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, August 14, 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 July 24, 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 requests, 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 reclassification request from AO (Agricultural Open Space) to PI (Park Industrial) District, located at N. 14th & Clack Streets & set a public hearing for August 28, 1980, at 9:00 a.m.
- b. Consider on first reading reclassification request from AO (Agricultural Open Space) to PI (Park Industrial) District, located on U. S. 83-84 South & set a public hearing for August 28, 1980, at 9:00 a.m.
- c. Consider on first reading reclassification request from RS-12 (Residential Single Family) to GC (General Commercial) District, located at 5442 Buffalo Gap Road & set a public hearing for August 28, 1980, at 9:00 a.m.
- d. Consider on first reading thoroughfare abandonment, located between North 6th & North 7th Streets & set a public hearing for August 28, 1980, at 9:00 a.m.
- e. Consider on first reading reclassification request from GC & HC (General Commercial & Heavy Commercial) to PI (Park Industrial) District, located on U.S. 83-84 South & set a public hearing for August 28, 1980, at 9:00 a.m.
- f. Consider on first reading reclassification request from RM-3 (Residential Multi-Family) to RM-2 (Residential Multi-Family) District, located on Amarillo Street & set a public hearing for August 28, 1980, at 9:00 a.m.
- g. Consider on first reading thoroughfare abandonment, described as a 60 X 160' segment extending south from Industrial Blvd. & a 60' X 232.24' segment extending north from Energy Dr. & set a public hearing for August 28, 1980, at 9:00 a.m.
- h. Consider on first reading amendment to the Zoning Ordinance, Section 32-7.1.8 (a) & 32-7.2.14 concerning public notice requirements & set a public hearing for August 28, 1980, at 9:00 a.m.
- i. Consider on first reading amendment to the Zoning Ordinance, Section 32-7.2.7, paragraph 5, concerning presentation by the Staff to the Board of Adjustment & set a public hearing for August 28, 1980, at 9:00 a.m.
- j. Consider on first reading amendment to the Traffic Code concerning parking.

5. Resolutions

- a. Providing for voting places in newly annexed area.
- b. Approving payment to Auditors.
- c. Street Use License Thornton's Department Store.
- d. Appointing members to various boards & commissions.
- e. Appropriating funds to pay appraisal fees for Buffalo Gap Road Curb & Gutter Assessment.

6. Award of Bids

- a. Aerial Ladder Trucks.
- b. Transit Fare Boxes.

REGULAR AGENDA

- 7.
- Public Hearings

 a. Paving of Hartford Street, from Vapor Trail to
 the Centerline of Little Elm Creek. Ф point 326.5' East of
- **b** Consider on second and final reading - amending Chapters 32-1,32-9, 32-13, 32-16 and 32-17, of the Zoning Ordinance concerning establiment of a Parks Industrial District.

 Consider on second and final reading - amending Section 32-7.2.1 of the Zoning Ordinance concerning Board of Adjustment, organization Zoning Ordinance concerning establish-
- С. and membership.
- d. Consider on second and final reading - amending Section 32-10.7 paragraph 2 (b) of the Zoning Ordinance concerning accessory paragraph : buildings. amending Section 32-16.9.2,
- 0 Consider on second and final the north 20' of North 14 Cottonwood. of North 14th Street right of way reading way between Treadaway abandonment, being away &
- Appealed Item:
 Consider on second and final reading RS-6 (Residential Single Family) to
 District, located at 1442 Kirkwood. RM-3 reclassification (Residential request Multi-Family)
- 00 0ther
- ъ. •
- ther Business
 Dyess Land Use
 Work Session 1 Study. Discussing possible landfill sites and/or concepts.

I hearby certify that the above notice of meeting was posted board at the City Hall of the City of Abilene, Texas, on the August, 1980, at 8:30 a.m. on the bulletin llth day of

y Secretary

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

Hodgin, present Webster, presiding. The City Council of the City of Abilene, Texas, met in Regular Session sday, August 14, 1980, at 9:00 a.m. with Mayor Oliver Howard, present and iding. Councilmen Leo F. Scott, S.M. Moore, Jr., L. D. Hilton & Kathy ter, present. Councilmen Seaton Higginbotham, Dick Bowen, absent. Assi Manager Curtis Hawk, City Attorney Harvey Cargill & City Secretary Ruth Assistant and

Invocation by Councilman Leo F. Scott

Minutes of last Regular Meeting were approved as written.

