

**CITY COUNCIL MEETING**  
**February 26<sup>th</sup> 2015, 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 February 26<sup>th</sup> 2015, 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 Williams, Jay Hardaway, Kyle McAlister and Steve Savage. Also present were Interim City Manager David A. Vela, City Attorney Dan Santee, City Secretary Danette Dunlap, and various members of the City staff.

Steve Savage gave the invocation.

Mayor Archibald introduced Neysa Gonzalez a 5th Grade Student at Dyess Elementary. Neysa led the Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

Mayor Archibald announced that items 6.1 and 6.2 have been pulled and will be brought back at a later council meeting; this will give the TIRZ Board time to review these items.

**DISPOSITION OF MINUTES**

**5.0** Mayor Archibald stated Council has been given the minutes from the February 12<sup>th</sup> Regular meeting and Workshop meetings on February 3<sup>rd</sup> and 5<sup>th</sup>, there being no deletions, no additions, and no corrections. Councilman Williams made a motion to approve the minutes as presented. Councilman Hardaway seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
NAYS: None

**CONSENT AGENDA**

Councilman Savage pulled item 6.7. Councilman Hardaway made the motion to approve consent items 6.3 through 6.8 except 6.7 as recommended by staff. Councilman Price seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
NAYS: None

**Resolutions**

- 6.1** **Oral Resolution:** Approving adopting the by-laws of the Tax Increment Reinvestment Zone (TIRZ) #2(*Item pulled prior to the meeting*)
- 6.2** **Oral Resolution:** Adopting the Final Project Plan of the Tax Increment Reinvestment Zone (TIRZ) #2 (*Item pulled prior to the meeting*)
- 6.3** **Resolution:** City Council directed publication of notice of intention to issue combination tax and revenue certificates of obligation for water and wastewater system improvements.

Staff recommends \$75,000,000 in projects for the water and sewer system certificates of obligation sale. The projects are for the purpose of improving the City's combined water and sewer system, which includes constructing, acquiring installing and equipping additions, extensions and improvements to the City's water and wastewater system, including water treatment improvements, distribution lines and pump stations, and engineering fees and acquisition of land and interests in land for such projects

April 9, 2015 is set for the sale date.

Resolution **#13-2015**

DIRECTING PUBLICATION OF NOTICE OF INTENTION TO ISSUE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION FOR WATER AND WASTEWATER SYSTEM IMPROVEMENTS; AND RESOLVING OTHER MATTERS RELATING TO THE SUBJECT

- 6.4** **Resolution:** City Council approved the Resolution providing for the administration of a City of Abilene Bond and Council Election on May 9<sup>th</sup>, 2015.

This Resolution provides for the administration of the bond and city council election to be held on May 9th 2015 to be conducted by the Taylor County Elections Administrator pursuant to the Contract with the City.

Said election shall be conducted as a joint election, including early voting pursuant to the Election Services Contract, to be administered by the Taylor County Elections Administrator pursuant to the Taylor County Election Services Contract.

The Elections Administrator shall serve as the early voting clerk in accordance with the terms of the Election Services Contract.

In accordance with the Election Services Contract, the Elections Administrator, as early voting clerk, shall receive applications for early voting ballots to be voted by mail. An early voting ballot board and signature verification committee shall be created in each County to process early voting results from the election in such County.

In accordance with the Election Services Contract, the Elections Administrator shall appoint the presiding election judges, alternate presiding judges and early voting clerks and deputy early voting clerks for the designated polling places and the presiding judge of the early voting ballot board in each County, and such other election officials as set forth in the Election Services Contract. The presiding judge of the early ballot board, with the assistance of the Elections Administrator, shall appoint two or more additional members to constitute the early voting ballot board members and signature verification committee members, as may be required to efficiently process the early voting ballots.

The election materials enumerated in Secs. 272.001, et seq., V.T.C.A. Election Code, shall be printed and furnished in both English and Spanish for use at the polling place on Election Day and for early voting.

