

CITY COUNCIL MEETING
December 5th, 2013, at 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 December 5th, at 8:30 a.m. in the Council Chambers, 555 Walnut St. Mayor Archibald was present and presiding with Councilmen Shane Price, Joe Spano, Anthony William, Robert O. Briley, Kyle McAlister 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.

Councilman Williams gave the invocation.

Mayor Archibald introduced Carlee Lamb who is a 5th grader at Austin Elementary. Carlee 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:

Computer Science Week

Jeannie Best, Presidents of Texas AAUW and the Abilene Branch of AAUW, accepted the proclamation

DISPOSITION OF MINUTES

5.0 Mayor Archibald stated Council has been given the minutes from the November 21st regular meeting there being no deletions, no additions, and no corrections. Councilman Spano made a motion to approve the minutes as presented. Councilman Williams seconded the motion, motion carried.

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

NAYS: None

CONSENT AGENDA

Councilman Price made the motion to approve consent item 6.1 through 6.3 as recommended by staff. Councilman McAlister seconded the motion, motion carried.

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

NAYS: None

Resolution & Oral Resolution:

6.1 **Resolution:** Voting for individuals to the Board of Directors of the Central Appraisal District of Taylor County for 2014-2015. City Council approved dividing the votes between the 5 nominees for the Central Appraisal District Board.

Resolution [#29-2013](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, VOTING FOR THE FOLLOWING INDIVIDUALS TO THE BOARD OF DIRECTORS OF THE CENTRAL APPRAISAL DISTRICT OF TAYLOR COUNTY FOR 2014-2015.

- 6.2** **Oral Resolution:** City Council authorized the City Manager to execute the Change Order 1 to the contract with Duininck, Inc. for the Abilene Regional Airport.

Duininck, Inc. is the contractor for the Taxiways M, N and P Reconstruction Project. The original contract was awarded by Council, September 26 for \$7,504,551.85. As construction is now under way, a need for additional under drain piping was discovered and additional asphalt to make a phasing change. This results in an additional cost of \$81,490.00 to the contract.

This project is 90% funded by the FY13 AIP Grant 43. The remaining 10% is funded by the City at a cost of \$8,149.00.

- 6.3** **Ordinance:** (*First Reading*) Adding Chapter 29, "Streets And Sidewalks," Article IX, "Special Events License" to the Abilene Code of Ordinances as set out below; providing a severability clause; declaring a penalty; setting a public hearing for December 19th 2013.

AN ORDINANCE ADDING CHAPTER 29, "STREETS AND SIDEWALKS," ARTICLE IX, "SPECIAL EVENTS LICENSE" TO THE ABILENE CODE OF ORDINANCES AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND CALLING FOR A PUBLIC HEARING.

REGULAR ITEMS

- 7.1** James Childers Director of Community Services, briefed the council on the Standards of Care for 2014.

In August of 1997 the 74th Legislature enacted Section 42.041(14) of the Texas Human Resources Code, which exempts youth programs operated by a municipality from state child-care licensing requirements. The Texas Human Resources Code provides that in order for a municipality to be exempt from the state's licensing requirements, the governing body of the municipality must annually adopt standards of care by ordinance after a public hearing. The major difference in the City's standards is that we have established standards for 6-13 years of age, whereas the state's standard is for 0-6 years of age, a population we do not serve.

SPECIAL CONSIDERATIONS: The Standards of Care require three inspections/review levels be performed each year to insure compliance. The first level is performed by the Recreation Coordinator to confirm adherence to the Standards themselves. The second is a visual inspection of the facilities to be conducted by the program Administrator with the assistance of a Parks and Recreation Professional not associated with the City of Abilene. That visual inspection was conducted on October 16, 2013. The Parks and Recreation Professional who assisted was David Withers from Brownwood, Texas. The third level is an annual inspection by both the Fire Department and Environmental Health. All of these inspections and reviews were satisfactorily completed and the program is in compliance. Changes were made to job descriptions to better define duties. A copy of the Standards of Care will be online for additional access.

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

Councilman Briley made the motion to approve the Standards of Care for 2014. Councilman Price seconded the motion, motion carried.

