

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, August 26, 1982, at 9:00 a.m.

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

1. Call to Order.
2. INVOCATION: Councilman L. D. Hilton
3. APPROVAL OF MINUTES: Budget Work Sessions held August 5, 6 & 9, 1982, and Regular Meeting held August 12, 1982.
4. AWARDS & PRESENTATIONS:

| | | | |
|--------------------|---------------------|--------|----------|
| J. O. Gill | Police Officer | Police | 30 Years |
| Bobby D. Owen | Lieutenant | Fire | 30 Years |
| Charlie Rex Martin | Maintenance Foreman | Street | 20 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 - request for Street Name Change, being Lindsey Drive to Crestline Drive & set a public hearing for September 9, 1982, at 9:00 a.m.
 - b. Consider on first reading - request for thoroughfare abandonment, located off South 1st, between Meander and Vine Streets & set a public hearing for September 9, 1982, at 9:00 a.m.
 - c. Consider on first reading - request for thoroughfare abandonment, located south of Russell and west of Clyde Street & set a public hearing for September 9, 1982, at 9:00 a.m.
 - d. Consider on first reading - amendment to Section 32-9.2, Permitted Uses of the Zoning Ordinance, to allow Credit Unions in LC districts conditionally & set a public hearing for September 9, 1982, at 9:00 a.m.
6. Resolutions
 - a. Approve contract for clearing of vacant lots and three structures in the Goodlow Neighborhood.
 - b. Consider Street Use License for Thornton's Department Store.
 - c. Authorizing the purchase of right-of-way for Bridge Construction at Catclaw & Antilley Road.
7. Award of Bids
 - a. Pre-purchase of fixed equipment for Transit Maintenance Facility.
 - b. Rose Park parking.
 - c. Hurst Tool - Fire Department.
 - d. City Hall Landscaping - recommend rejection.
8. Request to Advertise
 - a. Communications Units for traffic signal coordination.
 - b. Roof Repair at Library.
 - c. Carpet for Civic Center.
 - d. Doors at Civic Center.
 - e. Stationary Compactor System.
 - f. Data Processing Equipment for Water Office.
 - g. Roof Repair - Airport Control Tower.
 - h. Will Hair Parking Lot.
 - i. Maxwell Golf Cart Barn.

REGULAR AGENDA

9. Public Hearings
 - a. Consider on second and final reading - reclassification request from AO (Agricultural Open Space) to HC (Heavy Commercial) District, located at 3041 Plum Street.
 - b. Consider on second and final reading - reclassification request from SC & RM-1 (Shopping Center & Residential Multi-Family) to MH & GC (Mobile Home & General Commercial) District, located at North 10th & Clack.
 - c. Consider on second and final reading - request for thoroughfare abandonment, being the south 10' of Russell Street from Elm Creek to Clyde Street.
 - d. Consider on second and final reading - amendment to the Pro Rata Ordinance.
 - e. Community Development Block Grant Program.
10. Ordinances
 - a. Consider on emergency - an ordinance prohibiting parking on the north side of Port Road adjacent to the fairgrounds.
11. Resolutions
 - a. Consider Abilene Industrial Development Authority Revenue Bonds, Series, 1982, (Gooch Packing Company Project), \$1,000,000.
12. Other Business
 - a. Consider request to waive subdivision regulations for curbing and paving on Franklin Street.
 - b. Consider Sanitary Landfill Operational Options.
 - c. Cultural Arts presentation.

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 23rd day of August, 1982, at 9:00 a.m.


Assistant City Secretary

SUPPLEMENTAL NOTICE

TO

REGULAR MEETING OF CITY COUNCIL

to be held in the

CITY COUNCIL CHAMBERS of City Hall, Abilene, Texas, on

AUGUST 26, 1982, at 9:00 A.M.

WHEREAS, there is an urgent public necessity that the City Council consider the purchase of land in that if the Council wishes to act to purchase the property it must do so quickly, otherwise, the opportunity and/or the price will go up and the funds currently budgeted will not be adequate to make the purchase.

12. Other Business
 - d. Purchase of real property in Northeast Abilene

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 26th day of August, 1982, at 8:00 o'clock a.m.

Walter 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, August 26, 1982, at 9:00 a.m., with Mayor Elbert E. Hall, present and presiding. Councilman Julian Bridges, Councilwoman Billye Proctor, Councilmen Juan C. Rodriguez, A. E. Fogle, Jr., L. D. Hilton & Councilwoman Kathy Webster, present. City Manager Ed Seegmiller, City Attorney Harvey Cargill, & City Secretary Ruth Hodgkin, present.

