

CITY COUNCIL MEETING
March 12, 2009, 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 March 12, 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, and Councilwoman Laura Moore. Councilman Robert O. Briley absent. Also present were City Manager Larry Gilley, City Attorney Dan Santee, City Secretary Danette Dunlap, and various members of the City staff.

Councilwoman Moore gave the invocation.

Mayor Archibald introduced Rhea & Tanvi Shahane; Rhea is a 6th grader at Wylie Jr. High School and her sister Tanvi is a 3rd grader at Wylie Intermediate School. The girls led the Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

PROCLAMATION

Mayor Archibald presented the following proclamation:
American Red Cross Month

Sharon Krachinski, Regional Manager for Big Country Region American Red Cross received the proclamation.

EMPLOYEE SERVICE AWARDS AND RECOGNITIONS

Mayor Archibald and City Manager Larry Gilley presented the following Service Awards:

Edwin Chrane	Fire Captain, Fire Tactical Operations	25 Years
Michael Collins	Police Lieutenant II, Police Patrol	25 Years
Clayton Daniels	Police Officer, Police CID	25 Years
Alton "Randy" Doan	Fire Lieutenant, Fire Support Services	25 Years
Gary Hamner	Firefighter, Fire Support Services	25 Years
Mike Hobbs	Police Officer, Police CID	25 Years
Pascual Mirelez	Program Manager, Purchasing	25 Years
Terry Monroe	Police Officer, Police Traffic	25 Years
Margarito Ramirez	Firefighter, Fire Tactical Operations	25 Years
James Webb	Fire Captain, Fire Tactical Operations	25 Years
Edward Williams	Fire Captain, Fire Tactical Operations	25 Years
Audrey Perry	Program manager Civic Center	40 Years

DISPOSITION OF MINUTES

5.0 Mayor Archibald stated Council has been given the minutes from the Regular Meeting February 26, 2009. There being no deletions, no addition, and no corrections Councilman Higgins made a motion to approve the minutes as presented. Councilwoman Moore seconded the motion and the motion carried.

AYES: Councilman Chase, Spano, Williams, Higgins, Councilwoman Moore and Mayor Archibald

NAYS: None

CONSENT AGENDA

Councilman Chase made the motion to approve consent items 6.1 and 6.2 as presented. Councilman Higgins seconded the motion, the motion carried.

AYES: Councilman Chase, Spano, Higgins, Williams, Councilwoman Moore and Mayor Archibald

NAYS: None

Oral Resolution:

6.1 Oral Resolution for case **PA-2009-01**, a petition for relief from a dedication or construction requirement for a property located at 4810 Jarman Road. The City Engineer recommended approval based on the cost of the required improvements. Staff made the recommendation to place the following condition on the approval. The approval of this appeal is only granted for the current use of the property. At such time that the property is redeveloped for a use other than a church, or is expanded by more than 50%, either in value or building footprint, as evidenced by a site plan submittal, these waived requirements will again be triggered. The City Council approved the request from Victory Baptist Church for a waiver of the requirement to construct and dedicate infrastructure improvements as a condition of platting the property located at 4810 Jarman Road with Staff recommendations.

Award of Bid:

6.2 Award of Bid **CB# 9017**- Annual Street Division Material Requirement. The City Council awarded the following bids:

- Vulcan Materials Company – Limestone Rock Asphalt, QTY 200 Ton @ \$67.00 Unit Price
 - Hot Mix, Type D – delivered QTY 1,500 Ton @ \$66.75 Unit Price
 - Hot Mix, Type D QTY 2,500 Ton @ \$62.00 Unit Price
 - A-1 Flex Base, Delivered QTY 18,000 Ton @ \$10.25 Unit Price
 - PB-4 Coverstone QTY 200 Ton @ \$41.25 Unit Price
- Morris Ready Mix Concrete – Portland cement, 7 Sack QTY 100 Cu Yd @\$115.00 Unit Price
 - Portland Cement, 5 Sack QTY 200 Cu Yd @ \$105.00 Unit Price
- Abilene Lumber – Portland cement, Type 1 QTY 1,620 94 lb/sack @ \$9.24 Unit Price
- Crafco Texas – Polymer Modified Crack Sealant QTY 100,000 lb @ \$.41 Unit Price
- Texas Lime Co. – Hydrated Lime QTY 800 50 lb/sack @\$4.40 Unit Price
- Chemical Lime Co. – Quicklime Pellets QTY 50 Ton @ \$135.31 Unit Price
- Envirotex – CBS-1 QTY 15,000 GAL @ \$3.95 Unit Price

