

CITY COUNCIL MEETING
May 11th, 2017, 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 May 11th, 2017, at 8:30 a.m. in the Council Chambers, 555 Walnut St. Mayor Archibald was present and presiding with Councilmen Shane Price, Bruce Kreidler, Anthony Williams, Kyle McAlister and Steve Savage. Also present were City Manager Robert Hanna, City Attorney Stanley Smith, City Secretary Danette Dunlap, and various members of the City staff.

Councilman McAlister gave the invocation.

Mayor Archibald introduced Emme Walker a kindergarten student at St John's Episcopal School. Emme led the Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

PROCLAMATIONS

Mayor Archibald presented the following proclamations:

Destination Imagination 2017

Kim Cheek, Wylie ISD Team Coordinator, Jennifer Crisp with Abilene Christian Schools and Carol Burson with Abilene ISD accepted the proclamations for the teams. Team members were in attendance.

REGULAR AGENDA

Mayor moved item 7.3 & 7.5 forward on the agenda.

7.3 Dana Schoening Director of Planning & Development Services briefed the council on the Ordinance for Case #Z-2017-08 a request from Efran Villabobs to rezone property from AO (Agricultural Open Space) to HC (Heavy Commercial), being 9.871 acres, located at 6633 Hwy 277 South.

The parcel has direct frontage to US 277 and is of sufficient size and shape to accommodate heavy commercial uses. The parcel is located at the western edge of the city limits, and there are several parcels along the US 277 corridor between the city limits of Abilene and Farm-to-Market Road 707 that are used for commercial and industrial uses and businesses.

STAFF RECOMMENDATION

Staff recommends approval

COMMISSION RECOMMENDATION

On April 3, 2017 the Planning and Zoning Commission considered and recommended approval of this request by a vote of five (5) in favor (Bixby, Calk, Dunnahoo, Famble, Smith) and none (0) opposed.

Per Section 1.4.1.3(i) of the Land Development Code, a super-majority (three-fourths) vote of all members of the city council is required to approve the rezoning application based upon the written protest and the percentage of the protest area.

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

Councilman Savage made the motion to approve the Ordinance Case #Z-2017-08 a request from Efran Villabobs to rezone property from AO (Agricultural Open Space) to HC (Heavy Commercial), being 9.871 acres, located at 6633 Hwy 277 South. Councilman Kreitler seconded the motion, motion carried.

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

Ordinance: #12-2017

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: 6633 Hwy 277 South

7.5 Council then took up item 7.5.

Wayne Lisenbee Director of Capital Improvements briefed the council on the Resolution authorizing the City Manager to execute a construction contract with Gala Systems Inc. for a new stage lift at the Abilene Convention Center.

The existing stage lift is a traditional, hydraulic elevator system and is failing. The cylinders are allowing in ground water and mud. This routinely has to be remediated to prevent further failure of the system. Staff is proposing to replace the aging hydraulic system with a new mechanical elevator technology that is used nation-wide in theaters and auditoriums. This system will no longer require cylinders that penetrate the foundation slab into the surrounding groundwater.

Councilman Price made the motion to approve the Resolution authorizing the City Manager to execute a construction contract with Gala Systems Inc. for a new stage lift at the Abilene Convention Center in the amount of \$287,000. Councilman McAlister seconded the motion, motion carried.

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

Resolution: #58-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AWARDED BID TO GALA SYSTEMS INC. OF ABILENE TEXAS.

DISPOSITION OF MINUTES

5.0 Mayor Archibald stated that the minutes would be considered at the next regular council meeting on May 25th.

CONSENT AGENDA

Councilman Price pulled item 6.5. Councilman Savage made the motion to approve items 6.1 through 6.9 with the exception of 6.5 as presented by staff. Councilman Williams seconded the motion, motion carried.

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

Resolutions:

- 6.1** **Resolution:** The city council approved the submission of an application for an Other Victim Assistance Grant for the Child Advocacy Center.