The motion Councilwoman Wébster tion was seconded by AYES: was seconded by Councilman Moore. The motion carried as follows: Councilmen Scott, Moore, Hilton, Councilwoman Webster & Mayor Howard None. moved passage of the consent items listed below.

Ordinances

ţ AO (Agricultural Open Space) to PI located at N. 14th & Clack Streets August 28, 1980, at Consider on first reading 9:00 a.m. e) to PI (Park Industrial) District Streets & set a public hearing for reclassification request from to PI (Park Industrial) District,

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. DESCRIBED BELOW; DECLARING

> Z ΑO

O TO PI,

ZONING-RE

1sT

READING

AO (Agricultural Open Space) to PI (Park Industrial) D located on U.S. 83-84 South & set a public hearing for August 28, 1980, at 9:00 a.m. TO TO first reading reclassification request Industrial) District,

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

U.S. 83-84 1ST READING

AO.

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ZONING-RE

C DENIED BY THE PLANNING COMMISSION

O. Consider Consider on first reading - thoroughfare abando between N. 6th & N. 7th Streets & set a public August 28, 1980, at 9:00 a.m. thoroughfare abandonment, hearing located for

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, 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. ABANDONMENT, AND CALLING A

> BETWEEN ABANDONMENT

THOROUGHFARE

Consider on thrse recurred & Heavy CongC & HC (General Commercial & Heavy ConIndustrial) District, located on U.S. & Industrial Distric reclassification request & Heavy Commercial) to PI Commercial)
S. 83-84 Sout
at 9:00 a.m. South & set from (Park

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

> -Id GC &

U.S

HC

1ST READING 84-SOUTH

in. hearing for August Consider on first Family) District, ider on first reading- reclassification request (Residential Multi-Family) to RM-2 (Residential located on Amarillo Street: 28, 1980, at 9:00 a.m. (Residential ζ'n ρ from Multi-public

MUNICIPAL AFFECTING AN ORDINANCE AMENDING CHAPTER CODE; BY CHANGING

G CERTAIN PROPERTIES, AS

G ANTITUG A PUBLIC I 32, "ZONING," OF ' ASHEARING DESCRIBED BELOW; DECLARING OF THE ABILENE RICT BOUNDARIES

> ZONING-RE READING & N.7TH

RM-3 to RM-2 ON AMARILLO ISTZONING-RE READING

£

00 Industrial Blvd. & a 60' X 232.24' segment continuous from Energy Dr. & a 50' X 232.24' segment continuous from Energy Dr. & a 50' X 232.24' segment continuous from Energy Dr. & a contin 28, 1980, (၂ / Dr. @ ~ at 9:00 a.m.

OF PUBLIC RIGHT OF WAY, PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION

Þ. public August Consider Ordinance, nce, Section 32-7.1.8(a) & 32-7.2.14 concerning notice requirements & set a public hearing for 28, 1980, at 9:00 a.m. g first reading amendment to the Zoning

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 32, ZONING, OF THE ABILENE MUNICIPAL CODE, CONCERNING THE NOTICE REQUIREMENT FOR PUBLIC HEARINGS; AMENDING PLANNING AND ZONING COMMISSION, PUBLIC HEARING (NOTICE) AND BOARD OF ADJUSTMENT, HEARING AND NOTICE THEREOF.

۳, Presentation set a public Ordinance, Consider On. n first reading - amendment to the Zoning Section 32,7.2.7, paragraph 5, concerning on by the Staff to the Board of Adjustment hearing for August 28, 1980, a 9:00 a.m. Ğν

AS ABILENE ILENE MUNICIPAL CODE; BY A ORDINANCE AMENDING CHAPTER DECLARING A PENALTY AND CALLING A PUBLIC HEARING. TER 32, "Z A SEVERABILITY "ZONING," OF THE CLAUSE;

٠. Consider on Consider on first reading concerning parking. -amendment to the Traffic Code

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

5 Resolutions

ភ Providing for voting places in newly annexed area.