Invocation by Councilman Hilton.

Minutes of Budget Work Sessions held August 5,6 & 9th, 1982, were approved with three corrections. Minutes of last regular meeting held August 12, 1982, were approved as written.

Mayor Hall presented service awards to the following employees:

| | |
|---|---------------|
| J.O. Gill - Police Department - 30 Years | COMMENDING |
| Bobby D. Owen - Fire Department - 30 Years | CITY EMPLOYEE |
| Charlie Rex Martin - Street Division - 20 Years | AWARDS |

Reporter News Executive Editor Dick Tarpley presented Mayor Elbert Hall with a proclamation and resolution declaring August 26, 1982, as "Leave Elbert Alone Day" and "B-71 Day" in honor of the Mayor's upcoming 71st birthday.

News Reporters Downing Bolis and Debbie Elliott delivered special birthday greetings to Mayor Hall. Mr. Bolis presented the Mayor with 18 minutes of blank tape, remarking that he was not the first politician to possess such a tape.

Mayor Hall asked that the City Council records reflect that the presentations by Mr. Tarpley and the two radio reporters left him "at a loss for words".

Councilwoman Webster moved passage of the consent items listed below, with the exception of 7a & 7c, which will be voted upon separately. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

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

5. Ordinances

a. Consider on first reading - request for Street Name Change, STREET NAME
being Lindsey Drive to Crestline Drive & set a public CHANGE-
hearing for September 9, 1982, at 9:00 a.m. LINDSEY DR. TO
CRESTLINE DR.
1ST RD.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE,
TEXAS, CHANGING THE NAME OF LINDSEY DRIVE TO CRESTLINE
DRIVE.

b. Consider on first reading - request for thoroughfare abandon- THOROUGHFARE
ment, located off South 1st, between Meander and Vine Streets ABANDONMENT-
& set a public hearing for September 9, 1982, at 9:00 a.m. OFF S. 1ST
BET. MEANDER
& VINE ST.
1ST RD.

c. Consider on first reading - request for thoroughfare abandon- THOROUGHFARE
ment, located south of Russell and west of Clyde Street & ABANDONMENT-
set a public hearing for September 9, 1982, at 9:00 a.m. S. OF RUSSELL
& W. OF CLYDE
ST. 1ST RD.

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

d. Consider on first reading - amendment to Section 32-9.2, ZONING ORD.
Permitted Uses of the Zoning Ordinance, to allow Credit AMENDED-
Unions in LC districts conditionally & set a public 32-9.2,
hearing for September 9, 1982, at 9:00 a.m. PERMITTED
USES, 1ST RD.

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART E, "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.

6. Resolutions

- a. Approving contract for clearing of vacant lots and three structures in the Goodlow Neighborhood.

GOODLOW
RELOCATION
PROJECT-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVE CONTRACT APPROVING THE CLEARANCE OF THREE (3) STRUCTURES AND VACANT LOTS IN THE GOODLOW NEIGHBORHOOD.

- b. Consider Street Use License for Thornton's Dept. Store.

STREET USE
LICENSE-
THORNTON'S
DEPT. STORE
BRIDGE CONST.

- c. Authorizing the purchase of right-of-way for Bridge Construction at Catclaw & Antilley Road.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, GIVING NOTICE OF AN OFFICIAL DETERMINATION TO ACQUIRE PROPERTY FOR THE ANTILLEY ROAD AND CATCLAW CREEK BRIDGE IMPROVEMENT PROJECT; AND APPROPRIATING FUNDS.

TRANSIT EQUIP.
FIXED EQUIPMENTS
PRE-PURCHASE

7. Award of Bids

- a. Pre-purchase of fixed equipment for Transit Maintenance Facility.

James Condry, Assistant Director of Traffic & Transportation, explained that there were two separate and distinct parts to this award of bids. The Staff recommendation is to award to the low bidder, N/S Corporation, in the amount of \$44,580, for the automatic roller-type bus washer.

