

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, September 23, 1982, at 9:00 a.m.

1. Call to Order.
2. INVOCATION: Councilman A. E. Fogle, Jr.
3. APPROVAL OF MINUTES: Regular Meeting held September 9, 1982
4. AWARDS & PRESENTATIONS:
Taylor Shankle Police Department Lieutenant 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. Appealed Item:
Consider on first reading - reclassification request from MH (Mobile Home) to GC (General Commercial) District, located at T&P Lane & Midway Street & set a public hearing for October 14, 1982, at 9:00 a.m.
 - b. Consider on first reading - amendment to Traffic Code concerning Parking in various locations.
 - c. Consider on first reading - street name change from Restway Road to Amylyn Avenue & set a public hearing for October 14, 1982, at 9:00 a.m.
6. Resolutions
 - a. Consider Street Use License for E-Z Serve, Inc., on Buffalo Gap Road.
7. Award of Bids
 - a. Golf Barn
 - b. Landscape - City Hall
 - c. Zoo Security
 - d. Will Hair Parking Lot
 - e. Repair of Roof - Library
 - f. Doors at Civic Center
 - g. Carpet at Civic Center
 - h. Stationary Compactor System
 - i. Traffic Signal Communication Equipment
 - j. Gasolines, Diesels & Propane - Shop
8. Request to Advertise
 - a. One - 30" Butterfly Valve and Operator - Water Department.
 - b. Custodial Service Contract for Sears and South Park Recreation Centers.
 - c. Total Organic and Total Carbon Analyzer for Sewage Treatment Plant.
 - d. Protective Clothing for structural fire fighting - Fire Department.

REGULAR AGENDA

9. Public Appearance
 - a. Jerome Collins - Abilene Fine Arts Museum Director.
10. Public Hearings
 - a. Consider ordinance on second and final reading - Ordinance approving amended 1981-1982 Budget & Proposed 1982-1983 Proposed Budget, including Revenue Sharing.
 - b. Consider ordinance on second and final reading - Ordinance setting Tax Rate.
 - c. Consider on second and final reading - reclassification request from AO (Agricultural Open Space) to RM-2 & GC (Residential Multi-Family & General Commercial) Districts, located on Hartford Street, 400' west of Clack.

10. Public Hearings, Cont'd.
- d. Consider on second and final reading - reclassification request from MH (Mobile Home) to RM-2 (Residential Multi-Family) District, located at Pueblo Street & Redbird Lane.
 - e. Consider on second and final reading - reclassification request from RS-6 (Residential Single Family) to PDR (Planned Development Residential) District, located in the 3500 Block of Russell Avenue.
 - f. Consider on second and final reading - reclassification request from GC (General Commercial) to MU (Medical Use) District, located at US 83-84 & Antilley Road.
 - g. Consider on second and final reading - reclassification request from GC (General Commercial) to AO (Agricultural Open Space) District, located at U.S. 83-84 & Antilley Road.
 - h. Consider on second and final reading - reclassification request from SC (Shopping Center) to GC (General Commercial) District, located at South 14th & Sunset Streets.
 - i. Consider on second and final reading - reclassification request from AO (Agricultural Open Space) to O (Office) District, located at 5240 S. Clack.
 - j. Consider on second and final reading - reclassification request from RM-3 (Residential Multi-Family) to O(Office) District, located at North 18th & Cedar Streets.
 - k. Consider on second and final reading - reclassification request from AO (Agricultural Open Space) to RM-3 (Residential Multi-Family) District, located at EN 10th & Griffith Road.
 - l. Consider on second and final reading - reclassification request from AO (Agricultural Open Space) to RM-3, RM-2 & RS-6 (Residential Multi-Family & Residential Single Family) Districts, located at Bishop Road & Jennings Drive.
11. Resolutions
- a. Consider authorizing Eminent Domain proceedings of two tracts of land in connection with Barrow Street Improvement Project.
 - b. Consider lease renewal for Abilene Fine Arts Museum.
 - c. Consider Airport Grant.
 - d. Consider termination of Rose Park Stadium Lease Agreement.
12. Award of Bids
- a. Sale of City owned property at 1101 Lillius.
13. Other Business
- a. Consider request for waiver of improvements required by the Subdivision Regulations on Russell and South 3rd, between Elm Creek & Clyde Street.
 - b. Consider resolution on Military Museum.
 - 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 20th day of September, 1982, at 9:00 a.m.

Wally 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, September 23, 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 Gargill & City Secretary Ruth Hodgkin, present.

Invocation by Councilman Fogle.

Minutes of last Regular Meeting held September 9, 1982 were approved as written

Mayor Hall present Service Award to the following Employee:

Mayor Shankle - Police Department - 25 Years

COMMEMORATING
SERVICE AWARDS

Councilwoman Proctor moved passage of all the consent items, with the exception of 7a, 7b, 7c, 7d, 7e, 7f, 7g, 7h, 7i, & 7j, which will be voted upon separately. 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.

5. Ordinances

a. Appealed Item:

Consider on first reading - reclassification request from MH (Mobile Home) to GC (General Commercial) District, located T&P Lane & Midway Street & set a public hearing for October 14, 1982, at 9:00 a.m.

ZONING-RE
MH TO GC
T&P LANE &
MIDWAY ST.
1ST RD.

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.

b. Consider on first reading - amendment to Traffic Code concerning Parking in various locations.

CODE AMENDED
TRAFFIC
1ST RD.

AN ORDINANCE AMENDING CHAPTER 18, "MOTOR VEHICLES AND TRAFFIC, " OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

c. Consider on first reading - street name change from Restway Road to Amylyn Avenue & set a public hearing for October 14, 1982, at 9:00 a.m.

STREET NAME
CHANGE-
RESTWAY TO
AMYLYN AVE.
1ST RD.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF RESTWAY ROAD TO AMYLYN AVENUE.

6. Resolutions

a. Consider Street Use License for E-Z Serve, Inc. on Buffalo Gap Road.

STREET USE
LICENSE-
E-Z SERVE,
INC.
GOLF-BARN
CONST.