DESIGNATING RESOLUTION ELECTION HO THE CITY PRECINCTS COUNCIL, CITY OF ABILENE, TEXAS

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Approving payment

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Auditors

O Use License Thornton's Department Store

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEXAS, APPROVING A STREET USE LICENSE AGREEMENT THE CITY OF ABILENE AND THORNTON'S DEPARTMENT STITHE USE OF CITY SIDEWALKS ON SOUTH 4TH, SOUTH 51 AND OAK STREETS, AND THE PARKING AREAS ON THE EARLY OF CITY SIDEWALKS ON SOUTH 51 AND OAK STREETS, AND THE PARKING AREAS ON THE EARLY OF THE PARKING AREAS ON THE PARKING AREAS ON THE EARLY OF THE PARKING AREAS ON THE P OAK STREET AND THE NORTH SIDE ΉO SOUTH 5TH STREET. CITY OF ABILENE, 5TH, EAST STORE BETWEEN SIDE PECAN FOR

٠ Appointing members ţ various boards ζ'n commissions

TEXAS, APPOINTING MEMBERS A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, THE REQUIRED BY THE CHARTER OF THE CITY OF ABILENE AND STATUTES STATE OF TEXAS TO VARIOUS BOARDS AND COMMISSIONS

Ð Appropriating funds Road Curb & Gutter . TEXAS, APPROPRIATING (\$1,075.00) FROM STRE RESOLUTION OF $_{
m THE}$ Assessment. CITY COUNCIL OF ONE THOUSAND SI to pay appraisal SEVENTY FIVE AND NO/100TH THE CITY ΉO ABILENE Gap

fees

for

Buffalo

BUFFALO GAP ROAD.

FROM STREET

BOND

SUNDA

FOR APPRAISING ON THE

1sTENERGY EXTENDING ABANDONMENT-THOROUGHFARE 2 SEGMENTS READING DR.

FOR 1ST READING HEARINGS REQUIREMENT NOTICE AMENDMENT-ZONING ORD. PUBLIC

BY STAFF PRESENTATION AMENDMENT-ZONING READING

PARKING 1ST REA AMENDMENT-TRAFFIC READING CODE

ELECTIONS-DESIGNATING PRECINCTS

APPROVING PAYMENT AUDIT-

DEPARTMENT LICENSE-THORNTON'S STREET USE

STORE

VARIOUS BOARD APPT.

APPRAISAL FEES BUFFALO GAP APPROPRIATIONS

9 Award of Bids

Aerial Ladder Trucks

ф. Transit Fare Boxes

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, IXAS, AWARDING THE BID AND AUTHORIZING THE MAYOR TO BOXES. CONTRACT FOR THE PURCHASE OF FOURTEEN TRANSIT

Mayor Howard opened public hearing on an ordinance ordering the improvements of Hartford Street, from Vapor Trail to a point 326.5 ft. East of the Centerline of Little Elm Creek in the 1980 Summer Assessment Paving Program & leving assessments against various persons & their property for the payment of a part of the cost of the improvements.

the Mayor Howard asked Mr. Cargill, City Attorney, to brief Council on the ordinance.

Mr. Cargill questioned Mr. John Conely, City Engineer, or having been duly sworn, as to the type of improvements the method of apportioning the cost.

Mr. Conely said that the cost of the assessment would \$8.45 per front foot for the 40' wide street. Ьe

Mr. Jimmy Partin, III, local Realtor & Licensed Appraiser, after having been duly sworn, testified that he had examined each property. He pointed out that he felt that the property would be enhanced by 65% of the \$13.00 first assessment which was recommended by the Staff, which would amount to \$8.45 per front foot. He explained that since there would be no skips in the paving, he felt that it would be enhanced more than he had originally testified.

assessment to 65%. He Gerald Willis, 6150 Hartford, said that he felt that the ment should not have been changed from 50% enhancement. He therefore felt that it should not be paved.

of 65% the Lance Trigg, Jr. 6141 Hartford, said that he was in favor the paving, until the assessment was changed from 50% to enhancement, also spoke in opposition.

