

Regular Meeting of the Mayor and City Council of the City of Abilene, Texas, to be held in the Council Chambers of the City Hall on Thursday, May 24, 1984, at 9:00 a.m.

CITY COUNCIL: Mayor David Stubbeman; Council - Dr. Julian Bridges, Billye Proctor-Shaw, Walter E. Wheat, A. E. Fogle, Jr., Welton Robinson and Harold Nixon.

1. Call to Order.
2. INVOCATION: Councilman Julian Bridges
3. APPROVAL OF MINUTES: Regular Council Meeting held May 10, 1984.

CONSENT AGENDA

All items listed below are considered to be routine by the City Council and will be enacted with one motion. There will be no separate discussion of items unless a Council Member or citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence.

4. Ordinances and Resolutions
 - a. Consider Street use License to Abilene Jaycees regarding Boomtown Festival.
 - b. Consider amendment to Rogar Mfg. Corporation's Street Use License concerning a loading dock area.
 - c. Consider on first reading - ordinance amending Chapter 18, Traffic, Abilene Municipal Code, concerning prohibiting parking at various locations.

REGULAR AGENDA

5. Ordinances and Resolutions
 - a. **Appealed Item:**
Public Hearing - consider on second and final reading - a reclassification request from RS-6 (Residential Single Family) to GC & HC (General Commercial & Heavy Commercial) District, located at Overland & Clinton.
 - b. **Appealed Item:**
Public Hearing - consider on second and final reading - a reclassification request to add MX (Mixed Use) overlay zone to underlying RS-6 (Residential Single Family) District, located at South 23rd and Ross Streets.
 - c. **Appealed Item:**
Public Hearing - consider on second and final reading - a reclassification request from AO & RS-6 (Agricultural Open Space & Residential Single Family) to MH (Mobile Home) District, located on Corsicana Avenue.
 - d. Public Hearing - consider on second and final reading - amending zoning ordinance to permit Kindergarten or Child Care Center as a special exception, with conditions, in O (Office), MU (Medical Use), LI (Light Industrial), HI (Heavy Industrial) and PI (Park Industrial) Districts.
 - e. Public Hearing - consider on second and final reading - amending ordinance 1159 being a PDR (Planned Development Residential) District, located at Lytle Place.
 - f. Public Hearing - consider on second and final reading - a street name change being Clark Court to Rivercrest Drive.
 - g. Public Hearing - consider on second and final reading - a thoroughfare abandonment being a 75' X 271.09' section of Burnett Street, located in Manley Heights Addition and dedication of additional roadway.
 - h. Public Hearing - consider on second and final reading - a reclassification request from LI (Light Industrial) to GC (General Commercial) District, located in the 4400 Block of South Clack.
 - i. Public Hearing - consider on second and final reading - a reclassification request from RM-3 (Residential Multi-Family) to PDR (Planned Development Residential) District, located at Westheimer Drive and Morrow Lane.

- j. Public Hearing - consider on second and final reading - a reclassification request from RS-6 (Residential Single Family) to PDR (Planned Development Residential) District, located on Judson Street.
 - k. Public Hearing - consider on second and final reading - a reclassification request from SC & AO (Shopping Center & Agricultural Open Space) to HC (Heavy Commercial) District, located at I-20 & E.N. 10th Street.
 - l. Public Hearing - consider on second and final reading - a reclassification request from SC (Shopping Center) to GC (General Commercial) District, located in the 100-500 Block of North Pioneer Drive.
 - m. Public Hearing - to consider oil and gas drilling permit #8406.
 - n. Resolution - to consider contract with Central Tax Authority of Taylor County for voluntary and delinquent tax collection and in bankruptcy matters.
 - o. Consider authorization to hire architect for remodeling City Building at North 7th and Walnut.
6. Award of Bid
- a. Micro Computer - Street Department.
7. Other Business
- a. Community Development Committee Report on Recommendations for use of Community Development Funds.
 - b. Appearance by Mary Island to request reaffirmation of City's commitment to proposed Elderly Housing Project.
 - c. Discuss bidding procedures.
 - d. TABLED ITEM:
Election of Mayor Pro Tempore.
 - e. Pending and Contemplated Litigation.
 - f. Appointment and evaluation of Public Officials.