7. Award of Bids
a. Golf Barn
Mike Hall, Director of Community Services, explained the need of a new Golf Barn, which will hold 33 golf carts. The cost will be \$20,913.00, with the \$913.00 not budgeted, being absorbed in their budget.

Councilman Rodriguez moved to award the bid for the construction of a Golf Barn to Associated Contractors for \$20,913.00. The motion was seconded by Councilman Hilton. The motion carried as follows:

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

NAYS: None.

b. Landscape - City Hall

Mr. Hall explained that the specifications were prepared by the Landscape Architect in their department, with the project separated into two bids; one for plant material installation, and the second for the masonry work.

CITY HALL-
LANDSCAPE

After discussion, Mayor Hall moved to award the bid submitted by Elmwood Gardens for the plant material in the amount of \$4,263.00, & the bid for the masonry work to Economy Concrete Company in the amount of \$24,789.82. 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.
c. Zoo Security

ZOO-

Mr. Hall explained that there was a need for security at the Zoo, because they had lost several valuable animals due to vandals. He said that Supreme Alarm Contractors is currently providing the security at the Zoo, and have been acceptable. AWARD CONTRACT

Mayor Hall moved to award the bid to the low bidder, Supreme Alarm Contractors in the amount of \$34,492.50. 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.

d. Will Hair Parking Lot

PARK-
WILL HAIR
PARKING LOT

Mr. Hall said that there was a need for more parking at Will Hair Park. This construction will provide 89 parking spaces.

Mayor Hall moved to award the bid to the low bidder of Bontke Brothers Paving Company for the Will Hair Parking Lot, in the amount of \$34,455.30. 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.

e. Repair of Roof - Library

LIBRARY-
ROOF REPAIR

Bernard Huett, Purchasing Agent, said that the roof at the Library was 23 years old, and was in bad need of repair.

Mayor Hall moved to approve the low bid of Barr Roofing in the amount of \$11,844.00, for the roof repair at the Library. 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.

f. Doors at Civic Center

CIVIC CENTER
PURC. OF
NEW DOORS

Mr. Huett said that the doors at the Civic Center were in need of replacement on the north and that there was a need for an electric door. He said that in the near future the doors on the south would need replacement, also.

Mayor Hall moved to award the low bid of \$22,298.00, to Binswanger Glass Company for five pair of doors, plus the electric door. 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.

g. Carpet at Civic Center

CIVIC CENTER
CARPET
REPLACEMENT

Mr. Huett said that this was the third time we had bid carpet for the Civic Center. He said that this time they felt that it would be better to replace all the carpet, because it was hard to match colors. He also said that it had been recommended to buy the heavier carpet.

After discussion, Mayor Hall moved to purchase carpet for the Civic Center from Callaway's Carpet for \$34,300.00. 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.

h. Stationary Compactor System

REFUSE COL.
STATIONARY
COMPACTOR

Bob Whitehead, Director of Public Works, said that they had additional request for stationary compactors, so they needed to buy three more 2-cubic yard compactors and three 42-cubic yard roll off containers. SYSTEM
PURC.

Mayor Hall moved to award the bid for the additional stationary compactors to Industrial Disposal for \$29,958.00. 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.

i. Traffic Signal Communication Equipment

Wayne Kurfees, Director of Traffic & Transportation, said that the bids for the communication equipment for our traffic signal coordination project were some 20% lower than the units we purchased three years ago. They are \$545.00 per unit now.

TRAFFIC

SIGNAL COM.

EQUIPMENT

PURC.

Mayor Hall moved to approve the purchase of the Traffic Signal Communications Equipment from Traffic and Transportation Supply, Inc, of Ft. Worth, bid at \$545.00 per unit. 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.

j. Gasolines, Diesels & Propane - Shop

Mr. Huett explained that they recommended the low initial bid of each of the vendors of gasolines, diesels and propane. He said that they purchased it as they needed it during the year. He explained that there was no firm bid and prices will escalate up or down as the market fluctuates.

GASOLINES,
DIESELS &
PROPANE

Roy McDaniel, Assistant City Manager, said that they had bids in case of a shortage, and there would be some kind of allocation.

Mayor Hall moved to approve the low bid in each case for the gasolines, diesels and propane to be used by the City of Abilene. The motion was seconded by Councilman Hilton. The motion carried as follows:

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

NAYS: None.

8. Request to Advertise

a. One 30" Butterfly Valve and Operator - Water Department.

b. Custodial Service Contract for Sears and South Park Recreation Centers.

c. Total Organic and Total Carbon Analyzer for Sewage Treatment Plant.

d. Protective Clothing for structural fire fighting - Fire Department.

WATER DEPT.
30" VALVE
& OPERATOR
PARKS-
CUSTODIAL SER.
CHEMICALS-
WATER TREAT.
FIRE-
PROTECTIVE
CLOTHING

Mr. Jereme Collins, Executive Director of the Abilene Fine Arts Museum, presented slides showing some of the activities that his museum is involved with. He said that the basic purpose of the museum is to bring fine arts to the City of Abilene.

ABILENE
FINE ARTS
MUSEUM-
PRESENTATION
& LEASE
RENEWED

Mr. Collins said that there were four people who work with the Abilene Fine Arts Museum. He pointed out that they raised some of their funds by an art show and sale at Buffalo Gap. He said that the Abilene Fine Arts had been in Abilene since 1937. He said that they constantly had historical exhibits & collections. He said that they started a Fall Fund Raiser last year with the sale of paintings by Mr. H. C. Zachry. He said that they planned an auction on November 6, this year.

He said that they had something for everyone, if you just took the time to come to see them.

Mr. Collins said that about 1/6 of their budget comes from membership, another 1/6 comes from donations. He said that 1/3 comes from the Buffalo Gap Arts Festival and another 1/3 from the Fall Benefit, and they have some program income from fees charged for classes, etc.

Mr. Collins said that their budget was a little over \$300,000. last year.

