

Regular Meeting of the Mayor and City Council of the City of Abilene, Texas, to be held in the Council Chamber of the City Hall on Thursday, May 6, 1982, at 9:00 a.m.

CITY COUNCIL: Mayor Elbert E. Hall; Council - Julian Bridges, Billye C. Proctor, Juan C. Rodriguez, A. E. Fogle, Jr., L. D. Hilton and Kathy Webster.

1. Call to Order.
2. INVOCATION: Councilman L. D. Hilton.
3. APPROVAL OF MINUTES: Regular Meeting held April 22, 1982 and Special Meeting held April 29, 1982 honoring Miss Tommie Clack.
4. PRESENTATIONS & AWARDS:
Bill J. Mooty Fire Safety Fire Marshal 25 Years

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.

5. Ordinances
 - a. Consider on first reading - reclassification request from AO (Agricultural Open Space) to PI (Park Industrial) District, located on Hwy 80 West and set a public hearing for May 27, 1982, at 9:00 a.m.
 - b. Consider on first reading - reclassification request from AO (Agricultural Open Space) to GC (General Commercial) District, located on U.S. 80 West and set a public hearing for May 27, 1982, at 9:00 a.m.
 - c. Consider on first reading - reclassification request from RM-2 (Residential Multi-Family) to HC (Heavy Commercial) District, located in the 2300 Block of Old Anson Road, and set a public hearing for May 27, 1982, at 9:00 a.m.
 - d. Consider on first reading - reclassification request from RS-6 (Residential Single Family) to O (Office) District, located at 1410 Ballinger.
 - e. Consider on first reading - reclassification request from AO (Agricultural Open Space) to RM-2 & GC (Residential Multi-Family & General Commercial) District, located on Hartford Street and set a public hearing for May 27, 1982, at 9:00 a.m.
 - f. Consider on first reading - reclassification request from AO (Agricultural Open Space) to MH (Mobile Home) District, located at Jolly Rogers & Caldwell Road, and set a public hearing for May 27, 1982, at 9:00 a.m.
 - g. Consider on first reading - reclassification request from AO & RS-12 (Agricultural Open Space & Residential Single Family) to PDD (Planned Development) District, located on Oldham Lane, and set a public hearing for May 27, 1982, at 9:00 a.m.
 - h. Consider on first reading - reclassification request from RS-12 (Residential Single Family) to SC (Shopping Center) District, located at North 10th & Danville, and set a public hearing for May 27, 1982, at 9:00 a.m.
 - i. Consider on first reading - reclassification request from RS-8 (Residential Single Family) to PH (Patio Home Overlay) District, located in the 2500 Block of N. Judge Ely, and set a public hearing for May 27, 1982, at 9:00 a.m.
 - j. Consider on first reading - reclassification request from SC (Shopping Center) to GC (General Commercial) District, located at N. 10th & Willis and set a public hearing for May 27, 1982, at 9:00 a.m.
 - k. Consider on first reading - reclassification request from RS-8 (Residential Single Family) to PH (Patio Home Overlay) District, located on proposed Doral Circle and proposed Inverrary Drive, and set a public hearing for May 27, 1982, at 9:00 a.m.
 - l. Consider on first reading - reclassification request from AO (Agricultural Open Space) to RS-6, RM-1 & GC (Residential Single Family, Residential Multi-Family, and General Commercial) District, located at Oldham Lane & Industrial Blvd., and set a public hearing for May 27, 1982, at 9:00 a.m.

- m. Consider on first reading - reclassification request from AO (Agricultural Open Space) to LI (Light Industrial) District, located in the 4000 Block E. Hwy 80 and set a public hearing for May 27, 1982, at 9:00 a.m.
- n. Consider on first reading - reclassification request from RS-6 (Residential Single Family) to PH (Patio Home Overlay) District, located in the 2100 Block of Grand Avenue and set a public hearing for May 27, 1982, at 9:00 a.m.
- o. Consider on first reading - reclassification request from MH, AO & SC (Mobile Home, Agricultural Open Space, & Shopping Center) to GC & O (General Commercial & Office) District, located at Texas Avenue & U.S. Hwy 277 and set a public hearing for May 27, 1982, at 9:00 a.m.
- p. Consider on first reading - reclassification request from AO (Agricultural Open Space) to SC, O, RM-2, RM-3, RS-8 & CU (Shopping Center, Office, Residential Multi-Family, Residential Single Family & College-University) Districts, located at EN 10th & Judge Ely Blvd., & set a public hearing for May 27, 1982, at 9:00 a.m. (Agricultural Open Space) to HC (Heavy Commercial) District, located on Beltway South (FM 707) and set a public hearing for May 27, 1982, at 9:00 a.m.
- r. Consider on first reading - reclassification request from RM-2 (Residential Multi-Family) to SC (Shopping Center) District, located west of Ridgemont Drive, and set a public hearing for May 27, 1982, at 9:00 a.m.
- s. Consider on first reading - reclassification request from SC (Shopping Center) to PDD (Planned Development) District, located at Ridgemont & Rolling Green Drives, and set a public hearing for May 27, 1982, at 9:00 a.m.
- t. Consider on first reading - prohibiting parking on both sides of ES 11th from Treadaway Blvd., to Judge Ely Blvd., and set a public hearing for May 27, 1982, at 9:00 a.m.