ADJOURN

REGULAR CITY COUNCIL MEETING
THURSDAY, MAY 24, 1984, 9:00 A.M.

CITY COUNCIL OF THE CITY OF ABILENE,
TEXAS, CITY COUNCIL CHAMBERS

The City Council of the City of Abilene, Texas, met in Regular Session May 24, 1984, at 9:00 a.m. in the City Council Chambers of City Hall. Mayor David Stubbeman was present and presiding with Councilman Julian Bridges, Councilwoman Billye Proctor-Shaw, Councilmen Walter E. Wheat, A. E. Fogle, Jr., Welton Robinson and Harold Nixon.

Invocation was given by Julian Bridges.

There being no corrections or additions to the minutes of the Regular City Council Meeting held May 10, 1984, the minutes stand approved.

"The record reflects that the City Council held a Retreat Session on May 21, 22, and 23, 1984, at which time a motion was made, seconded, and carried to amend the City's financial policies relating to the undesignated fund balance. Motion is duly recorded in the minutes of said meeting."

Councilwoman Proctor-Shaw moved approval of the consent agenda items as shown below and as presented by the staff. The motion was seconded by Councilman Robinson and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

Oral Resolutions:

- 4a. Authorize Street Use License to Abilene Jaycees regarding Boomtown Festival.
- 4b. Authorize Mayor to execute an amendment to the Street Use License to Rogar Manufacturing Corp., granted on April 26, 1984 to include a loading dock area.

STR. USE LICENSE
Ab. Jaycees/Boomtown
Festival, Approved Ora
STR. USE LICENSE
Amend Rogar Mfg. to
allow loading dock Ora

Ordinance:

- 4c. Consider on first reading - ordinance amending Chapter 18, Traffic, Abilene Municipal Code, concerning prohibiting parking at various locations.

TRAFFIC
Code - Amend to prohib
parking at various lo-
cations 1st read appvd

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

Brad Stone, Principal Planner, briefed the Council on an appealed reclassification request from RS-6 (Residential Single Family) to GC & HC (General Commercial & Heavy Commercial) District, located at Overland and Clinton. The staff recommends approval of the request due to conformance with the existing zoning pattern. The Planning and Zoning Commission denied the request with 3 in favor to 3 opposed. Petitions were received with a total of 24 names opposing the request.

The reclassification request was denied by the Planning and Zoning Commission one year ago and the staff also recommended denial.

Brad Stone stated this request was quite different from the initial request one year ago. It did involve a mix of Mobile Home with Heavy Commercial Use and was somewhat larger in scope.

The Council showed concern as to why the proponent waited a year to bring the request back if it is a different request. Staff explained that it indicates an overall trend toward commercial development along the strip of land bordering I-20 and the northside of I-20.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned reclassification request.

00246

IN FAVOR:

Baily Choate, owner of the property and proponent of the request.

IN OPPOSITION:

Gilbert Rodriguez, representing Anita Rodriguez, resident of 1855 Jefferies, explained how the increased traffic could endanger the children walking to and from Anson Elementary and feels the changes that are proposed for that area will definitely affect the environmental quality and the usefulness of that area for residents.

Dorothy Wright, Rt. 6, Box 275, owner of 2 lots and 1 house on Jefferies and Clinton, is concerned with the school children.

Pedro Arroyo Julia, 2453 Portland, not a resident of this area is concerned with the feelings of the residents wanting their privacy.

No one else present and desiring to be heard, the public hearing was closed.

Mayor Stubbeman declared the request be divided and voted separately and Councilman Fogle moved to approve on second and final reading the request from RS-6 to HC district on Overland Trail. The motion was seconded by Councilman Nixon and the motion carried.

ZONING RE: RS-6 to HC/
Overland Tr., 2nd &
Final Appd, 47-1984

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None

Councilman Fogle moved to approve on second and final reading the request from RS-6 to GC district on Overland Trail. The motion was seconded by Councilman Wheat and the motion carried.

ZONING RE: RS-6 to GC/
Overland Tr., 2nd &
Final Appd, 47-1984

AYES: Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Nixon and Mayor Stubbeman.

NAYS: Councilmen Bridges and Robinson.

Councilman Fogle moved to DENY the request from RS-6 to GC district on Clinton Street. The motion was seconded by Councilman Nixon and the motion carried.

