.

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

The Ordinance is numbered **#7-2008** and captioned as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ("CITY") APPROVING A SETTLEMENT AGREEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE AND ATMOS ENERGY CORP., MID-TEX DIVISION ("ATMOS MID-TEX" OR "THE COMPANY") REGARDING THE COMPANY'S STATEMENT OF INTENT TO CHANGE GAS RATES IN ALL CITIES EXERCISING ORIGINAL JURISDICTION; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE SETTLEMENT AGREEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; ADOPTING A SAVINGS CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND LEGAL COUNSEL.

4.2 Jon James, Director of Planning and Development Services, briefed the Council on **Z-2008-01**, a request from Betty Hardwick Center; to rezone property from O (Office) to LC (Limited Commercial) located at 2616 & 2626 South Clack Street.

Currently the properties are zoned O (Office) and are used as such, with some commercial activity as well. The properties front on an expressway and are adjacent to

commercially zoned property, the LC (Limited Commercial) zoning would also provide as a zoning buffer between the expressway and the apartment complex to the rear of the subject properties. Staff and the Planning & Zoning Commission recommend approval.

Mayor Archibald opened a public hearing on the item and there being no one present and desiring to be heard the public hearing was closed.

Councilman Chase made a motion to approve **Z-2008-01**, an ordinance considered on second and final reading to rezone property from O (Office) to LC (Limited Commercial), property located at 2616 & 2626 South Clack Street. Councilman Williams seconded the motion, and the motion carried.

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

The Ordinance is numbered **#8-2008** and captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING", OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

4.3 Jon James, Director of Planning and Development Services briefed the Council on **Z-2008-02**, a request from David J. Randell; to rezone property from PI (Park Industrial) to GC (General Commercial) located at 35 Windmill Circle.

The subject parcel is 1.37 acres and is currently zoned PI (Park Industrial). The property has been developed and is being used as a medical facility. The property has a PDD (Planned Development District) to the East, with PI (Park Industrial) to the North, South and West.

The properties proximity to Hwy 83/84 makes the requested zoning compatible with the general area. PI (Park Industrial) zoning was created to allow for higher aesthetic industrial areas, which the city's Landscaping ordinance now addresses, and would accomplish what the PI (Park Industrial) zoning was intended for. The uses allowed under GC (General Commercial) would be compatible with the surrounding area.

Staff and Planning and Zoning Commission both recommend approval.

Mayor Archibald opened a public hearing on the item and there being no one present and desiring to be heard the public hearing was closed.

Councilwoman Davis made a motion to approve **Z-2008-02**, an ordinance considered on second and final reading to rezone property from PI (Park Industrial) to GC (General Commercial) located at 35 Windmill Circle. Councilwoman Moore seconded the motion, and the motion carried.

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

The Ordinance is numbered **#9-2008** and captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING", OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

4.4 Jon James, Director of Planning and Development Services briefed the council on **Z-2008-03** a request from Centro Real Estate, LP; to rezone property from AO (Agricultural Open Space) and RM-2 (Multi-Family Residential) to GC (General Commercial) located at the corner of Hartford Street and South Clack Street.

The subject parcel is 12.25 acres and is currently zoned RM-2 (Multi-Family Residential), and AO (Agricultural Open Space). The property is currently undeveloped. The property has AO (Agricultural Open Space) to the North, with GC (General Commercial) to the East along HWY 83/84, RS-6 (Single-Family Residential) to the South, and RM-2 (Multi-Family Residential) to the West.

Part of the area was annexed in 1957 and the other in 1959 now a part of the property remains as AO (Agricultural Open Space) while the other part was zoned to RM-2 (Multi-Family Residential) in 1982.

There is an apartment complex adjacent to the property, as well as an elementary school to the South. Recent changes to the Zoning Ordinance regarding landscaping, buffering, and screening are intended to help buffer intensive GC (General Commercial) uses from adjacent lower intensive uses, such as the apartment complex and school in this case.

Some concerns that this would place a large area of GC adjacent to a school property with single-family residential zoning. There would not be transitioning zoning and a potential for increasing traffic on the school's private drive coming off of the dedicated City street of North Drive. Another concern was the lack of street frontage for the area of the property to be rezoned, except on North Drive, which is used as a drive for access to the private school.

Mayor Archibald opened a public hearing on the item and the city council heard from:

- Terry Franklin, with Centro Real Estate, LP. Mr. Franklin brought a map showing all property purchased with reference to the property in the zone request. Their property extends to Hartford Street on the North; they could have access to the property from this direction. Also they have a 60 ft access easement that would connect the property from the access road west between two of the other businesses.