- 6. Resolutions
 - a. Authorize City Manager to sign agreement for application for the Big Country Library System.
 - b. Authorizing the collection of tax penalty.
 - c. Consider easement release being a 15' utility & drainage easement along the north line of lot 4, Block B, Section 4, and a 15' utility & drainage easement along the south line of lot 1, Block A, Section 4, Mesquite Forest Estates, located on Thompson Parkway.
 - d. Consider executing a lease agreement with the Missouri Pacific Rail-road Company.
 - e. Oil & Gas Permit - 10 acres out of Section 68, Blind Asylum Lands Taylor County, near Potosi and Hardison Roads.
 - f. Oil & Gas Permit - 10 acres out of Section 68, Lunatic Asylum Lands, Taylor County, west of Hwy 36 and east of Abilene Municipal Airport.
- 7. Award of Bids
 - a. Air Compressor for Water Department.
 - b. Front-end loader for Parks Division.
- 8. Request to Advertise
 - a. Widening & repaving S. 14th from Sayles to Matador.
 - b. Paving & Sidewalk Improvements in the Carver Area.
 - c. Bus Passenger Shelters.
 - d. Civil Defense Outdoor Warning Sirens.

REGULAR AGENDA

- 9. Public Hearings
 - a. Consider on second and final reading - amending Section 32-10A.6.3 of the Zoning Ordinance concerning garage door setbacks in Patio Home projects.
 - b. Consider on second and final reading - thoroughfare abandonment, being 1531 square feet of Rolling Green Drive & running west for a distance of approximately 175.09 feet.
 - c. Consider on second and final reading - Street Name Change, being McGee Drive to Executive Drive, located off Maple Street in an east-west direction.
 - d. Consider on second and final reading - thoroughfare abandonment, of those portions of streets and alleys as dedicated on the plat of Lakeview Addition save & except Runnels St., east of Judge Ely Blvd.

10. Ordinances
 - a. Consider on emergency basis - parking restrictions in the vicinity of the Barrow Street Post Office.
 - b. Consider on second and final reading - amending Table 5A of the Building Code.
 - c. Consider on second and final reading - temporary prohibition of parking on various streets during street maintenance operations.
11. Resolutions
 - a. Consider extension of contract with Freeese and Nichols for the Floodwater Management Plan.
 - b. Consider Group Health/Life Insurance.
 - c. Consider renewal of a lease agreement for temporary transit facility.
12. Other Business
 - a. Consider selection of architect for transit maintenance facility.
 - b. Consider appointments to Boards & Commissions.
 - c. Pending and Contemplated Litigation.

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 3rd day of May, 1982, at 9:00 a.m.

Sheley Beard
Assistant City Secretary

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

The City Council of the City of Abilene, Texas, met in Regular Session Thursday, May 6, 1982, at 9:00 a.m., with Mayor Pro Tem Kathy Webster present and presiding. Councilman Julian Bridges, Councilwoman Billie Proctor, Councilmen Juan C. Rodriguez, A. E. Fogle, Jr., and L. D. Hilton present. Absent was Elbert E. Hall. Also present were City Manager Ed Seegmiller, City Attorney Harvey Gargill, Jr., and Assistant City Secretary Kelly Beard.

Invocation by Councilman Julian Bridges.

Minutes of last regular meeting held April 22, 1982 and minutes of special meeting held April 29, 1982, were approved as written with the correction of motions on page 3-2 and page 3-5 on the minutes of April 22, 1982. Councilman Hilton made the motion to approve the minutes of April 22, and April 29, 1982, as written with the corrections. Councilman Fogle seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

Mayor Webster presented a service award to Bill J. Mooty for 25 years service in the Fire Department. Mr. Mooty is currently Abilene Fire Marshal.