REGULAR AGENDA

7.1 Jon James Director of Planning and Development Services briefed the council on Ordinance **Z-2009-02**, a request from Auto Wash L.L.C. to amend PDD-91 concerning permitted uses, located at 1402, 1434, 1458 E Overland Trail and 1602, 1634, 1650, 1702, 1766 Hwy 351.

The applicant is requesting that the language of PDD-91 be amended to allow for a free standing auto wash. The regulations of this PDD were originally written to allow auto washes as permitted use, but only when incidental to a primary use and when attached to a department store. The PDD allows for Retail uses along with some additional office type uses. The regulations of the PDD are similar to GC (General Commercial) or SC (Shopping Center) zoning which both allow for Auto Washes as a permitted uses. There are several stand alone auto washes in the City that are compatible with their surrounding uses and the request for free standing auto wash at this location seems to be appropriate.

Staff recommends approval as requested. The Planning and Zoning Commission recommended approval.

Council and staff discussion included; 1) entrance will still be from the Wal-Mart parking lot; and 2) this is a drive through car wash.

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

Councilman Spano made the motion to approve the Ordinance **Z-2009-02**, a request from Auto Wash L.L.C. to amend PDD-91 concerning permitted uses, located at 1402, 1434, 1458 E Overland Trail, and 1602, 1634, 1650, 1702, 1766 Hwy 351. Councilwoman Moore seconded the motion, motion carried.

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

NAYS: None

The Ordinance is numbered **#7-2009** and captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E "ZONING," OF THE ABILENE MUNICIPAL CODE; AND ORDINANCE NO. 20-2004, CONCERNING **PDD-91** PLANNED DEVELOPMENT DISTRICT; DECLARING A PENALTY AND CALLING A PUBLIC HEARING; AND AN EFFECTIVE DATE.

7.2 Jon James, Director of Planning and Development Services introduced this item for a Resolution amending the Comprehensive Plan adopting and incorporating the Lake Fort Phantom Hill Plan as an attached Neighborhood Plan. There are two Phases, Phase 1 was a water quality impact study and the study found no major impact to the quality of water. This was a positive outcome from Phase 1. Phase 2 covered Land Use, Design Guidelines and Infrastructure Study. Consultants worked with a committee of experts of local citizens. The Guidelines are not regulatory in nature, they are a plan, a vision, this will be followed up with Ordinance changes/Lake Lot zoning to protect water quality.

Jesus Moulinet, Senior Project Manager for Jacobs Engineering of Austin, presented the Lake Fort Phantom Hill Plan. The Plan establishes design levels for the Lake. Council had received an

email from Seaton Higginbotham with questions in regard to several areas of the plan. Mr. Moulinet went over the questions and discussed other areas of the plan: 1) the lake is in the bird highway, there is opportunity for expanding on birding in the area; 2) engaging members of the community was a great asset to the formulation of the plan; 3) water quality is good; 4) create cluster residential areas with green areas; 5) being creative in sewer systems, there are package systems available; 6) fencing requirements – 3 feet on the lake side (line of site); 7) curb and gutter are not necessary – alternative methods; 8) docks can be better addressed in zoning ordinance; and 9) land use across from FM 600 on the west side of the lake.