There being no one else present and desiring to be heard the public hearing was closed.

Councilwoman Moore made a motion to approve **Z-2008-03**, an ordinance considered on second and final reading to rezone property Centro Real Estate, LP; to rezone property from AO (Agricultural Open Space) and RM-2 (Multi-Family Residential) to GC (General Commercial) located at the corner of Hartford Street and South Clack Street. Councilwoman Davis seconded the motion, and the motion carried.

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

The Ordinance is numbered **#10-2008** and captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING", OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

4.5 Jon James, Director of Planning and Development Services briefed the council **Z-2008-04** a request from Southern Switching Company; to rezone property from AO (Agricultural Open Space) to LI (Light Industrial) located north of Huckleberry and east of the Railroad right-of-way.

The property is two separate lots and zoned AO (Agricultural Open Space). The proposed zoning of LI (Light Industrial) would allow for the proposed use of the property as a storage and distribution site for wind farm materials. Given the adjacency of very intensive Heavy Industrial use to the west, the requested LI (Light Industrial) zoning would begin a transition to the lower intensity residential and commercial uses to the south and east. The scrap metal business to the west of the property has illegally expanded its use onto southwest corner of this site. The proposed use of the property will remedy this illegal use.

Staff and Planning and Zoning Commission both recommend approval.

Mayor Archibald opened a public hearing on the item and the city council heard from:

- Jeff Baskett with Iron Horse Resources. Mr. Baskett explained that the intended use is for storage and distribution center. They operate 8 miles of railroad track that runs through the City of Abilene from North to South.

There being no one else present and desiring to be heard the public hearing was closed.

Councilwoman Davis made a motion to approve **Z-2008-04**, an ordinance considered on second and final reading to rezone property Southern Switching Company; from AO (Agricultural Open Space) to LI (Light Industrial) located north of Huckleberry and east of the Railroad right-of-way. Councilman Spano seconded the motion, and the motion carried.

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

The Ordinance is numbered **#11-2008** and captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

4.6 Paul Knippel, Director of Public Works briefed the council on the application/permit to drill and/or Operate Oil and/or Gas well – Cholla Petroleum, Inc. Permit #651357. An application has been received from Cholla Petroleum, Inc., for a permit to drill and operate an oil/gas well on Eddie Frank Williamson property, located southwest of intersection of south 1st/business I-20 and Dub Wright Blvd., and approximately 330 feet west of Chapel Hill Road.

Cholla Petroleum, Inc. has met the requirements for a drilling permit as set out in the City code. Staff recommends approval of the application.

Councilman Higgins made a motion to approve an application/permit to drill and/or operate oil and/or gas well with Cholla Petroleum, Inc., Permit #651357. Councilwoman Davis seconded the motion, and the motion carried

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwoman Davis, and Mayor Archibald.

NAYS: None

Councilwoman Moore had stepped out of the meeting.

4.7 Paul Knippel, Director of Public Works briefed the council on the application/permit to drill and/or Operate Oil and/or Gas well – Cholla Petroleum, Inc. Permit #651477. An application has been received from Cholla Petroleum, Inc., for a permit to drill and operate an oil/gas well on Westglen Addition property, located southeast of Dub Wright Blvd and north of South 7th Street.

Cholla Petroleum, Inc. has met the requirements for a drilling permit as set out in the City code. Staff recommends approval of the application.

Councilman Williams made a motion to approve an application/permit to drill and/or operate oil and/or gas well with Cholla Petroleum, Inc., Permit #651477. Councilman Spano seconded the motion, and the motion carried

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

4.8 Paul Knippel, Director of Public Works briefed the council on the application/permit to drill and/or Operate Oil and/or Gas well – Tahoe Exploration, Inc. Permit #652188. An application has been received from Tahoe Exploration, Inc. for a permit to drill and operate an oil/gas well on Development Corporation of Abilene property on the east side of 5 Points Industrial Park and east of Arnold Blvd.

Tahoe Exploration, Inc. has met the requirements for a drilling permit as set out in the City code. Staff recommends approval of the application.

Councilman Higgins made a motion to approve an application/permit to drill and/or operate oil and/or gas well with Tahoe Exploration, Inc., Permit #652188. Councilwoman Moore seconded the motion, and the motion carried

AYES: Councilmen Chase, Spano, Higgins, Williams, Councilwomen Moore and Davis, and Mayor Archibald.