ZONING RE: RS-6 to GC/
Clinton St. 2nd & fina
DENIED

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None

The ordinance is numbered 47-1984 and is captioned as follows:

AN ORDINANCE AMENDING CHAPTER 23, PLANNING AND COMMUNITY DEVELOPMENT, SUBPART E, ZONING, OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING BOUNDARIES AFFECTING PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

Brad Stone, Principal Planner, briefed the Council on an appealed reclassification request to add MX (Mixed Use) overlay zone to underlying RS-6 (Residential Single Family) district, located at South 22nd and Ross Streets. Both the Staff and the Planning & Zoning Commission recommend disapproval of the request, since the request does not exhibit favorable characteristics for the mixed use overlay zone. This particular request could be considered somewhat spot zoning and generally unrelated to the surrounding neighborhood.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned reclassification request.

IN FAVOR:

Richard A. LaBrenz, proponent.

IN OPPOSITION:

Mrs. C. K. Trammel, 2318 Portland, resident of the area.

Pedro Arroyo Julia, 2453 Portland, resident of the area.

No one else present and desiring to be heard, the public hearing was closed. Councilman Nixon moved to DENY the reclassification request to add MX overlay zone to underlying RS-6 district, located at S. 23rd and Ross Streets. The motion was seconded by Councilman Robinson and the motion carried.

ZONING RE-MX to RS-6
S. 2nd & Ross 2nd &
Final
DENIED

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

Brad Stone, Principal Planner, briefed the Council on an appealed reclassification request from AO & RS-6 (Agricultural Open Space & Residential Single Family) to MH (Mobile Home) District, located on Corsicana Avenue. The Staff and Planning & Zoning Commission recommend disapproval of the request due to nonconformance with existing pattern of zoning.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned reclassification request.

IN FAVOR:

David Todd, agent for owners, asked the Council to send this request back to Planning & Zoning so they could set up a Planned Development District which would be MH (Mobile Home) on the west side of Corsicana with the RS-6 (Residential Single Family) on the east side.

IN OPPOSITION:

Boyd King, 5309 Benbrook, is interested in working with the developers but does not want this change on Corsicana Ave. He is also concerned with the Flood Plain. He also presented a petition signed by over twenty percent (20%) of the people within the 200 foot boundary.

No one else present and desiring to be heard, the public hearing was closed.

Councilman Fogle moved to DENY the reclassification request from AO & RS-6 to MH, located on Corsicana Avenue. The motion was seconded by Councilman Bridges, the motion carried.

ZONING RE-AO & RS-6 to
MH/Corsicana Ave., 2nd
& Final
DENIED

AYES: Councilmen Bridges, Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

ABSTAIN: Councilwoman Proctor-Shaw.

After being briefed by Principal Planner Brad Stone on amending the zoning ordinance to permit Kindergarten or Child Care Center as a special exception, with conditions, in O (Office), MU (Medical Use), LI (Light Industrial), HI (Heavy Industrial) and PI (Planned Industrial) districts, Mayor Stubbeman opened a public hearing for the purpose of considering the request. The Staff recommends approval as well as the Planning & Zoning Commission but only with the approval of a special exception by the Board of Adjustment.

IN FAVOR:

Roy Varner, 950 North Judge Ely, proponent.

No one else present and desiring to be heard, the public hearing was closed.

Councilman Nixon moved approval on second and final reading of amending the zoning ordinance as presented. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 48-1984 and is captioned as follows:

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.

After being briefed by Principal Planner Brad Stone on amending ordinance 1159 being a PDR (PLanned Development Residential) district, located at Lytle Place, Mayor Stubbeman opened a public hearing to consider the request. The Staff recommends approval as well as the Planning & Zoning Commission.

IN FAVOR:

Bruce Bixby, developer of Lytle Place.

No one else present and desiring to be heard, the public hearing was closed.

Councilwoman Proctor-Shaw moved to approve on second and final reading amending Ordinance No. 1159 as presented. The motion was seconded by Councilman Robinson and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 49-1984 and is captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE AND ORDINANCE NO. 1159, CONCERNING THE LYTLE PLACE PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

Councilwoman Proctor-Shaw left the meeting.