Mr. Condry also explained that they recommended the low bid of Chambers Pump Service, Inc. in the amount of \$46,267 for Proposal B which consists of the following items:

- 1 Two post Hydraulic Axle Lift
- 1 Power Unit for above
- 2 Reel Banks
- 1 Drain Oil Arm
- 3 Pumps (for engine oil, transmission fluid and coolant)
- 1 Submersible Pump (for diesel fuel)
- 2 10,000 gallon tanks (for diesel)
- 1 1,000 gallon tank (for engine oil)
- 1 550 gallon tank (for waste oil)
- 1 Fuel Dispenser (for diesel)

He said that he requested that they pass proposal "A" for the automatic roller-type bus washer, whether they passed proposal "B" or not. He said that there was some question by the second low bidder, that Chambers Pump Service does not meet the specifications.

Those areas of contention which were raised by West Texas Service Station Equipment, were checked out by our equipment consultant, who prepared the specifications, Fleet Maintenance Consultants. He said that the Consultants requested clarification from the low bidder on several points and Chambers Pump Service provided those. As a result the Consultants and the Architect, Newt Newberry and the Staff are satisfied that Chambers Pump Service meets the specifications.

He said that the Council had three choices which are:

1. To award the low bid, to Chambers Pump Service, based on the recommendation that they are the low bidder and that they meet specifications.
2. Reject their bid on the basis of their not meeting specifications, and award to the next bidder, which is West Texas Service Station Equipment.

Mr. Condry said that UMTA would have to approve any award of bid, since they are paying 80% of the cost, and their requirement is that the bid be awarded to the lowest bidder who meets specifications.

3. The other option is simply to reject all bids.

There is not sufficient time to consider this as a pre-purchase item. This particular equipment is being bought in advance of the general construction contract for three reasons:

1. To get better price competition on the purchase of these items.
2. To shorten the total time to projection completion.
3. To get better construction bids since the architect will know the exact dimensions and electrical/mechanical requirements of these items before the final construction specifications are issued.

Mr. Cargill, City Attorney, explained that these options were correct. He also said that having some things that had to be clarified in the bid was not unusual. Often, something is not clear in the bid and it has to be clarified before it can be decided if the bid conforms to the specifications.

Jim Weber, West Texas Service Station Equipment, spoke of his contentions that the bid from Chambers Pump Service does not meet the specifications. He presented each Council member with a list of the equipment in which he feels that the specifications were not met.

Mr. Weber called to the Council's attention, that in the invitation to bid that there are several statements that are significant.

1. That all bidders must conform to the final approved specifications.
2. When determining a successful bidder, consideration will be given to the price, financial responsibility of the bidder, responsiveness to these specifications, suitability of the equipment offered for use in local transit and the City's past experience.

Mr. Weber said that he did not feel that the above statements have been considered. He said that he thought that the only consideration that the City Staff had taken into consideration, was price.

He said that he felt that they should not consider a bid that did not meet the specifications, because the equipment would not last as long, would not operate as efficiently, and would in the long run, cost the City more money. He said that he was speaking as a concerned Citizen, as well as an unsuccessful bidder. He said that he felt that he bid with every specifications in mind, and that if the other bidders did not do that, that it should be re-bid, because Chambers Pump Service did not meet the specifications.

Newt Newberry, Architect for the Transit Maintenance Facility, said that he appreciated Mr. Weber's remarks and his thorough review of the specifications. He said that in looking at the specifications there is a prospective industry cross reference, which allows other manufacturers to key into a like item by a certain manufacturer. He explained that the specifications for the pumps said-or an approved equal. He said that they stated what equal products are, and their name, which is used as a guide to tell the other manufacturers that they must, in their cross referenced catalogue, come as close to what has been specified. He said that within 14 days of the bid letting, that person can contact the architect, thru his consultant and either approve or disapprove a substitution. He explained how the appeals process worked. He said that they felt like they had covered appeals procedures and in the supplemental general conditions. He said that he contends that Chambers Pump Service meets the specifications and recommends that they award the contract.

Mr. Weber said that he still felt that the bidding procedures had not been fair, and recommended that the City go back to the drawing board, in preparing their specifications again and going out for bids again.

After discussion, Councilman Rodriguez moved adoption of the oral resolution awarding the bids to N/S Corporation for the automatic roller-type bus washer and to award the balance of the equipment to Chambers Pump Service, Inc. The motion was seconded by Councilman Hilton. The motion carried as follows:

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

NAYS: Councilwoman Proctor.

b. Rose Park parking.

PARKS-
ROSE PARK
PARKING

c. Hurst Tool - Fire Department.

Bernard Huett, Purchasing Agent, said that he checked with the factory and there is only one authorized dealer in Texas and this is the reason for no more bids.