Council and Staff discussion included: 1) a very comprehensive study; 2) thank you to the real estate round table members; 3) types of wastewater systems – use gray water for irrigating; 4) becoming a partner with developers to develop the area; 5) Planning and Zoning Commission recommendations a) do not mention hotels, banks, visitors centers, libraries and say we recommend areas set aside for commercial as shown on the plan b) recommend low density with septic tanks except where developers are willing to put in cluster systems or other systems for sewer.

Council took a brief break on return Mayor Archibald opened the public hearing on this item and the city council heard from the following citizens:

- Seaton Higginbotham – lives at the lake and was a member of the committee that reviewed the plan. Mr. Higginbotham stated that the city needs to be aggressive in their development of the area; be open to new ideas of sewer plants; and this is a quality of life issue.
- Roger Huber – President of the Lake Fort Phantom Hill Association – Mr. Huber appreciates and supports all the work that has gone into this plan.

There being no one else to be heard Mayor Archibald closed the public hearing.

Council and Staff discussion included possible changes to the Lake Plan: 1) does the Plan before the council include the changes recommended by the Planning & Zoning Commission – Yes; 2) add the word feasible in connection to power lines being buried; 3) deleting the requirement for curb and gutter and sidewalk regulations; 4) fencing guidelines – side of house that faces the lake. Fences would be lower for line of sight on the lake side; 5) dirt bike trail or future residential area; 6) should areas around the intersections of highways be designated as commercial areas; 7) dock standards are not a part of this plan they will be addressed later; 8) large difference in lake frontage with regards to lake levels around the lake; 9) believe that the north end will develop first.

Mayor Archibald made the motion to approve the Resolution amending the Comprehensive Plan adopting and incorporating the Lake Fort Phantom Hill Plan as an attached Neighborhood Plan with the following changes:

Accept the Planning & Zoning recommendations and 1) add where feasible in reference to underground utilities; 2) curb and gutter not necessary; 3) sidewalks not necessary; 4) leave area where people are ridding on dirt bikes residential; 5) designate general two areas for commercial zoning, and the two areas are located near the two Highway intersections on either side of the lake. Also allow a case by case determination in other areas; 6) open to all possibilities of sewer systems and 7) fencing – when located on the side of the house facing the water would be lower for line of sight.

Councilman Williams seconded the motion, motion carried.

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

NAYS: None

The Resolution is numbered #7-2009 and captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE TO AMEND THE CITY'S COMPREHENSIVE PLAN ADOPTING AND INCORPORATING THE LAKE FORT PHANTOM HILL PLAN AS A NEIGHBORHOOD PLAN ATTACHMENT.

7.3 Mindy Patterson, Director of Finance introduced George Williford with First Southwest Company and Pete Tart Bond Counsel. Mr. Williford briefed the council on the Ordinance authorizing issuance of General Obligation Refunding Bonds, Series 2009.

The City has the potential opportunity to realize debt service savings from refunding (refinancing) callable maturities at a lower interest rate. These maturities include certificates of obligation; Series 1997, 1998, 1999 and 2000; and general obligation bonds, Series 1999 and 2000. Depending upon market conditions at the time of the sale, additional outstanding issues may also justify potential savings.

Mr. Williford recommends approval of the refunding and establishing minimum acceptable present value savings of 3% of the refunded amount. Pricing approval of the sale of the refunding issue would be delegated to the City Manager, subject to the parameters established by the ordinance. Delegated pricing authority on refunding issues was granted by the 2005 Texas Legislature. This method of sale offers flexibility and provides the opportunity to price a refunding issue whenever market conditions are favorable versus being required to price an issue on a specific day. These parameters can be effective for six months.

Councilman Chase made the motion to approve the Ordinance authorizing issuance of General Obligation Refunding Bonds, Series 2009 as presented. Councilman Higgins seconded the motion, motion carried.

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

NAYS: None

The Ordinance is numbered # 8-2009 and captioned as follows:

AUTHORIZING THE ISSUANCE OF CITY OF ABILENE, TEXAS, GENERAL OBLIGATION REFUNDING BONDS; ESTABLISHING PROCEDURES FOR THE SALE AND DELIVERY OF THE BONDS; LEVYING AN ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID BONDS; PROVIDING AN EFFECTIVE DATE; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.