After being briefed by Principal Planner Brad Stone on a street name change from Clark Court to Rivercrest Drive, Mayor Stubbeman opened a public hearing for the purpose of considering the request. Staff recommends approval of the request as well as the Planning & Zoning Commission.

No one present and desiring to be heard, Mayor Stubbeman closed the public hearing. Councilman Fogle moved to approve on second and final reading the street name change from Clark Court to Rivercrest Drive. The motion was seconded by Councilman Nixon and the motion carried.

AYES: Councilmen Bridges, Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 50-1984 and is captioned as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS CHANGING THE NAME OF CLARK COURT TO RIVERCREST DRIVE.

Councilwoman returned to the meeting.

After being briefed by Principal Planner Brad Stone on a thoroughfare abandonment being a 75' X 271.09' section of Burnett Street, located in Manley Heights Addition and dedication of

ZONING ORD AMEND-
to permit Kindg. & or
Child Care Ctr. W/SE
& conditions in O, MU,
L1, H1 & P1 districts,
2nd & Final read appvd
48-1984

PDR ORD. AMEND -
#1159/Lytile Place
2nd & Final Appvd.
49-1984

STR NAME CHANGE -
Clark Court to
Rivercrest Drive, 2nd
& Final Approved
50-1984

additional roadway, Mayor Stubbeman opened a public hearing for the purpose of considering the request. Staff recommends approval of the request as well as the Planning & Zoning Commission.

No one present and desiring to be heard, Mayor Stubbeman closed the public hearing. Councilman Bridges moved approval on second and final reading of the thoroughfare abandonment being a section of Burnett Street, Manley Heights Addition, and acceptance of replacement public right-of-way. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Nixon and Mayor Stubbeman.

NAYS: None.

ABSTAIN: Councilman Robinson.

The ordinance is numbered 51-1984 and is captioned as follows:

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY: PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, ALONG WITH ACCEPTANCE OF A DEDICATION OF A REPLACEMENT PUBLIC RIGHT-OF-WAY.

After being briefed by Principal Planner Brad Stone on a reclassification request from LI (Light Industrial) to GC (General Commercial) District, located in the 4400 Block of South Clack, Mayor Stubbeman opened a public hearing for the purpose of considering the request. Staff recommends approval of the request as well as the Planning & Zoning Commission.

IN FAVOR:

Mike Milano, 3842 Cressway.

No one else present or desiring to be heard, Mayor Stubbeman closed the public hearing.

Councilman Robinson moved approval on second and final reading of the rezone request from LI to GC, located in the 4400 block of South Clack Street. The motion was seconded by Councilman Wheat and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 52-1984 and is captioned as follows:

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT, "SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

After being briefed by Principal Planner Brad Stone on a reclassification request from RM-3 (Residential Multi-Family) to PDR (Planned Development Residential) district, located at Westheimer Drive and Morrow Lane, Mayor Stubbeman opened a public hearing for the purpose of considering the request. Staff recommends approval of the request as well as the Planning & Zoning Commission.

IN FAVOR:

Terry Franklin, #2 Village Drive.

No one else present and desiring to be heard, Mayor Stubbeman closed the public hearing.

Councilman Bridges moved approval on second and final reading of the rezone request from RM-3 to PDR, on Westheimer Drive. The motion was seconded by Councilman Fogle, and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

THOR. ABAND -
section of Burnett St.
Manley Heights Addn.;
accept. dedication of
roadway, 2nd & Final
read. Approved
51-1984

ZONING RE-LI to GC/
4400 Blk S. Clack, 2nd
read Approved
52-1984

ZONING RE-RM-3 to PDR/
Westheimer Dr., being
University Hills Condo
II, 2nd & Final Appvd.
53-1984

The ordinance is numbered 53-1984 and is captioned as follows:

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

After being briefed by Principal Planner Brad Stone on a reclassification request from RS-6 (Reisidental Single Family) to PDR (Planned Development Residential) district, located on Judson Street, Mayor Stubbeman opened a public hearing for the purpose of considering the request. The Staff recommends approval of the request as well as the Planning & Zoning Commision.

FAVOR:

David Todd, 2449 South Willis, agent for the proponent.

John Beall, 50 Stonegate Road.

No one else present or desiring to be heard, Mayor Stubbeman closed the public hearing.