Councilman Bridges moved passage of the consent items as written below, with the exception of 6b, 6d, and 8c. These items were considered separately later in the meeting. The motion was seconded by Councilman Rodriguez. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

5. Ordinances

- a. Consider on first reading - reclassification request from AO (Agricultural Open Space) to PI (Park Industrial) District, located on Hwy 80 West and set a public hearing for May 27, 1982, 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
AO TO PI
HWY 80 WEST
1ST RD.

- b. Consider on first reading - reclassification request from AO (Agricultural Open Space) to GC (General Commercial) District located on U.S. 80 West and set a public hearing for May 27, 1982, at 9:00 a.m. This item was appealed by Mac McClure.

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
AO TO GC
HWY 80 WEST
1ST RD.

- c. Consider on first reading - reclassification request from RM-2 (Residential Multi-Family) to HC (Heavy Commercial) District, located in the 2300 Block of Old Anson Road, and set a public hearing for May 27, 1982, at 9:00 a.m. This item was appealed by Douglas Schmitt.

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
RM-2 to HC
2300 BLK.
OLD ANSON RD.
1ST RD.

- d. Consider on first reading - reclassification request from RS-6 (Residential Single Family) to O (Office) District, located at 1410 Ballinger, and set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
RS-6 TO O
1410 BALLINGER
1ST RD.

- e. Consider on first reading - reclassification request from AO (Agricultural Open Space) to RM-2 & GC (Residential Multi-Family & General Commercial) District, located on Hartford Street and set a public hearing for May 27, 1982, at 9:00 a.m. This item was withdrawn at the P&Z Meeting.
- ZONING-RE
AO TO RM-2 &
GC, HARTFORD
ST. WITHDRAWN
- f. Consider on first reading - reclassification request from AO (Agricultural Open Space) to MH (Mobile Home) District, located at Jolly Rogers & Caldwell Road, and set a public hearing for May 27, 1982, at 9:00 a.m. This item was denied at the P&Z Meeting.
- ZONING-RE
AO TO MH
JOLLY ROGERS
RD. & CALDWEL
RD. DENIED
- g. Consider on first reading - reclassification request from AO & RS-12 (Agricultural Open Space & Residential Single Family) to PDD (Planned Development) District, located on Oldham Lane and set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
AO & RS-12 TO
PDD, OLDHAM
LANE, 1ST RD.
- h. Consider on first reading - reclassification request from RS-12 (Residential Single Family) to SC (Shopping Center) District, located at N. 10th & Danville, and set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
RS-12 TO SC
N. 10TH &
DANVILLE,
1ST RD.
- i. Consider on first reading - reclassification request from RS-8 (Residential Single Family) to PH (Patio Home Overlay) District, located in the 2500 Block of N. Judge Ely, and set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
RS-8 TO PH
2500 BLK.
N. JUDGE ELY
1ST RD.
- j. Consider on first reading - reclassification request from SC (Shopping Center) to GC (General Commercial) District, located at N. 10th & Willis and set a public hearing for May 27, 1982, at 9:00 a.m. This item was withdrawn at the P&Z Meeting.
- ZONING-RE
SC TO GC
N. 10TH &
WILLIS
WITHDRAWN
- k. Consider on first reading - reclassification request from RS-8 (Residential Single Family) to PH (Patio Home Overlay) District, located on proposed Doral Circle and proposed Inverrary Drive, and set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
RS-8 TO PH
PROPOSED
DORAL CIRCLE
& INVERRARY I
1ST RD.
- l. Consider on first reading - reclassification request from AO (Agricultural Open Space) to RS-6, RM-1 & GC (Residential Single Family, Residential Multi-Family, & General Commercial) District, located at Oldham Lane & Industrial Blvd., & set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
AO TO RS-6,
RM-1 & GC
OLDHAM LANE &
IND. BLVD.
- m. Consider on first reading - reclassification request from AO (Agricultural Open Space) to LI (Light Industrial) District located in the 4000 Block E, Hwy 80 and set a public hearing for May 27, 1982, at 9:00 a.m.
- ZONING-RE
LI

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
AO TO LI
4000 BLK.
E, HWY 80
1ST RD.