In accordance with provisions of the Texas Election Code (the "Code") the Bond Election Resolution, as it may be modified in a manner that is consistent with the election notice requirements applicable to the Election, shall serve as proper notice of the election (the "Notice of Election"). The City Council hereby directs that the Notice of Election and the Bond Election Resolution be posted and published as follows, and it is specifically authorized that the Bond Election Resolution may be provided to the Election Administrators who may act on behalf of the City in posting the Bond Election Resolution in accordance with the provisions of Section 4.003(f)(1) of the Code:

The Notice of Election, in both English and Spanish, shall be published on the same day in each of two (2) successive weeks in a newspaper of general circulation in the City, the date of the first publication to be not less than fourteen (14) days nor more than thirty (30) days prior to the date of the Election

In all respects the election shall be conducted in accordance with the Code and any other applicable laws. Pursuant to the Federal Help America Vote Act and the Code, each polling place shall be provided at least one voting system equipped for individuals with disabilities. Sufficient voting equipment to accommodate the voters shall be provided for early voting and at the polling places on Election Day.

Resolution **#14-2015**

RESOLUTION PROVIDING FOR THE ADMINISTRATION OF A BOND AND CITY ELECTION

**Ordinances:**

- 6.5** **Ordinance:** *(First Reading)* **Z-2015-05** A request from Jimmy & Jeff Williams to rezone property from RS-6 (Single-Family Residential) to NR (Neighborhood Retail) zoning, located at the southwest corner of S. Willis St & Russell Ave; and setting a public hearing for March 12, 2015.

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.

- 6.6** **Ordinance:** *(First Reading)* **CUP-2015-01** A request from Hawley Water Supply Corp, agent Tim Ferrall, for a Conditional Use Permit to allow for 'Utility Generation, Production, Treatment' on property zoned AO (Agricultural Open Space), being 1 acre located at the northeast corner of W. Lake Rd & Johnson Rd; and setting a public hearing for March 12, 2015.

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.

- 6.7** **Ordinance:** *(First Reading)* A request to amend the Land Development Code (LDC) in regards to Site Development Regulations to include sections: 4.1.1.2(b) Improvements & Related Triggers; 4.1.2.5 Compliance; 4.2.1.1 (c) Parking Lot Permit; & 4.2.4 Screening, Buffering & Fencing; and setting a public hearing for March 12, 2015. *(Item pulled by Councilman Savage)*

AN ORDINANCE AMENDING CHAPTER 23, "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.

**Oral Resolution:**

- 6.8** **Oral Resolution:** City Council authorized the Interim City Manager to accept the bid and enter into an agreement with Don Faulkner Construction in the amount of \$44,690 for the foundation repairs at Rose Senior Center and Rose Park Tennis Center.

This request is to repair a portion of the foundation at Rose Park Senior Center as well as address cosmetic damage created due to the foundation issues. In addition, the Rose Park Tennis Center has damage to the existing flooring caused by the foundations issues.

The cost of the bid was \$44,693. It's anticipated that there will be change orders associated with this project not to exceed 25% of the original bid. This project is being funded through the Capital Improvements Program.

### ITEMS PULLED FROM CONSENT

- 6.7** **Ordinance:** (*First Reading*) A request to amend the Land Development Code (LDC) in regards to Site Development Regulations to include sections: 4.1.1.2(b) Improvements & Related Triggers; 4.1.2.5 Compliance; 4.2.1.1 (c) Parking Lot Permit; & 4.2.4 Screening, Buffering & Fencing; and setting a public hearing for March 12, 2015. (*Item pulled Councilman Savage*)

AN ORDINANCE AMENDING CHAPTER 23, "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.

Council and Staff discussion included: 1) are these amendments more restrictive; and 2) the screening, buffering & fencing section. This is the first reading and will come back on the 12<sup>th</sup> of March for a public hearing and final reading. Mayor requested that more information be provided to council regarding this amendment to the LDC.