EQUIPMENT
PURC.
HURST TOOL-

Chief James Pogue of the Fire Department, said that it was a franchise deal, and there would be no way to receive more bids on this item, without going thru the franchise dealer in Texas.

FIRE DEPT.

After discussion, Councilman Bridges moved to award the bid of the Hurst Tool to Texas Firefighters & Safety Equipment Co. in the amount of \$8,913.18. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

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

NAYS: None.

d. City Hall Landscaping - recommend rejection.

CITY HALL-
LANDSCAPING
REJECTION

8. Request to Advertise

a. Communications Units for traffic signal coordination.

TRAFFIC-
COMMUNICATIO
UNITS

b. Roof Repair at Library

LIBRARY

c. Carpet for Civic Center.

ROOF REPAIR
CIVIC CENTER

d. Doors at Civic Center.

CARPET
DOORS

e. Stationary Compactor System.

REFUSE-
STATIONARY

f. Data Processing Equipment for Water Office.

COMPACTOR SY
WATER OFC.

g. Roof repair - Airport Control Tower.

DATA PROC.
EQUIPMENT

h. Will Hair Parking Lot.

AIRPORT-
CONTROL TOWER

i. Maxwell Golf Cart Barn.

ROOF
PARKS-
WILL HAIR

Mayor Hall opened public hearing on an ordinance reclassifying from AO (Agricultural Open Space) to HC (Heavy Commercial) District, located at 3041 Plum Street.

PARKING LOT
GOLF-CART
BARN

Mayor Hall asked Mr. Wayne Collier, Zoning Administrator, to brief the Council on the ordinance.

ZONING-RE
AO to GC
3041 PLUM
DENIED

Mr. Collier said that the proponent was requesting the re-zoning to conform with what he was using the property for. The Planning & Zoning Commission and the Staff have no objections to the reclassification.

Morene L. McKinney, 2301 Woodard, said that she owned the property next door. Her son lives on her property. She said that they have two small children and she did not feel that the proponent had enough property to do what he wants to do there.

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

Councilman Hilton moved passage of the ordinance on second and final reading reclassifying from AO to HC District, located at 3041 Plum. The motion was seconded by Councilman Fogle. The motion failed as follows:

AYES: Councilmen Fogle & Hilton.
NAYS: Councilman Bridges, Councilwoman Proctor, Councilman Rodriguez,
Councilwoman Webster & Mayor Hall.

Mayor Hall opened public hearing on an ordinance reclassifying
from SC & RM-1 (Shopping Center & Residential Multi-Family) to MH &
GC (Mobile Home & General Commercial) Districts, located at North 10th
& Clack.

ZONING-RE
SC & RM-1
TO MH &
GC, N.10TH
& CLACK
FINAL RD.

Mayor Hall asked Mr. Collier to brief the Council on the reclassi-
fication.

Mr. Collier said that they planned to have a Mobile Home Park and
mini warehouses, which would be all right according to the Planning and
Zoning Commission and the Staff.

Mr. Whitehead discussed Lee Complex drainage problem. He said
that the highway has an easement that would not allow anyone to build
there. He said that the property was in the flood plain, which would
allow development.

Burl Harris, owner of the property said that they felt that a
mobile home park would be ideal for the location. He said that it would
not be as bad as it is now (with the present zoning-Shopping Center).
He said that Eddie Chase, Surveyor, had done the survey work for them
on the project and that he thought it would be satisfactory. He pointed
out that they had fifty acres there and they would not do anything to
depreciate its value.

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

Councilwoman Proctor moved passage of the ordinance on second and
final reading reclassifying from SC & RM-1 to MH & GC Districts, located
at North 10th & Clack. The motion was seconded by Councilwoman Webster.
The motion carried as follows:

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

NAYS: None.

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY
DEVELOPMENT," SUBPART E, "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.

Mayor Hall opened public hearing on an ordinance providing for
a thoroughfare abandonment, being the south 10' of Russell Street from
Elm Creek to Clyde Street.

THOROUGHFARE
ABANDONMENT-
S. 10' of
RUSSELL ST.
ELM CREEK TO
CLYDE ST.
FINAL RD.

Mayor Hall asked Mr. Collier to brief the Council on the proposal.
Mr. Collier explained that this thoroughfare abandonment had
been requested in connection with a cul-de-sac, to be used with a
proposed residential development district. He said that the cul-de-
sac and the street would have to be paved.

Jeff Luther, owner of the property, said that he plans to con-
struct a fence which will help the neighborhood appearance. He said
that eleven of his surrounding neighbors are for it.

