DEVELOPMENT CORPORATION OF ABILENE, INC. BOARD MEETING MINUTES June 26, 2018

MEMBERS PRESENT:

John Beckham

Jack Rich

Greg Blair

Seaton Higginbotham

MEMBERS ABSENT:

Vic Corley

STAFF PRESENT:

Kent Sharp

Kim Tarrant

GUESTS PRESENT:

Mark Zachary Chris Shelton Mike Rains McMahon Surovik Suttle, PC McMahon Surovik Suttle, PC

City of Abilene Finance

Justin Jaworski

Abilene Industrial Foundation

Doug Williamson Kim Pamplin Rendi Hahn Aaron Robison Abilene Chamber MAC Abilene Christian University Abilene Christian University Abilene Christian University

Brian Bethel Abilene Reporter News

- 1. CALL THE MEETING TO ORDER: President John Beckham called the meeting to order at 1:30 p.m. at 174 Cypress St., 3rd floor conference room, Abilene, Texas.
- 2. APPROVAL OF MINUTES FROM THE May 24, 2018, BOARD MEETING: Seaton Higginbotham moved to approve the minutes from the May 24, 2018, board meeting with the noted change. Jack Rich seconded and the motion carried.
- 3. SALES TAX REPORT FOR JUNE 2018 AND FINANCIAL REPORT FOR APRIL 2018 AND MAY 2018: Mike Rains with the City's Finance department presented the sales tax report for June 2018. The sales tax rebate for June is \$3,355,358.04, which represents April sales. Economic Development received \$838,839.51, which is 9.26% above last year and 9.26% above the projected FY18 budget amount. Of this rebate, \$171,692.36 is from prior periods, audit payments, future payments and unidentified payments. For the period of October through June, sales tax is 10.97% above last year and 10.97% above the approved FY18 budget amount. The DCOA's total current assets as of April 30, 2018, were \$29,886,906. The April revenues totaled \$899,293 and total expenditures were \$912,871 with \$708,896 being spent on five different projects. The DCOA's total current assets as of May 31, 2018, were \$30,483,550. The May revenues totaled \$1,345,967 and total expenditures were \$808,597 with \$540,822 being spent on eight different projects.
- **4. EXECUTIVE SESSION SESSION 1:** I hereby announce we are going into Executive Session pursuant to Texas Government Code Sections 551.071, 072, 074 and 087 to consult with our legal counsel, discuss real property transactions, personnel matters, and discuss economic development negotiations involving a business prospect, as set forth on the agenda. Any vote or action will be taken in open session.

President John Beckham announced the date is June 26, 2018 and the time is 1:40 p.m. Later, President Beckham announced the date is still June 26, 2018 and the time is 2:00 p.m. No vote or action was taken in Executive Session.

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When returning to open session, Mark Zachary, attorney for the DCOA, stated that for the convenience of the parties present at the meeting, the board desired to consider the action items in open session at that time and that that once the action items had been discussed and considered, the board would then go back into executive session concerning other items set forth in the executive session section of the agenda.

- 5. DISCUSSION AND POSSIBLE APPROVAL OF A RESOLUTION AUTHORIZING FINANCIAL ASSISTANCE FOR PROJECT NEXT: Kent Sharp, CEO of the DCOA stated before a vote was taken on this item, several members of the NEXT Lab (Nuclear Engineering experimental Testing) were present and would be able to address the nature of the project in more detail. Mr. Sharp then introduced Dr. Kim Pamplin, Chair of the Chemistry and Biochemistry Department at Abilene Christian University (ACU).
- Dr. Pamplin spoke about NEXT Lab, which is looking for the next generation of nuclear power. In the 1960's, Oakridge National Laboratories demonstrated a molten salt reactor is safer than its nuclear counterpart. It is more efficient and has several benefits: 1) clean electricity; 2) ability to make clean purified water from otherwise impure water; and, 3) medically useful isotopes which are in high demand in the medical community. More knowledge is needed on extracting the isotopes for use in cancer research. Fundraising efforts have been made and to date \$589,000 has been committed by private donors from Abilene and another from Midland. Match funds from the Legett and Kickapoo Springs Foundations and possibly DCOA funding are necessary to progress molten salt reactors to the next phase of development.