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

NAYS: None

Ordinance [#65-2013](#)

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, ESTABLISHING STANDARDS OF CARE FOR CITY OF ABILENE YOUTH PROGRAMS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SAVINGS CLAUSE; AND CALLING A PUBLIC HEARING.

7.2 Jon James Director of Planning & Development introduced to the council Larry Cline with Schrader & Cline, LLC. who then briefed the council on the Tax Increment Reinvestment Zone (TIRZ).

Chapter 311 of the Texas Tax Code allows the City to establish a “Tax Increment Reinvestment Zone” or TIRZ to promote development or redevelopment in an area where such development would not occur solely through private investment alone. The purpose of the zone is to facilitate such development or redevelopment by financing the costs of public works, public improvements, programs, or other projects benefitting the zone.

The proposed zone, to be called Reinvestment Zone Number Two, will include approximately 1,594 acres within the South Downtown, and along the Pine Street and Ambler Avenue corridors. This area is eligible due to challenges to development and redevelopment such as blight (vacancy, deterioration), obsolete lot configuration, a history of disinvestment, and similar factors. There is a need for economic incentives to attract development and redevelopment in the zone for the purpose of providing long-term economic benefits including, but not limited to, increased real property tax base, increased sales and use tax, and increased job opportunities.

HISTORY:

- Originated in California during the early 1950’s
- Majority of TIRZ established since the early 1980’s
- Established in Texas in 1981
- Governed by statute—Chapter 311 of Texas Tax Code

CONCEPT:

- A mechanism to finance new public improvements in a designated area, in order to stimulate new private investment.
- Any increase in ad valorem tax revenue (caused by new private investment & higher land values) is paid into a special TIRZ Fund used to finance public projects in the Zone.
- Any increases in personal property and inventory and sales tax revenue will go to each taxing jurisdiction
- Fair to existing property owners—no forgiveness of taxes for new development

BENEFITS

- Does not invade revenue currently going to the General Fund of the City which it depends on for provision of existing services.
- Does not involve additional or increased taxes on existing or new developments to produce revenues to serve as incentives.
- Does not involve forgiveness of taxes.

- Creates an opportunity to include other taxing jurisdictions (not ISD) in providing the tax incentives used for new public infrastructure and revitalization efforts.
- Typically captures only taxes on real property (land and buildings) -- not business personal property and inventory or sales taxes -- leaving those revenues available to support any increase in general budget costs. However, sales tax may now be added at Council's discretion.
- It is a commitment for a period of years providing a dependable source of economic development funds which can be allocated to stimulate new development and redevelopment over the years.
- A TIRZ allows for reinvestment of tax funds in those areas which created the funds.

KEY ELEMENTS

- Qualify area as a Reinvestment Zone
- Define boundaries of the Zone
- Fix and preserve assessed value of existing land and improvements for continued use by taxing jurisdictions
- Commit increase in real property taxes above base to a TIRZ Fund
- Use TIRZ Funds to pay for public improvements

THREE (3) THINGS DON'T CHANGE:

- Property owners pay taxes at the normal rate, there is no forgiveness nor extra charge of any kind
- Taxing jurisdictions continue to receive their original —base ad valorem tax revenues and all (original and new) business personal property and inventory tax revenues, and
- Municipalities (and in some cases, Counties) continue to receive all (original and new) sales tax revenues

TIRZ MAY FUND:

- Capital Costs: public works, public improvements, new buildings, structures, acquisition & renovation of existing buildings, land & site costs
- Financing Costs
- Real Property Assembly Costs
- Relocation Costs
- Professional Services, Administration, and Organization costs
- Construction Interest
- Direct operating costs for Zone and for project facilities

TO FUND PROJECT EXPENSES, TIRZ MAY EITHER:

Borrow funds

- Loans from Developers
- Loans from City or other public body
- Issue bonds (no —faith & credit) or Certificates of Obligation

OR

- Fund improvements on a —Pay-As-You-Go basis

TIRZ IS MANAGED BY CITY COUNCIL WITH ADVICE FROM BOARD OF DIRECTORS:

