

Regular Meeting of the Mayor & City Council of the City of Abilene, Texas, to be held in the Council Chamber of City Hall on Thursday, September 11, 1980, at 9:00 a.m.

City Council: Mayor Oliver Howard: Council - Seaton Higginbotham, Dick Bowen, Leo F. Scott, S.M. Moore, Jr., L. D. Hilton & Kathy Webster.

1. Call to Order.
2. INVOCATION: Councilman Leo F. Scott.
3. APPROVAL OF MINUTES: Last Regular Meeting held August 28, 1980, Budget Workshop held August 19, 20 & 21 and Special Meeting held September 2, 1980.

CONSENT AGENDA

All items listed below are considered to be routine by the City Council and will be enacted with one motion. There will be no separate discussion of items unless a Council member or citizen so request, in which event the items will be removed from the general order of business and considered in its normal sequence.

4. Ordinances
 - a. Consider on first reading - amendment to Ordinance 1045 concerning The Fairways, located on Antilley Road & set a public hearing for September 25, 1980, at 9:00 a.m.
 - b. Consider on first reading - amendment to the Zoning Ordinance concerning livestock auctions and related activities, & set a public hearing for September 25, 1980, at 9:00 a.m.
 - c. Consider on first reading - reclassification request from GC (General Commercial) to RM-2 (Residential Multi-Family) District, located at South 32nd & Amarillo Streets & set a public hearing for September 25, 1980, at 9:00 a.m.
 - d. Consider on first reading - reclassification request from AO (Agricultural Open Space) to PDO (Planned Development Office) District, located at Buffalo Gap Road & Gilmer Ave., & set a public hearing for September 25, 1980, at 9:00 a.m.
 - e. Consider on first reading - reclassification request from RM-3 (Residential Multi-Family) to O (Office) District, located in the 1300 Block of Hickory Street, and set a public hearing for September 25, 1980, at 9:00 a.m.
 - f. Consider on first reading - thoroughfare abandonment, located at South 34th Street & Sayles Blvd. & set a public hearing for September 25, 1980, at 9:00 a.m.
5. Resolutions
 - a. Approving Pipe Line License for construction of Sewer Line.
 - b. Approving a list of corrections to the City of Abilene Tax Roll, the Abilene Independent School District Tax Roll and the West Central Texas Municipal Water District Tax Roll.
 - c. Authorizing emergency purchase of Pump Parts for Buck Creek Pump Station.
 - d. Appropriating \$423,600 for Fire Station #8.
 - e. Appointing members to various boards & commissions.
6. Change Orders & Payment Approval
 - a. Approving Change Order #2 on contract with Wes-Tex Construction for construction of certain improvements at the Northeast Water Treatment Plant.
 - b. Approving Change Order #2 on contract with Bernhard Associates for filter control valves at Northeast Water Treatment Plant.

REGULAR AGENDA

7. Public Hearings
 - a. Consider on second and final reading - amending the Traffic Code concerning parking time limits in certain areas.
 - b. Consider on second and final reading - amending Refuse Collections Fees.
 - c. Consider on second and final reading - amending the Building Permit Fees.
 - d. Consider on second and final reading - amending the Zoning Ordinance, Section 32-6.2 & Section 32-9.3, concerning live bait sales in SC & GC zoning districts.
8. Resolutions
 - a. Approving "Floodwater Management Plan" contract with Freese & Nichols, Inc.
9. Request to Advertise
 - a. Approving plans and specifications for construction of Water Distribution System Feeder Mains and authorizing advertisement for bids.
 - b. Approving plans and specifications for construction of Kirby Pump Station Modifications and authorizing advertisement for bids.
 - c. Approving plans and specifications for purchase of four (4) Turbine Pumps.
10. Other Business
 - a. Request for Waiver of Subdivision Regulations on Sandy Lane & Cockrell Drive, by Eye Medical Associates of Abilene.

ADJOURN

CERTIFICATE

I hereby certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of Abilene, Texas, on the 5th day of September, 1980, at 4:30 P.M.

