

City Council  
Agenda Memo



City Council  
Meeting Date: 12/5/2013

**TO: Larry D. Gilley, City Manager**  
**FROM: Jon James, AICP**  
**Director of Planning and Development Services**  
**SUBJECT: Final reading and public hearing on an Ordinance for Case No. TC-2013-06, a 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.**

**GENERAL INFORMATION**

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. 17<sup>th</sup> 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.

**PLAT REVIEW COMMITTEE**

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 RECOMMENDATION**

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

**BOARD OR COMMISSION RECOMMENDATION**

The Planning and Zoning Commission recommends approval per the Plat Review Committee by a vote of 5 in favor (Bixby, Glenn, McClarty, Rosenbaum, and Famble), none opposed, and 2 abstained (Todd & Yungblut).

**ATTACHMENTS**

Ordinance  
Staff Report with Maps

Prepared by:

Name: Ben Bryner

Title: Planning Services Manager

November 22, 2013

Item No. 7.3

Disposition by City Council

- Approved Ord/Res# \_\_\_\_\_
- Denied \_\_\_\_\_
- Other \_\_\_\_\_

\_\_\_\_\_  
City Secretary

ORDINANCE NO. \_\_\_\_\_

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.

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

PART 1: That the following described portion of a Public Right of Way, as described on Exhibit "A," attached hereto and made a part of this ordinance for all purposes, be, and the same is hereby abandoned, vacated and closed insofar as the right, title or easement of the public is concerned, subject to conditions as stated in Exhibit A.

PART 2: That said portion of a Public Right of Way is not needed for public purposes and it is in the public interest of the City of Abilene to abandon said described portion of a Public Right of Way.

PART 3: That the abandonment provided for herein shall extend only to the public right, title and easement in and to the tracts of land described in Part 1 of this ordinance, and shall be construed only to that interest the governing body of the City of Abilene may legally and lawfully abandon.

PASSED ON FIRST READING this 21<sup>st</sup> day of November, A.D. 2013.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 18<sup>th</sup> day of October, 2013, the same being more than twenty-four (24) hours prior to the time designated for said hearing. After such opportunity for the public to be heard, said ordinance was passed on second and final reading.

PASSED ON FINAL READING THIS 5<sup>th</sup> day of December, A.D. 2013.

ATTEST:

\_\_\_\_\_  
CITY SECRETARY

\_\_\_\_\_  
MAYOR

APPROVED:

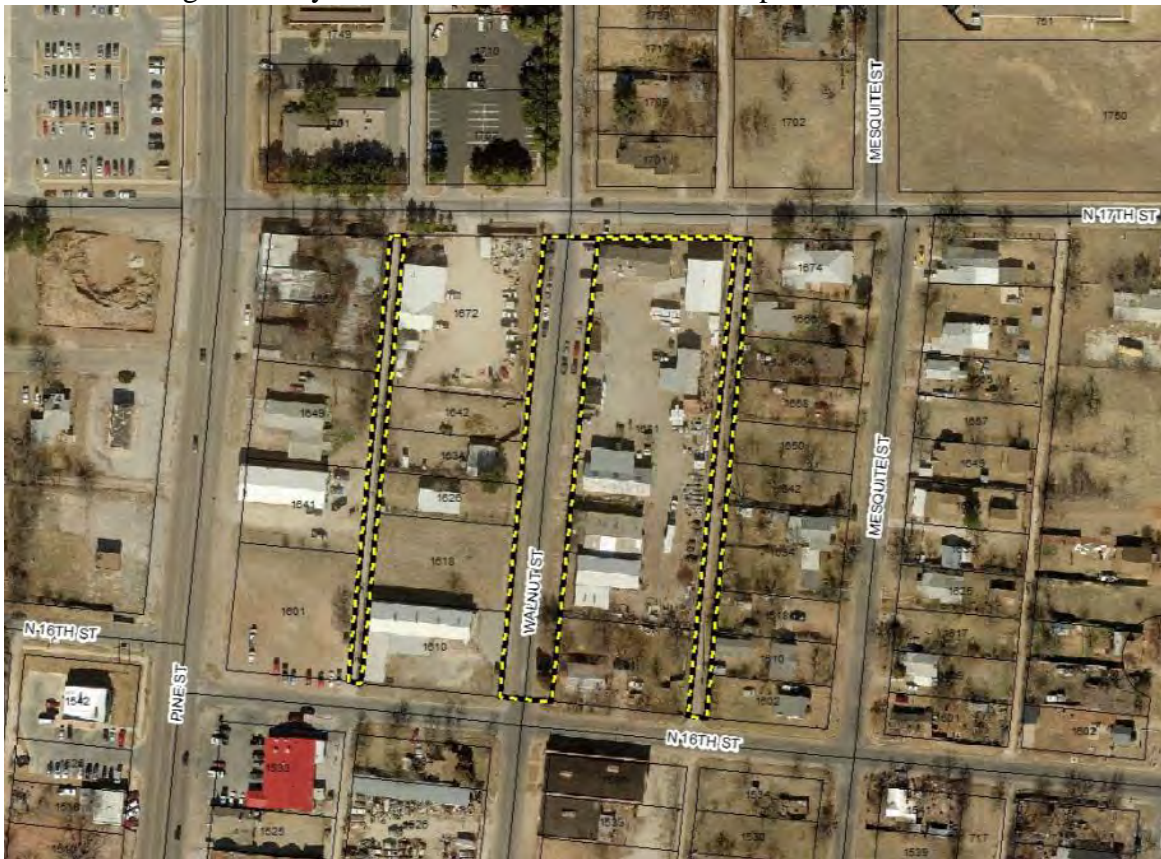
\_\_\_\_\_  
CITY ATTORNEY

ORDINANCE NO. \_\_\_\_\_

EXHIBIT "A"

The City of Abilene hereby abandons: 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.