- Board is appointed by participating taxing jurisdictions

- It is only a recommending Board
- City Council has approval authority

OTHER CRITERIA

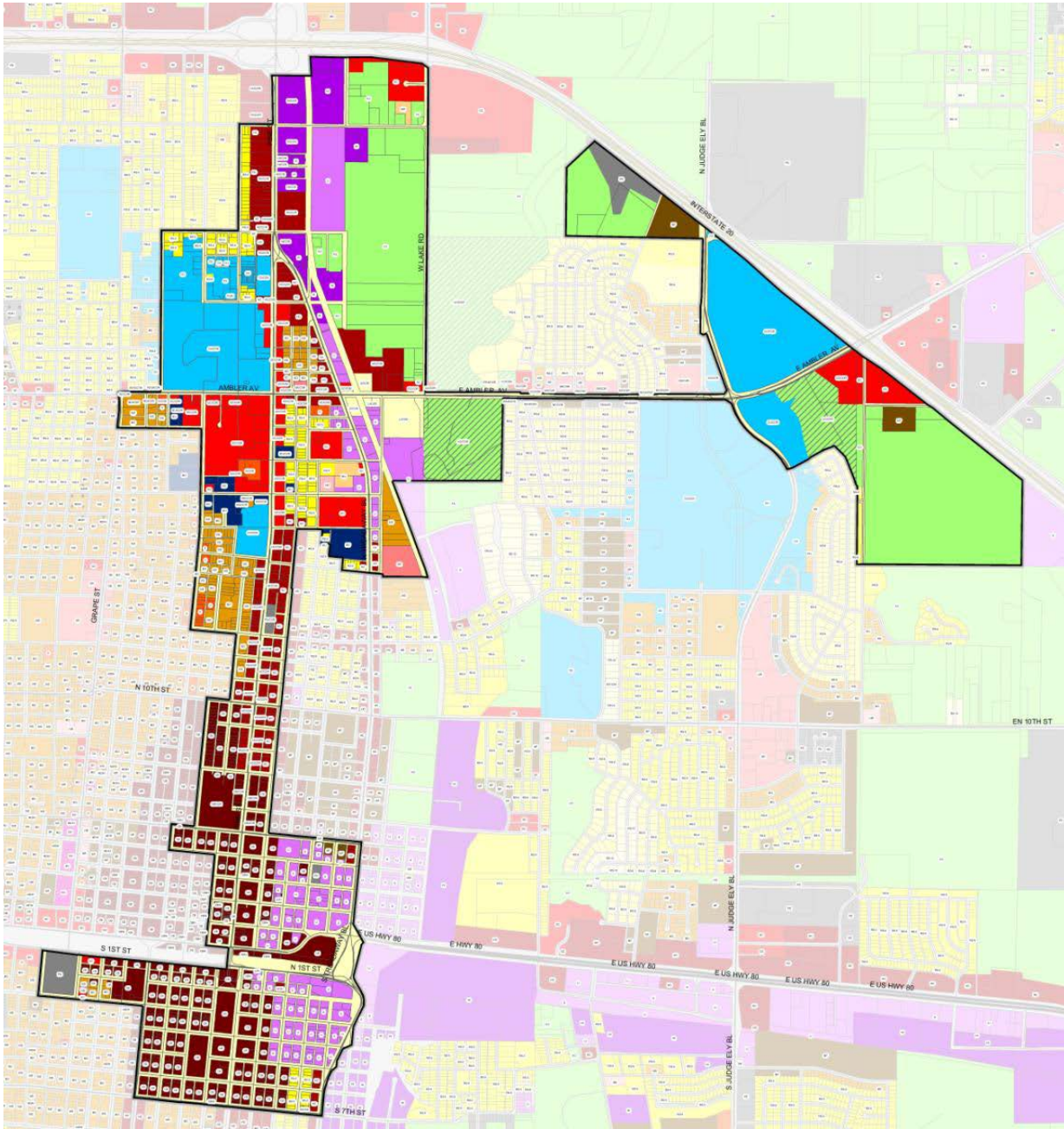
All taxing jurisdictions can, but do not have to, pledge their increased tax revenues above base to the TIRZ Fund

- Also can participate at less than 100%
- September 1999 change in State statute essentially precludes school districts from participating.