Mr. Hall presented the request from the Abilene Fine Arts Museum, for a renewal of their lease agreement, with the City of Abilene, for the operation of the Fine Arts Museum in Rose Park. The current lease

is a 10 year lease and will expire October 31, 1982. The Parks & Recreation Board approved the lease at their last meeting. He said that they had a very good working relationship with the Abilene Fine Arts Museum.

Councilman Hilton moved adoption of an oral resolution, renewing the lease for 10 years with the Abilene Fire Arts Museum at Rose Park. 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.

Mr. McDaniel presented the proposed amended Budget for 1981-82, and the Proposed Budget for 1982-83. He said that there had been some minor changes since they approved it on first reading in their work session. One of the changes involved the land that the Council approved at the Council work session last week would involve some changes in the 1981-82 Budget and the other significant change was the receipt of our certified Tax Roll. This came to about \$42,800.00 less than what was presented in the Budget Workshop. This requires us to consider a tax rate of 48¢ (instead of the 47¢ previously approved) in order to have a balanced budget. He pointed out that this document does still maintain a \$15,000 exemption for the elderly and disabled, and a 10% homestead exemption for all occupied single family residences.

Mr. McDaniel said that the Budget that he presented to the Council today was for a total of \$42,644,511, which includes all debt service funds, our enterprise fund and our general operating fund. It also includes (not as a part of the total summary) but as a part of the budget, the general revenue sharing, which the Council approved on first reading, and includes several significant items totaling \$1,725,739.

Mr. McDaniel made a point that our equivalent tax rate to last year, at 51¢. By law, we are allowed to go 3% higher than that, without advertising as a tax increase, so in effect we could have a 52½ cents tax rate and be perfectly within the guidelines and legalities of the State Property Tax Board. He said that the reason we are able to have a balanced budget at 48¢ is because of the way we structured the debt on the 1979 Bond Package. So the 48¢ tax rate is really a decrease in the equivalent to a year ago.

Councilman Hilton brought out that we had done away with the personal property tax on automobiles, which would involve most home owners.

Mayor Hall brought out that the Council wanted to allocate from the Hotel-Motel Tax Fund, \$30,000 to the Chamber of Commerce, to be used in the preliminary advancement of the Texas Museum of Military History, proposed to be at Dyess Air Force Base.

Councilman Hilton said that he felt that the above discussed allocation should come out of the 1981-82 Budget. He said that having spent money on the Civic Center, as they have proposed to do, this would be about the amount that is left in the Hotel-Motel Tax Fund, available, and still have met our commitment to the repairs at the Civic Center

Mr. McDaniel said that our 1981-82 Budget for the Hotel-Motel Tax, was based on an estimated revenue of \$440,000. Out of \$440,000, \$360,000 of it has been allocated to the Chamber for the Abilene Convention & Visitors Bureau and the Cultural Affairs Council. At the Budget Workshop, we had revised that \$440,000 up to \$450,000. Also, at that workshop, a motion was made and approved, to charge, to move the original Civil Center Carpet - out of Revenue Sharing into the General Fund & pay for it with the Hotel-Motel Tax dollars. After the bids came in, the carpet was \$9,300. He listed other things that could legally come out of these funds, which are Civic Center Doors at \$22,298, and the Civic Center Air Conditioning which was approved several months ago. \$12,650 has already been spent for the Air Conditioning with \$10,207 yet to go. Mr. McDaniel said that taking all this into consideration, there is still a balance in the Hotel-Motel Tax Account of \$41,885. Realizing that a year ago, we overspent the Hotel-Motel Tax because of the Centennial and other things to the tune of \$16,014. So there is still available in that account, the \$30,000 for the Chamber of Commerce, if this is where the Council wants to take it. He said that it could be taken from next years budget, either way.

Mr. Cargill asked if they were handling 13b, resolution on Military Museum?

Mayor Hall said that 13b was a resolution, which would accompany the allocation to the Military Museum, if passed.

Councilwoman Proctor said that she had a question on the allocation of funds from the room & board tax. It was her understanding that this was a 3/4 - 1/4 City arrangement.

Mr. McDaniel explained that the tax was a 4% tax. It was passed in two different manners. It started out as a 3% tax and it came back later and the Council approved it as a 4% tax. At that time you were distributing 3/4 and 1/4 all to the Chamber. 3/4 for Convention & Visitors Bureau and 1/4 for Cultural Affairs Council was made. The contract was re-drawn last year, to have the contract strictly with the Chamber and have them allocate the funds, as they saw fit. At that time, it was the Council's intent to keep 25% of all funds generated for the Civic Center. Other things occurred and up to now the City has not kept a full 25%. The \$360,000 that we allocated to the Chamber is slightly more than 75%. He said that he believed it was the intent of the Council to do this, but it was not locked in anywhere.

Councilwoman Webster said that she understood it to be the way Roy had just explained it and that if we did not take care of the Civic Center in the right way, it would begin to deteriorate.

Councilwoman Proctor was concerned if there was enough money in the 1981-82 Budget to give the Chamber 75%, and still have the \$30,000 to allocate.

Councilman Hilton said that this would be part of the 25% that the City keeps. This 25% is to go toward renovating and upgrading and maintaining the Civic Center, usually. He said that he felt that this would be found in the minutes. But the City Council voted to pay for some items out of the general budget this time.

Mayor Hall said that the \$30,000 would be a disbursement from that portion that is reserved by the City.

Mr. McDaniel said that we had revised his original estimate from \$440,000 to \$450,000. He said that all payments were now in, at a payment of \$456,340, so the overage is either \$6,340 or \$16,340.

Councilman Rodriguez asked if we would have \$41,000 left, after all the expenditures have been made?

Mr. McDaniel said it was according to what they wanted to charge to this account, what they would have left over. We have \$41,885 left now.

Councilman Fogle said that this was not taking into consideration the \$16,000 deficit from the previous year.

Councilman Bridges asked if next year's budget would be sufficient for the repairs that need to be done at the Civic Center.

Mr. McDaniel explained that the Civic Center budget stands alone, as the Council has approved up to this point. Those purchases that have been approved up to this point are not out of Civic Center budget, and are not out of this Hotel-Motel Tax either. If the Council so desires, they could be, he said. He said that the \$41,000 could be set aside, for something that had to be replaced or repaired at the Civic Center.