All Public Right of Way as indicated and shown in the map below within the dashed area:



With the following conditions:

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.

-END-

# THOROUGHFARE CLOSURE CASE TC-2013-06

## STAFF REPORT

### APPLICANT INFORMATION:

Hendrick Medical Center  
 Agents: Duane Martin & Brannon Barnes

### HEARING DATES:

Planning & Zoning Commission: October 7, 2013  
*-Tabled to November 4, 2013*  
 City Council 1<sup>st</sup> Reading: November 21, 2013  
 City Council 2<sup>nd</sup> Reading: December 5, 2013

### REQUESTED ACTION:

Abandon: Walnut St, the alley between Pine St & Walnut St, and the alley between Mesquite St & Walnut St, all between N. 16<sup>th</sup> St & N. 17<sup>th</sup> St



### SITE CHARACTERISTICS:

A north-to-south street right-of-way (ROW) and 2 north-to-south alleys located east of Pine Street and between N. 16<sup>th</sup> St & N. 17<sup>th</sup> St. Improvements have been made for these segments of the ROW.

### REQUEST ANALYSIS:

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.

**Based on questions brought forward at the last meeting**, 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. 17<sup>th</sup> 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.

### RECOMMENDATIONS:

**Plat Review Committee:** 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 Recommendation:** Approval of the requested street ROW abandonments per the Plat Review Committee recommendations.

**PLANNING AND ZONING COMMISSION:**

The Planning and Zoning Commission recommends approval per the Plat Review Committee by a vote of 5 in favor (Bixby, Glenn, McClarty, Rosenbaum, and Famble), none opposed, and 2 abstained (Todd & Yungblut).

**NOTIFICATION:**

Property owners within the 200’ of the subject rights-of-way were notified.

OWNER	ADDRESS	RESPONSE
HENDRICK MEDICAL CENTER	1659 PINE ST	In Favor
HENDRICK MEDICAL CENTER	1650 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1750 N TREADAWAY BL	In Favor
CARPENTER PIERCE & HOEMKE ROBERT	1517 WALNUT ST	
HENDRICK MEDICAL CENTER	1664 MESQUITE ST	In Favor
CARPENTER PIERCE & HOEMKE ROBERT	1533 WALNUT ST	Opposed
CARPENTER PIERCE & HOEMKE ROBERT	1535 WALNUT ST	
STEVENS TOMMIE	1526 WALNUT ST	Opposed
HENDRICK MEDICAL CENTER	1602 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1658 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1666 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1641 PINE ST	In Favor
OAA PROPERTIES LP	1702 WALNUT ST	Opposed
HENDRICK MEDICAL CENTER	1601 PINE ST	In Favor
WEBB DAVID R	1701 WALNUT ST	
HENDRICK MEDICAL CENTER	1610 MESQUITE ST	In Favor
OAA PROPERTIES LP	1701 PINE ST	Opposed
HENDRICK MEDICAL CENTER	1649 PINE ST	In Favor
HENDRICK MEDICAL CENTER	1642 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1618 MESQUITE ST	In Favor
TCR REALTY INC	1525 PINE ST	
HENDRICK MEDICAL CENTER	1626 WALNUT ST	In Favor
WELCH LEONA & JOSEPH A PARKER	1534 WALNUT ST	
SANCHEZ MANUEL DIAZ	1534 MESQUITE ST	
HENDRICK MEDICAL CENTER	1618 WALNUT ST	In Favor
HENDRICK MEDICAL CENTER	1642 WALNUT ST	In Favor
REYES ROLAND	1530 MESQUITE ST	
HENDRICK MEDICAL CENTER	1672 WALNUT ST	In Favor
HENDRICK MEDICAL CENTER	1610 WALNUT ST	In Favor
HENDRICK MEDICAL OFFICE BLDS LLC	1749 PINE ST	In Favor



HENDRICK MEDICAL CENTER	1674 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1702 MESQUITE ST	In Favor
HENDRICK MEDICAL CENTER	1717 WALNUT ST	In Favor
SHIELDS JEFFREY CHARLES	1709 WALNUT ST	
GHANT MARGARET	1634 MESQUITE ST	
HENDRICK MEDICAL CENTER	1634 WALNUT ST	In Favor
GONZALES NAVEJAS MARTINA TAMEZ	1518 MESQUITE ST	
HENDRICK MEDICAL CENTER	1601 WALNUT ST	In Favor
HENDRICK MEDICAL CENTER	1681 WALNUT ST	In Favor
ARIAS RICARDO & ORALIA G	1533 PINE ST	
HENDRICK MEDICAL OFFICE BLDS LLC	1710 WALNUT ST	In Favor