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

Councilman Proctor moved passage of the ordinance on second
and final reading providing for a thoroughfare abandonment, being
the south 10' of Russell Street from Elm Street to Clyde Street sub-
ject to the retention of a 10' utility easement the entire length of
said abandonment. The motion was seconded by Councilman Bridges. The
motion carried as follows:

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

Mayor Hall opened public hearing on an ordinance amendment to the Pro Rata Ordinance.

PRO RATA
RATES--
AMENDMENT TO
ORDINANCE
FINAL RD.

Mr. John Conely, City Engineer, said that the Pro Rata Ordinance required (as revised) the City Engineer to submit an annual rate adjustment based on the past years construction cost experience.

Dwayne Hargesheimer, Director of Water Utilities, said that the following average cost of laying water and sewer lines, for the previous year is:

| | |
|--------------------------------|-------------|
| 6" or 8" sewer 0-6 ft. deep | \$8.00/Ft. |
| 6" or 8" water & appurtenances | \$10.00/Ft. |

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

Councilman Hilton moved passage of the ordinance amending the Pro Rata Ordinance. The motion was seconded by Councilman Rodriguez. The motion carried as follows:

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

AN ORDINANCE AMENDING CHAPTER 32, "UTILITIES" BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

COMMUNITY
DEVELOPMENT
BLOCK GRANT
PROGRAM--
PUBLIC
HEARING
1ST PART

Lee Roy George, Director of Planning & Community Development, said that starting this year, the procedures for making application for Community Development Block Grant Program funds have been changed. In the past, the City had to have its application to HUD by July 15, or 75 days prior to the start of the program year which is October 1, each year. HUD then had approval or disapproval authority over the City's application. Under 1981 amendments to the Housing and Community Development Act, HUD no longer can approve or disapprove the City's application - provided all proposed activities in the application are eligible activities under this federal program. The new requirements state the City must merely provide HUD by September 1, a "Final Statement of Community Development Objectives and Projected Use of Funds." Prior to this action, the City must have at least one public hearing and furnish citizens with information concerning the CDBG program, the amount of funds available, the range of CDBG activities allowed under the program and have published a "Proposed Statement of Community Development Objectives and Projected Use of Funds."

Mr. George said that it should be noted that the application to be submitted to HUD will contain proposed uses of funds. The Staff has included proposed funding for the proposed Stevenson Park Relocation Program for example. This does not commit the City Council to this project. It merely includes a possible CDBG project in the formal application. If the City Council subsequently decides not to approve the Stevenson Park Relocation Project, then the funds would be reprogrammed to other activities.

Mr. George presented the proposed objectives as follows:

- Objective No. 1 - To continue with the clearance of flood-prone-lower income areas.
- Objective No. 2 - To continue to promote energy conservation and energy efficiency in the City of Abilene.
- Objective No. 3 - to continue to improve housing in the City of Abilene until all housing is in standard condition and all households are adequately housed.
- Objective No. 4 - To continue to encourage entrepreneurship on the part of low income and minority persons.
- Objective No. 5 - To construct and improve public works serving lower income persons as needed.

Mr. George said that the application this year was for an allocation of \$1,486,000 for the FY 1982.

Mayor Hall opened public hearing on the Community Development Block Grant Program, as required by HUD.

Mr. George presented the projected use of Funds - Proposed Budget

| | |
|--------------------------------|--------------------|
| 1. Stevenson Park NSA | \$988,530 |
| 2. Vogel Street Paving | 30,000 |
| 3. Housing Office | 135,000 |
| 4. Rehab Grant/Loans | 50,000 |
| 5. Paint & Weatherization | 10,000 |
| 6. Emergency Repair | 15,000 |
| 7. Energy Office | 57,000 |
| 8. Energy Audits | 20,000 |
| 9. Business Development Center | 40,000 |
| 10. C. D. Planning | 41,638 |
| 11. C. D. Administration | 143,832 |
| TOTAL | <u>\$1,531,000</u> |

It was discussed that if the Council decided against one of the items mentioned above, if it could be changed. The Council was assured that they could be changed. They would just have to have another public hearing & submit this to be approved (what ever the Council wished to spend it for).

Mrs. Gloria McDaniel, representing the Noah Project, said that it was a very good project. She said that their request was for the purchase and rehabilitation of a structure to house the Noah Project. She said the location now was very small, and that they could not accommodate as many people as they needed to.