NAYS: None

Presentation

4.9 The Abilene Youth Sports Authority brought forth a presentation to the City Council regarding a proposal for development and funding of a youth sports facility.

OUR MISSION

The Abilene Youth Sports Authority is founded on Christian principles and exists to promote the highest ideals of teamwork, sportsmanship, honesty, trust, and respect for authority with the specific purpose of influencing kids and adults to become better individuals.

WHO IS AYSA?

- Founded in 2004 by local individuals and local businesses

- Established as a 501(c)(3) Non-profit Corporation
- Governed by a local Board of Directors of community leaders
- Supported financially by a group of Founding Partners

THE REASONS FOR THE AYSA

- Abilene is a regional hub for Big Country youth sports and currently, no central youth sports office exist.
- Abilene has roughly 4,000 of the 26,632 kids (ages 5 to 19) participating in youth recreation sports, a comparatively low rate of 15%.
- Many of our volunteer-run youth sports leagues desire varying degrees of help.
- By 2:1 boys who participate in youth sports perform better in school, do not drop out, and have a better chance to get through college. (*National Alliance for Youth Sports*)
- Girls are 80% less likely to have unwanted pregnancies and 92% less likely to get involved in drugs than those who do not participate in sports. (*National Alliance for Youth Sports*)
- Childhood obesity is at an all-time high and Abilene has a greater problem than the national average. (*Abilene's Right Weigh Program*)
- The youth of today have developed a sedentary lifestyle compounded by a "fast-food" diet.

Obesity in Abilene 2002:

Fourth grade boys 39% fourth grade girls 30%

Eighth grade boys 43% eighth grade girls 44%

Eleventh grade boys 34% Eleventh grade girls 26%

Greater than the national average

THE ROLE OF THE AYSA

- Provide a centralized clearinghouse for youth sports for the Big Country
- Provide assistance and promotion for all of the youth sports leagues
- Provide new and expanded youth sports leagues
- Provide coordination and administration for tournaments, camps, clinics, and special youth sports events
- Provide a central office for league registrations and league meetings
- Provide volunteer and coach screening, coordination, and training

WHAT ABOUT THE IDEA OF A YOUTH SPORTS COMPLEX?

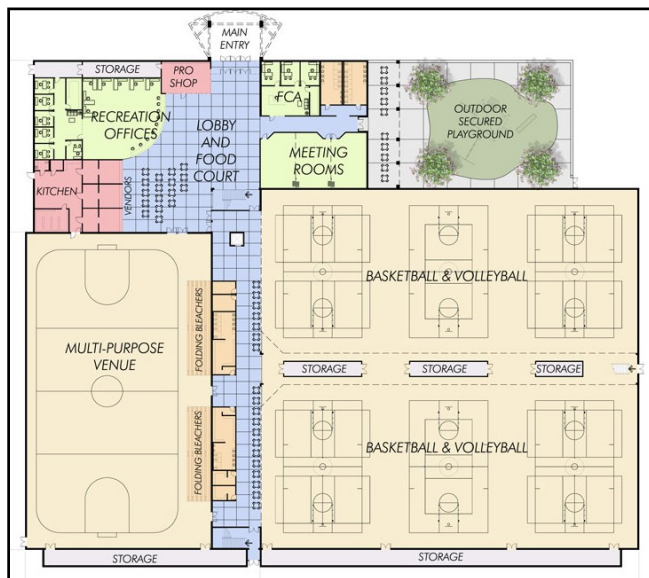
The AYSA commissioned a Feasibility Study to determine the needs of our community for a youth sports complex. Here is what the study discovered was needed in Abilene:

- 8-10 additional basketball courts
- 8-10 volleyball courts
- Tournament quality baseball fields
- Tournament quality softball fields
- Youth football fields
- Indoor multi-purpose area (soccer, in-line hockey, cheerleading, football, etc.)

ABILENE YOUTH SPORTS COMPLEX DESIGN



INDOOR COMPLEX FLOOR PLAN



POTENTIAL COLLABORATIVE USES OF THE YOUTH SPORTS COMPLEX

Local Schools	-- Jr. High / High School Intramurals
FCA	-- Drug Free / Character Programs
Universities	-- Camps / Clinics
	-- Student Internships / Jobs
Current Leagues	-- Marketing / Registrations / Clinics
Community Health	-- Mayor's Fitness Council
Initiatives	-- Youth & Family Fitness Programs
	-- Childhood Obesity Programs
City Parks & Recreation	-- Recreational Facilities for Organized Youth Sports Programs

BENEFITS OF THE YOUTH SPORTS COMPLEX

- ❖ Year-round tournaments for families that routinely travel 200 miles for youth sports events
- ❖ Increased traffic for local businesses
- ❖ Increased hotel stays!
- ❖ Increased tourism for local attractions!
- ❖ Less travel for local youth sports families!
- ❖ Increased local tax revenues!
- ❖ Providing new full-time and part-time jobs!
- ❖ Promoting Abilene as a family-friendly place to live and work!