No more than 30% of existing property within the Zone may be used for residential unless TIRZ is requested by petition signed by over 50% of appraised value of property.

Zone (combined with any other existing Zone's) may not contain more than 25% of appraised value of the municipality if the population exceeds 100,000 or more than 50% if the population is less than 100,000.

CITY OF ABILENE REINVESTMENT ZONE NO. 2 BOUNDARY AND EXISTING ZONING MAP



CITY OF ABILENE

TAX INCREMENT REINVESTMENT ZONE NO. 2

- South Downtown Plan, Road, Streetscaping, and Intersection Improvements \$3,000,000
 - Ambler Ave Bicycle & Pedestrian Improvements \$750,000
 - Butternut Street Improvements \$1,250,000
 - Pine Street Sidewalks & Streetscaping \$2,500,000
 - Ambler Corridor Streetscaping \$750,000
 - Demolition, Land Clearing & Environmental Remediation \$1,000,000
 - Area Drainage Improvements \$2,000,000
 - Hickory Street Reconfiguration and Bicycle/Pedestrian Improvements \$1,000,000
 - Transit System Amenities \$400,000
 - Trail Construction \$600,000
 - Property Acquisitions \$1,000,000
 - Downtown Hotel Area Improvements \$750,000
 - Improve Pedestrian Underpasses \$150,000
 - Farmers market Area Improvements \$500,000
 - Lincoln Middle School Area Improvements \$500,000
 - South Downtown Plan, Phase II \$2,200,000
 - Area wide Streetscaping and Street Repair Projects \$6,000,000
 - Area wide Bicycle and Pedestrian Improvements \$3,000,000
 - South Downtown Plan, Phase III \$2,000,000
 - Historic Courthouse Renovation \$1,750,000
 - Courthouse Area Parking Structure \$3,000,000
 - Administrative Costs \$200,000
- Total \$34,300,000

Council and Staff discussion included: 1) difference between one big zone or having sub-zones; 2) projects driven by developers; 2) great for infield development; 3) can use DCOA funds; and 4) possibility of County joining with the City.

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

- Glennie Self – spoke on the proposed project for Transit System Amenities.

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

Councilman Price made the motion to approve the ordinance providing for Tax Increment Reinvestment Zone (TIRZ). Councilman Williams seconded the motion, motion carried.

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

NAYS: None

Ordinance [#66-2013](#)

AN ORDINANCE DESIGNATING A CERTAIN AREA AS TAX INCREMENT REINVESTMENT ZONE NUMBER TWO, CITY OF ABILENE, TEXAS, ESTABLISHING A BOARD OF DIRECTORS FOR SUCH REINVESTMENT ZONE, MAKING CERTAIN FINDINGS, AND OTHER MATTERS RELATED THERETO

7.3 Mayor announced that three members of the council have conflicts and would abstain from voting on this item (Mayor Archibald, Councilmen Price and Williams). Jon James Director of Planning & Development, briefed the Council on the Ordinance for Case #TC-2013-06 request from Hendrick Medical Center, agents Duane Martin & Brannon Barnes, to abandon: Walnut St, the alley between Pine St & Walnut St, and the alley between Mesquite St & Walnut St, all between N. 16th St & N. 17th St.

The applicant is requesting to abandon the street right-of-way (ROW) and alley ROWs to be able to utilize the area for development of a medical facility. The street & alleys currently exist and will be removed to allow for the development. All properties along these ROWs will be combined and used together for the development. The properties to the north and south are a mix of residential and commercial properties.

The closure of Walnut Street does not create any violations to the maximum block length in this area. Mesquite will remain open for north-south traffic. Additionally, Pine St and Treadaway Blvd are in close proximity and accommodate the majority of the north-south traffic in this area. There is a concentration of residential homes along Walnut St north of N. 17th St. The closure would inhibit large truck traffic from travelling along Walnut St. In addition, Hendrick Medical has worked with city staff on street improvements in the area to address some of these concerns, which they will present at the meeting.

The Plat Review Committee recommends approval of the requested street ROW closure with the following condition:

1. The applicant must replat within 12 months, at which time any issues regarding access to utilities and relocation of utilities will be resolved. The replat must not create any non-conforming lots.