Mayor Hall said that it looked as though the percentage was 21.1% in the reserve for the refurbishing and maintenance of the Civic Center. The question of where the \$30,000 would come from was discussed further. Mayor Hall said that he was proposing that it come from the 1981-82 City portion of the Hotel-Motel Tax, that it be in addition to the 75% that the Chamber is entitled to already.

Councilman Hilton said that he would prefer to have the public hearing on that portion of the budget that they would be voting on.

Mayor Hall opened public hearing for the purpose of considering a motion to allocate \$30,000 to the Chamber of Commerce for the purpose of supporting the preliminary activities toward the establishment of Texas Museum of Military History.

Oliver Howard, 1151 Elmwood Dr. spoke in favor of the Texas Museum of Military History. He represented the proposed Museum. He said that the military has done a lot of work already. They have 25 aircraft already on site. Seventy acres of land has been dedicated by General Ellis two years ago. He pointed out that the fence would be moved back and the museum would be outside the military reservation, so that it would be more accessible for the people who would be interested in visiting it.

Mr. Howard said that a group of people interested in the museum, went up to Dayton, Ohio, to look at the Air Force Museum there. He said that they said they were very impressed with it, that there was over a million people each year visit their museum. He said that it was a self sufficient museum, by a membership, their gift shop, cafeteria and book store.

Morgan Jones, Jr. said that he was not opposing the Texas Museum of Military History. He said that he was asking for the Council's consideration for assistance to the Abilene Fine Arts Museum. He said that he had just gone on the board and that they had a budget of \$300,000, and he felt that they needed to be assisted by the City, because he was afraid they could not survive on private donations. He said that \$15,000 would be a good start.

Jerome Collins, Executive Director of Abilene Fine Arts Museum, said that he was very interested in the City funding a museum, because he is in that business. He spoke that several of the Cities, like McAllen, Wichita Falls & Dallas, get a large percentage of their funding from the City.

Peggy Behrens spoke of her interest in the Abilene Fine Arts Museum. She also asked the Council to consider funding some of their budget. She said that they had 280 members, who pay to be a part of that group.

Mayor Hall moved that the allocation of \$30,000 to the Chamber of Commerce be approved, for the purpose of financing the preliminary work on the Texas Museum of Military History, also adopting item 13b, which is a resolution supporting the creation of Texas Museum of Military History. 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.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
SUPPORTING THE CREATION OF TEXAS MUSEUM OF MILITARY HISTORY.

TEXAS MUSEUM
OF MILITARY
HISTORY

Mayor Hall opened the public hearing concerning the amended 1981-82 Budget & Proposed 1982-83 Budget, including Revenue Sharing & Ordinance setting the Tax Rate.

Danny Cooley, Lieutenant in the Fire Department, also representing the Fire Fighters Association, said that they felt that the morale in the Fire Department was at an all time low. He pointed out that in late 1979, a number of fire fighters and the City Administration had a meeting. At that time, they were led to believe that there would not be any more bigger disparity pay between the fire and police in the future. At that time, there was \$50.00 difference in the lower ranks. After the Citizens of Abilene passed the minimum manned ordinance, the Fire-fighters have been assigned more duties, like hydrant maintenance, in-service inspection, increase ⁱⁿ training at the Fire Stations & increased fire prevention program. They have welcomed these duties and have asked for these duties in the past. They have also been assigned a program called Weed Control.

Lt. Cooley said that they had carried out the Weed Control Program but they had gotten a lot of bad publicity from abused citizens. A number of Fire Fighters feel that this weed control program assignment was put

upon the Fire Department in retaliation for the Manned Election. Whether this is intentional or not, the Firefighters believe this. Firefighters have always gotten overtime pay, when they worked the West Texas Fair. They were always paid time & one half, as were the Police Officers. This year, the Firefighters worked it on duty, at straight pay. Whether this was done intentional or not, whether it was done by the City Administration or the Fire Administration, a number of Firefighters feel that this was also done in retaliation of the Manned Election. Maybe these examples are just coincidences but when the City Administration asked the Council at the Budget hearings to increase the Police Department's lower ranked pay scale, and did not include the Firefighters, they felt that they had been treated unfairly again. These increases may have been justified, but the Firefighters feel that this ^{large} disparity is ^{direct} retaliation for the manning Election passed by the citizens of Abilene. No other cities in Texas have this large disparity. They believe that it is undesirable to abandon traditional parity between the Fire & Police Departments. Both of these essential departments require highly developed skills & are hazardous in nature. To designate one to receive preferable treatment, such as higher pay will place the other in second class status, with a resulting loss in morale & professional performance. He asked the Council: Why is the pay raise being moved to January 1, 1983 instead of October 1?

Will the emergency fund be increased this year?
According to the ordinance passed by the citizens of Abilene, the population will be estimated yearly by the City Administration, and the Fire Department Suppression Manning will be based upon this count. Does the 1982-83 Budget reflect this estimation of the population in the manning on the Fire Department?

Lt. Cooley said that unless the Fire Department continues to receive salaries that are equal or close to equal to the Police Department, as do most cities in the United States, it will be difficult to maintain morale and standards which fire service so greatly requires. Modern Fire Department Service requires men of unusually high mechanical & technical skills and aptitudes. Highly developed teamwork is essential to almost all fire department operations. This teamwork cannot be retained with the present morale problem caused by actions such as this pay proposal and several actions that have been experienced lately. They asked the Council to re-consider this large disparity especially in the lower ranks for the Fire & Police Departments.

Councilman Bridges explained that the Council heard a presentation from the Police Officer's Association when we had the Budget Sessions. It would be a little harder to adjust things at this point, so he asked why the Firefighter's Association did not come at that time, with their request.

Lt. Cooley said that this year, the firefighters felt that because of the economic conditions and the high inflation and the recession, that the City of Abilene was experiencing as all of the United States, that the Council would do their best on the pay raises. Also they felt, that there would not be any more disparities, as had been promised by the administration in 1979. They said that they were not asking for a higher pay raise. They did not hear anything about it until they read in the paper about the Police Officers and City Administration going for the higher increases in that Department.