7.4 Mindy Patterson, Director of Finance distributed a hard copy of the power point presentation of the FY 2008 Financial Report and the FY 2009 Update. Mrs. Patterson introduced Diane Terrell with Davis, Kinard & Co., P.C. who assisted her with the audit report presentation.

GENERAL FUND BALANCE SHEET SEPTEMBER 30, 2008	
	General Fund
<u>ASSETS</u>	
Cash and cash investments	\$ 11,421,871
Investments	3,580,443
Receivables (net of allowance for uncollectibles):	
Accounts receivable	4,354,084
Property taxes receivable	776,193
Due from other funds	1,975,474
Due from other governments	4,996,831
Note receivable	1,241
Inventories - materials and supplies	558
Prepaid items	15,855
Total Assets	\$ <u>27,122,550</u>
<u>LIABILITIES AND FUND BALANCES</u>	
<u>LIABILITIES:</u>	
Vouchers payable	\$ 1,679,638
Accrued wages and withholding	1,697,146
Accrued expenses	276,097
Due to other funds	778,722
Other deposits and liabilities	1,316,357
Deferred revenues	2,450,634
Total Liabilities	\$ <u>8,198,594</u>

**GENERAL FUND
BALANCE SHEET
SEPTEMBER 30, 2008**

	General Fund
Fund Balances:	
Reserves:	
Reserved for encumbrances	\$ 3,535,231
Reserved for other assets	16,413
General Fund:	
Unreserved, designated for 27 th pay period	273,000 (1 st Year reserve)
Unreserved, undesignated fund balance	<u>\$15,099,312</u>
Total Fund Balances	<u>\$18,923,956</u>
Total Liabilities and Fund Balances	<u>\$27,122,550</u>

GENERAL FUND			
Revenues and Expenditures			
Revised Budget vs Actual Budget Basis			
	2008 Actual	2008 Budget	Variance
<i>Revenues</i>			
Property Taxes	\$20,450,525	\$20,119,740	\$330,785
Sales Taxes	26,168,240	25,985,380	182,860
Franchise Taxes	6,342,600	6,310,610	31,990
Miscellaneous Other Taxes	1,497,403	1,239,060	258,343
Licenses & Permits	1,138,898	1,136,820	2,078
Charges for Services	5,039,684	4,984,000	55,684
Intergovernmental Revenues	235,362	204,930	30,432
Interest & Miscellaneous	5,252,528	5,192,830	59,698
Total Revenues	\$66,125,240	\$65,173,370	\$951,870
<i>Expenses</i>			
General Government	\$2,047,005	\$2,050,530	\$3,525
Administrative Services	2,391,016	2,401,110	10,094
Finance	5,991,709	6,006,070	14,361
Planning & Development Services	3,167,410	3,172,000	4,590
Public Works	8,162,455	8,164,980	2,525
Police	19,109,993	19,111,180	1,187
Fire	14,402,456	14,402,980	524
Aviation	1,682,565	1,684,310	1,745
Community Services	10,407,830	10,409,160	1,330
Total Expenses	\$67,362,439	\$67,402,320	\$39,881
Transfers In	2,397,197	2,304,980	92,217
Transfers Out	(1,995,860)	(2,005,190)	9,330
	<u>\$401,337</u>	<u>\$299,790</u>	<u>\$101,547</u>
Net Change in Fund Balance	<u>(\$835,862)</u>	<u>(\$1,929,160)</u>	<u>\$1,093,298</u>

General Fund

Revenues Exceeding Estimates:

- **Property Tax = \$330,785**
- **Penalty and Interest = \$184,011**
- **Sales Tax = \$148,948**
- **Other Taxes = \$74,332**
- **Airport = \$141,161**
- **Recreational Programs = \$44,051**
- **Court Fines = (\$111,630)**
- **Interest Earnings and Other Revenues = \$140,212**