Dianne MeHaffey, Director of the Noah Project, also spoke of the need of a larger facility. She said that there usually was not just one victim in violence, but several, all of whom are in some way helpless and less self-sustaining that the perpetrator of the violent act. She said that they needed \$147,000 from HUD for their proposed project.

Ed Massey, Director of the Boys' Clubs of Abilene, Inc. presented their request for \$13,067.88, which would complete the remodeling and equipping the Boys' Club at 1665 South 15th. He said that they were a non-profit organization. He described the Club as an informal guidance organization designed to meet the needs of girls and boys between the ages of 6 & 18.

Robert English, Vice President of the NAACP, said that their request was for \$1.3 million. He said that they urged the passage of a budget this year with major emphasis on economic development in the community. He pointed out that they were recommending two corporations funded with Community Development Funds, to address the economic needs of the community, especially for minority, low and middle income, and Community Development district citizens residing in this City. The two corporations are: the Abilene Economic Development Corporation and the Abilene Commercial Re-development and Historical Plan, Inc.

Mr. English said that they had made a survey in the Stevenson area, and the majority were not in favor of re-location.

Councilman Bridges asked if Woodson School was damaged in the flood and he was assured that there was very little damage there.

Mr. Whitehead said that the Staff had not decided whether to recommend relocation of the residents in the Stevenson area or try to do something with the water upstream.

Rose Martinez, Field Director, speaking for the Business Development Center, said that their organization helped members of the minorities. She spoke of the number of people that they had helped and the amount of assistance given.

Eugene Tedford, Consultant, said the Business Development Center offered a service to all people, regardless of their race. He said that he helped them in the process of loan packaging only.

Mayor Hall explained that the Council would consider 11a concerning the Abilene Industrial Development Authority Revenue Bonds for Gooch Packing Co.

BONDS-
INDUSTRIAL
REVENUE
BONDS-

Roy McDaniel explained that the Council had before them a resolution approving the issuance of Industrial Development Bonds issued by the Abilene Industrial Development Authority. This is \$1 Million worth of revenue bonds for Gooch Packing Co. backed by the credit of Cullum Company. The bonds will be sold to the Abilene National Bank. He said that we have in the Council Meeting, representatives of the Abilene Industrial Authority, First Southwest Company, McCall, Parkhurst & Horton, Bond Council, Abilene National Bank & Gooch Packing Co.

Gerald Cook, Abilene Industrial Authority, spoke on the Authority's desire to issue Industrial Revenue Bonds for a worthy project. Gooch Packing Company has completed their application, their filing fees and they have been approved by the Industrial Development Authority. He said that after they received the Council's approval, they would go to the Texas Industrial Commission for final approval.

John Rubottom, McCall, Parkhurst & Horton, Bond Council, who put together all of the legal papers for the issuance of the bonds, spoke of the Council's need to adopt a resolution which approves the actions taken the day before by the Abilene Industrial Development Corporation. The two resolutions were as follows: one approving the issuance of the bonds pursuant to the documentation and one authorizing the execution of various documents. These bonds that are being issued will be tax exempt for the benefit of the private sector. The interest rate will be substantially lower than that of the private sector could receive elsewhere. The obligation will be that of Gooch Packing Co. and will not in any way obligate the City. The deal will be a 9% interest rate on a 15 yr. Bond issue, with interest only for the first 10 years.

Ray Schwertner, Vice President, Gooch Packing Co. said that the money would be used for an in-house wastewater treatment facility, a hide-curing facility and a personnel structure and some related equipment.

Joe Smith, First Southwest Co. Financial Advisors for the Abilene Industrial Authority, made a statement regarding the Cullum Company. The Company is a multi-regional operator of supermarkets and drug stores with a total of 129 units in Texas, the Midwest and California, plus related meat-packing, distribution and real estate operations. The Company operates under the names of Tom Thumb-Page, Tom Thumb, Page Super Drug, Hinky Dinky, Pantry, Grocery Supply, Gooch Packing Company and Cullum Development Co. They are a strong company and First Southwest Co. recommends the adoption of the two resolutions.

Councilman Bridges moved that we accept the proposal adopting the resolutions authorizing the issuance of \$1,000,000 Revenue Bonds, Series 1.982 in favor of Gooch Packing Company. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

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

CERTIFICATE FOR RESOLUTION APPROVING AN AGREEMENT BY ABILENE INDUSTRIAL DEVELOPMENT AUTHORITY TO ISSUE BONDS FOR GOOCH PACKING COMPANY, INC. AND A GUARANTEE AGREEMENT WITH CULLUM COMPANIES, INC. AND THE BOND RESOLUTION PROVIDING FOR THE ISSUANCE OF SUCH BONDS.