Mayor Hall took issue with the point of retaliation by the Council & Administration. He said that 10 minutes after the polls closed on the referendum, Mayor Pro Tempore Webster and he announced that the hiring procedures to implement that referendum would be initiated the following morning, and they were. He said that they had employed 35 or so more firemen that the department had at that time. Unless, the Department was badly undermanned, the additional duties that Lt. Cooley has spoken of are probably within the reach of a department that has been increased by more than 25%.

Mayor Hall said that this administration has tried very, very hard, to make it very, very plain, that we think we have a very fine Fire Department and we have indicated our pride. We have tried to give the Fire Department, the equipment and the assistance that it needs to do its job properly, because historically that's what they have done. There is no reason for there to be between the Fire Department and this Council, or the City Staff, the sort of feeling that the use of the word, retaliation indicates, does exist. He told the Fire Association (men that were present)

some of the duties that they could perform, for the benefit of the City, and for the benefit of the members, is movement toward erasing, what he feels is an unfounded belief that there should be a chasm between this Council and the Fire Department. He said that they wanted to be friendly with the Firemen and he assured them that there was no feeling such as retaliation.

Mr. Seegmiller said that the administration had originally assigned the "Weed Control" to the Code Enforcement, who were doing it on a limited basis. Then, this last year, in an attempt to bring under control, the growth of weeds & grass, which are a fire hazard. We will have many fires this fall & next spring, if we don't bring that under control. We felt that the best way to bring that under control, was to put it under the Fire Department. He said that we were, at this point, trying to revise some of the procedures that we have been using, to try to make it a much easier way to handle the weed control. The complaints about that, it doesn't matter which department it's put under, we would get complaints. The Fire Department has worked very diligently on that project, in trying to bring it under control. He said that Chief Swindle and Lt. Mims were doing a very good job. He said that they had gone to the Ft. Worth-Dallas area, and have been working on a recommendation to the Administration, to improve the procedures. We still have a long way to go, and we feel that the inspection of these areas are as critical as some of the areas around buildings and other things. He said that the Fire Department had done a great job in the fire hydrant maintenance program. They really have been diligent about their efforts. They have been doing their pre-fire planning and have been working on new construction pre-fire planning. They have done a good job in trying to fix it where they would have this information at their fingertips.

Councilman Fogle said that any additional duties assigned, are closely related to Fire Prevention as he understood.

Mr. Seegmiller said that Weed Control sounded like it might not belong to the Fire Department, but there are some pretty big hazards on the other side of the picture. He said that we try to reduce hazards, before it is an emergency.

Chief Pogue said that they had already spent their money which was slated for overtime. He said that it was a matter of appropriating more money, or working the West Texas Fair with men that were on duty, because it could be handled that way satisfactorily.

Councilman Bridges asked if they had made arrangements to pay overtime for the fair next year in the new budget?

Chief Pogue said that if they had a full complement of men, he did not feel that they would need as much overtime, but the overtime money is there.

Mr. Seegmiller said that the only time we needed to pay overtime, was when it was an emergency. We would not provide overtime unless we had a shortage of regular time men who were on duty.

Mayor Hall said that we did not pay overtime as a reward, we paid it in order to maintain sufficient staff to do the job.

Councilman Bridges was concerned with whether we would be paying overtime to the firefighters for working the fair next year.

The Police Department is paid overtime for off duty policemen working the fair, Lt. Cooley asked if this was right. How much money is involved and where does the money come from, he asked.

Curtis Hawk answered the question concerning the mandated manpower, according to the population. He said that we did have the new population, in the budget for you, estimated at 102,767. He said that was about 1,000 increase from last year, which would mean another 1.5 firefighter. The total firefighting manning is at 167, which is over the 1.5, so what we have to do, is to determine how we fit the number that we have into fire suppression, and if we cannot make that with the number we have. We will have to come back and have to add another firefighter. He said he felt with some planning, we would be able to maintain the 1.5 in fire suppression without having to add another number. That's why you will not find an increase in the number of people recommended in the budget. It could change, but we do have more than the 1.5 per thousand right now.

Right now, we have fire inspection personnel on a 40 hr. work week. They are assigned to the Fire Marshal's office. They come to work 8-5 like everyone else. Then we have another contingent of fire inspectors (6). Those fire inspectors are on shifts, they make inspections, but when they are finished they go back to the station (and finish the shift) that they are assigned to. We will not allow ourselves to fall short of men, Mr. Hawk said. We will just have to do some planning, in order to have as many men on duty as we are supposed to have, per 1,000 population.

Mr. McDaniel explained the answer, as far as the pay raise date is concerned. The Council was presented with several options, at the beginning of the Budget Session. Not only salary packages, but other benefit packages. We had limitations on funds, after the discussions were made, the consensus of the Council (and I think the feeling of the Staff), the larger pay raise in January would be of more benefit to the employee than a smaller one in October & still be within the same dollars.

Mr. McDaniel explained about the emergency funds, which I assume is our balance. In the 1981-82 Budget that we are about to finish, there is an increase to the balance of \$1,022,000. One million dollars has to be set aside because of the bank stock suit, which if we lose, we will have to refund. That is the million dollars that the banks have paid us earlier this year on a disputed claim. He said that he did not feel that it would be right for us to spend that money, knowing that we might have to pay it back in a year or two. So we really have a growth to the fund balance of \$22,000 this year.

Mr. McDaniel said that the Budget for 1982-83, we are budgeting a \$50,000 increase to our self insurance reserve fund, leaving approximately a \$90,000 balance, to be available for any other emergencies that might come up during the year. This is using the 48¢ tax rate that is a projected figure.

Mr. McDaniel said that the fund balance at the end of 1982-83, would be approximately 24% of the operating budget for the general fund. Our target was 30%, but we are still approximately 6% below our goal.

Mr. McDaniel said that he understood that any Police Officer, that is assigned to work at the Fair gets paid his normal overtime rate. The Fair re-imurses the City a portion of that.