Total \$951,870

Expenditures Below Estimates:

- **Personal Services = \$10,002**
- **Supplies = \$9,174**
- **Other Services and Charges = \$17,193**
- **Capital = \$356**
- **Maintenance = \$3,156**

Total \$39,881

YEAR END 2008	
Revenues	\$66,125,240
Expenses	(67,362,439)
Transfers In	2,397,197
Transfers Out	(2,387,210)
	<u>(\$1,227,212)</u>
27th Pay Period Reserve	1,995,500
	<u>\$768,288</u>
Self Insurance Transfer	(500,000)
	<u>\$268,288</u>
Transferring \$500,000 to Self Insurance and remaining to undesignated leaves 2.6 months.	

SELF INSURANCE FUND BALANCE SHEET September 30, 2008	
	Self Insurance Fund
ASSETS	
Cash and cash investments	\$ 3,055,955
Investments	835,438
Accounts receivable	7,905
Due from other funds	500,000
Prepaid items	95,824
Total Assets	<u>\$ 4,495,122</u>
LIABILITIES AND FUND BALANCES	
LIABILITIES:	
Vouchers payable	\$ 322,665
Accrued wages and withholding	17,470
Compensated absences - current	1,522
Estimated liability claims	2,982,623
Estimated health claims	1,138,255
Total Liabilities	<u>\$ 4,462,535</u>
FUND BALANCES:	
Restricted for Claims	\$ 32,587
TOTAL LIABILITIES AND FUND BALANCES	<u>\$ 4,495,122</u>

General Fund

Use of Excess Revenues:

- Self-Insurance Fund for Claims = \$500,000
- Undesignated Fund Balance = \$268,288

Total \$768,288

WATER & SEWER FUND Revenues and Expenditures September 30, 2008		
	2008 Actual	2007 Actual
<i>Revenues</i>		
Water Service	\$20,971,372	\$18,293,966
Sewer Service	7,652,022	7,065,850
Service & Penalty Charges	392,159	409,528
Miscellaneous Revenues	241,960	326,475
Sales & Service to Private Sources	0	4,497
Recoveries of Expenses	202,992	225,901
Interest on Investments	490,894	848,399
Intergovernmental Revenues	0	298,837
Rents and Royalties	213,403	186,306
Total Revenues	\$30,164,802	\$27,649,759
<i>Expenses</i>		
Personal Services	\$6,178,682	\$5,488,859
Supplies	1,495,245	1,295,110
Maintenance	1,371,522	1,237,080
Other Services and Charges	12,702,308	12,202,492
Debt Payments	5,837,537	5,868,817
Total Expenses	\$27,585,294	\$26,092,358
<i>Available for Debt Service</i>	\$2,579,508	\$1,557,401
Transfers In (Out)	(\$62,668)	(\$29,500)
Depreciation	(4,209,798)	(4,033,055)
Total Deductions	(\$4,272,466)	(\$4,062,555)
Net Income (or Loss)	(\$1,692,958)	(\$2,505,154)

Solid Waste Services Revenues and Expenditures Budget Basis			
	2008 Actual	2008 Budget	Variance
<i>Revenues</i>			
Solid Waste Collection	\$10,649,248	\$10,450,740	\$198,508
Site Recycling Services	134,728	125,000	9,728
Solid Waste Environmental Fee	352,048	349,000	3,048
Miscellaneous Recycling	142,180	95,000	47,180
Solid Waste Code Enforcement	70,614	71,710	(1,096)
Interest & Miscellaneous	7,922	10,750	(2,828)
Total Revenues	\$11,356,740	\$11,102,200	\$254,540
<i>Expenses</i>			
Personal Services	\$2,421,734	\$2,409,930	(\$11,804)
Supplies	61,108	61,110	2
Maintenance	126,177	126,200	23
Other Services and Charges	6,996,415	6,641,200	(355,215)
Capital Expenditures	239,034	239,100	66
Total Expenses	\$9,844,468	\$9,477,540	(\$366,928)
Fleet Lease Financing	(\$626,370)	(\$626,370)	\$0
Transfers Out	(1,500,000)	(1,500,000)	0
	(\$2,126,370)	(\$2,126,370)	\$0
Net Change in Fund Balance	(\$614,098)	(\$501,710)	(\$112,388)

Ms. Terrell presented and briefed the Council on the following information provided by Davis, Kinard & Co.