- n. Consider on first reading - reclassification request from RS-6 (Residential Single Family) to PH (Patio Home Overlay) District located in the 2100 Block of Grand Avenue and set a public hearing for May 27, 1982, 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
RS-6 TO PH
2100 BLK.
GRAND AVE.
1ST RD.

- o. Consider on first reading - reclassification request from MH, AO & SC (Mobile Home, Agricultural Open Space, & Shopping Center) to GC & O (General Commercial & Office) District, located at Texas Avenue & U.S. Hwy 277 and set a public hearing for May 27, 1982, at 9:00 a.m. This item was withdrawn at the P&Z Meeting.

ZONING-RE
MH, AO & SC
TO GC & O
TEXAS AVE. &
HWY 277
WITHDRAWN

- p. Consider on first reading - reclassification request from AO (Agricultural Open Space) to SC, O, RM-2, RM-3, RS-8 & CU (Shopping Center, Office, Residential Multi-Family, Residential Single Family & College-University) Districts, located at EN 10th & Judge Ely Blvd., and set a public hearing for May 27, 1982, 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
AO TO SC, O,
RM-2, RM-3,
RS-8 & CU,
EN 10 & JUDGE
ELY BLVD.
1ST RD.

- q. Consider on first reading - reclassification request from AO (Agricultural Open Space) to HC (Heavy Commercial) District located on Beltway South (FM 707) and set a public hearing for May 27, 1982, at 9:00 a.m. This item was denied at the P&Z Meeting.

ZONING-RE
AO TO HC
FM 707
DENIED

- r. Consider on first reading - reclassification request from RM-2 (Residential Multi-Family) to SC (Shopping Center) District, located west of Ridgemoat Drive, and set a public hearing for May 27, 1982, at 9:00 a.m.

ZONING-RE
RM-2 TO SC
WEST OF
RIDGEMOAT DR.
1ST RD.

- s. Consider on first reading - reclassification request from SC (Shopping Center) to PDD (Planned Development) District, located at Ridgemoat & Rolling Green Drives, and set a public hearing for May 27, 1982, at 9:00 a.m.

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

- t. Consider on first reading - prohibiting parking on both sides of ES 11th from Treadaway Blvd., to Judge Ely Blvd., and set a public hearing for May 27, 1982, at 9:00 a.m.

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
AMENDED-
PARKING-
1ST RD.

6. Resolutions

- a. Authorize City Manager to sign agreement for application for the Big Country Library System. (Oral Resolution)

LIBRARY-
AGREEMENT
BIG COUNTRY
SYSTEM

- c. Consider easement release being a 15' utility & drainage easement along the north line of Lot 4, Block B, Section 4, and a 15' utility & drainage easement along the south line of Lot 1, Block A, Section 4, Mesquite Forest Estates, located on Thompson Parkway.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE MAYOR TO EXECUTE THE ATTACHED EASEMENT RELEASE.

EASEMENT
RELEASE
MESQUITE FOR-
EST ESTATES

- e. Oil & Gas Permit - 10 acres out of Section 68, Blind Asylum Lands Taylor County, near Potosi and Hardison Roads. (Oral Resolution)

OIL & GAS
PERMIT-
SEC. 68, BAL

- f. Oil & Gas Permit - 10 acres out of Section 68, Lunatic Asylum Lands, Taylor County, west of Hwy 36 and east of Abilene Municipal Airport. (Oral Resolution)

OIL & GAS
PERMIT
SEC. 68, LAL

7. Award of Bids
- a. Air Compressor for Water Department.
 - b. Front-end Loader for Parks Division.
8. Request to Advertise
- a. Widening & repaving S. 14th from Sayles to Matador.
 - b. Paving & Sidewalk improvements in the Carver Area.
 - d. Civil Defense Outdoor Warning Sirens.

EQUIPMENT-
AIR COMPRESSO
FRONT END
LOADER
STREET IMP.
S. 14th
PARKS-PAVING
CARVER ADDITL
SIRENS

Roy McDaniel, Finance Director, presented the resolution authorizing the collection of tax penalty to the Council. He said in the last Legislature, they approved the addition of a 15 percent attorney's fee to be added to the amount of any delinquent taxes. However, in order to make this effective, each taxing entity must pass a resolution stating that they intend to collect this 15 percent attorney's fee. He said delinquent notices will go out at the end of this month and the 15 percent will be added to any delinquent taxes effective July 1. He said that we had been allowed to collect penalty, interest and court costs when that is available. At a certain point, we are allowed to collect attorney's fees. Now, this allows us to collect attorney's fees earlier. Used to we had to wait until suit had actually been filed. It is now effective July 1, of any given year. The School Board and the County have both passed similar resolutions.