We are nine under our authorized number of policemen. The work conditions of the Police and Fire Department are different. The shift requirements are different and the opportunities for supplemental income are different. We have difficulty in hiring and keeping police officers. Our actions, the Mayor said, were directed toward being able to get & keep same kind of police officers that we have now.

Mr. Seegmiller said that due to the shortage on the staff in the Police Department, the response time has been at a critical point. The Fair really does take a large number of additional staff and it is one of those situations, where we don't have sufficient number to put at the fair and have on our regular run, on a day to day basis. And it would not make sense to authorize police personnel at the fair on a regular routine basis. We cannot, because we are understaffed, because of the calls that we get, that has been one of our problems Mr. Seegmiller said.

Overtime pay is not assigned as routine pay in any department. We pay overtime because we are undermanned in a certain department, when there is work that needs to be done.

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

Mr. McDaniel asked if their motion for the Military Museum was for 1981-82, which was right. The Council concurred that they wanted a reserve at the end of this year for the Civic Center of now \$11,885, which would be what was left, after the \$30,000. On the Revenue Sharing Budget, there is a contingency to approve an Airport Grant.

Councilman Hilton moved passage of the ordinance on second and final reading approving the amended 1981-1982 Budget and the Proposed

1982-1983 General Budget, which includes Revenue Sharing. 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 APPROVING REVISED BUDGET FIGURES FOR FISCAL YEAR 1981-1982; APPROVING AND ADOPTING BUDGET FOR THE FISCAL YEAR OCTOBER 1, 1982, THROUGH SEPTEMBER 30, 1983; FOR THE CITY OF ABILENE; APPROPRIATING FUNDS; AND CALLING A PUBLIC HEARING.

Councilman Hilton moved passage of the ordinance on second and final reading approving the assessment roll for 1982, levying an Ad Valorem Tax for the City of Abilene of 48¢ for the year 1982, providing for the assessment and collection thereof, repealing all ordinances and parts of ordinances in conflict herewith and providing an effective date. 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 OF THE CITY OF ABILENE, TEXAS, APPROVING THE ASSESSMENT ROLL FOR 1982; LEVYING AN AD VALOREM TAX FOR THE CITY OF ABILENE, TEXAS, FOR THE YEAR 1982; PROVIDING FOR THE ASSESSMENT AND COLLECTION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

Councilman Rodriguez left the meeting.

Mayor Hall opened public hearing on an ordinance reclassifying from AO (Agricultural Open Space) to RM-2 & GC (Residential Multi-Family & General Commercial) Districts, located on Hartford Street 400' west of Clack.

Mayor Hall asked Mrs. Diane Foresman, Assistant Zoning Administrator, to brief the Council on the reclassification.

ZONING-RE
AO TO RM-2 &
GC, HARTFORD
400' W. OF
CLACK
FINAL RD.

Mrs. Foresman said that it involved $9\frac{1}{2}$ acres and it was not in the flood way.

Chuck Bacon, Owner of the property said that they had to have it changed by the Corps of Engineers, because there had been a mistake on the flood map. He said that they were planning apartments and mini storage.

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

Councilman Bridges moved passage of the ordinance on second & final reading reclassifying from AO to RM-2 & GC Districts, located on Hartford Street 400' west of Clack. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen 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 reclassifying from MH (Mobile Home) to RM-2 (Residential Multi-Family) District, located at Pueblo Street & Redbird Lane.

Mayor Hall asked Mrs. Foresman to brief the Council on the reclassification.

ZONING-RE
MH TO RM-2
PUEBLO &
REDBIRD LANE
FINAL RD.

Mrs. Foresman said that they had changed the density from 20 lots to 17 lots and that they recommended it for a limited RM-2.

Lee Roy George, Director of Planning & Community Development, said that this was the first time the Planning & Zoning had recom-

mended the limited RM-2 Zoning, restricted to 4.8 land use.

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

Councilman Hilton moved passage of the ordinance reclassifying from MH to RM-2 District, located at Pueblo Street & Redbird Lane. The motion was seconded by Councilman Fogle. The motion carried as follows:

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

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 reclassifying from RS-6 (Residential Single Family) to PDR (Planned Development Residential) District, located in the 3500 Block of Russell Avenue.

ZONING-RE
RS-6 to PDR
3500 BLK.
RUSSELL AVE.
FINAL RD.

Mayor Hall asked Mrs. Foresman to brief the Council on the reclassification.

Mrs. Foresman said that the request involved 6½ acres, which they planned to use for Single & Multi-Family residences.

Jeff Luther, Owner & Developer of the property, said that it was not in the flood way. He also pointed out that there were 20 off street parking spaces & each residence would have 4 spaces for parking.

Councilman Fogle brought out the Staff's concern about the width of the street, the cul-de-sac and the emergency exit.

Mrs. Foresman said that Public Works & Traffic has assured the Staff that the street & cul-de-sac would be no problem. The emergency exit is satisfactory with all concerned, she said.

Mr. Luther said that the emergency exit would not be open except for fire trucks, etc. It would strictly be an emergency exit.

Councilwoman Webster brought out that he owned to the center of the creek, and we did not have right-of-way to get in, to clean the creek.

Councilman Hilton asked if it would be easier to make arrangements to clean the creek (or have access to) while we are dealing with the owner now.

Mr. Luther brought out that the City could get access to the creek at the end of Russell & S. 3rd. He said that he had thought about transferring the ownership of the creek (to the center) to the Association of the Riverside Park.

Mr. George said that out of the Flood Water Management Program meetings, we will begin to develop a policy requiring right of way (where it is needed). Right now, there is not policy for this, he said.

Bob Whitehead, Director of Public Works, said that it would be an advantage to have the deal with one owner along the whole creek bed in this plat. The Technical Review Committee of the Mayor's Task Force has recommended for the whole portion of Elm Creek. They are recommending just cleaning out the lower portion of the creek. There certainly would be an advantage to obtaining the easement right, so that the crews could go down in there and clean out the creek. He said even though they could get into the creek, they needed some way to get the dirt out.

Mr. Luther said that he did not want any more done to his part of the creek, than they would be doing behind all the other property owners.

