

**CITY COUNCIL MEETING**  
**January 27, 2011 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 January 27<sup>th</sup>, at 8:30 a.m. in the Council Chambers at 555 Walnut Street. Mayor Archibald was present and presiding with Councilmen Shane Price, Joe Spano, Anthony Williams, Robert O. Briley, Stormy Higgins, and Councilwoman Kellie Miller. Also present were City Manager Larry Gilley, City Attorney Dan Santee, City Secretary Danette Dunlap, and various members of the City staff.

Councilwoman Miller gave the invocation.

Mayor Archibald introduced Jayden Hedrick. Jayden attends Johnston Elementary and is a 5<sup>th</sup> grader. Jayden 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 Archibald stated Council has been given the minutes from the January 13<sup>th</sup> Regular Meeting there being no deletions, no additions, and no corrections, Councilman Price made a motion to approve the minutes as presented. Councilman Higgins seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Briley, Higgins, Councilwoman Miller and Mayor Archibald

NAYS: None

**CONSENT AGENDA**

Councilman Spano made the motion to approve consent items 6.1 through 6.6 as recommended by staff. Councilman Williams seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Briley, Higgins, Councilwoman Miller and Mayor Archibald

NAYS: None

**Oral Resolutions:**

**6.1** Oral Resolution: Notice of Election (NOTICIA DE ELECCIÓN) – to be held on May 14, 2011. Notice is hereby given that the polling locations will be open from 7:00 am to 7:00 pm on May 14, 2011, for voting in a general (regular) election to elect a Mayor, one Councilmember from Place 3 and one Councilmember from Place 4, for the City of Abilene.

**6.2** Oral Resolution: Authorized the City Manager to sign a Ground Lease with Richard Baxter at Abilene Regional Airport. The proposed new 15 year lease with a five year renewal option and updated terms. Includes a rate increase to \$1,328.03 per year and a CPI adjustment every 5 years.

- 6.3** Oral Resolution: Authorized the City Manager to sign a Lease for Hangar 2 with Polasek Helicopter Services at Abilene Regional Airport. Staff has negotiated a 15 year term with a five year renewal option at \$522.00 per month and a CPI adjustment every three years. \$261 of that monthly rent will go toward abating 50% of the cost of improvements that Polasek will make to the hangar, not to exceed \$47,000 in abatement over 15 years.

**Ordinance:**

- 6.4** Ordinance: (*First Reading*) to amend the Land Development Code, Sections 1.4.4.1 (Special Exceptions) and 2.4.4 (Accessory Uses and Structures) regarding Accessory Dwelling Units; and setting a public hearing on Feb. 10, 2011.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE APPROVAL OF A CONDITIONAL USE PERMIT AS PROVIDED FOR IN CHAPTER 23, SUBPART B, "LAND DEVELOPMENT CODE," OF THE ABILENE MUNICIPAL CODE; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH CONDITIONAL USE PERMIT; CALLING A PUBLIC HEARING; AND PROVIDING A PENALTY AND AN EFFECTIVE DATE.

**Bid Awards:**

- 6.5** Award of Bid: #CB-1110 One Pneumatic Roller for Streets Division. Council awarded the bid to Warren Cat in the amount of \$71,181.00.
- 6.6** Award of Bid: Lake Kirby Reclaimed Water Pump Station Improvements. Council awarded the bid for the Lake Kirby Reclaimed Water Pump Station Improvements to Purcell Contracting of Meridian, Texas in the amount of \$509,000.00 and authorized the City Manager to execute all necessary documents related to the contract.

**REGULAR AGENDA**

- 7.1** Megan Santee, Interim Director of Public Works briefed the council on the application/permit to drill by Sojourner Drilling Corporation for "Mt. Sinai #1", "Solis #1" and "Rodriguez #1" – Permit No.'s: 705324, 705323 & 705318. All requirements have been met and staff recommends approval of the applications for these drilling permits.

Mayor Archibald opened the public hearing and council heard from the following:

- Alan Burns with Sojourner Drilling – Spoke in support of the permit to drill.

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

Councilman Higgins made the motion to approve the Sojourner Drilling Applications for "Mt. Sinai #1", "Solis #1" and "Rodriguez #1" – Permit No.'s: 705324, 705323 & 705318. Councilman Briley seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Briley, Higgins, Councilwoman Miller and Mayor Archibald

NAYS: None

### **EXECUTIVE SESSION**

Mayor Archibald recessed the Council into Executive Session 8:47 am 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 9:30 am and reported no votes or action was taken in Executive Session in regards to Section 551.076 Security Devices, Section 551.073 Business Prospects

10. No appointments were made for the following Board or Commission: Planning & Zoning Commission and the Abilene Housing Authority.

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

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Danette Dunlap, TRMC  
City Secretary

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Norm Archibald  
Mayor