This Other Victim Assistance Grant (OVAG) will be used to fund a full-time Victim Services Specialist at the Child Advocacy Center. The Victim Services Specialist conducts interviews of children who have been victims of abuse and works as a family advocate in order to support families and provide services when needed. In FY 2016, the Child Advocacy Center conducted approximately 360 child interviews at the center.

The OVAG will cover approximately 82.5% salary and fringe benefits for the Victim Services Specialist. This is a two-year grant and will cover FY 2018 and 2019.

Resolution: **#59-2017**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS SUPPORTING THE APPLICATION TO THE OFFICE OF THE ATTORNEY GENERAL OF TEXAS, CRIME VICTIMS SERVICES DIVISION, FOR AN OTHER VICTIMS ASSISTANC GRANT

- 6.2** **Resolution:** The city council authorized the City Manager to amend the Spillman Contract for computer aided dispatch and other related services in excess of \$50,000.

The City of Abilene entered into a purchase agreement with Spillman for a Computer Aided Dispatch and Records Management System in 2016. During the implementation process, city staff discovered that some modules are not needed for operational purposes and may be omitted. The savings may be credited to the City. The credits applied to this purchase agreement will allow us to make some upgrades to critical equipment that would otherwise lose functionality during this system upgrade. Such a loss of functionality was unknown to city staff at the inception of the project.

Resolution: **#60-2017**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO AMEND THE SPILLMAN PURCHASE AGREEMENT IN EXCESS OF \$50,000

- 6.3** **Resolution:** The city council approved the acceptance of the donated Adamson Spalding Storybook Garden sculptures for placement on the lawn of the Abilene Convention Center.

The Abilene Cultural Affairs Council (Cultural Affairs) has commissioned the Stuart Little, Charlotte and Wilbur (Charlotte's Web), Goldilocks and The Three Bears, Three Little Pigs and The Wolf, and Three Kittens and The Mama Kitten. The sculptures will become a permanent addition to Abilene's Outdoor Sculpture Storybook Collection.

Resolution: **#61-2017**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS APPROVING ACCEPTANCE OF THE DONATED SCULPTURES FOR PLACEMENT IN THE ADAMSON SPALDING STORYBOOK GARDEN ON THE LAWN OF THE ABILENE CONVENTION CENTER

- 6.4 **Resolution:** The city council approved the Resolution expressing official intent to reimburse costs of projects for two splash pads.

Community Services Department is anticipating expenditures in connection with the design, planning, preparation for construction, and construction management for two splash pads and possible restrooms located at Sears Park and Redbud Park prior to the issuance of bonds for which a prior expression of intent to finance is required by Federal or State law to finance the projects.

Resolution: #62-2017

RESOLUTION EXPRESSING OFFICIAL INTENT TO REIMBURSE COSTS OF SPLASH PADS AT MUNICIPAL PARKS

- 6.5 **Resolution:** Authorizing the City Manager to sign an amendment to the on demand contract, not to exceed \$76,000.00, with Jacob and Martin LLC. for Engineering Services for two splash pads. *(Item pulled from consent by Councilman Price)*

- 6.6 **Resolution:** The city council approved the dissolution of the Abilene Economic Development Company, Inc.

The Abilene Economic Development Company, Inc. (AEDC) was incorporated as a Texas non-profit corporation on June 10, 1983 for the purpose of promoting, assisting and enhancing economic development activities for small and minority owned businesses within the City. The AEDC has met its purposes.

Resolution: #63-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS APPROVING THE WINDING UP AND DISSOLUTION OF THE ABILENE ECONOMIC DEVELOPMENT COMPANY, INC.

- 6.7 **Resolution:** The city council approved a deductive change order to Starks Construction Company for the Ambler Avenue water line replacement project.