*OTHER BENEFITS OF THE YOUTH SPORTS COMPLEX***Annual Boost to the Economy**

- New Youth Leagues
 - 24 (New Sports & Seasons)
- New Youth Tournaments
 - 32 (Local, Regional, Statewide)
- Annual Attendance
 - 300,000 People (Year 1)
 - 345,000 People (Year 5)
- New Local Spending
 - \$11,370,000
- New Local Tax Revenues
 - \$419,000 (Sales & Hotel)

WHAT WILL IT COST TO OPERATE A YOUTH SPORTS COMPLEX OF THIS SIZE?

Total Projected Annual Operating Revenues **\$1,406,200**

<u>Annual Revenues</u>	<u>% of Total</u>	<u>Revenues</u>
Participation Fees (\$65/Player)	30%	\$ 418,200
Camps / Clinics	4%	\$ 52,800
Rentals	15%	\$ 208,800
Concessions / Merchandise	11%	\$ 153,400

Advertising	9%	\$ 127,000
Building Use Fees (\$5/Participant)	8%	\$ 111,000
Maintenance Endowment	10%	\$ 135,000
Private Gifts / Grants	13%	\$ 200,000
<u>Total Projected Annual Operating Expenses</u>		<u>\$1,388,800</u>

(Revenues & Expenses provided in the Feasibility Study conducted by CSL Int'l)

WHAT WILL THE NEW ABILENE YOUTH SPORTS COMPLEX COST?

TOTAL PROJECT COSTS	\$40,000,000
Land / Infrastructure	\$10,000,000
-- 75 Acres, Roads, Utilities, Effluent Water	
Indoor Youth Sports Center (122,000 Sq. Ft.)	\$18,318,500
-- General Site Work, Landscape, Engineering	
-- Fixed Equipment, Furnishings	
Outdoor Fields / Maintenance Building	\$ 8,681,500
-- General Site Work, Landscape, Engineering	
-- Fixed Equipment, Furnishings	
“Legacy of Excellence” Endowment	\$ 3,000,000
-- Maintenance Endowment to ensure the facilities & complex are maintained at a first-class level for years to come	

WHO WILL PAY THE COSTS OF THE YOUTH SPORTS COMPLEX?

- 1) Donation of Land & Infrastructure
 - Contingent on successful completion of fundraising
- 2) Public Funding
 - Voter approval to use a portion of Economic Development Sales Tax Revenues, thus requiring no new taxes
 - Use of approved revenues is contingent on successful completion of private fundraising
- 3) Private Funding
 - Corporations / Foundations / Grants / Individuals

This item was to receive information only; no council action is required at this time. There will be a special called meeting of the City Council that will be held on February 28 at 6:30 p.m. in the Council Chambers to hold a public hearing to inform the residents of the City of Abilene of the cost and impact of the proposed project pursuant to Article 5190.6 Section 4A(s)(1-3) of the Development Corporation Act of 1979.

EXECUTIVE SESSION

Mayor Archibald recessed the Council into Executive Session pursuant to Sections 551.071, 551.074, 551.072 and 551.087 of the Open Meetings Act, to seek the advice of the

City Attorney with respect to pending and contemplated litigation, to consider the appointment and evaluation of public officers, to consider the purchase, exchange, lease or value of real property, and to discuss contemplated business prospects and or economic development matters.

The Council reconvened from Executive Session and reported no votes or action was taken in Executive Session.

- 5.5 Councilman Williams made a motion to approve Mayor Archibald's appointment of Jimi Coplen to the Airport Development Board and Ovelia Campos to the Planning and Zoning Commission. Councilman Higgins seconded the motion, and the motion carried.

AYES: Councilmen Chase, Spano, Higgins, Williams Councilwomen Davis and Moore, and Mayor Archibald.

NAYS: None

Council accepted the resignation of Mr. Brailsford from the Housing Authority Board effective February 29, 2008.

There being no further business the meeting was adjourned at 11:40 a.m.

Danette Dunlap
City Secretary

Norm Archibald
Mayor