26 in Favor- **Y**  
 4 Opposed- **N** (+3 outside 200')





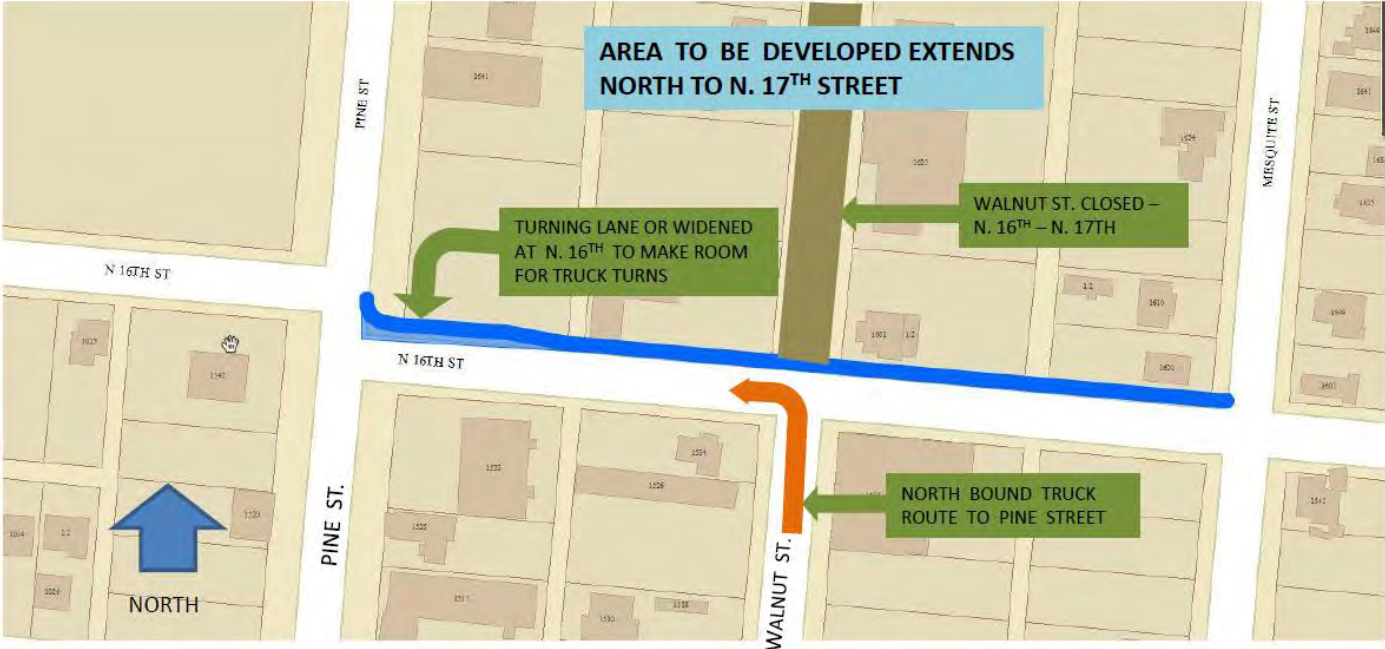








# PROVIDE TRUCK TURN ON North 16<sup>th</sup> AND PINE



- 1. Gives large trucks route to Pine Street.  
Better route than through Residential area
- 2. Turning lane will add to traffic flow efficiency

**City Council  
Agenda Memo**



**City Council  
Meeting Date: 12/05/13**

**TO: Larry D. Gilley, City Manager**  
**FROM: Ronnie C. Kidd, Managing Director for Administration & Civil Service Director  
and Ken Dozier, Fire Chief**  
**SUBJECT: Second (Final) Reading of an Ordinance Amending Budget Ordinance No. 46-2013, part 6**

**GENERAL INFORMATION:**

Pursuant to Texas Local Government Code Chapter 143, the FY 2014 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:

	<u>Current</u>	<u>Proposed</u>	<u>Change</u>
Deputy Chief	2	2	0
Battalion Chief	4	4	0
Fire Captain	13	14	1
Fire Lieutenant	32	32	0
Fire Fighter	<u>122</u>	<u>121</u>	<u>(1)</u>
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.

**SPECIAL CONSIDERATIONS:**

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.

**FUNDING/FISCAL IMPACT:**

Estimated annualized increase of approximately \$15,000 will be incurred in salary and benefits associated with this change.

**STAFF RECOMMENDATION:**

Staff recommends amending the budget ordinance to increase Fire Captains by 1 and decrease Fire Fighters by 1.

**ATTACHMENTS**

Amendment to the Budget Ordinance

Prepared by:  Name <u>Ronnie C. Kidd</u>  Title <u>Managing Director for Administration</u>	Item No. _____	Disposition by City Council <input type="checkbox"/> Approved      Ord/Res# _____ <input type="checkbox"/> Denied <input type="checkbox"/> Other  _____ City Secretary
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