Starks has provided a change order detailing actual "as-built" quantities for each line item. The project design engineer has reviewed and does approve of those quantities. The change order deducts \$265,465.99 from the original contract price for the project resulting in a final contract amount of \$1,633,482.01.

Resolution: #64-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS APPROVING A DEDUCTIVE CHANGE ORDER TO BILL STARKS CONSTRUCTION COMPANY INC. AND ESTABLISHING A FINAL CONTRACT PRICE FOR THE AMBLER AVENUE WATER LINE REPLACEMENT PROJECT

- 6.8 **Resolution:** The city council awarded the Bid #CB-1744 - Miscellaneous Seal Coat Project 2017 for pavement rehabilitation of multiple streets to Nobles Road Construction in the amount of \$517,073.50.

This contract involves the seal coat of miscellaneous streets (this includes portions of Kirkwood, Graham, Lillius, Hope, Victoria, Clinton, Merchant, Swenson, N. 12th, N. 14th, N. 15th, N. 16th, N. 17th, N. 19th, N. 20th, and N. 21st). This project will also include small portions of hot mix asphalt repair prior to seal coat of the streets.

Resolution: #65-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AWARDED BID TO NOBLES ROAD CONSTRUCTION INC., ABILENE, TEXAS

- 6.9 **Resolution:** The city council awarded the Bid #CB-1745 – Jennings Dr. repair to Bontke Brothers Construction Co. in the amount of \$247,060.

This contract involves the reconstruction of approximately 1,500 linear feet of roadway.

Resolution: #66-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AWARDED BID TO BONTKE BROTHERS CONSTRUCTION CO., INC., ABILENE, TEXAS

ITEM PULLED FROM CONSENT

- 6.5 **Resolution:** Authorizing the City Manager to sign an amendment to the on demand contract, not to exceed \$76,000.00, with Jacob and Martin LLC. for Engineering Services for two splash pads. *(Item pulled by Councilman Price.)*

This item is for an amendment to the Jacob and Martin, LLC. on demand contract for professional services related to engineering and construction administration for two splash pads. The splash pads will be located at Sears and Redbud Parks. Staff plans to bring a contract to the City Council for the construction of the two splash pads after the 2017 bonds have been sold. The two splash pads at Sears and Redbud Parks are scheduled for FY2018.

Council and Staff discussion included: 1) question on the wording in the Jacob & Martin Engineering contract concerning compensation, this is the standard language that Jacob & Martin have used. Legal will get with them to update the language.

Councilman Price made the motion to authorize the City Manager to sign an amendment to the on demand contract, not to exceed \$76,000.00, with Jacob and Martin LLC. for Engineering Services for two splash pads. Councilman Savage seconded the motion, motion carried.

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

NAYS: None

Resolution: #67-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE ON DEMAND CONTRACT WITH JACOB AND MARTIN LLC. FOR ENGINEERING SERVICES FOR TWO SPLASH PADS.

REGULAR AGENDA

Councilman Kreitler left the meeting.

- 7.1 Robert Hanna City Manager briefed the city council on the Ordinance extending hours of retail sale and public consumption of alcoholic beverages to 2:00 a.m. within the City of Abilene.

The Texas Alcoholic Beverage Code, Chapter 105, provides that an incorporated city of less than 500,000 may extend the hours of sale and public consumption of mixed beverages, beer and wine within its city limits by ordinance.

The hours of sale and public consumption may be extended to 2:00 a.m. every night to a holder of a mixed beverages late hours permit, a holder of a retail dealer's on premise late hours permit, and to a holder of a private club late hours permit.