Councilman Fogle moved adoption of the resolution authorizing the collection of a tax penalty. Councilwoman Proctor seconded the motion.

The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE COLLECTION OF A TAX PENALTY.

TAXES-
COLLECTION OF
TAX PENALTY

Dwayne Hargesheimer, Director of Water Utilities, presented the proposed Lease Agreement with the Missouri Pacific Railroad Company to the Council. He said the land is located east of the Grimes Water Treatment Plant and two holding basins would be built for the discharge water. It will then be hauled off by truck. There will not be permanent damage to the land because the basins are earthen and the dikes and other materials can be easily removed. There is approximately 4.72 acres involved. The least agreement is \$550 a year, that is the Railroad's minimum fee for any permit or lease. This area cannot be developed and the Railroad is willing to sell the property but it has been difficult to reach an agreement through the mail. He said that the idea of some day buying this property from the Railroad will still be considered.

Councilman Rodriguez moved adoption of the resolution approving and authorizing the Mayor to execute a Lease Agreement with the Missouri Pacific Railroad Company. Councilman Bridges seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton, and Mayor Webster.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH THE MISSOURI PACIFIC RAILROAD COMPANY.

WATER-
LEASE AGREE-
MENT -
MISSOURI
PACIFIC RR CC

Wayne Kurfees, Director of Traffic & Transportation, presented the item of Bus Passenger Shelters to the Council. He said these shelters are 3-sided with a roof and see-through plastic-type glass. The passengers waiting for the buses can see through them and they don't provide much of a sight obstruction. They are 8' long, 3' to 4' deep, and about 6 1/2' high. The material used in them is a bronze-looking metal which makes them very attractive. The capital grant with which the City bought the new buses also provided \$17,000 to purchase five bus shelters. That makes the bus shelters cost about \$3,400 per bus shelter. He said since they have not actually gone out for bids, he is not sure they will really cost that much. They will be located at visible locations where bus ridership is high. Such places are Westgate Mall, Hickory Street across from Hendrick Medical Center, Abilene Christian University, Abilene State School and Abilene North Apartments. He said these shelters will be visible evidence that the City does have a transit system so it helps market the system as well as keeping the passengers waiting out of the elements. These shelters are anchored onto a thin slab of concrete and can be easily moved. They will be placed on the street right-of-way in most cases except when located on private property such as Westgate Mall. About four people can sit in the shelter comfortably and several other people could be fit into it to get out of rain, etc.

TRANSIT-
ADVERTISE
FOR BIDS -

Councilman Hilton moved that the City advertise for bids for the Bus Passenger Shelters. Councilman Fogle seconded the motion. The motion carried as follows:

PASSENGER
SHELTERS

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.

NAYS: None.

Wayne Collier, Zoning Administrator, presented an ordinance amending Section 32-10A.6.3 of the Zoning Ordinance concerning garage door setbacks in Patio Home projects. He said right now, the Zoning Ordinance called for garage doors on all structures be set back 20' from property lines in Patio Home projects. Private streets are permitted in these types of projects and property lines are permitted to go to the center of private streets. If this portion of the Zoning Ordinance stays in effect, it would permit garage door setbacks to be 20' from the center of streets. He said the ordinance needed to be amended where private streets in Patio Home Projects to have the garage door setbacks from the curb line instead of the property line.

After the explanation from Wayne Collier, Mayor Webster opened public hearing on the ordinance amending Section 32-10A.6.3 of the Zoning Ordinance concerning garage door setbacks in the Patio Home Projects. There being no one present and desiring to be heard, Mayor Webster closed the public hearing.

Councilman Bridges moved passage of the ordinance amending Section 32-10A.6.3 of the Zoning Ordinance concerning garage door setbacks in Patio Home Projects. Councilman Rodriguez seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton, and Mayor Webster.

NAYS: None.

ZONING ORD.
AMENDED-
SEC. 32-10A.6
RE: GARAGE
DOOR SETBACK
PATIO HOME
PROJECTS

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

Wayne Collier presented a request from Mr. James Aneff for a thoroughfare abandonment, being 1531 square feet of Rolling Green Drive beginning at the west boundary line of Ridgmont Drive & running west for a distance of approximately 175.09 feet. He said this area is a small triangular piece just west of the Mall of Abilene. This small piece was left after Rolling Green Drive was constructed a little differently than it had originally been dedicated.