Councilman Hardaway made the motion to approve the first reading on a request to amend the Land Development Code in regards to Site Development Regulations to includes: 4.1.1.2(b) Improvements & Related Triggers; 4.1.2.5 Compliance; 4.2.1.1 (c) Parking Lot Permit; & 4.2.4 Screening, Buffering & Fencing; and setting a public hearing for March 12, 2015. Councilman Williams seconded the motion, motion carried.

AYES: Councilman Price, Spano, Williams, Hardaway, McAlister and Mayor Archibald  
NAYS: Councilman Savage

### REGULAR ITEMS

- 7.1** Chief of Police Stan Standridge briefed the council on amending the Seized Funds Budget for the purchase of firearms and firearm components for the Police Department

Pursuant to Article 59.06 of the Texas Code of Criminal Procedure, the Abilene Police Department is requesting to amend the seized fund budget to allow the purchase of firearms that warrant immediate replacement, including shotguns and SWAT firearms.

Many of the shotguns currently used by the Department are more than three decades old. Three failed catastrophically in the past 20 months. Another 24 shotguns recently failed function checks and had to be repaired by the Range Master. The replacement 25 shotguns will be used exclusively for less-lethal purposes and will be painted accordingly. Slings and sling mounts for the shotguns are also included in this purchase request.

The SWAT M4 upper receivers were initially purchased in 2004, and they have since had approximately 1,200 rounds fired through them annually. Despite countless tubes and rings being replaced, they can no longer hold a group at 25 yards. One rifle had an 8" variance at 25 yards. Eleven upper receivers must be replaced to ensure proper accuracy.

Two of the SWAT Sniper .308 rifles are more than 20 years old, and three are more than 10 years old. The 20-year old rifles have more than 10,000 rounds through them, and the remaining have 5,000 rounds spent. Stocks have been replaced, but 5 rifle barrels must now be replaced to ensure absolute accuracy. Variance in grouping has already begun to occur.

Quotes received collectively amount to \$15,864.64. Of that amount, \$14,904.63 will be budgeted to be spent from Justice seized funds and \$960.01 will be budgeted to be spent from Patrol seized funds.

Councilman Price made the motion to approve amending the Seized Funds Budget for the purchase of firearms and firearm components for the Police Department. Councilman Hardaway seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
NAYS: None

Resolution **#15-2015**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AMENDING THE SEIZED FUNDS BUDGET FOR THE PURCHASE OF FIREARMS AND FIREARM COMPONENTS.

**7.2** Megan Santee Director of Public Works briefed the council on the Application/Permit to Drill and/or Operate an Oil and/or Gas Well: (2) Bullet Development, LLC “Lytle N-68 #1B” and “Lytle N-68 #2B” Permit No’s 794761 and 794763.

Chapter 21, Oil and Gas, of the City Code requires a permit for drilling and operating oil/gas wells within the city limits. As part of the review process, the City Council is to conduct a public hearing and then approve or deny the permit.

Bullet Development, LLC of Abilene, Texas has submitted applications to drill the “Lytle N-68 #1B” and “Lytle N-68 #2B” wells on property owned by Lytle Lake Water District, located southwest of Abilene Regional Airport. Because of the proximity to Abilene Regional Airport, a Federal Aviation Administration (FAA) Aeronautical Study was required for each well. The aeronautical studies are attached to, and made part of each application/permit. The studies concluded that the drilling rig for each well does not exceed obstruction standards and would not be a hazard to air navigation, provided that the marking/lighting and notification requirements detailed in the studies are met. Additionally, because both wells are located within the floodway of Lytle Creek, a floodplain/floodway analysis was required to be performed for each location and a Floodplain Development Permit obtained for each location. The required City of Abilene Floodplain Development Permit, covering both the Lytle N-68 #1B and Lytle N-68 #2B wells on this tract, is attached to and made part of each application/permit.

These applications have been reviewed and approved by City Staff. All owners of real property within 500 feet of the proposed drill sites have been notified of these applications and of the City Council meeting to consider their approval, as required by City ordinance.