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

- Rachel Saxton – against
- Randy Williams – against
- Justin Howell – for
- Johnny Johnson – for
- Bennie Mouser – against
- John Howell – for
- Carolyn Rhoads – against
- Jacob Wentworth – against
- Chuck Nelson – for
- Iris Williams – against
- Scott Hughes – against
- Homer Winkles – for
- Jacqueline Jones – against
- Ericka Jones – for
- Grant Vandever – for
- Ramon Moreno – for
- Robert Morris – for
- John Howell - for
- Johnny Johnson – for
- Ramon Moreno – for

Comment Card for those that do not wish to speak:

- Gary Mick – against

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

Councilman Savage made the motion to approve the Ordinance Extending hours of retail sale and public consumption of alcoholic beverages to 2:00 a.m. within the City of Abilene, with the effective date October 1, 2017. Councilman Price seconded the motion, motion carried.

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

Ordinance: #13-2017

AN ORDINANCE AMENDING CHAPTER 20, OFFENSES, OF THE CODE OF THE CITY OF ABILENE BY ADDING ARTICLE VII, ALCOHOLIC BEVERAGES, AS SET OUT BELOW, PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND CALLING FOR A PUBLIC HEARING

7.2 Dana Schoening Director of Planning & Development Services briefed the city council on the Ordinance for Case #TC-2017-02 a request from The Covenant Group, to abandon approximately 195-feet of the Central Park Boulevard near the Royal Estates Assisted Living Facility.

The applicant is requesting to abandon approximately 195 feet of the Central Park Blvd. near the Royal Estates Assisted Living Facility. The owner is preparing to construct a memory care facility adjacent to the assisted living facility and would like for Central Park Boulevard to end in a cul-de-sac at the front of their property. The cul-de-sac will continue to be City's right-of-way (utilities); thus, the abandonment would start on the south end of the proposed cul-de-sac.

STAFF RECOMMENDATION

Staff recommends approval of the abandonment request with the conditions recommended by the Development Review Committee:

1. The applicant must replat within 12 months.
2. The applicant is responsible for providing easements for and/or relocating existing utilities

COMMISSION RECOMMENDATION

On April 3rd, 2017, the Planning and Zoning Commission considered and recommended approval of this request by a vote of five (5) in favor (Bixby, Calk, Dunna, Famble, and Smith), and none (0) opposed with the conditions recommended by the Plat Review Committee.

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

- B. J. Prichard with Enprotec Hibbs/Todd Engineers – in support of the abandonment

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

Councilman Savage made the motion to approve the Ordinance for Case #TC-2017-02 a request from The Covenant Group, to abandon approximately 195-feet of the Central Park Boulevard near the Royal Estates Assisted Living Facility. Councilman Williams seconded the motion, motion carried.

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

NAYS: None

Ordinance: #14-2017

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: 195-feet of the Central Park Boulevard near the Royal Estates Assisted Living Facility

7.3 Item 7.3 was taken up at the first of the meeting.

7.4 Dana Schoening Director of Planning and Development Services briefed the city council on the Ordinance for Case #Z-2017-09 a request from City of Abilene, agent Don Green, to enlarge the boundary of Planned Development District Number 2 (PD 2) to include all of a certain 51.891-acre tract out of the northeast portion of Lot 1 in Block A of the Abilene Airport Addition, bordering the east side of Loop 322 to allow universities/colleges and trade/business schools within the 51.891-acre tract of land.

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

Council and Staff discussion included: 1) the results of the Metropolitan Planning Organization (MPO) meeting from May 10th 2017 regarding the reconfiguration of the access roads. MPO suggested that TxDOT look at revamping the off-ramp on the east side of Loop 322 and of a one-way frontage road from Navaho up to Highway 36. Also to leave the access road on the west side of Loop 322 the way it currently is with two-way traffic.

Councilman Williams made the motion to approve the Ordinance Case #Z-2017-09 a request from City of Abilene, agent Don Green, to enlarge the boundary of Planned Development District Number 2 (PD 2) to include all of a certain 51.891-acre tract out of the northeast portion of Lot 1 in Block A of the Abilene Airport Addition, bordering the east side of Loop 322 to allow universities/colleges and trade/business schools within the 51.891-acre tract of land. Councilman Price made the motion, motion carried.