After the explanation from Wayne Collier, Mayor Webster opened public hearing on the ordinance calling for a thoroughfare abandonment being 1531 square feet of Rolling Green Drive & running west for a distance of approximately 175.09 feet. There being no one desiring to be heard, Mayor Webster closed the public hearing.

Councilman Rodriguez moved passage of the ordinance calling for a thoroughfare abandonment on Rolling Green Drive. Councilman Fogle seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

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
ROLLING GREEN
DRIVE-FINAL
RD.

Wayne Collier presented the ordinance calling for a street name change, being McGee Drive to Executive Drive, located off Maple Street in an east-west direction. He said this was a request from BGH & John Harris Enterprises and the location is east of Treadaway in the southern portion of Abilene. This would allow the continuity of one street name from South Treadaway to Maple.

After the explanation from Wayne Collier, Mayor Webster opened public hearing on the Street Name Change, being McGee Drive to Executive Drive, located off Maple Street in an east-west direction. There being no one present and desiring to be heard, Mayor Webster closed the public hearing.

Councilman Hilton moved passage of the ordinance calling for a street name change, being McGee Drive to Executive Drive, located off Maple Street in an east-west direction. Councilman Bridges seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF MCGEE DRIVE TO EXECUTIVE DRIVE.

STREET NAME
CHANGE -
MCGEE DRIVE
TO EXECUTIVE
DRIVE
FINAL RD.

Wayne Collier presented the ordinance calling for a thoroughfare abandonment, of those portions of streets and alleys as dedicated on the plat of Lakeview Addition save & except Runnels Street east of Judge Ely Blvd. He said this request came from Mr. Tom Lewis which was passed on first reading on April 9, 1981. It was later tabled on April 23, 1981. Mayor Webster opened public hearing on the thoroughfare abandonment in Lakeview Addition except Runnels Street east of Judge Ely Blvd. There being no one present and desiring to be heard Mayor Webster closed the public hearing.

Councilman Hilton moved to take the item off the table. Councilman Fogle seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

Councilman Bridges made the motion of passage of the ordinance calling for a thoroughfare abandonment, of those portions of streets and alleys as dedicated on the plat of Lakeview Addition, save & except Runnels Street east of Judge Ely Blvd. Councilwoman Proctor seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

THOROUGHFARE
ABANDONMENT
LAKEVIEW
ADD'N.
FINAL RD.

AN ORDINANCE PROVIDING FOR THE THOROUGHFARE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

Wayne Kurfees presented an ordinance on emergency basis calling for a parking restriction in the vicinity of Barrow Street Post Office. He said the construction on Barrow Street started about April 6, 1982. The construction is now ready to start working on the area around the Barrow Street Post Office. He said the construction would last about three or four days and the head-in parking in front of the Post Office would be gone. He said the Post Office employees will have to park elsewhere so that customers may use the parking that is on S. 15th Street. He also said that the mail boxes that are on S. 15th will be moved so that people may drive on S. 15th and exit down alleys instead of encountering barriers blocking Barrow Street. He said that the ordinance would call for parking to be prohibited on the south side of S. 15th from the alley east of Barrow Street to a point 70 feet east of the alley. Also, there would be a parking time limit of 24 minutes on the north side of S. 15th from Barrow to Woodard and the south side of S. 15th from Barrow to the alley east of Barrow.

Wayne Kurfees reiterated that Barrow Street & S. 15th (that intersection) would be blocked off for only three or four days.

Councilman Fogle moved passage of the ordinance on emergency basis concerning parking restrictions in the vicinity of Barrow Street Post Office. Councilman Bridges seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

EMERGENCY
ORDINANCE -
TRAFFIC &
TRANS., PARK
ING ON BARRC
FINAL RD.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 18, MOTOR VEHICLES AND TRAFFIC, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; DECLARING AN EMERGENCY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AND AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

Bob Fowler, Code Administrator, presented the ordinance calling for an amendment to Table 5A of the Building Code. He said Table 5A establishes requirements for the fire resistance of exterior walls. The reason for these requirements is to provide exposure protection. If one building catches fire, it provides protection for the other buildings and reduces the possibility of spreading the fire from building to building. He said the staff felt that one hour fire resistant walls built on small business occupancies were adding unnecessarily to the cost of the buildings. He said the staff proposed that the distance be changed from 20' to 10'. The Fire Marshal also agreed that that was an adequate amount of protection for these types of buildings.

