

Regular Meeting of the Mayor and City Council of the City of Abilene, Texas, to be held in the Council Chamber of City Hall on Thursday, June 11, 1981, at 9:00 a.m.

CITY COUNCIL: Mayor Elbert E. Hall; Council - Seaton Higginbotham, Dick Bowen, Juan C. Rodriguez, A. E. Fogle, Jr., L. D. Hilton and Kathy Webster.

1. Call to Order.
2. INVOCATION: Councilman A. E. Fogle, Jr.
3. APPROVAL OF MINUTES: Regular Meeting held May 28, 1981.

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 item will be removed from the general order of business and considered in its normal sequence.

4. Ordinances
 - a. Consider on first reading - amending amount of jail time credit.
 - b. Consider on first reading - reclassification request from AO (Agricultural Open Space) to RS-6 (Residential Single Family) District, located on Antilley Road one mile west of Wylie.
5. Resolutions
 - a. Extend agreement with Southwestern Bell Telephone Company for pay telephones on public property.
 - b. Consider appointment to the Board of Abilene Industrial Development Authority.
 - c. Consider disposition of certain excess right-of-way by the State Department of Highways and Transportation.
 - d. Ratification of emergency purchase of bus parts.
 - e. Approving contract with WTU concerning Traffic Signal Interconnect Cable.
6. Award of Bids
 - a. 8-Yard Refuse Containers.
 - b. Brush Chipper for Parks Department.
 - c. Soil Shredder for Parks Department.
 - d. Word Processor for Legal Department.
 - e. Asphalt for Street Department.
7. Request to Advertise.
 - a. Outdoor Warning Sirens and Radio Controlled Activation System.
 - b. Track Loader for Refuse Department.

REGULAR AGENDA

8. Public Appearance
 - a. Diane Mehaffey - NOAH Project.
 - b. Consider authorizing fire works display.
9. Public Hearings
 - a. Consider on second and final reading - amending the Taxi Cab Rates.
10. Resolutions
 - a. Consider a resolution authorizing the issuance of Abilene Industrial Development Authority Revenue Bonds, series 1981 (Petro-Tex Project).
 - b. Consider a resolution authorizing replacement housing assistance payments to render the Goodlow Relocation Program for the Minnie Johnson and Jinks Battles families.

11. Ordinances
 - a. Consider on first reading - reclassification request from RS-8 (Residential Single Family) to GC (General Commercial) District, located in the 1400 Block of South 27th Street.
 - b. Consider on first reading - reclassification request from AO (Agricultural Open Space) to GC (General Commercial) District, located on I-20 & Plum Street.


12. Award of Bids
 - a. Awarding a contract for the Lake Abilene Water Treatment Plant Renovation.

13. Other Business
 - a. Waiver request of the Subdivision requirements for curbing and paving on proposed plat at North 10th and Clack.
 - b. Waiver request of the Subdivision requirements for curbing, paving and sewer on a proposed replat of Lot 12, Mystic Meadows.
 - c. Personnel Item - Employees/Employees' Benefits.
 - d. Discussion: Wind Energy Feasibility Study.

ADJOURN

CERTIFICATION

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 8th day of June, 1981, at 8:45 o'clock a.m.



Assistant 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, June 11, 1981, at 9:00 a.m. with Mayor Elbert E. Hall present and presiding. Councilmen Seaton Higginbotham, Juan C. Rodriguez, A. E. Fogle, Jr., and Councilwoman Kathy Webster, present. Councilmen Dick Bowen and L.D. Hilton, absent. City Manager Ed Seegmiller, City Attorney Harvey Cargill and City Secretary Ruth Hodgins, present.

Invocation by Councilman A. E. Fogle, Jr.

Minutes of last Regular Meeting held May 28, 1981, were approved as written.

Councilwoman Webster moved passage of the consent items listed below. The motion was seconded by Councilman Higginbotham. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster and Mayor Hall.

NAYS: None.

4. Ordinances

- a. Consider on first reading - amending amount of jail time credit.

AN ORDINANCE AMENDING CHAPTER 10, "COURTS, FINES AND IMPRISONMENT," BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY. MUNICIPAL COURT AMENDING JAIL TIME CREDIT-FINAL READING

- b. Consider on first reading - reclassification request from AO (Agricultural Open Space) to RS-6 (Residential Single Family) District, located on Antilley Road one mile west of Wylie.