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

NAYS: None

Ordinance: #15-2017

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: 51.891-acre tract out of the northeast portion of Lot 1 in Block A of the Abilene Airport Addition

7.5 Item 7.5 was taken up at the first of the meeting.

7.6 Wayne Lisenbee, Director of Capital Improvements briefed the city council on the Resolution authorizing the City Manager to execute a Construction Change Order with W.B. Kibler for the rehabilitation of the parking lot at the Abilene Aquatic Center.

Council and Staff discussion included: 1) Change order for the scope of the project; 2) 510 capacity of the center; 3) suggested pricing; and 4) food truck parking location.

Councilman Williams made the motion to approve the Resolution authorizing the City Manager to execute a Construction Change Order with W.B. Kibler for the rehabilitation of the parking lot at the Abilene Aquatic Center. Councilman Price seconded the motion, motion carried.

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

NAYS: None

Resolution: #68-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CHANGE ORDER WITH WB KIBLER FOR THE REHABILITATION OF THE PARKING LOT AT THE ABILENE AQUATIC CENTER

7.7 Larry Bell, Fire Chief briefed the city council on the Resolution authorizing the City Manager to execute the Guaranteed Maximum Price Amendment for Fire Station #3 with Speed Fab-Crete.

On March 24, 2016, the City Council approved a Construction Manager at Risk Agreement with Speed Fab-Crete for the construction of three Fire Stations. (Fire Station #4, Fire Station #7, & Fire Station #3). As we begin construction on each individual Station, Speed Fab-Crete will submit their Guaranteed Maximum Price (GMP) Amendment for Council consideration and approval. This Amendment will establish the GMP for Fire Station #3 in the amount of \$2,647,795.

Councilman McAlister made the motion to approve the Resolution authorizing the City Manager to execute the Guaranteed Maximum Price Amendment for Fire Station #3 with Speed Fab-Crete in the amount of \$2,647,795. Councilman Price seconded the motion, motion carried.

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

NAYS: None

Resolution: #69-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A GUARANTEED MAXIMUM PRICE AMENDMENT WITH SPEED FAB-CRETE FOR FIRE STATION NO.3

7.8 Mindy Patterson Assistant City Manager briefed the city council on the adoption of a Resolution directing publication of notice of intention to issue combination tax and revenue certificates of obligation to provide funds for water and sewer system improvements and municipal improvements and facilities; and resolving other matters relating to the subject.

Staff is recommending issuing notice of up to \$9,000,000 in projects for the annual certificates of obligation sale for general projects. These projects are for the purpose of acquiring, improving and equipping a Law Enforcement Center for the Police department, a Water Utilities billing, collection and meter reading office, a Municipal Court and related offices, and a Records Storage facility. As you know, this \$9,000,000 number is higher than previously discussed and will give the City flexibility in the event the architect's opinion of probable cost is higher than anticipated. If the additional amount is not needed, it will not be issued. We anticipate receiving the architect's opinion of probable cost before any certificates of obligation are issued.

In addition staff recommends \$12,350,000 in projects for the Water Utilities department. These projects are for the purpose of various water and sewer utility upgrades, replacements, extensions, pump station relocation, tank & clearwell rehabilitations, Ivie electrical and pump station improvements, and sewer abandonments.

Mayor Archibald made the motion to approve the Resolution authorizing directing publication of notice of intention to issue combination tax and revenue certificates of obligation to provide funds for water and sewer system improvements and municipal improvements and facilities; and resolving other matters relating to the subject. Councilman Price seconded the motion, motion carried.

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

NAYS: Councilman Savage

Resolution: #70-2017

DIRECTING PUBLICATION OF NOTICE OF INTENTION TO ISSUE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION

7.9 Dana Schoening Director of Planning & Development Services briefed the city council on the Resolution to support the submittal of a TxDOT Transportation Alternatives Set-Aside Program “US 83/84 Pedestrian, Bicycle, & Transit Safety Corridor Project”.