afford Sidney C. Ferrell, 6001 Hartford, said that he could not the assessment, even at 50% of the enhancement value.

the paving. Mrs. Gary Hooker, 658 Vine, said that she was ιŗ favor

o f the Robert W. Burks, 6126 Hartford, said that he was paving. in favor

of. the Charles W. Coffee, 5902 Hartford, said that paving.

he

was

in favor

There being no one else present and desiring to be heard, Howard closed the public hearing. After discussion, Councilman Hilton moved that we waive the

requirements uirements for reading of ordinances upon two separate days and s the ordinance on emergency on first and final reading assess-a part of the cost of paving against abutting property owners, ting it as 50% of the original assessment of \$13.00. The motion seconded by Councilman Moore. The motion carried as follows:

AYES: Councilmen Scott, Moore, Hilton, Councilwoman Webster The motion

and Mayor Howard.

None.

EQUIPMENT PURCHASE-LADDER TRUCKS 2 AERIAL

FARE BOXES PURCHASE-TRANSIT

MENT PAVING FINAL STREET HARTFORD PROGRAM-1980 ASSESS IMPROVEMENT-READING

AND LEVYING ASSESSMENTS AGAINST VARIOUS PERSONS AND THEIR PROPERTY FOR THE PAYMENT OF A PART OF THE COST OF IMPROVING AND PAVING PORTIONS OF THE FOLLOWING STREETS IN THE TEXAS, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE OF ABILENE, CLOSING THE PUBLIC HEARING; ORDERING IMPROVEMENTS TAYLOR COUNTY, TEXAS, TO-WIT:

III 401 WIDE STREET F/C TO F/C

Hartford st of the Street - fr Centerline from Vapor (me of Little Trail to a e Elm Creek point (J

ABUTTING ON SAID STREETS, BOULEVARDS, AVENUES, OR PORTIONS THEREOF; PROVIDING A SEVERABILITY PROVIDING FOR ND PAYABLE; STIPULATING THE RATE OF INTEREST AND FIXING CHARGE AND LIEN AGAINST SAID PROPERTY, MAKING SAID CHARGE PERSONAL LIABILITY OF THE PROPERTY OWNERS OWNING PROPERTY CLAUSE, THE TIME WHEN SUCH ASSESSMENTS AND DECLARING AN EMERGENCY. BECOME DUE

(Park the Zoning Industrial) District. Ordinance, Howard opened public hearing ordinance, establishing a new on zoning an ordinance amending ning district - PI

PARK IN-ZONING ORD. ESTABLISHING AMENDMENT-

and said Roy George, 1 that there was Director ector of Planning a need of a zone other 8 ther that I Light Industrial

Heavy Industrial for the developers. FINAL

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

new seconded zoning district - PI (Park Industronded by Councilwoman Webster. The AYES: Councilmen Scott, Moore, final reading amending Councilman Scott moved passage of the ordinance (Park Industrial) District. the Zoning Ordinance, Istrial) District. The motion was The motion carried as follows: re, Hilton, Councilwoman Webster establishing a second

and Mayor Howard.

NAYS: None.

MUNICIPAL CODE; BY AMENDING CERTAIN S LOW; PROVIDING A SEVERABILITY CLAUSE; AN ORDINANCE AMENDING CHAPTER CALLING A PUBLIC HEARING. ENDING CHAPTER 32, "Z BY AMENDING CERTAIN "ZONING," O AND DECLARING A PENALTY 10 AS THE SET ABILENE TUO

accessory the Zoning Mayor buildings. r Howard opened public hearing Ordinance, Section 32-16.9.2, on paragraph 2 an ordinance (d) amending concerning

AMENDMENT-FINAL READING ACCESSORY

amendment Mayor Howard asked Mr. George to brief the Council no the

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

seconded by Councilman Moore. paragraph 2 final Councilman Scott reading amending the Zoning 2 (b) concerning accessory moved ed passage of the Zoning Oro The motion carried as follows: buildings. The motion was Ordinance, the ordinance Section 32-16.9.2, on sec

Mayor Howard. NAYS: None AYES: Councilmen Scott, Moore, Hilton, Councilwoman Webster

None.