AN ORDINANCE AMENDING CHAPTER 32, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AO TO RS-6 AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING. ZONING-RE MUNICIPAL CODE AO TO RS-6 AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING. FIRST READING

5. Resolutions

- a. Extend agreement with Southwestern Bell Telephone Company for pay telephones on public property.

TELEPHONES PUBLIC- NEW CONTRACT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ALLOWING SOUTHWESTERN BELL TELEPHONE COMPANY TO RENEW AND EXTEND THEIR RIGHTS UNDER ORDINANCE NO. 1058 GIVING THEM AUTHORITY TO INSTALL AND MAINTAIN PUBLIC EMERGENCY TELEPHONES IN THE CITY OF ABILENE.

- b. Consider appointment to the Board of Abilene Industrial Development Authority.

INDUSTRIAL DEVELOPMENT AUTHORITY- REAPPOINT MEMBERS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, REAPPOINTING MEMBERS TO THE BOARD OF DIRECTORS OF THE ABILENE INDUSTRIAL DEVELOPMENT AUTHORITY AS REQUIRED BY THE ARTICLES OF INCORPORATION, ARTICLE EIGHT.

- c. Consider disposition of certain excess right-of-way by the State Department of Highways And Transportation.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CONSENTING TO THE DISPOSITION OF CERTAIN EXCESS RIGHT OF WAY BY THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION TO ABUTTING OWNERS. STATE OF TEXAS CONSENTING FOR DISPOSITION OF R-O-W

- d. Radification of emergency purchase of bus parts.

EQUIPMENT PURC. BUS PARTS

- e. Approving contract with WTU concerning Traffic Signal Interconnect Cable.

WEST TEXAS UTILITIES- TRAFFIC SIGNAL INT. CABLE

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| <p>6. Award of Bids</p> <ul style="list-style-type: none"> a. 8-Yard Refuse Containers. b. Brush Chipper for Parks Department. c. Soil Shredder for Parks Department. d. Word Processor for Legal Department. e. Asphalt for Street Department. <p>7. Request to Advertise</p> <ul style="list-style-type: none"> a. Outdoor Warning Sirens and Radio Controlled Activation System. b. Track Loader for Refuse Department. | <p>EQUIPMENT PURC.
REFUSE CONTAINER
BRUSH CHIPPER
SOIL SHREDDER
WORD PROCESSOR
MATERIAL PURC.
ASPHALT FOR ST.</p> <p>EQUIPMENT PURC.
SIRENS & SYSTEM
TRACK LOADER</p> |
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Dianne Mehaffey, Administrative Director for The Noah Project, Inc. appeared before the City Council, appealing to them for support and assistance. She said that their budget this year was \$70,600. She suggested that the City of Abilene use Waco as their pattern, where the municipal government provides 27.5% of the shelter's budget. She explained what the Noah Project was, which is a shelter for battered persons. She pointed out that it was used extensively by battered women and children. This is the only place in the City that a child can go and stay when they are being mistreated at home.

Kathy Markot, Volunteer at the Shelter, spoke of individual incidences that had happened which made her believe in the need for a place like this. She said that she had also seen the need for a place for a battered child to go, in her job at the hospital.

After discussion by the Council, they expressed interest, saying that they did not feel that the City was the answer. The Council directed the Staff to meet with the Noah Project officials and present additional information at the Council's Budget sessions later this summer.

<p>Lew Richards, representing Fairway Oaks, was present and requested the City's permission for Fairway Oaks to hold a Fireworks Display on Saturday night, July 4, 1981, at 8:30 p.m. He pointed out that they would like to make it an annual event.</p>	<p>FIREWORKS REQUEST- NO DECISION MADE</p>
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Lt Bill Mooty, Fire Marshal, said that the law required the display to be at least 200 feet from a residence. He also pointed out that it would be up to the Fire Chief and Fire Marshal whether the wind was too high for the fireworks display. Lt. Mooty said that the Mall of Abilene would also be requesting a permit for a fireworks display for the 4th of July, as they did last year.

The Council indicated that they would not like give multiple permits for fireworks displays on the 4th of July, because of the danger involved.

Mr. Richards said that Fairway Oaks would withdraw their request if the Mall of Abilene held a Fireworks Display on the 4th of July.