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

- Larry Wellhausen – Bullet Development – available for any questions

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

Councilman Hardaway made the motion to approve the Application/Permit to Drill and/or Operate an Oil and/or Gas Well: (2) Bullet Development, LLC “Lytle N-68 #1B” and “Lytle N-68 #2B” Permit No’s 794761 and 794763. Councilman McAlister seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
NAYS: None

**7.3** Megan Santee Director of Public Works briefed the council on the Application/Permit to Drill and/or Operate an Oil and/or Gas Well: Texas Operating and Consulting, LLC “Big Mack #1” Permit No. 793115.

Chapter 21, Oil and Gas, of the City Code requires a permit for drilling and operating oil/gas wells within the city limits. As part of the review process, the City Council is to conduct a public hearing and then approve or deny the permit.

Texas Operating and Consulting, LLC of Abilene, Texas has submitted an application to drill the “Big Mack #1” on property owned by Mack Owens located at 3601 Old Anson Road. This well is being drilled under the applicant’s 5.93 acre “Big Mack” lease. The applicant is requesting a variance per sections 21-26 and 21-27 of Chapter 21 of the City of Abilene Code of Ordinances, Oil and Gas, to drill within 200 feet of an existing residence, and the applicant has provided the notarized written consent of the owner of the residence as required by ordinance.

This application has been reviewed and approved by City Staff. All owners of real property within 500 feet of the proposed drill site have been notified of this application and of the City Council meeting to consider its approval, as required by City ordinance.

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

- Huey Townsend with Texas Operating and Consulting was present for any questions

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

Councilman Williams made the motion to approve the Application/Permit to Drill and/or Operate an Oil and/or Gas Well: Texas Operating and Consulting, LLC “Big Mack #1” Permit No. 793115. Councilman Hardaway seconded the motion, motion carried.

AYES: Councilman Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
NAYS: None

**7.4** Mindy Patterson Director of Finance briefed the council Comprehensive Annual Financial Report (CAFR) for FY 2014 and the Investment Policies.

**CITY OF ABILENE, TEXAS  
STATEMENT OF NET POSITION  
SEPTEMBER 30, 2014**

	Primary Government			Component Unit
	Governmental Activities	Business-Type Activities	Total	
<b>ASSETS</b>				
Current and other assets	\$ 80,500,089	\$ 83,376,710	\$ 163,876,799	\$ 37,261,728
Capital assets	217,885,716	219,583,048	437,468,764	39,295,746
<b>TOTAL ASSETS</b>	<b>298,385,805</b>	<b>302,959,758</b>	<b>601,345,563</b>	<b>76,557,474</b>
<b>LIABILITIES</b>				
Accounts payable	6,468,281	15,939,536	22,407,817	1,694,601
Retainage payable	599,321	4,372,731	4,972,052	160,045
Accrued expenses	2,149,101	681,947	2,831,048	224,857
Accrued interest	297,414	501,543	798,957	-
Other deposits and liabilities	578,564	174,074	752,638	-
Unearned revenues	1,883,287	-	1,883,287	-
Noncurrent liabilities:				
Due within one year	12,484,140	5,832,652	18,316,792	-
Due in more than one year	60,887,810	94,936,486	155,824,296	-
<b>TOTAL LIABILITIES</b>	<b>85,347,918</b>	<b>122,438,969</b>	<b>207,786,887</b>	<b>2,079,503</b>
<b>NET POSITION</b>				
Net investment in capital assets	167,065,458	130,855,353	297,920,811	39,295,746
Restricted for:				
Contractual obligations	-	-	-	29,822,746
Debt service	1,413,641	783,821	2,197,462	-
Capital Projects & special revenue purposes	4,166,566	-	4,166,566	-
Unrestricted	40,392,222	48,881,615	89,273,837	5,359,479
<b>TOTAL NET POSITION</b>	<b>\$ 213,037,887</b>	<b>\$ 180,520,789</b>	<b>\$ 393,558,676</b>	<b>\$ 74,477,971</b>