Councilman Hilton moved passage of the ordinance calling for an amendment to Table 5A of the Building Code. Councilman Rodriguez seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.
NAYS: None.

ZONING ORD.
AMENDED-
BUILDING CODE
AMENDING
TABLE 5A

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.

Wayne Kurfees presented the ordinance calling for temporary prohibition of parking during street maintenance operations to the Council. He said this ordinance will attempt to solve a problem that has existed for many years. As the Street Division attempts to seal coat streets during the summer, they must work around or move parked cars on these streets. He said the Street Division has told him that this problem has adversely affected their cost because a street crew averages \$160 an hour in man power and \$30 per mile for the equipment. Anytime they must bypass a street and come back to it, it increases the cost of their maintenance operations. In the past, the crews have attempted to come by in advance and leave notes for the people who live on the next street to be maintained, but cars would be parked after the notices were given out or they would not belong to the people on the block. He said with this ordinance, the Street Division crews could leave as many notices as possible with residents starting about a week before construction was to begin and then have the authority to put up signs declaring prohibition of parking. This way people who arrive after the notices have been handed out will still be warned of the upcoming construction. He said the effective date would be written on the sign and as soon as the construction was completed, the signs would be removed. The ordinance also has a tow-away provision. He said more than likely, the Street Division will be calling tow-away services and have the cars impounded instead of giving tickets.

The Council asked if there was some way that the ordinance could be written so as to be effective for any street under street maintenance instead of having to pass an ordinance every summer dealing with only a part of the streets in town. Unfortunately, it will take many years to rotate to take care of all the streets in town.

Councilman Hilton moved passage of the ordinance calling for temporary parking restrictions during street maintenance operations, with the instructions for the Legal Department to try to reword this ordinance or to find a way to pass a comprehensive ordinance for this situation. Councilwoman Proctor seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton, and Mayor Webster.

NAYS: None.

AN ORDINANCE AMENDING CHAPTER 18, MOTOR VEHICLES AND TRAFFIC, BY ADDING A TEMPORARY SECTION AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; PROVIDING FOR A TERMINATION DATE AND PROVIDING THAT THE ORDINANCE NOT BE PRINTED IN THE ABILENE MUNICIPAL CODE.

TRAFFIC &
TRANS., PARK-
ING DURING
STREET MAINT.
FINAL RD.

Bob Whitehead, Director of Public Works, presented the resolution considering extension of a contract with Freese and Nichols for the Floodwater Management Plan. He said in September, 1980, the City Manager was authorized to sign a contract with Freese and Nichols for the Floodwater Management Plan. He said the the Plan was to be complete by April of this year. So, he said, they need the authority for the Manager to extend the contract with Freese and Nichols for the time extension. It does not include any cost extension or escalation. He said they do not expect any increase in cost. However, they have added the study along Buck Creek and a study along Rainy Creek. But, this has no affect on the request for the time extension on the contract. The Blue Ribbon Committee referred to in the memo to the Council has not been appointed as yet. He said this will be one of the items that will be brought before the Council during the June, 1982, retreat. He said that about nine miles of Rainy Creek is being studied and a little less for the Buck Creek.

Councilman Fogle moved passage of the oral resolution calling for an extension of the Contract with Freese and Nichols for the Floodwater Management Plan. Councilman Hilton seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.

NAYS: None.

CONTRACT EXT.
FREESE &
FOR FLOODWATER
MGMT. PLAN

The item on Group Health/Life Insurance was removed from the agenda to be discussed at a later meeting when more information is available.

INSURANCE-
POSTPONED
DISCUSSION

Wayne Kurfees presented the request by oral resolution to extend the lease for a temporary transit facility to the Council. This facility is currently at 803 Pine Street where the City is maintaining its bus fleet. He said it looks like it will be next February or March before the transit system is able to move into the permanent facility on S. 2nd Street. He feels that it would be better to stay where the transit facility is now, than it would be to move to the new facility before it is completely finished. The present location has a new owner who lives in California and he is asking for an increase in the lease. It was \$800 but now it has gone up to \$1,100. He feels that this is still a good price for the location mostly because it has a good fence around it and therefore has good night security. He said the construction of the new Facility should be started around October or November. The buses will be maintained at the new location and it should be completely self-sufficient.