Councilman Fogle moved that the Council postpone the decision on the Fireworks Display until the next Council meeting, when they will have additional information on the Mall of Abilene request. The motion was seconded by Councilman Higginbotham. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

<p>Wayne Kurfees, Director of Traffic & Transportation, presented the ordinance on second reading amending the Taxicab Rates. He brought out that the Council had approved the ordinance on first reading, except for the waiting time, which they changed to 15¢ a minute because they thought 25¢ was too high. Mr. Kurfees said that Abilene Yellow Cab Dispatch had requested higher rates because of rising gasoline and maintenance cost.</p>	<p>TAXICAB- RATE INCREASE FINAL READING</p>
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Mayor Hall opened public hearing on the Ordinance pertaining to Taxicab Rates.

Angus Crowder, Owner of Abilene Yellow Cab Dispatch, said that he requested the increase in rates at the recommendation of his drivers, who are independent. He also pointed out that the drivers do not charge for the first 5 minutes of waiting time.

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

After much discussion, Councilman Higginbotham moved passage of the ordinance as written, 25¢ a minute waiting time, but there shall be no charge for the first 5 minutes, all increases averaging about 28%. The motion was seconded by Councilwoman Webster. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Councilwoman Webster and Mayor Hall.

NAYS: None.

ABSTAINED: Councilman Fogle.

AN ORDINANCE AMENDING CHAPTER 29, "TAXIS AND OTHER VEHICLES FOR HIRE," BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

Roy McDaniel, Director of Finance, presented the resolution authorizing the issuance of Abilene Industrial Development Authority Revenue Bonds in the amount of \$800,000, Series 1981, (Petro-Tex Project).

BONDS-
AUTHORIZE
ISSUANCE OF
INDUSTRIAL
BONDS

Joe W. Smith, First Southwest Company, explained that the State Law required the Council's approval. He said that since Petro-Tex is a partnership with no operating history, a Letter of Credit from the Provident National Bank, Philadelphia, Pennsylvania, will be provided to a trustee bank in the amount of \$836,000, representing the principal amount of the proposed Bonds together with six months interest thereon computed at 9.0%, the anticipated rate at which the Bonds will be sold, as security for the Bonds.

Councilman Fogle moved adoption of the resolution authorizing the issuance of Abilene Industrial Authority Revenue Bonds, Series 1981, (Petro-Tex Project) in an amount not to exceed \$800,000. The motion was seconded by Councilman Rodriguez. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle & Mayor Hall.

NAYS: Councilwoman Webster.

RESOLUTION APPROVING AN AGREEMENT BY THE ABILENE INDUSTRIAL DEVELOPMENT AUTHORITY TO ISSUE BONDS FOR PETRO-TEX AND THE BOND RESOLUTION PROVIDING FOR THE ISSUANCE OF SUCH BONDS.

After discussion, Councilman Higginbotham moved adoption of the resolution approving replacement housing assistance payments in excess of \$15,000 in the Goodlow Relocation Program for the Minnie Johnson and Jinks Battles families. The motion was seconded by Councilman Fogle. The motion carried as follows:

GOODLOW RE-
LOCATION PRO
ASSISTANCE
PAYMENTS

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING REPLACEMENT HOUSING ASSISTANCE PAYMENTS UNDER THE GOODLOW VOLUNTARY PROPERTY ACQUISITION AND RELOCATION PROGRAM.

Councilwoman Webster moved passage of the ordinance on first reading reclassifying from RS-8 (Residential Single Family) to GC (General Commercial) District, located in the 1400 Block of South 27th Street. The motion was seconded by Councilman Higginbotham. The motion carried as follows:

ZONING-RE
RS-8 to GC
1400 BLK.
S. 27TH
1ST READIN

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

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.

Councilwoman Webster moved passage of the ordinance on first reading reclassifying from AO (Agricultural Open Space) to GC (General Commercial) District, located on I-20 & Plum Street. The motion was seconded by Councilman Higginbotham. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

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.

Dwayne Hargesheimer, Director of Utilities, presented the resolution awarding a contract for the Lake Abilene Water Treatment Plant Renovation. He said that the expenditure would come out of the bond fund, and that he was very pleased with the bids which they received this time.