**GENERAL FUND  
BALANCE SHEET  
SEPTEMBER 30, 2014**

	General Fund
<b>ASSETS</b>	
Cash and investments	\$ 21,867,771
Receivables (net of allowance for uncollectibles):	
Accounts receivable	3,555,311
Property taxes receivable	787,873
Due from other funds	595,897
Due from other governments	5,601,914
Inventories	3,838
Prepaid items	42,608
Total Assets	\$ 32,455,212
<b>LIABILITIES, DEFERRED INFLOWS AND FUND BALANCES</b>	
<b>LIABILITIES:</b>	
Accounts payable	\$ 1,726,443
Accrued expenses	1,873,430
Other deposits and liabilities	165,511
Total Liabilities	\$ 3,765,384

**GENERAL FUND  
BALANCE SHEET  
SEPTEMBER 30, 2014**

	<u>General Fund</u>
DEFERRED INFLOW OF RESOURCES:	
Unavailable revenue	\$ <u>2,787,167</u>
FUND BALANCES:	
Non-spendable:	
Inventories	3,838
Prepaid items	42,608
Assigned to:	
27th pay period	1,430,000
Other purposes	718,900
Unassigned	<u>23,707,315</u>
Total Fund Balances	\$ <u>25,902,661</u>
TOTAL LIABILITIES, DEFERRED INFLOWS AND FUND BALANCES	\$ <u><u>32,455,212</u></u>

**GENERAL FUND  
Revenues and Expenditures  
Revised Budget vs Actual Budget Basis**

	<u>2014 Actual</u>	<u>2014 Budget</u>	<u>Variance</u>
<i>Revenues</i>			
Property Taxes	\$ 26,087,064	\$ 25,574,960	\$ 512,104
Sales Taxes	30,346,413	29,962,680	383,733
Franchise Taxes	7,163,041	7,082,220	80,821
Penalties and interest	308,073	283,000	25,073
Miscellaneous Other Taxes	1,381,697	1,335,090	46,607
Licenses & Permits	1,586,623	1,291,220	295,403
Charges for Services	3,910,156	3,466,560	443,596
Intergovernmental Revenues	101,048	137,130	(36,082)
Interest & Miscellaneous	<u>7,816,360</u>	<u>7,716,840</u>	<u>99,520</u>
<i>Total Revenues</i>	\$ 78,700,475	\$ 76,849,700	\$ 1,850,775
<i>Expenses</i>			
General Government	\$ 1,935,219	\$ 1,993,950	\$ 58,731
Administrative Services	2,561,809	2,738,110	176,301
Finance	7,075,975	7,140,220	64,245
Planning & Development Services	3,085,450	3,111,920	26,470
Public Works	6,284,338	6,395,240	110,902
Police	24,102,523	24,110,380	7,857
Fire	18,031,718	18,032,570	852
Aviation	1,945,685	1,984,170	38,485
Community Services	<u>11,004,095</u>	<u>11,427,850</u>	<u>423,755</u>
<i>Total Expenses</i>	\$ 76,026,812	\$ 76,934,410	\$ 907,598
Transfers In	3,052,646	2,983,120	69,526
Transfers Out	<u>(5,503,885)</u>	<u>(5,503,890)</u>	<u>5</u>
	\$ (2,451,239)	\$ (2,520,770)	\$ 69,531
<i>Net Change in Fund Balance</i>	<u>\$ 222,424</u>	<u>\$ (2,605,480)</u>	<u>\$ 2,827,904</u>