TRANSIT-
TEMPORARY
TRANSIT
FACILITY

Councilwoman Proctor moved that the oral resolution be adopted calling for a renewal of the lease for a temporary transit facility.

Councilman Bridges seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.

NAYS: None.

Wayne Kurfees presented the discussion item considering the selection of an architect for the Transit Maintenance Facility to the Council. He said about six weeks ago, he issued a proposal for architectural and engineering services for the new transit facility. In response, he received five proposals. A committee composed of Wayne, Bob Whitehead, Roy McDaniel, Ed Seegmiller, Curtis Hawk, Kathy Webster and A. E. Fogle, Jr. They interviewed three architects, and decided that M. R. (Newt) Newberry would be the best architect for this particular project because of his experience with extensive remodeling.

He said the architect will be asked to analyze the transfer station at N. 2nd & Cedar and see how much it would cost to renovate this facility and then compare that with the cost of building a new transfer station at S. 2nd & Sycamore. Since he is not sure which of the above will occur, this is one reason against a percentage of cost basis for the contract with the architect. There is a total of \$58,119 to renovate the S. 2nd & Chestnut facility which is about \$4,000 below the amount of money in the line item in the grant for architectural/engineering services.

TRANSIT SYSTEM
ARCHITECT FOR
TRANSIT
FACILITY

Councilman Fogle moved passage of the oral resolution calling for a selection of an architect for the Transit Maintenance Facility. Mr. M. R. Newberry was selected as that architect. Councilman Hilton seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.

NAYS: None.

Mayor Webster presented the last item which was appointments to Boards and Commissions. The Council decided to approve the below lists of the Abilene Community Development Committee, Inc., MH/MR Committee, Parks & Recreation Board, Civic Abilene, Inc., and the Public Responsibility Committee.

BOARDS &
COMMISSIONS
APPOINTMENTS

Councilman Rodriguez made the motion to approve the names shown on the list for those particular Boards & Commissions. Councilman Hilton seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez, Fogle, Hilton and Mayor Webster.

NAYS: None.

ABILENE COMMUNITY DEVELOPMENT COMPANY, INC.

<u>Entity</u>	<u>Directors</u>	<u>Alternates</u>	<u>Term</u> <u>Exp.</u>
Abilene National Bank	Gary Youngblut	Tony Dycus	5-83
United Savings & Loan	Gene Boerner	John Stanley	5-83
Bank of Commerce	Wayne Cooper	Mays Adams	5-83
Citizens National Bank	Dan Lock	Don Henshaw	5-83
First National Bank	Jim Nixon	Don Delach	5-83
First Security Savings & Loan	Bonita Grogan	Jerry Hester	5-83
First State Bank	Gary Swain	Gary Weldon	5-83
Southwest Savings & Loan	John T. Neal	Jack Fry	5-83
Texas State Bank	Rode Ammons	C. Ferguson	5-83
Security State Bank	Kirby Leeson	Jim Cole	5-83
City Legal Department	Harvey Cargill, Jr.	Gary Landers	5-83
City Planning & Com. Dev.	Lee Roy George	Tony Neitzler	5-83
City Administration	Ed Seegmiller	Curtis Hawk	5-83
City Council	Elbert F. Hall	C. Rodriguez	5-83

MENTAL HEALTH/MENTAL RETARDATION

Joy Carter	8-83
G. Holman King	8-83
Malcolm C. Schulz	8-83
John N. McGaughy	8-83
Ray B. King	8-83
B. J. Estes, M.D.	8-84
Calvin Featherston	8-84
Don Neill	8-84
George A. Dawson, M.D.	8-84

CIVIC ABILENE, INC.

Mrs. Wayne Ramsey	5-85
Max Polen	5-85
Bobby Siltman	5-85
Mrs. Jerry Roberts	5-85
Dr. Billy Van Jones	5-85

PUBLIC RESPONSIBILITY COMMITTEE

Mrs. Evelyn Watson	11-82
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PARKS & RECREATION BOARD

Dr. Merlin Morrow	5-85
Dr. Bill Wright	5-85

Councilman Hilton moved to abolish the Flood Insurance Committee.

Councilman Fogle seconded the motion. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Rodriguez,

Fogle, Hilton and Mayor Webster.

NAYS: None.

Mayor Webster adjourned the meeting at 10:45 a.m.

Sperry Board
Assistant City Secretary

Kathy Webster
Mayor Pro Tem