Staff recommends approval of the requested street ROW abandonment per the Plat Review Committee.

Concerns:

- Block Length
 - The requested closure does not create violation of the maximum block length (max = 1,600 feet; will create block of ±700 feet)
- Truck traffic along Walnut St
 - Walnut St provides a direct connection from Ambler to business south of the requested street closure.
 - Concentration of single-family residential homes north of the requested street closure.
 - Pine St & Treadaway Blvd are more suited for truck traffic
- Traffic patterns
 - The grid pattern in this area provides numerous options for maneuvering through the area
 - Mesquite St remains open; Pine St & Treadaway Blvd (arterials) are in close proximity and accommodate the major north-south traffic

Council and Staff discussion included: 1) traffic in the area in regards to trucks making deliveries.

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

- Duane Martin agent for Hendrick Medical Center – supports the abandonment of ROW's and spoke about the truck traffic in the area.
- Melvin Faircloth – part owner of Abilene Lumber – presented petition from citizens that didn't want to see Walnut St. closed.
- Glennie Self – complained about the median along Pine Street
- Peter Franco – had concerns that Walnut Street would be closed in front of his house at some point in time.

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

Councilman Spano made the motion to approve Ordinance for Case #TC-2013-06 Request from Hendrick Medical Center, agents Duane Martin & Brannon Barnes, to abandon: Walnut St, the alley between Pine St & Walnut St, and the alley between Mesquite St & Walnut St, all between N.16th St & N. 17th St. Councilman McAlister seconded the motion, motion carried.

AYES: Councilmen Spano, Briley, McAlister, Councilwoman Miller

NAYS: None

ABSTAINED: Councilmen Price, Williams and Mayor Archibald

Ordinance [#67-2013](#)

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

Location: Walnut St, the alley between Pine St & Walnut St, and the alley between Mesquite St & Walnut St, all between N. 16th St & N. 17th St.

7.4 Jon James Director of Planning & Development, briefed the Council on Ordinance for Case #Z-2013-37 a request from Don Bledsoe, agents Enprotec/Hibbs & Todd and Dale A. Scoggins, to rezone property from AO (Agricultural Open Space) & RS-8 (Single-Family Residential) to RS-6 (Single-Family Residential) zoning, being 48.563 acres located on the south side of the 4300-4400 block of Antilley Rd.

Currently the property is zoned AO & RS-8 and is undeveloped. The property to the west is zoned RS-8 and is being developed with a residential subdivision. The properties to the east are zoned GR (General Retail), NR (Neighborhood Retail) & RS-8 and includes a mix of retail, office and some residential development. The properties to the south are zoned AO and are currently requesting a change of zoning to MF (Multi-Family Residential) and GR zoning. The properties to the north are zoned AO & RS-8 and include residential uses and the Wylie High School. The requested zoning would allow for additional single-family residential development.

The Future Land Use section of the Comprehensive Plan designates the area as low-density residential. The property is close to the intersection with Buffalo Gap Rd which is considered a commercial node and is supported by a mix of retail, office, and institutional uses of a high quality design. The requested zoning would be a transitional zoning from the retail development at the intersection to the RS-8 zoning to the west. The requested zoning is compatible with the adjacent uses and the Comprehensive Plan.

Staff recommends approval as requested.

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

Councilman Briley made the motion to approve an Ordinance for Case #Z-2013-37 a request from Don Bledsoe, agents Enprotec/Hibbs & Todd and Dale A. Scoggins, to rezone property from AO (Agricultural Open Space) & RS-8 (Single-Family Residential) to RS-6 (Single-Family Residential) zoning, being 48.563 acres located on the south side of the 4300-4400 block of Antilley Rd. Councilman Price seconded the motion, motion carried.

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

NAYS: None

Ordinance [#68-2013](#)

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, "LAND DEVELOPMENT CODE," 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.

Location: Being 48.563 acres located on the south side of the 4300-4400 block of Antilley Rd

7.5 Ronnie Kidd, Managing Director for Administration briefed the council on the amendment to the Ordinance #46-2013, part 6 of the Budget Ordinance.