- Transmittal Letter
- Financial Policy
- Investment Policy
- Management Discussion & Analysis
- Capital Projects
- Water & Sewer Capital Projects
- Overall Audit Opinion
- Advisory Comments

Ms. Terrell reviewed the Advisory Comments stating in planning and performing the audit of the basic financial statements of the City of Abilene, Texas for the year ended September 30, 2008, they considered the City's internal control over financial reporting as a basis for designing the auditing procedures for the purpose of expressing their opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City of Abilene, Texas's internal control over financial reporting.

Ms. Terrell continued with the Advisory Comments for fiscal year ending September 30, 2008. They issued comments on areas they believed should be reviewed or those that have been implemented based on previous year comments.

- Transit Grant – Request for Reimbursements

CFDA 20.507 Federal Transit Administration: Federal Transit – Formula Grants

Management Response: McDonald Transit provides the City with management services in which they operate the City’s transit system. The City reimburses McDonald Transit for their operational costs. During a review of the request for reimbursement of operational costs the City discovered errors in the cost calculation, primarily in the payroll area. The City is currently working with McDonald Transit to correct the previous reimbursement amounts. We will require McDonald Transit to reimburse the City for any amounts over requested and will in turn correct any amounts requested under grant agreements from the granting agency. McDonald Transit will retain an accounting firm to conduct an audit of its Abilene operation records and provide the City of Abilene Director of Finance a copy of such audit. We will also require McDonald Transit to implement sufficient internal controls related to their finance and accounting functions to prevent future occurrences.

Councilman Williams made the motion to approve the acceptance of the FY 2008 Financial Report and accepting the Investment Polices of the City. Councilwoman Moore seconded the motion, motion carried.

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

NAYS: None

7.5 Mindy Patterson Director of Finance briefed the council on the FY 2009 Update.

CITY OF ABILENE SUMMARY OF REVENUES FOR BUDGET FISCAL YEAR 2009 AS OF JANUARY 31, 2009 33% OF YEAR GENERAL FUND								
	THIS YEAR				LAST YEAR			
	This Month	Year To Date	Original Budget	%	This Month	Year To Date	Revised Budget	%
Revenues:								
General Property Taxes	\$5,918,172	\$16,443,691	\$21,536,520	76.35%	\$8,918,348	\$15,876,534	\$20,119,740	78.91%
Sales Tax	1,981,869	8,894,539	26,547,100	33.50%	1,880,105	8,137,236	25,775,380	31.57%
Selective Sales and Use Taxes	61,180	128,062	210,000	60.98%	57,414	116,321	210,000	55.39%
Franchise/Access Fees	476,140	1,723,331	6,357,300	27.11%	258,436	1,503,673	6,310,610	23.83%
Other Taxes	95,920	383,680	1,226,040	31.29%	203,855	675,696	1,897,680	35.61%
Pen/Int/Costs-Delinquent Taxes	26,936	65,671	100,000	65.67%	13,285	42,244	100,000	42.24%
Licenses and Permits	88,270	446,911	1,426,170	31.34%	99,850	408,676	1,136,820	35.95%
Federal Grants	15,130	15,130	60,000	25.22%	13,719	13,719	58,230	23.56%
State Grants	0	22,396	120,000	18.66%	28,049	49,006	124,000	39.52%
County Programs	1,767	3,535	2,070	170.77%	666	1,312	2,620	50.08%
Charges for Services	277,777	1,069,646	3,168,200	33.45%	244,598	948,858	2,901,580	32.70%
Fines and Forfeits	158,113	598,429	2,079,000	28.78%	199,798	618,025	2,077,420	29.75%
Service and Penalty Charges	480	1,516	5,000	30.32%	413	2,141	5,000	42.82%
Miscellaneous Revenues	435,462	1,918,139	6,547,500	29.30%	516,848	1,916,903	6,738,610	28.45%
Total Revenues	\$9,537,216	\$31,704,676	\$69,384,900	45.69%	\$12,435,374	\$30,310,344	\$67,457,690	44.93%