**GENERAL FUND**  
**2013 - 2014**  
**Approved Revised Budget**

	<u>Budget</u>	<u>Actual</u>	<u>Difference</u>
100 GENERAL GOVERNMENT	\$ 1,993,950	\$ 1,935,219	\$ 58,731
150 ADMINISTRATIVE SERVICES	2,738,110	2,561,809	176,301
200 FINANCE	7,140,220	7,075,975	64,245
250 PLANNING & DEVELOPMENT SERVICES	3,111,920	3,085,450	26,470
305 PUBLIC WORKS	6,985,740	6,284,338	701,402
500 POLICE	23,928,250	24,102,523	(174,273)
550 FIRE	17,686,210	18,031,718	(345,508)
600 AVIATION	1,984,170	1,945,685	38,485
700 COMMUNITY SERVICES	11,530,920	11,004,095	526,825
EXPENDITURES	<u>\$ 77,099,490</u>	<u>\$ 76,026,812</u>	<u>\$ 1,072,678</u>
TRANSFERS OUT	5,338,810	5,503,885	(165,075)
TOTAL EXPENDITURES	<u>\$ 82,438,300</u>	<u>\$ 81,530,697</u>	<u>\$ 907,603</u>

**Revised Budget With Adjustments**

	<u>Budget</u>	<u>Actual</u>	<u>Difference</u>
100 GENERAL GOVERNMENT	\$ 1,993,950	\$ 1,935,219	\$ 58,731
150 ADMINISTRATIVE SERVICES	2,738,110	2,561,809	176,301
200 FINANCE	7,140,220	7,075,975	64,245
250 PLANNING & DEVELOPMENT SERVICES	3,111,920	3,085,450	26,470
305 PUBLIC WORKS	6,395,240	6,284,338	110,902
500 POLICE	24,110,380	24,102,523	7,857
550 FIRE	18,032,570	18,031,718	852
600 AVIATION	1,984,170	1,945,685	38,485
700 COMMUNITY SERVICES	11,427,850	11,004,095	423,755
EXPENDITURES	<u>\$ 76,934,410</u>	<u>\$ 76,026,812</u>	<u>\$ 907,598</u>
TRANSFERS OUT	5,503,890	5,503,885	5
TOTAL EXPENDITURES	<u>\$ 82,438,300</u>	<u>\$ 81,530,697</u>	<u>\$ 907,603</u>

**General Fund**

**Revenues Exceeding Estimates:**

- Property Tax = \$512,104
- Penalty and Interest = \$25,073
- Sales Tax = \$383,733
- Franchise Fees = \$80,821
- Licenses and Permits = \$295,403
- All Other Revenues = \$20,167
- Fines = \$89,878
- Charges for Services = \$443,596

Total \$1,850,775

**Expenditures Below Estimates:**

- Personal Services = \$494,719
- Supplies = \$66,148
- Maintenance = \$45,059
- Other Services and Charges = \$301,672

Total \$907,598

**Water & Sewer Fund  
 Revenues and Expenditures  
 September 30, 2014**

	2014 Actual	2013 Actual
<i>Revenues</i>		
Water Service	\$ 27,528,778	\$ 26,597,367
Sewer Service	11,714,275	9,457,461
Service & Penalty Charges	437,302	427,767
Miscellaneous Revenues	1,168,408	800,001
Interest on Investments	92,845	84,515
Rents and Royalties	157,405	135,775
<i>Total Revenues</i>	<u>\$ 41,099,013</u>	<u>\$ 37,502,886</u>
<i>Expenses</i>		
Personal Services	\$ 7,046,040	\$ 6,810,656
Supplies	2,006,043	1,883,197
Maintenance	1,690,032	2,065,571
Other Services and Charges	17,138,130	18,876,650
Depreciation/Amortization	5,251,964	5,172,218
Interest Expense	2,562,023	1,140,892
<i>Total Expenses</i>	<u>\$ 35,694,232</u>	<u>\$ 35,949,184</u>
<i>Income (Loss) before Contributions &amp; Transfers</i>	<u>\$ 5,404,781</u>	<u>\$ 1,553,702</u>
Transfers In (Out)	\$ -	\$ (42,261)
Capital Contributions	1,486,521	906,316
<i>Net Contributions &amp; Transfers</i>	<u>\$ 1,486,521</u>	<u>\$ 864,055</u>
<i>Net Income (or Loss)</i>	<u>\$ 6,891,302</u>	<u>\$ 2,417,757</u>

Shelby Gibbs with Davis Kinard, & Co, PC, presented a clean audit with no comments. Ms. Gibbs complimented the city staff on a great Audit.