MUNICIPAL CODE; LOW; PROVIDING A AND CALLING A PU AN ORDINANCE AMENDING CHAPTER E; BY AMENDING CERTAIN (G A SEVERABILITY CLAUSE)
PUBLIC HEADS PUBLIC HEARING. CLAUSE; , "ZONING," OF THE A THE ABILENE TUO A PENALTY BE-

right ы of way Thoroughfare Mayor Howard opened public between Treadaway Abandonment, , being the north 20' of North 14th and Cottonwood.

to brief Mayor Howard asked Mr. Wayne Collier, the Council on the provision. Zoning Administrator

that Commission abandoned. He a at a 10' utility Collier Sollier explained that the the the Traffic Department, He also said easement be retained. that West Texas the Staff, Planning recommended that Utilities requested δ'n only Zoning only 10'

> N. 14TH FINAL READING ABANDONMENT-10' ROW OF THOROUGHFARE 14TH

Abandonment Mike Mellen, 1401 Ash, spoke against the Thoroughfare

o F the Richard Godbout 201 ard Godbout & wife, who are requesting the said that they would appreciate 10' now. abandonment

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

and final reading providing for a Thoroughfare Abandonment, being the north 10' of North 14th right of way between Treadaway and Cottonwood, providing for a 10' utility easement. The motion was seconded by Councilman Hilton. The motion carried as follows: Councilman Moore moved passage of the ordinance on second

Mayor н NAYS: AYES: Howard. Councilmen Scott, Moore, Hilton, Councilwoman Webster

None.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY, PROVIDING FOR THE TERMS AND CONDITIONS OF SUCI ABANDONMENT, AND CALLING A PUBLIC HEARING. SUCH

Mayor Howard opened public hearing on an appeal item, reclassification from RS-6 (Residential Single Family) to R (Residential Multi-Family)District,located at 1442 Kirkwood. to RM-3

RS-6 to RM-3 1442 KIRKWOOD FINAL READING

ZONING-RE

DENIED

reclassification. Mayor Howard asked Mr. Collier to brief the Council on the

Commission because it Collier said that the Staff n recommended disapproval of t would be spot zoning. and Planning & Zoning the reclassification

keeping children for a care of Mr.s. N.H. Hatley, Jr, the proponent, said that she had b ng children for a number of years and felt that she could care of 12 as well as the 6 that she has been keeping. been

Mrs. Richard Lucas, 2325 Brookhollow, property in the area and felt that if they property values would decrease in the area. said that said that she owned rezoned this location,

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

for Hilton. AYES: rezoning at 1442 Ki: Hilton. The motion After discussion, Louis zoning at 1442 Kirkwood. The mount man motion carried as follows: Councilman Moore moved to deny the rkwcod. The motion was seconded by request Council-

and Mayor Howard. Moore, Hilton, Councilwoman Webster

NAYS: None.

posed Dyess and type of Mr. George said that he and his Staff were presenting a pro-Dyess Land Use Study, which would include suggested locations pe of future development.

DYESS LAND USE STUDY NOT ADOPTED PRESENTATION-

Anita Russelman, Planner, presented the said that the area was composed of 1,340 acres it vacant or agricultural, 2% residential and explained that the proposed plan was not a regular valuable tool in planning for the area when it a regulation, acres of land, with 95% and 3% commercial. Shu plan it started to develop īn detail. but would be She of

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Bob Whitehead, Director of Public Works, explained that the current landfill, in north Abilene would be exhausted in 18 to 24 months. He discussed three concepts concerning solid waste dispose with the City Council which were:

1. Would the Council consider a contractural relationship with a private firm to operate a disposal site?

2. The City's commitment to recycling solid wastes.

3. The desired procedure to site a new landfill. hat the WORKSHOP-8 to 24 LANDFILL SITES disposal AND/OR CONCEPTS

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After discussion, it was the consensus of the Council that the Staff begin searching for a new landfill to be operated by the City or a private firm which ever method that would save the City more money. They did not think that recycling solid wastes would be economically feasible at the present time.

meeting at There being no further business, Mayor Howard adjourned the g at 11:45 a.m.

MAYOR

CITY SECRETARY