Before a vote was taken, Mark Zachary spoke briefly about the laws governing conflict of interest with regard to DCOA board members. He also stated that Jack Rich announced before leaving the room during the first executive session that he is employed by an organization associated with ACU and that he would abstain from voting on this item. Jack Rich returned to the meeting for the open session discussion. Mr. Sharp requested approval of resolution DCOA-2018.21, which was handed out at the beginning of the meeting, authorizing \$300,000 match funds for NEXT Lab and requesting that ACU seek the remaining \$300,000 from other donors. NEXT Lab will go before the City Council for presentation and final approval on July 12, 2018.

Seaton Higginbotham moved to approve resolution DCOA-2018.21 authorizing \$300,000.00 as match funding for the NEXT lab project contingent on at least \$300,000 being funded by the Legett and Kickapoo Springs Foundations. Greg Blair seconded, and the motion passed with Jack Rich abstaining from the vote.

6. DISCUSSION AND POSSIBLE APPROVAL OF A RESOLUTION AUTHORIZING FUNDS FOR ADDITIONAL STREETLIGHTS IN THE FIVE POINTS BUSINESS PARK: Greg Blair announced he is an employee of AEP Texas and would abstain from voting on this item. Mr. Blair then left the room. Kent Sharp reminded the board that on January 22, 2018, resolution DCOA-2018.09 was approved, which authorized \$80,560 to install twelve (12) streetlights in the Five Points Business Park along Polaris St. and Five Points Parkway. The request was then submitted to the City, and the City Traffic Services Department now requires two additional streetlights be installed on Five Points Parkway at the two curves. The cost for the additional streetlights is \$41,235 because of the distance of each light from

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a power source and other obstacles. After further discussion the board decided to skip this item until further communication with the City. Greg Blair then returned to the meeting.

7. DISCUSSION AND POSSIBLE APPROVAL OF A RESOLUTION AUTHORIZING A CONTRACT TO EXTEND AN ATMOS ENERGY NATURAL GAS LINE INTO THE ACCESS BUSINESS PARK: A meeting memo and resolution DCOA-2018.22 were handed-out at the beginning of the meeting. Kent Sharp presented a request to approve a contract with J&N Utilities to extend a natural gas line into the Access Business Park for a contract amount of \$73,987. This will involve boring under FM 18 and coming into the Park along the right of way for Tower View Dr. Three Atmos-approved contractors were contacted for bids with J&N Utilities of Abilene being low bidder. Also required is \$1,500 to pay Enprotec/Hibbs & Todd to provide construction staking plus a \$11,100 construction contingency, bringing the total funding to \$86,587.

Jack Rich made the motion to approve resolution DCOA-2018.22 authorizing a contract with J&N Utilities to extend an ATMOS Energy gas line into the Access Business Park and \$86,587. Greg Blair seconded, and the motion passed.

- 8. DISCUSSION AND POSSIBLE APPROVAL OF A DCOA REVISED BUDGET FOR FY 2018 AND NEW BUDGET FOR FY 2019: This item was skipped.
- **9. EXECUTIVE SESSION SESSION** 2: I hereby announce we are going into Executive Session pursuant to Texas Government Code Sections 551.071, 072, 074 and 087 to consult with our legal counsel, discuss real property transactions, personnel matters, and discuss economic development negotiations involving a business prospect, as set forth on the agenda. Any vote or action will be taken in open session.

President John Beckham announced the date is June 26, 2018 and the time is 2:42 p.m. Later, President Beckham announced the date is still June 26, 2018 and the time is 3:37 p.m. No vote or action was taken in Executive Session 2.

- **10. DISCUSSION OF NEXT MONTHLY BOARD MEETING:** President Beckham announced the next scheduled meeting of the DCOA Board would be Wednesday, July 18, 2018, at 1:30 p.m.
- 11. ADJOURNMENT: There being no further business the meeting was adjourned.

John Beckham, President

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