Ruth Hodgkin
City Secretary

CHAMBER OF THE CITY COUNCIL,
CITY HALL, THE CITY OF ABILENE, TEXAS.

The City Council of the City of Abilene, Texas, met in Regular Session, Thursday, September 11, 1980, at 9:00 a.m. with Mayor Pro Tempore S.M. Moore, Jr., present and presiding. Councilmen Seaton Higginbotham, Dick Bowen, Leo F. Scott & Councilwoman Kathy Webster, present. Mayor Oliver Howard & Councilman L. D. Hilton, absent. City Manager Ed Seegmiller, City Attorney Harvey Cargill & City Secretary Ruth Hodgkin, present.

Invocation by Councilman Scott.

Minutes of last Regular Meeting held August 28, 1980, Budget Workshop held August 19, 20 & 21 and Special Meeting held September 2, 1980, were approved as written.

Councilman Scott moved passage of the consent items listed below. The motion was seconded by Councilman Bowen. The motion carried as follows:

AYES: Councilmen Bowen, Scott, Councilwoman Webster & Mayor Moore.
NAYS: None.

4. Ordinances

- a. Consider on first reading - amendment to Ordinance 1045 concerning The Fairways, located on Antilley Road & set a public hearing for September 25, 1980, at 9:00 a.m.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 32, ZONING, OF THE ABILENE MUNICIPAL CODE, ORDINANCE NO. 1045, CONCERNING THE FAIRWAYS PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

ZONING ORD.
AMENDMENT-
ORD.#1045
CONCERNING
THE FAIRWAYS
1ST READING

- b. Consider on first reading - amendment to the Zoning Ordinance concerning livestock auctions and related activities, & set a public hearing for September 25, 1980, at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 32, "ZONING," OF THE ABILENE MUNICIPAL CODE; BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

ZONING ORD.
AMENDMENT-
CONCERNING
LIVESTOCK
AUCTIONS &
RELATED ACTIVITIES
1ST READING

- c. Consider on first reading - reclassification request from GC (General Commercial) to RM-2 (Residential Multi-Family) District, located at South 32nd & Amarillo Streets & set a public hearing for September 25, 1980, at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 32, "ZONING," OF THE ABILENE MUNICIPAL CODE; BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

ZONING-RE
GC TO RM-2
S. 32 & AMARILLO
1ST READING

- d. Consider on first reading - reclassification request from AO (Agricultural Open Space) to PDO (Planned Development Office) District, located at Buffalo Gap Road & Gilmer Ave., & set a public hearing for September 25, 1980, at 9:00 a.m.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 32, ZONING, OF THE ABILENE MUNICIPAL CODE, CONCERNING THE NEW GILMER PROFESSIONAL PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

ZONING-RE
AO TO PDO
BUFFALO GAP RD.
GILMER AVE.
1ST READING

- e. Consider on first reading - reclassification request from RM-3 (Residential Multi-Family) to O (Office) District, located in the 1300 Block of Hickory Street, and set a public hearing for September 25, 1980, at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 32, "ZONING," OF THE ABILENE MUNICIPAL CODE; BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DELCARING A PENALTY, AND CALLING A PUBLIC HEARING.

ZONING-RE
RM-3 TO O
1300 BLK.HICKORY
1ST READING

- f. Consider on first reading - thoroughfare abandonment, located at South 34th Street & Sayles Blvd. & set a public hearing for September 25,1980, at 9:00 a.m.

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.

THOROUGHFARE
ABANDONMENT-
AT S.34 & SAYLES
1ST READING

5. Resolutions

- a. Approving Pipe Line License for construction of Sewer Line.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING A PIPE LINE LICENSE WITH MISSOURI PACIFIC RAILROAD COMPANY FOR CONSTRUCTION OF A SEWER LINE.

PIPE LINE
ROW-MISSOURI
PACIFIC RR CO.
SEWER LINE CONST

- B. Approving a list of corrections to the City of Abilene Tax Roll, the Abilene Independent School District Tax Roll and the West Central Texas Municipal Water District Tax Roll.