RESOLUTION APPROVING AN AGREEMENT BY ABILENE INDUSTRIAL DEVELOPMENT AUTHORITY TO ISSUE BONDS FOR GOOCH PACKING COMPANY, INC., A GUARANTEE AGREEMENT WITH CULLUM COMPANIES, INC. AND THE BOND RESOLUTION PROVIDING FOR THE ISSUANCE OF SUCH BONDS.

The Council convened in Executive Session, to discuss the purchase of real property. No action was taken in this session.

COUNCIL-
EXE. SESSION
NO ACTION
ON REAL PROP

Bob Whitehead, Director of Public Works, presented the request to waive subdivision regulations for curbing and paving on Franklin Street, between Hickory Street and Grape Street. He explained that the the property was not platted. In the plat, the proponent has given the land for a street. He also explained that the proponent had said that he would pay for the paving assessments on his street when the rest of the street was paved.

SUBDIVISION
REGULATIONS
WAIVER
REQUEST-
MARTINEZ-
APPROVED

Mr. Whitehead said that he had a deed in hand for a street which would be necessary for the platting of the land. He also said that he had a letter from Mr. Martinez, saying that he would pay his fair share of the assessments when the street is paved. Those streets in the area, including Franklin street will be brought back to the Council for their consideration in a month or so.

Mr. Whitehead said that a letter of intent, instead of a bond would suffice in this case, because this area is already on the proposed assessment paving program. It is on the bond program, which has already presented to the Council.

Mr. Whitehead said that the direct cost of paving would be about \$11,000. If a bond were required, it would be about 3% of that amount.

Councilman Rodriguez discussed with Mr. Ruben M. Martinez, as to whether he could obtain a bond and whether he could pay \$11,000 or \$12,000 for the street being paved.

Mr. Martinez said that they had bought a house, and the man wanted them to move it. He said that he thought he could get a bond for the amount of the street paving.

After discussion, Councilwoman Webster moved adoption of the resolution waiving improvement on Franklin Street for Lots 102-105, a replat of Block 22, Sidney Smith Subdivision, as required by the Subdivision Regulations, approving 1, 2, & 3 of the resolution (authorizing the proponent to satisfy the following:

1. Pending approval of the replat by the Plat Review Committee.
2. The owner deed the City the area necessary to continue the dedicated street right-of-way with a metres and bounds description from Lot 102 to Hickory Street on the east end of the remaining portion of Block 22 (approximately 78.2' x 33').
3. The owner submit, in writing, a commitment to the City pledging his support to the Assessment Program to improve Franklin Street, and his intent to assume the responsibility of his share of the cost of construction.

The motion was seconded by Councilman Fogle. The motion carried as follows:

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WAIVING IMPROVEMENTS ON FRANKLIN STREET FOR LOTS 102-105, A REPLAT OF BLOCK 22, SIDNEY SMITH SUBDIVISION, AS REQUIRED BY THE SUBDIVISION REGULATIONS.

The public hearing concerning the Community Development Block Community Program was continued.
DEVELOPMENT
BLOCK GRANT

Mr. George said that they needed the Council to adopt some form of letter of intent, to be submitted to HUD on or about September 1.
PUBLIC
HEARING CONT

Mayor Hall asked if there were some more alternatives, other than the ones that they heard about this morning.

Mr. George said that he was sure there were some more agencies, that might want some of the funds, but he suggested that the Council go ahead and approve the proposed budget which was presented earlier, keeping those options open, in case the Council wished to change some of the items suggested on the proposed budget. Until about December, when the Floodwater Management Study is completed and the Council has decided what they are going to do regarding Stevenson Park area. He said that he did not feel that the Council would want to make a decision on Stevenson Park area, until having a public hearing with residents of the study area.

Councilman Bridges asked if the three programs that were presented this morning could be put into the program as alternatives.

Mr. George said that some other agencies might apply for some of the Community Development funds, if they thought there was some available. He suggested that if the Council decided not to fund the Stevenson Park area project, they hold another public hearing for input.

Mayor Hall suggested that we approve all of the suggested budget, except the Stevenson Park area item.

Mr. Seegmiller suggested that the Council stipulate to the Staff some date like January or February, for the Staff to return to the Council, for their final consideration (Stevenson Park area).