Mr. Cargill said that the City was having some trouble in getting an easement to get to the creek and to the creek itself, in trying to clean up the creek channels.

Mr. Luther said that he would be willing to give an easement, for access to the creek to clean the bottom channels of the creek, but he just wanted to be assured that there is no more done, no more damage done, or no more dredging done, to the creek at this point, or this particular area than is done on the other portions of the creek, so that the people that live along the creek at this point have the same rights, the same creek that they have had & that everybody else is going to have.

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

Councilwoman Webster moved passage of the ordinance on second & final reading reclassifying from RS-6 to PDR District, located in the 3500 Block of Russell Street, subject to the proponent granting the City an easement for access to the Elm Creek at this point. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

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

NAYS: None.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, ZONING, OF THE ABILENE MUNICIPAL CODE, CONCERNING RIVERSIDE PARK PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

SUBDIVISION
REGULATIONS
WAIVER REQUEST
RUSSELL AVE.
& S. 3RD
APPROVED

Mr. Whitehead presented the request for a waiver from the Sub-division Regulations on Russell Avenue and South 3rd Street, between Elm Creek & Clyde Street. He said that Mr. Luther did not want to pave his side of Russell Avenue, even though it was being used at this time.

Mr. Whitehead said that the area of South 3rd from Elm Creek to Riverside Drive is an unused dedicated street, unlikely to be developed in the foreseeable future. Not requiring paving and curbing this boundary street would not have a negative effect on this area.

Mr Whitehead said that the area of Russell Avenue east from Elm Creek to the alley 140 feet west of Clyde Street should be paved and curbed. It is not now a part of the proposed special assessment paving program.

Mr. Whitehead said that he recommended that the waiver be approved on South 3rd. Also recommending that the waiver request be denied for Russell Avenue from Elm Creek alley 140 feet west of Clyde Street.

Mr. Luther said that he had contacted all the residents on Russell Avenue and gotten 65% of the residents (property owners) to sign that they wanted the street paved. So he has turned this paving petition into the Public Works Department, and feels that this should be the way the entire street should be paved.

After discussion, Councilwoman Webster moved adoption of the resolution approving the waivers for the requirements of paving & curbing the streets: Russell Avenue east from Elm Creek to Riverside Drive & the requested waiver on South 3rd. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

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

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WAIVING IMPROVEMENTS REQUIRED BY THE SUBDIVISION ORDINANCE ON SOUTH THIRD STREET WHICH ABUTS ELM CREEK, EAST TO RIVERSIDE DRIVE.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WAIVING IMPROVEMENTS REQUIRED BY THE SUBDIVISION ORDINANCE ON RUSSELL AVENUE WHICH ABUTS ELM CREEK, EAST TO THE ALLEY 140 FEET WEST OF CLYDE STREET.

Mayor Hall opened public hearing on an ordinance reclassifying from GC (General Commercial) to MU (Medical Use) District, located at U.S. 83-84 & Antilley Road.

ZONING-RE
GC TO MU
US 83-84 &
ANTILLEY RD.
FINAL RD.

Mayor Hall asked Mrs. Foresman to brief the Council on the re-classification.

Mrs. Foresman said that they had desired to rezone 30 acres of a 64 acre tract. Planning & Zoning Commission & the Staff recommended approval.

There being no one 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 GC to MU District, located at U.S. 83-84 & Antilley Road. The motion was seconded by Councilman Fogle. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen 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 reclassifying from GC (General Commercial) to AO (Agricultural Open Space) District, located at U.S. 83-84 & Antilley Road.

ZONING-RE
GC TO AO
US 83-84 &
ANTILLEY RD.
FINAL RD.

Mayor Hall asked Mrs. Foresman to brief the Council on the re-classification.

Mrs. Foresman said that the City of Abilene was requesting the zoning, because they felt that the hospital did not need the entire 64 acres in their request for MU, and it did not need to be left as General Commercial.

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

Councilwoman Proctor moved passage of the ordinance on second & final reading reclassifying from GC to AO, that area located at U.S. 83-84 & Antilley Road. The motion was seconded by Councilman Bridges. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen 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 reclassifying from SC (Shopping Center) to GC (General Commercial) District, located at South 14th & Sunset Streets.

ZONING-RE
SC TO GC
S. 14 &
SUNSET
DENIED

Mayor Hall asked Mrs. Foresman to brief the Council on the re-classification.

Leslie Strange, Rt. 1, was present and spoke in favor of the reclassification. He said that it would be better for the small area than the present zoning of Shopping Center.

Mrs. Foresman said that the owner could go the the Board of Adjustment and apply for a variance, which is all that was needed for what the proponent wanted.

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

Councilwoman Proctor moved passage of the ordinance reclassifying from SC to GC District, located at South 14th & Sunset Streets. The motion was seconded by Councilwoman Webster. The motion failed as follows:

AYES: Councilwomen Proctor & Webster.
NAYS: Councilmen Bridges, Fogle, Hilton & Mayor Hall.

Mayor Hall opened public hearing on an ordinance reclassifying from AO (Agricultural Open Space) to O (Office) District, located at 5240 S. Clack.

ZONING-RE
AO TO O
5240 S. CLACK
FINAL RD.

Mayor Hall asked Mrs. Foresman to brief the Council on the reclassification.

Mrs. Foresman said that the Planning & Zoning Commission & the Staff recommended approval.

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

Councilman Fogle moved passage of the ordinance on second and final reading reclassifying from AO to O District, located at 5240 S. Clack. The motion was seconded by Councilman Hilton. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen 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 reclassifying from RM-3 (Residential Multi-Family) to O (Office) District, located at North 18th & Cedar Streets.

ZONING-RE
RM-3 to O
N. 18 & CEDAR
FINAL RD.

Mayor Hall asked Mrs. Foresman to brief the Council on the reclassification.

Mrs. Foresman said that both the Staff & Planning & Zoning Commission recommended approval.

Ms. Joyce Feemster, agent for L.L. Trott, et al was present and offered to answer questions that the Council might have regarding the property and the request.