TAXES-LIST
OF CORRECTIONS

- c. Authorizing emergency purchase of Pump Parts for Buck Creek Pump Station.

EQUIPMENT PURC.
EMERGENCY PUMP
PARTS (W & S)

- d. Appropriating \$423,600 for Fire Station #8.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROPRIATING FUNDS FROM THE FIRE STATION BOND FUNDS FOR FIRE STATION #8.

FIRE-APPROP.
FUNDS FOR
STATION #8

- e. Appointing members to various Boards & Commissions.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPOINTING MEMBERS TO THE CITY PLANNING AND ZONING P & Z BD. COMMISSION.

BOARD APPT.

6. Change Orders & Payment Approval

- a. Approving Change Order #2 on contract with Wes-Tex Construction for construction of certain improvements at the Northeast Water Treatment Plant.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING CHANGE ORDER NUMBER TWO (2) ON THE CONTRACT WITH WES TEX CONSTRUCTION FOR CONSTRUCTION OF CERTAIN IMPROVEMENTS AT THE NORTHEAST WATER TREATMENT PLANT.

WATER- APPROVE
CHANGE ORDER #2
WES-TEX CONST.
(NE WATER TREAT-
MENT PLANT)

- b. Approving Change Order #2 on contract with Bernhard Associates for filter control valves at Northeast Water Treatment Plant.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING CHANGE ORDER NUMBER TWO (2) ON THE CONTRACT WITH BERNHARD ASSOCIATES FOR FILTER CONTROL VALVES AT THE NORTHEAST WATER TREATMENT PLANT.

WATER- APPROVE
CHANGE ORDER #2
BERNHARD ASSOC.
(NE WATER TREAT-
MENT PLANT)

Mayor Moore opened public hearing on an ordinance amending the Traffic Code concerning parking on certain areas.

Mayor Moore asked Mr. Wayne Kurfees, Director of Traffic & Transportation, to brief the Council on the amendment.

There being no one present and desiring to be heard, Mayor Moore closed the public hearing.

Councilman Higginbotham entered the meeting.

Councilman Bowen moved passage of the Ordinance on second and final reading amending the Traffic Code concerning parking in certain areas. The motion was seconded by Councilman Scott. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster.

NAYS: None.

ABSTAINED: Mayor Moore.

AN ORDINANCE AMENDING CHAPTER 17, "MOTOR VEHICLES AND TRAFFIC"; BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

TRAFFIC CODE
AMENDMENT-
CONCERNING
PARKING (VARIOUS
FINAL READING

Mayor Moore opened public hearing on an ordinance amending the Building Permit Fees.

Mayor Moore asked Mr. Lee Roy George, Director of Planning & Community Development, to brief the Council on the amendment.

There being no one present and desiring to be heard, Mayor Moore closed the public hearing.

Councilman Higginbotham moved passage of the ordinance on second and final reading amending the Building Permit Fees. The motion was seconded by Councilwoman Webster. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

AN ORDINANCE AMENDING CHAPTER 7, "BUILDINGS," OF THE ABILENE MUNICIPAL CODE; BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

BUILDING CODE
AMENDMENT-
FEE STRUCTURE
FINAL READING

Mayor Moore opened public hearing on an ordinance amending the Zoning Ordinance, Section 32-9.2 & Section 32-9.3, concerning live bait sales in SC & GC zoning districts.

Mayor Moore asked Mr. Wayne Collier to brief the Council on the amendment.

There being no one present and desiring to be heard, Mayor Moore closed the public hearing.

Councilwoman Webster moved passage of the ordinance on second and final reading amending the Zoning Ordinance, Section 32-9.2 & Section 32-9.3, concerning live bait sales in SC & GC zoning districts. The motion was seconded by Councilman Scott. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 32, ZONING, OF THE ABILENE MUNICIPAL CODE, CONCERNING LIVE-BAIT STORES; AMENDING TABLE OF PERMITTED USES CONCERNING TRADE-RETAIL; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

ZONING ORD.
AMENDMENT-
CONCERNING
LIVE BAIT STORES
FINAL READING

Mayor Moore opened public hearing on an ordinance amending the Refuse Collection Fees.