Councilman Williams made the motion to approve the acceptance of the Audit for the year. Councilman Price seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
 NAYS: None

Councilman Hardaway made the motion to approve the Financial and Investment Policy for the Year. Councilman Spano seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald  
 NAYS: Councilman Savage

Mindy Patterson then presented the Fund Balance with suggested expenditures of those funds.

**General Fund**

**FY 2014 Fund Balance – Budget Basis**

**\$22,655,269 or 3.3 months**

**Per Policy FY 2014 Fund Balance**

**\$20,463,345 or 3.0 months**

**\$2,191,924**

**Recommendations for Addressing Fund Balance**

**FY 2014 Fund Balance Excess \$2,191,924**

■ Civic Center Terrazzo Floor, Staircase, and Electrical	(60,000)
■ Civic Center Conference Center Sound and Doors	(120,000)
■ Civic Center Parking Lot	(1,100,000)
■ Impound Facility	(150,000)
■ Police Vehicles	(252,000)
■ Panasonic Toughbooks	(60,000)
To Fund Balance	\$ 449,924

Council and Staff discussion included the following: 1) Police vehicles will be additional vehicles; 2) Civic Center parking lot rehab; 3) building maintenance fund might need to be reintroduced into the budget cycle; and 4) recreation centers.

Mayor Archibald made the motion to approve the items that are listed to be funded from year end funds and to leave the remaining balance to allow for flexibility for other potential projects. Councilman McAlister seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister and Mayor Archibald

NAYS: Councilman Savage

**7.5** Danette Dunlap City Secretary briefed the council on the Resolution Ordering a Bond Election for Capital Improvements to be held on May 9, 2015 to be held in conjunction with the joint Abilene City Council, Wylie Independent School District And City Of Impact Election; Providing For The Conduct and the giving notice of the election; providing an effective date; and enacting other provisions relating to the subject.

Notice is hereby given that the polling places will be open from 7:00 a.m. to 7:00 p.m. on May 9, 2015, for voting in a general (regular) election to elect, one Councilmember from Place 1 At-Large and one Councilmember from Place 2 At-Large, for the City of Abilene

The city also finds and determines that it is necessary and advisable to call and hold an election within said City on the following propositions:

1) Proposition 1 – For or Against the issuance of \$45,975,000 tax bonds for Street and Road Improvements

2) Proposition 2 – For or Against the issuance of \$2,810,000 tax bonds for Civic Center Improvements

3) Proposition 3 – For or Against the issuance of \$3,820,000 tax bonds for Sidewalks

4) Proposition 4 – For or Against the issuance of \$12,865,000 tax bonds for Fire and Police Depart. Facility

5) Proposition 5 – For or Against the issuance of \$1,030,000 tax bonds for Zoo Improvements

6) Proposition 6 – For or Against the issuance of \$6,000,000 tax bonds for aquatic and other park and recreation facilities at Rose Park

7) Proposition 7 – For or Against the issuance of \$2,500,000 tax bonds for Splash Pads at Municipal Parks

8) Proposition 8 – For or Against the issuance of \$1,490,000 tax bonds for Park and Recreation Facilities along Cedar Creek Waterway

9) Proposition 9 – For or Against the issuance of \$4,200,000 tax bonds for Airport Improvements

The City will utilize the Taylor County Vote Centers on Election Day May 9th 2015. Early Voting is set out in the Resolution and will included Mobile Vote Centers at the Wylie Independent School District.