Pursuant to Texas Local Government Code Chapter 143, the FY 14 budget ordinance provides the number, classification, and designation of each position for the Police and Fire Departments. Regarding the Fire Department, the table below reflects positions currently designated by the ordinance as well as the positions we seek to amend the ordinance to designate, as follows:

	Current	Proposed	Change
Deputy Chief	2	2	0
Battalion Chief	4	4	0
Fire Captain	13	14	1
Fire Lieutenant	32	32	0
Fire Fighter	122	121	(1)
Total	173	173	0

As a First Responder Organization, the AFD is required by the Department of State Health Services to appoint an EMS Coordinator. This change reflects the Fire Chief's request to upgrade the EMS Coordinator from a Lieutenant to a Captain level assignment.

With the department's move to Paramedic level service the workload and responsibilities of the AFD EMS Coordinator have increased significantly. Recent additional duties include serving as the lead officer for the initiative to attain accreditation from the Committee on Accreditation of Educational Programs for the EMS Professions, coordinating the addition of narcotics to medication options for pre-hospital treatment, teaching/assisting with the current Paramedic class which began in August 2013 and is scheduled for completion in December 2014, and working with the Medical Director to revise all AFD medical protocols.

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

Councilman McAlister made the motion to approve the amendment to the Budget Ordinance #46-2013, part 6. Councilman Williams seconded the motion, motion carried.

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

NAYS: None

Ordinance [#69-2013](#)

AN ORDINANCE APPROVING A REVISION TO SECTION 6 OF ORDINANCE NUMBER 46-2013; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; CALLING A PUBLIC HEARING.

Fire

7.6 Ronnie Kidd, Managing Director for Administration, briefed the council on the bid award for Stop Loss Insurance.

The City of Abilene provides health and prescription insurance coverage to employees and retirees through its self-funded health plan. To insure against the loss risk of significant health claims, the City purchases stop loss insurance for each plan year. This is accomplished through a competitive bidding process with stop loss insurance carriers. Appropriate notices were published and the competitive bidding process was accomplished. The stop loss insurance provides coverage for both individual and aggregate claims above a certain level (deductible). Our current (plan year 2013) individual stop loss deductible is \$190,000 and aggregate stop loss deductible is 125% of expected claims (\$6.7 million). The stop loss insurance carriers factor the deductible levels into the quote that they provide.

SPECIAL CONSIDERATIONS:

The deadline for best and final offers (quotes) from carriers was November 25, 2013. Five carriers responded with offers, including Blue Cross Blue Shield of Texas, the incumbent carrier. BCBSTX presented the lowest cost offer, as reflected below:

Carrier	Current Yr	BCBSTX	HM Life	Everest	Amer Nat'l	Fidelity Sec
Cost	\$423,331	\$483,561	\$533,098	\$538,380	\$507,389	\$546,800

FUNDING/FISCAL IMPACT:

The stop loss coverage is part of the self-insurance fund fiscal year 2014 budget. The total cost for the stop loss premium for plan year 2014 will be \$483,561. The individual stop loss deductible will remain at \$190,000 and the aggregate stop loss deductible will remain at 125% of expected claims (\$6.8 million).

Councilman Williams made the motion to except the bid from Blue Cross Blue Shield of Texas for stop loss insurance carrier for the City of Abilene. Councilwoman Miller seconded the motion, motion carried.

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

NAYS: None

7.7 Richard Burdine Assistant City Manager for Economic Development briefed the council on the Annual Report of Activities for the Development Corporation of Abilene, Inc. (DCOA).

□ Highlights for Fiscal 2013

- Fehr Foods plans a \$2.4 million equipment investment
 - DCOA participation at 10% of actual investment.
 - Purchase of the former Sam's Club will occur in FY2014.
- Pactiv Corporation (formerly PWP in Spec 2 Bldg.)
 - DCOA & Company partnered to relocate equipment outside the building so a 7th thermo former production line could be added.
- Receptor Logic
 - Former Abilene Life Sciences Accelerator tenant contracted with TTUHSC to perform their research.
- Coca-Cola Refreshments USA, Inc.
 - Extension of Enterprise Drive from SH351 to Lowden Street to offset negative impact of one-way service roads on operations.
- Tucker Energy Services