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

Councilman Bridges moved passage of the ordinance on second and final reading reclassifying from RM-3 to O District, located at North 18th & Cedar Streets. The motion was seconded by Councilwoman Proctor. The motion carried as follows:

AYES: Councilman Bridges, Councilwoman Proctor, Councilmen 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 reclassifying from AO (Agricultural Open Space) to RM-3 (Residential Multi-Family) District, located at E.N. 10th & Griffith Road.

ZONING-RE
AO TO RM-3
E.N. 10 &
GRIFFITH RD.
FINAL RD.

Mayor Hall asked Mrs. Foresman to brief the Council on the reclassification.

Mrs. Foresman said that the proponent had 60 townhouses proposed for the property & that the Staff & Planning & Zoning Commission recommended approval.

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

Councilman Fogle moved passage of the ordinance on second and final reading reclassifying from AO to RM-3 District, located at E.N. 10th & Griffith Road. The motion was seconded by Councilwoman Webster. The motion carried as follows:

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

NAYS: None.

ABSTAINED: Councilman Hilton.

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 reclassifying from AO (Agricultural Open Space) to RM-3, RM-2 & RS-6 (Residential Multi-Family & Residential Single Family) Districts, located on Bishop Road & Jennings Drive.

ZONING-RE
AO TO RM-3,
RM-2 & RS-6
BISHOP RD.
& JENNINGS
TABLED

Mayor Hall asked Mrs. Foresman to brief the Council on the reclassification.

Mrs. Foresman said that the Staff recommended tabling the rezoning item until the Land Use Plan that is being prepared now, is finished.

Mr. George said that they did not know where the extension of Vapor Trail would be until the Land Use Plan was finished. He also said that the proponent said that he would donate the land for the Vapor Trail extension.

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

Councilman Hilton moved to table the rezoning request from AO to RM-3, RM-2 & RS-6 Districts, located on Bishop Road & Jennings Drive, until the extension of the street is decided & until the Land Use Plan for the area is finished. The motion was seconded by Mayor Hall. The motion carried as follows:

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

NAYS: None.

Arkie Pierce, Land Agent, said that they had tried every way to settle the decision on the two parcels of land. It has been determined that negotiations are futile on two parcels of land, Parcel 31, 2890 South 7th, Jennis Hodge, & Parcel 24, 602 S. Mockingbird, Thomas J. Wright, Trustee.

STREET IMP.
BARROW ST.
CONDEMNATIONS
(2)

Councilman Bridges moved adoption of the resolutions declaring the necessity for acquiring by condemnation the fee simple titles to certain described property for right-of-way purposes of the Barrow and South Mockingbird Street widening and improvement project, the two above described properties. The motion was seconded by Councilman Hilton. The motion carried as follows:

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

NAYS: None.

ABSTAINED: Councilwoman Webster.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, DECLARING THE NECESSITY FOR ACQUIRING BY CONDEMNATION THE FEE SIMPLE TITLE TO CERTAIN DESCRIBED PROPERTY FOR RIGHT-OF-WAY PURPOSES OF THE BARROW AND SOUTH MOCKINGBIRD STREET WIDENING AND IMPROVEMENT PROJECT, AND ORDERING THE CONDEMNATION OF SAID PROPERTY TO PROCEED.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, DECLARING THE NECESSITY FOR ACQUIRING BY CONDEMNATION THE FEE SIMPLE TITLE TO CERTAIN DESCRIBED PROPERTY FOR RIGHT-OF-WAY PURPOSES OF THE BARROW AND SOUTH MOCKINGBIRD STREET WIDENING AND IMPROVEMENT PROJECT, AND ORDERING THE CONDEMNATION OF SAID PROPERTY TO PROCEED.

Mr. Whitehead said that FAA-Ft. Worth is now waiting for formal Council approval of the grant agreement prior to September 30, 1982. As FAA- Washington has authorized the funding, upon receipt of the City's formal approval an executed copy of the grant agreement will be sent to the City.

AIRPORT-
GRANT APP.
AUTHORIZED

He said that these monies will be made available in fiscal 1982 for improvements to the Abilene Municipal Airport. The project to be completed will cost a total of \$367,293 funded by this grant with a 90-10 split (Federal share \$330,563/City share \$36,730).

Councilman Fogle moved to authorize the City to apply for the above discussed funds from an Airport Grant. The motion was seconded by Councilman Hilton. The motion carried as follows:

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

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING GRANT AGREEMENT FROM THE FEDERAL AVIATION ADMINISTRATION FOR IMPROVEMENTS AT THE ABILENE MUNICIPAL AIRPORT.

Mr. Hall said that the joint utilization program, has taken the place of Rose Park Stadium by constructing the facilities at Lee Park. So the Rose Park Stadium Lease is not needed by the Abilene Independent School System any more.

PARKS-
ROSE PARK
STADIUM
LEASE
TERMINATED

Councilman Bridges moved to approve the termination of the lease agreement with the Abilene Independent School System for the Fair Park Stadium at Fair Park. The motion was seconded by Councilman Hilton. The motion carried as follows:

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

NAYS: None.

Councilman Hilton moved to adopt the resolution awarding the sale of a City owned lot to W.M. Murphy for \$1,500.00, located at 1101 Lillius Street. The motion was seconded by Councilwoman Webster. The motion carried as follows:

SALE OF
PROPERTY-
1101 LILLIUS

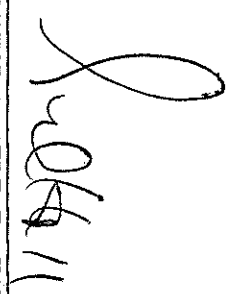
AYES: Councilman Bridges, Councilwoman Proctor, Councilmen Fogle, Hilton, Councilwoman Webster & Mayor Hall.

NAYS: None.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AWARDING THE SALE OF CITY OWNED TRACTS, TRACTS WITH IMPROVEMENTS, AND IMPROVEMENTS ALONE, AS DESCRIBED BELOW.

There being no further business, Mayor Hall adjourned the meeting at 4:15 p.m.


CITY SECRETARY


MAYOR ELBERT E. HALL