This project would include a sidewalk along US 277 from Danville to Texas; a sidewalk continuation along US 83/84 from the Betty Hardwick Center to Catclaw and along Catclaw to the existing sidewalks; a sidewalk along Texas from US 277 to Corsicana and signal upgrades.

The project should provide safer pedestrian connections to Clack Middle School. It should create a much-improved pedestrian network within this area with connections from many apartments and homes to schools and retail areas.

In 2015, Staff submitted a project along US Hwy 277 and US Hwy 83/84. This request unfortunately was not funded. Due to safety needs, the City of Abilene, subsequently, went ahead and chose to fund a part of that 2015 project to construct a sidewalk and pedestrian bridge crossing Elm Creek along US Hwy 83/84.

For this years’ request we are looking at a modification of the original 2015 proposal. We are considering a proposal to use the TASA program to extend the work being done by the City of Abilene. This proposal would leverage TASA and local funds to improve safety and connect schools, residential areas and vital regional commercial centers using a broad range of transportation options including pedestrian, bicycle and transit.

Councilman Savage made the motion to approve the Resolution to support the submittal of a TxDOT Transportation Alternatives Set-Aside Program “US 83/84 Pedestrian, Bicycle, & Transit Safety Corridor Project”. Councilman Williams seconded the motion, motion carried.

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

Resolution: #71-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE FILING OF AN APPLICATION WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR THE TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM

7.10 Robert Hanna City Manager briefed the city council on the Resolution Adopting Council Policy Statement 2017-001 - Local Vendor Preference.

The policy statement would formally articulate Council's desire to award City contracts to local vendors, to provide notice to local vendors of this desire by Council through formal action (adoption of this resolution), and to establish the competitive framework by which the City will accomplish this desire within the context of State of Texas procurement laws. In essence, it assembles the rules under State statute for awarding local preference, and better defines what is considered a local vendor.

POLICY AND PROCEDURE

- A. It is the policy of the City of Abilene (the “City”) to use local vendors whenever possible for the purchase of the goods and services required by the City.
- B. It is the policy of the City to place an affirmative duty on City departments to grant a preference to local vendors to the fullest extent allowed by law, unless so doing would be contrary to the best interests of the City.

C. Nothing in this Council Policy Statement prohibits the City from rejecting any and all bids

F. Reference chart for this policy

Local preference may be awarded up to the following maximum percentages			
Description	Under \$100,000	\$100,000 to under \$500,000	\$500,000 or more.
Personal Property	5%	5%	3%
Construction Services	5%	N/A	N/A
Non-professional Services	5%	5%	N/A

Council and Staff discussion included: 1) the definition of local business – principal place of business; and 2) sub-contractors.

Councilman Williams made the motion to approve the Resolution Adopting Council Policy Statement 2017-001 - Local Vendor Preference. Councilman Price seconded the motion, motion carried.

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

Resolution: #72-2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS ESTABLISHING COUNCIL POLICY STATEMENT 2017-001 – LOCAL PREFERENCE FOR BIDDERS

Councilman Williams left the meeting.

7.11 Kent Sharp CEO of the Development Corporation of Abilene, Inc. briefed the city council on the FY17 Semi-Annual Report of Activities through March 31, 2017.

Project Summaries October 1, 2016 through March 31, 2017 included:

- **Abilene Christian University Scholarships**
- **Strategic Plan**
- **Abimar Foods, Inc.**
- **Communities in Schools of the Big Country**
- **Industrial Workforce Training Program**
- **Texas State Technical College**
- **Board Members, Past and Future**

Mayor Archibald made the motion to accept the FY 17 Semi-Annual Report of Activities through March 31, 2017 for the Development Corporation of Abilene, Inc. Councilman Savage seconded the motion, motion carried.

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

EXECUTIVE SESSION