

ORDINANCE NO. 25-2007

AN ORDINANCE APPROVING THE EXECUTION OF A DEVELOPER PARTICIPATION CONTRACT BETWEEN THE CITY OF ABILENE AND ABILENE CHRISTIAN UNIVERSITY FOR THE PURPOSE OF MAKING CERTAIN PUBLIC IMPROVEMENTS AS AUTHORIZED BY LAW.

WHEREAS, The Local Government Code allows a municipality to enter an agreement with a developer of land to construct public improvements related to the development, and;

WHEREAS, The improvements cannot include the construction of buildings, and the municipality may not participate at a level that would exceed thirty percent of the total project cost, and;

WHEREAS, The participation by the City would be limited to the use of labor and equipment to prepare right-of-way for landscaping improvements, and to prepare an area for extensive landscaping so that it can be used as a park that would be owned and maintained by Developer, but available and open to public use, and;

WHEREAS, the Comprehensive Plan of the City of Abilene placed an emphasis on the appearance of the City's entryways, and;

WHEREAS, it is in the City's best interest to encourage, and where possible, contribute to private efforts to enhance and beautify the various entryways to our community,

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

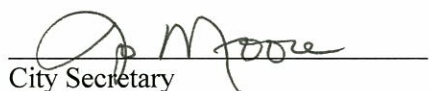
PART 1: That the City Manager is authorized to execute a Developer Participation Agreement between the City of Abilene and Abilene Christian University for the purpose of allowing the City to make certain public improvements as part of a project being completed by the university, as set out in Exhibit "A", attached hereto and made a part of this Ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PASSED ON FIRST READING this 14th day of June, A.D., 2007.

PASSED ON SECOND AND FINAL READING this 28th day of June, A.D., 2007.

ATTEST:


City Secretary


Mayor

APPROVED:

City Attorney



Abilene Christian University

Ambler Road Corridor Improvements - Phase 1

The Office of Christopher Miller

September 24, 2006

AMBLER - IH-20 TO JUDGE ELY

Recommended

Planting Beds (IH 20)	7,500	SF	\$8.00	\$60,000.00
Planting Beds (Judge E	8,000	SF	\$8.00	\$64,000.00
Grassing (20' setback)	78,000	SF	\$0.40	\$31,200.00
Grassing (20' setback)	14,000	SF	\$0.40	\$5,600.00
Grassing (median)	30,000	SF	\$0.40	\$12,000.00
Trees (3" to 3-1/2")	153	EA	\$1,200.00	\$184,000.00
Trees (3" to 3-1/2")	40	EA	\$750.00	\$30,000.00
Irrigation (Trees only)	153	EA	\$150.00	\$23,000.00
Irrigation (Grass only)	122,000	SF	\$1.25	\$152,500.00
Irrigation (Beds only)	15,500	SF	\$1.75	\$27,125.00

SUBTOTAL - AMBLER - IH-20 TO JUDGE ELY

\$589,425.00

AMBLER - JUDGE ELY TO HILLCREST CHURCH

Grassing (20' setback)	50,000	SF	\$0.40	\$20,000.00
Grassing (20' setback)	24,000	SF	\$0.40	\$9,600.00
Trees (3" to 3-1/2")	123	EA	\$1,200.00	\$148,000.00
Irrigation (Trees only)	123	EA	\$150.00	\$18,500.00
Irrigation (Grass only)	74,000	SF	\$1.25	\$92,500.00

SUBTOTAL - AMBLER - JUDGE ELY TO HILLCREST CHURCH

\$288,600.00

DRY CREEK PARK NORTH OF AMBLER

Grading	1,545,000	SF	\$0.25	\$386,250.00
Grassing	1,545,000	SF	\$0.20	\$309,000.00
Irrigation (Grass)	509,850	SF	\$0.65	\$331,402.50
Trees (2-1/2" to 3")	120	EA	\$750.00	\$90,000.00
Irrigation (Trees only)	120	EA	\$150.00	\$18,000.00

SUBTOTAL - DRY CREEK PARK NORTH OF AMBLER

\$1,134,652.50

DRY CREEK PARK SOUTH OF AMBLER

Grading	1,600,000	SF	\$0.25	\$400,000.00
Grassing	1,600,000	SF	\$0.20	\$320,000.00
Irrigation (Grass)	528,000	SF	\$0.65	\$343,200.00
Trees (2-1/2" to 3")	135	EA	\$750.00	\$101,250.00
Irrigation (Trees only)	135	EA	\$150.00	\$20,250.00

SUBTOTAL - DRY CREEK PARK SOUTH OF AMBLER

\$1,184,700.00



Total Improvements - All Areas

AMBLER - IH-20 TO JUDGE ELY	\$589,425.00
AMBLER - JUDGE ELY TO HILLCREST CHURCH	\$288,600.00
DRY CREEK PARK NORTH OF AMBLER	\$1,134,652.50
DRY CREEK PARK SOUTH OF AMBLER	\$1,184,700.00
TOTAL - ALL AREAS	<u>\$3,197,377.50</u>

NOTE: This is a budgetary estimate only. The items included in the estimate are those listed above. The estimate does not include provisions for utility work, or resurfacing, curb and gutter replacement, bridge improvements or signage. It also includes permit fees or fees for professional services.