After discussion, Councilwoman Webster moved adoption of the resolution awarding a contract for the Lake Abilene Water Treatment Plant Renovation and authorizing the Mayor to execute a contract for same. The motion was seconded by Councilman Rodriguez. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AWARDING A CONTRACT FOR THE LAKE ABILENE WATER TREATMENT PLANT RENOVATION AND AUTHORIZING THE MAYOR TO EXECUTE SUCH CONTRACT.

Bob Whitehead, Director of Public Works, presented the request for a waiver of the Subdivision requirements for curbing and paving on proposed plat at North 10th and Clack. He said that the Staff was recommending denial of the request, based on curbing & paving can be designed and constructed for this development and that North 10th is an arterial street which needs to be improved as development occurs.

Councilwoman Webster moved denial of the request for a waiver of the Subdivision requirements for curbing and paving on proposed plat at North 10th and Clack. The motion was seconded by Councilman Higginbotham. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

Mr. Whitehead presented the request for a waiver of the Subdivision requirements for curbing, paving and sanitary sewer on a proposed replat of Lot 12, Mystic Meadows. He said that the Staff was recommending approval of the request, because of the distance of the sewer line. He also said that to curb and pave this street for the short distance would be very impractical because of the street cross section and drainage.

A bond was discussed for both of the above requests.

Becky Ward, spoke in favor of the waiver of the proposed replat of Lot 12, Mystic Meadows. She said that they planned to receive water from the View-Caps Water Supply Corporation.

Councilman Higginbotham moved to deny the request from the above requested waiver for Lot 12, Mystic Meadows. The motion was seconded by Councilwoman Webster. The motion carried as follows:

AYES: Councilmen Higginbotham, Rodriguez, Fogle, Councilwoman Webster & Mayor Hall.

NAYS: None.

ZONING-RE
AO TO GC
I-20 & PLUM S
1ST READING

WATER &
SEWER PROJECT
LAKE ABILENE
WATER TREAT-
MENT PLANT
RENOVATION

SUBDIVISION
WAIVER REQ.
N. 10 & CLACK
DENIED

SUBDIVISION
WAIVER REQ.
LOT 12, MYSTI
MEADOWS--
DENIED

Pam D. Waynick, Director of Personnel, explained the Sick Leave & Vacation Policies. She said that regular full time employees earn 1.25 days per month vacation or 15 days per year. After twenty years service, employees who have at least 150 days of sick leave accumulated, earn 20 days vacation. New employees are required to work one year before taking vacation.

EMPLOYEES
BENEFITS
EXPLAINED

Mrs. Waynick said that regular full time employees earn 1.25 days of sick leave per month, or 15 days per year. Sick Leave may be taken as it is accumulated. She explained that the purpose of Sick Leave is to provide income during time lost on account of sickness, injury, or other temporary physical disability not connected with the job. It may be used to cover absences due to personal illness or injury, and it may also be used to cover family illness. Sick Leave taken because of illness in the family should be used to locate someone to care for the ill or injured family member. Employees may be required to furnish a doctor's statement to verify the illness or injury.

Lee Roy George, Director of Planning & Community Development, said that last fall, the City of Abilene allocated a portion of its Comprehensive Community Energy Management Program funding to complete a study of the feasibility of utilizing wind energy to assist municipal water pumping. He said that presently, half of the City's municipal electric use is devoted to water distribution with the monthly electric bill for the water system averaging \$50,000.

ENERGY-
PRESENTATION
ON WIND
MACHINES

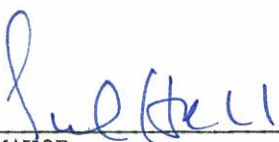
The City contracted with Dr. Vaughn Nelson, Director of the Alternative Energy Institute at West Texas State University to prepare the wind energy study. Dr Nelson has completed his research, and determined that using wind energy for water pumping is indeed feasible here in Abilene.

Dr. Nelson suggested the City start by buying one or two machines with 25- to 100- kilowatt rated output. The City should also start a wind speed measurement program, he said. He showed slides, presenting how our utility cost is going to increase. He also showed slides showing wind machines of different sizes and shapes. He said that Abilene was a good region for a wind machine, and that Carter 25 is a good machine, but he would suggest going out for bids. There may be a possibility thru a grant at a later date, but one is not available right now.

The Council wanted to be kept up to date on the status of the above subject and said that they were interested.

There being no further business, Mayor Hall adjourned the meeting at 11:33 a.m.


CITY SECRETARY


MAYOR