Council and Staff discussion included: 1) Splash Pad wording – whether or not to add locations in the ballot language; 2) Cedar Creek Water Way – discussed adding language to the ballot to include Lytle Creek since Lytle Creek merges into Cedar Creek; 3) Recreation Center proposed at \$9 million was brought back to the table for discussion. The age of the buildings were discussed and the future uses of the older facilities if the bond was approved for the new facility. Several council members had been contacted from citizens in support of the project and were encouraging the council to let the citizen’s vote on the project. James Childers briefed the council on the type of facility that is being proposed and what uses the current rec centers would be used for if a new facility is built. A public hearing was opened and council heard from the following citizens:

- Doug Offermann – voters should be able to vote
- Samuel Garcia – spoke in support of the project and sending it to the voters
- Billy Enriquez – spoke in support of the project and allowing the votes to decide

4) discussion of fees and services for the recreation center; and 5) membership structure.

Councilman Williams made the motion to add to the Bond Proposal for a new Recreation Center in the amount of \$9,000,000. Councilman McAlister seconded the motion, motion failed.

AYES: Councilmen Williams, Spano and McAlister

NAYS: Councilmen Price, Hardaway, Savage and Mayor Archibald

Mayor Archibald made the motion to approve the Resolution ordering a bond election for Capital Improvements to be held on May 9<sup>th</sup> 2015 to be held in conjunction with the joint Abilene City Council, Wylie Independent School District and City of Impact Election. Adding “Lytle Creek” to the wording for Proposition 8 as follows: “for the public purpose of constructing, installing and equipping parks and recreational facilities along Cedar Creek Waterway and Lytle Creek including trails, picnic areas and water features...” Councilman Price seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, Hardaway, McAlister, Savage and Mayor Archibald

NAYS: None

Resolution: **#16-2015**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ORDERING A BOND ELECTION FOR CAPITAL IMPROVEMENTS TO BE HELD ON MAY 9, 2015 TO BE HELD IN CONJUNCTION WITH THE JOINT ABILENE CITY COUNCIL, WYLIE INDEPENDENT SCHOOL DISTRICT AND CITY OF IMPACT ELECTION; PROVIDING FOR THE CONDUCT

AND THE GIVING NOTICE OF THE ELECTION; PROVIDING AN EFFECTIVE DATE; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT

**EXECUTIVE SESSION**

Mayor Archibald recessed the Council into Executive Session at 11:10 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. Councilman Hardaway left the meeting.

The Council reconvened Executive Session at 12:48 pm. and reported no votes or action was taken in Executive Session in regards to Litigation/Consultation with City Attorney Section 551.071. Personnel Matters Section 551.074 and Deliberations about business prospects and economic development Section 551.087

**10. Resolution:** Appointing Members to Various Boards and Commissions as required by the Charter of The City of Abilene and Statues of The State of Texas.

Planning & Zoning Commission

- Mike Dunnahoo Nov. 2014
- Bruce Bixby Nov. 2013
- Fred Famble Nov. 2014
- Tim McClarty Nov. 2013

Abilene Housing Authority

- Cole Bennett (to replace Tony Roach) Nov. 2014
- James Batiste Nov. 2014

Development Corporation of Abilene (DCOA)

- Jack Rich Nov. 2017

Office of Neighborhood Services

- Fernando Quintana (to replace Susan Robinson/Daniel Ortiz) Nov. 2016

Tax Increment Reinvestment Zone (TIRZ #2)

- Kelley Young as Board Chair

Councilman Williams made the motion to approve the Resolution appointing members to the various boards and commissions as required by the Charter of the City of Abilene and the Statues of the State of Texas. Councilman Price seconded the motion, motion carried.

AYES: Councilmen Price, Spano, Williams, McAlister, Savage and Mayor Archibald

NAYS: None

Resolution: **#17-2015**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPOINTING MEMBERS TO VARIOUS BOARDS AND COMMISSIONS AS REQUIRED BY THE CHARTER OF THE CITY OF ABILENE AND STATUES OF THE STATE OF TEXAS.

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

There being no further business the meeting was adjourned at 12:48 p.m.

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Danette Dunlap, TRMC  
City Secretary

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Norm Archibald  
Mayor