

CITY COUNCIL MEETING

July 22, 2010, 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 July 22, at 8:30 a.m. in the Council Chambers at 555 Walnut Street. In the absence of Mayor Norm Archibald, Mayor Pro Tem Anthony Williams presided with Councilmen Shane Price, Joe Spano, Stormy Higgins, and Councilwoman Kellie Miller. Absent was Councilman Robert O. Briley. Also present were City Manager Larry Gilley, City Attorney Dan Santee, Assistant City Secretary Tiffni Herrera, and various members of the City staff.

Councilwoman Miller gave the invocation.

Mayor Pro Tem Williams introduced Abbie Miller, daughter of Councilwoman Kellie Miller. Abbie attends Thomas Elementary and will be a 3rd grader. Abbie led the Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

DISPOSITION OF MINUTES

5.0 Mayor Pro Tem Williams stated Council has been given the minutes from the Regular Meeting of July 8th, 2010. There being no deletions, no addition, and no corrections Councilman Price made a motion to approve the minutes as presented. Councilman Spano seconded the motion and the motion carried.

AYES: Councilman Price, Spano, Higgins, Councilwoman Miller and Mayor Pro Tem Williams

NAYS: None

CONSENT AGENDA

Councilwoman Miller made the motion to approve consent items 6.2 through 6.5 as presented. *Item 6.1 was pulled from the agenda prior to the meeting.* Councilman Higgins seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Higgins, Councilwoman Miller and Mayor Pro Tem Williams

NAYS: None

Resolution:

6.1 Resolution approving submission of an application for financial assistance for Cedar Ridge Reservoir Permitting Project to the Texas Water Development Board for funding through the Water Infrastructure Fund. *(Item pulled prior to meeting.)*

Oral Resolutions:

6.2 Authorized the City Manager to execute the contract with Enprotec/Hibbs & Todd, Inc. for improvements to Hamby Wastewater Treatment Plant in the amount not to exceed \$378,000.00 as part of the CIP Project #8070-02-05 Insert Lines, Replace Splitter and Repair Clarifiers.

- 6.3** Authorizing Amendment #3 contract with Jacob & Martin Ltd. For Engineering Services for Sewer Main Rehabilitation, CIP Project No. 8060-05-10 Insertion Upgrade of Wastewater Collection lines, in an amount not to exceed \$100,000.00

Ordinances:

- 6.4** (*First Reading*) **Appealed Item: Z-2010-09** a request from Sojourner Drilling Corporation to rezone property from GR (General Retail) to PD (Planned Development) zoning, located at 3366 Ambler Ave.; and setting a public hearing for August 12, 2010

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART B, "LAND DEVELOPMENT CODE," OF THE ABILENE MUNICIPAL CODE, CONCERNING PD-131 A PLANNED DEVELOPMENT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

- 6.5** (*First Reading*) on proposal to amend Section 3.1.1.1 EJT Subdivision Provisions and Section 4.2.1.3 Off-Street Parking-minimum Requirements and Standards of the Land Development Code; and setting a public hearing for August 12, 2010

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART B "LAND DEVELOPMENT CODE," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

REGULAR AGENDA

No Items for Regular Agenda

EXECUTIVE SESSION

Mayor Pro Tem Williams recessed the Council into Executive Session at 8:36 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 9:25 a.m. and reported no votes or action was taken in Executive Session in regards to Section 551.071 Litigation/Consultation with Attorney, Section 551.072 Real Property and Section 551.087 Business Prospect/Economic Development.

There being no further business the meeting was adjourned at 9:30 a.m.

Danette Dunlap
City Secretary

Norm Archibald
Mayor