CITY OF ABILENE SALES TAX COMPARISON GENERAL FUND			
Accounting Period Month	Actual 2007-08	Actual 2008-09	% Change 2008-09 vs. 2007-08
October	\$2,029,218	\$2,110,327	4.00%
November	2,293,733	2,680,327	16.85%
December	1,934,180	2,122,017	9.71%
January	1,880,106	1,981,870	5.41%
February	2,932,831	2,867,666	-2.22%
March	1,798,312	1,807,393	0.50%
YTD	\$12,868,380	\$13,569,598	5.45%
April	1,794,414		
May	2,472,582		
June	1,970,651		
July	2,054,110		
August	2,592,933		
September	2,171,258		
FY TOTAL	\$25,924,328		
Comparison to 2007-08 Actual			\$701,219

CITY OF ABILENE SUMMARY OF EXPENDITURES FOR BUDGET FISCAL YEAR 2009 AS OF JANUARY 31, 2009 33% OF YEAR GENERAL FUND								
	THIS YEAR				LAST YEAR			
	This Month	Year To Date	Original Budget	%	This Month	Year To Date	Revised Budget	%
Expenditures:								
General Government	\$174,527	\$609,365	\$2,058,450	29.60%	\$182,232	\$662,269	\$2,081,480	31.82%
Administrative Services	169,100	679,328	2,339,080	29.04%	151,778	642,778	2,479,710	25.92%
Finance	917,082	2,864,729	7,157,560	40.02%	546,269	2,693,174	6,093,640	33.26%
Planning & Development Services	240,590	1,018,915	3,229,670	31.55%	224,231	899,128	3,202,970	31.19%
Public Works	510,078	2,500,512	7,836,710	31.91%	629,190	2,594,361	8,217,630	31.57%
Police	1,476,179	6,172,817	19,827,930	31.13%	1,365,661	6,159,346	19,010,820	32.40%
Fire	1,177,665	4,581,920	14,778,550	31.00%	1,053,051	4,592,967	14,228,370	32.28%
Aviation	118,868	518,168	1,676,890	30.90%	136,942	532,450	1,716,810	31.01%
Community Services	695,480	3,347,350	10,456,010	32.01%	793,322	3,350,380	10,374,500	32.29%
Total Expenditures	\$5,479,589	\$22,293,124	\$69,360,850	32.14%	\$5,074,696	\$22,226,853	\$69,406,930	32.02%
Total Financing Uses	\$5,479,589	\$22,293,124	\$69,360,850		\$5,074,696	\$22,226,853	\$69,406,930	
Transfer in 27th Pay Period	0	0	0		0	0	1,995,500	
Difference	\$4,057,647	\$9,411,552	\$24,050		\$7,360,678	\$8,083,491	\$46,260	

This item was for information purposes only, no action taken.

EXECUTIVE SESSION

Mayor Archibald recessed the Council into Executive Session at 11:48 a.m. 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 at 1:32 p.m. and reported no votes or action was taken in Executive Session in regards to possible Litigation with City Attorney under Section 551.071 and annual performance evaluations of City appointees (Personnel) Section 551.074. Councilman Higgins left during executive session.

10. Oral Resolution approving the appointment and reappointments to the following Boards and Commissions: No action.

11. Discussion and possible action related to annual performance evaluations of the City Manager and Municipal Judge. No action.

There being no further business the meeting was adjourned at 1:32 p.m.

 Danette Dunlap, TRMC
 City Secretary

 Norm Archibald
 Mayor