Mayor Moore asked Mr. Bob Whitehead, Director of Public Works, to brief the Council on the amendment.

Mr. Whitehead said that the ordinance was raising the fees basically 10%.

There being no one present and desiring to be heard, Mayor Moore closed the public hearing.

Councilman Higginbotham moved passage of the ordinance on second and final reading, amending the Refuse Collection Fees. The motion was seconded by Councilman Bowen. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

AN ORDINANCE AMENDING CHAPTER 14, "REFUSE," OF THE ABILENE MUNICIPAL CODE; BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY AND CALLING A PUBLIC HEARING. REFUSE CODE AMENDED- FINAL READING

Mr. Whitehead explained that the Staff had prepared a "Floodwater Management Plan" contract. He said that Freese & Nichols, Inc. had been picked as the company to do the work by the review team, after they interviewed six different firms and judged them by their written report and oral interviews.

Mr. Whitehead said that the work was to be done in three phases, with the total time not to exceed eighteen months, and the cost not to go beyond \$300,000. He pointed out that Phase I & Phase II would run concurrently and needed to be approved together with the appropriation for the total contract.

Mr. George said that the money would come from Community Development Funds if the Council appropriated the amount today.

After much discussion, Councilman Bowen moved approval of Phase I & Phase II of the "Floodwater Management Plan" contract, providing for a notice of termination in the contract, appropriating \$300,000 from the following accounts:

\$140,000 1978 from CD 383 to CD 320
\$130,000 1978 from CD 383 to CD 420
\$ 30,000 1979 from CD 401 to CD 420.

The motion was seconded by Councilwoman Webster. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ABILENE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH FREESE AND NICHOLS, INC., FOR THE PREPARATION OF A FLOODWATER MANAGEMENT PLAN AND AUTHORIZING THE EXPENDITURE OF CERTAIN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR SAID PLAN. FLOODWATER MANAGEMENT PLAN CONTRACT & APPROP. FUNDS

Councilwoman Webster moved approval of the plans and specifications for construction of Kirby Pump Station Modifications and authorizing advertisement for bids for same. The motion was seconded by Councilman Scott. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING PLANS AND SPECIFICATIONS FOR KIRBY PUMP STATION MODIFICATION AND AUTHORIZING THE CITY SECRETARY TO ADVERTISE FOR BIDS FOR SUCH MODIFICATION. WATER- APPROVE P & S FOR KIRBY PUMP STATION MODIFICATION & ADVERTISE FOR BI

Councilwoman Webster moved approval of the plans and specifications for purchase of four (4) Turbine Pumps and authorizing advertisement for bids for same. The motion was seconded by Councilman Scott. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING PLANS AND SPECIFICATIONS FOR PURCHASING FOUR (4) VERTICAL TURBINE PUMPS AND AUTHORIZING THE CITY SECRETARY TO ADVERTISE FOR BIDS FOR SUCH PURCHASE.

WATER- APPROVE
P & S, AUTHORIZE
AD. FOR BIDS-
(4) TURBINE
PUMPS

Mr. Whitehead presented a request for waiver of Subdivision Regulations on Sandy Lane & Cockrell Drive, by Eye Medical Associates of Abilene. He said that the Staff could live with Sandy Lane not being curbed and guttered, but Cockrell Drive needed to have curb and gutter, because of the amount of water that the area had.

SUBDIVISION REG.
WAIVER REQUEST
SANDY LANE &
COCKRELL DR.-
DENIED

After discussion, Councilman Bowen moved to deny the request for a waiver of Subdivision Regulations on Sandy Lane & Cockrell Drive. The motion was seconded by Councilman Higginbotham. The motion carried as follows:

AYES: Councilmen Higginbotham, Bowen, Scott, Councilwoman Webster & Mayor Moore.

NAYS: None.

There being no further business, Mayor Moore adjourned the meeting at 10:00 a.m.

Ruth Hodgkin
City Secretary

Chas. Lawrence
MAYOR