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

Councilman Hilton moved to approve the recommendations of the Staff regarding the Community Development Program Budget, with objectives 2 thru 5, being approved to proceed, but objective 1 would not proceed until after the study made by the Floodwater Management Committee. Then what ever their recommendation, it/~~will~~ be back to the Council for review. That we encourage the Community Development Committee to meet and if they have any questions on the other, that they work with the Staff on how they proceed. The motion was seconded by Councilman Fogle. The motion carried as follows:

*CD.
Funds
CDE to
Study*

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

The motion above would also be Budget items 2 thru 11, this was discussed after the voting, it was the consensus of the Council that this was their intentions.

It was the consensus of the Council to accept Mr. Seegmiller's suggestion of the 1st meeting in February to discuss the Stevenson Park area issue.

Councilman Bridges said that he was going to go ahead and vote for the motion, but that he felt that the Council should have more time to consider the items next year. And that the Community Development Committee be encouraged to meet earlier and make their recommendations to the Council.

Mr. Seegmiller explained that the Council needed to adopt the resolution approving the filing of an application for a Community Development Block Grant Program.

Mr. Gargill explained that the Council would need to adopt the above by motion.

Councilman Hilton moved to adopt the resolution approving the filing of an application (letter of intent) for a Community Development Block Grant Program. The motion was seconded by Councilman Rodriguez. The motion carried as follows:

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

*CD Funds -
Approve
application
- filing for
CDBG funds
FY 1982*

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE,
TEXAS, APPROVING THE FILING OF AN APPLICATION FOR A
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

James Condry, Assistant Director of Traffic & Transportation, requested the Council to pass the ordinance on emergency, prohibiting parking on the north side of Port Road adjacent to the fairgrounds.

TRAFFIC
CODE
AMENDED
EMERGENCY

After discussion, Councilman Bridges moved that we waive the requirements for reading of ordinances upon two separate days and pass the ordinance on emergency on first and final reading, prohibiting parking on the north side of Port Road adjacent to the fairgrounds. The motion was seconded by Councilman Fogle. The motion carried as follows:

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 18, MOTOR VEHICLES AND TRAFFIC, BY AMENDING SECTION 18-293 AS SET OUT BELOW; DECLARING AN EMERGENCY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AND AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

Mr. Whitehead talked to the Council about Sanitary Landfill Operational Options. He said that they could do the following:

LANDFILL-
OPERATIONAL
OPTIONS-
DISCUSSION

1. The City maintain the operation of the present landfill.
2. The City contract to operate the present landfill site.
3. The City contract to use the new landfill site.

Mr. Whitehead pointed out that contracting at Mr. Knowles Landfill would cost the City about \$580,000 a year, based on preliminary estimates, compared to the approximately \$812,000 Abilene has budgeted for landfill operations next year. Total costs to the community, however, including such things as the \$2.00 dumping fee, would be \$984,000 at the Knowles site.

After much discussion, it was the consensus of the Council that the Staff continue to look into finding ways in avoiding the forcing of Abileneans to pay when they drive their own residential refuse to the site. Mr. Whitehead was directed to continue to negotiate with the landfill owner, but they did not want the citizens of Abilene to pay a \$2.00 user fee.

Lynn Barnett, Executive Director of the Cultural Affairs Council presented slides showing some of the activities and arts which have been presented to the citizens of the City of Abilene. She also informed the Council of the coming events, which her Council is responsible for.


CULTURAL
AFFAIRS
COUNCIL-
BRIEFING

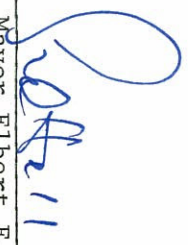
Ms. Barnett was commended by the Council for her outstanding work in getting so many performances which have been enjoyed by the citizens. The art which her committee is responsible for bringing to town has been appreciated by the citizens of Abilene.

Ms. Barnett said that the Cultural Affairs Council was created four years ago, as a division of the Chamber of Commerce to encourage art culture in Abilene. She said that they had their own board of directors, which in turn answers to the Chamber Board. They have two people on their Staff with nine standing committees and five project committees who work to accomplish the projects which are set up. She said that they operated on \$105,000 last year for their basic budget.

It was the consensus of the Council that the Cultural Affairs Council does a good job and they thanked Ms. Barnett for her presentation.

There being no further business, Mayor Hall adjourned the meeting at 4:20 p.m.


City Secretary


Mayor Elbert E. Hall