- ❑ Phase 1 – establish open hole operation with \$2.8 million investment & 11 new, highly paid jobs.
- ❑ Phase 2 – expand into cased hole, open tubing & stimulation operations, sand & chemical storage served by rail with \$51 million investment & 132 new jobs.
- World Gift Card
 - ❑ Relocation from Plano with Abilene roots. \$471,000 investment in a downtown building & 3 new jobs.
- Slide Fire Solutions
 - ❑ Expansion from Moran to Abilene to open projectile manufacturing plant. \$15 million investment & 26 new jobs.
- CarbonLITE Industries
 - ❑ Will locate in the 100,000 s.f. Spec 3 Building at Five Points Business Park after its finished out to meet their needs.
 - ❑ Bringing a \$35 million investment and 90 new jobs.
- The Abilene Life Sciences Accelerator is now Abilene Laboratories
 - ❑ The TTUHSC Center for Immunotherapeutic Development is now ExperImmune, a contract research organization offering R&D services to public and private sector clients.
 - ❑ The TTUHSC Interprofessional Sterile Products and Biotechnology Teaching Lab to train SOP & SON students and offer continuing education for practitioners required to take training because of a national crisis in sterile preparation failures.

FY13 DCOA Approved Assistance through September 2013			
Company	DCOA Assistance Reserved ¹	Committed Job Retention/ Job Creation	Projected Annual Payroll²/Capital Investment³
Fehr Foods	\$240,000	N/A	N/A/\$2,400,000
Tucker Energy Services (Project RN) – Phase 1	\$585,000	00/11	\$863,700/\$2,820,000
Tucker Energy Services(Project RN) – Phase 2	\$5,000,000	00/132	\$11,316,475/\$51,600,000
Project KM	\$82,100	00/3	\$140,000/\$471,000
Slide Fire Solutions (Project LS)	\$1,936,230	00/26	\$1,497,800/\$15,000,000
CarbonLITE Industries (Project RZ)	\$6,196,000	0090	\$3,600,000/\$35,000,000
TOTAL	\$ 14,039,330	00/262	\$17,417,975/\$107,291,000
1.7% to Abilene companies (names in bold)			

Notes: 1. Paid to company based on actual performance under the terms of the Agreement for Financial Assistance.

2. Annual Payroll figure is for total new jobs created only.

3. Capital Investment includes DCOA Capital Investment Assistance, typically 10%-15% of total.

Councilman McAlister made the motion to accept the Annual Report of Activities for the Development Corporation of Abilene, Inc. Councilman Spano seconded the motion, motion carried.

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

NAYS: None

EXECUTIVE SESSION

Mayor Archibald recessed the Council into Executive Session 10:48 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 Executive Session at 11:53 a.m. and reported no votes or action was taken in Executive Session in regards to Section 551.074 Personnel.

10. Oral Resolution: Discussion and possible action related to annual performance evaluations of City Manager, City Attorney, City Secretary and Municipal Judge. No action taken.

11. Resolution: Reappointing Keith A. Barton Municipal Court Judge for a term of two (2) Years.

Mayor Archibald made the motion to reappoint Keith A. Barton as the Municipal Court Judge for a term of two years. Councilman Williams seconded the motion, motion carried.

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

NAYS: None

Resolution [#30-2013](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, REAPPOINTING KEITH A. BARTON MUNICIPAL COURT JUDGE FOR A TERM OF TWO (2) YEARS.

12 Resolution: Appointing a Panel of Assistant Municipal Court Judges to act in the absence or unavailability of the Judge of the Municipal Court.

Mayor Archibald made the motion to approve the panel of assistant Municipal Court Judges:

Bob Lindley

Kenneth Leggett

Lois Rockefeller

Sandy Self

Evan Rutledge

Councilman Spano seconded the motion, motion carried.

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

NAYS: None

Resolution [#31-2013](#)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPOINTING A PANEL OF ASSISTANT MUNICIPAL COURT JUDGES TO ACT IN THE ABSENCE OR UNAVAILABILITY OF THE JUDGE OF THE MUNICIPAL COURT

No action from executive session.

There being no further business the meeting was adjourned at 11:54 a.m.

Danette Dunlap, TRMC
City Secretary

Norm Archibald
Mayor