Councilman Nixon moved approval on second and final reading of the rezone request from RS-6 to PDR, on Judson Street. The motion was seconded by Councilman Robinson and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

ZONING RE-RS-6 to PDR/
Judson St. being Quail
Valley Northeast, 2nd
read Approved
54-1984

The ordinance is numbered 54-1984 and is captioned as follows:

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

After being briefed by Principal Planner Brad Stone on a reclassification request from SC & AO (Shopping Center & Agricultural Open Space) to HC (Heavy Commerical) district, located at I-20 & E.N. 10th Street, Mayor Stubbeman opened a public hearing for the purpose of considering the request. Staff recommends approval of the request as well as the Planning & Zoning Commission.

No one present and desiring to be heard the public hearing was closed.

Councilman Bridges moved approval on second and final reading of the rezone request from SC & AO to HC, located at I-20 and E.N. 10th Streets. The motion was seconded by Councilman Wheat and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

ZONING RE-SC & AO To
HC/I-20 & EN 10th Strs
2nd & Final Approved
55-1984

The ordinance is numbered 55-1984 and is captioned as follows:

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 PROPERTES, AS DESCRIBED BELOW; DECARING A PENALTY, AND CALLING A PUBLIC HEARING.

After being briefed by Principal Planner Brad Stone on a reclassification request from SC (Shopping Center) to GC (General Commerical) district, located in the 100-500 Block of North Pioneer Drive, Mayor Stubbeman opened a public hearing for the purpose of considering the request. Staff recommends approval as well as the Planning & Zoning Commission.

No one present or desiring to be heard, Mayor Stubbeman closed the public hearing.

Councilwoman Proctor-Shaw moved approval on second and final reading of the rezone request from SC to GC, located in the 100-500 block of N. Pioneer. The motion was seconded by Councilman Fogle and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 56-1984 and is captioned as follows:

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.

Diane Foresman, Assistant Land Agent, briefed the Council on a request from Worsham Oil Company, Inc. for an oil well drilling permit #8406. The property is located within the City Limits and on private property. The location of the well proposed is north of Vogel Drive and west of Catclaw Creek in the vicinity of the new housing project.

Mayor Stubbeman opened a public hearing for the purpose of considering the request and the following person spoke in favor:

IN FAVOR:

Earl Burns, consultant of Worsham Oil Company.

No one else present and desiring to be heard, Mayor Stubbeman closed the public hearing.

Councilman Nixon moved approval of Oil Well Drilling Permit #8406 as presented. The motion was seconded by Councilman Robinson and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

Harvey Cargill, City Attorney, presented a contract with the Central Tax Authority of Taylor County for voluntary and delinquent tax collection and in bankruptcy matters. This contract supersedes the Interlocal Tax Collection Contract dated October 1, 1983.

Councilwoman Proctor-Shaw moved to authorize the contract with the Central Tax Authority of Taylor County as presented. The motion was seconded by Councilman Nixon and the motion carried:

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

Bob Fowler, Director of Building Inspections, briefed the Council on the request to approve the hiring of an architect to prepare plans for remodeling the City Annex Building at North 7th and Walnut. City #11 was designed in 1964, constructed in 1965 and has remained virtually unchanged for 19 years. The growth of the City and the consequent growth of the city services and the staff has placed all departments in a bind for space. He discussed the funding for the project, which is allocated in the current year's budget. Staff recommends approval to hire an architect in order to prepare plans and receive bids for the work on the Annex Building.

Councilwoman Proctor-Shaw moved approval of hiring an architect to prepare plans for remodeling the City Building at North 7th and Walnut. The motion was seconded by Councilman Fogle and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

ZONING RE-SC to GC/100
500 Blk N. Pioneer, 2nd
& Final Approved
56-1984

OIL & GAS - Well Drill
Permit #8406 Approved
to Worsham Oil Co.
Oral

TAX - Contract w/
Central Tax Authority
for collections, delin
quent taxes, bankruptc
etc., Approved
Oral

CONTRACT & BUILDINGS -
City facility/N. 7th &
Walnut, auth. architec
for remodel plans, app
Oral

Bob Whitehead, Director of Public Works, briefed the Council on an award of bid for a Micro Computer for the Street Paving Program. Public Works has been involved in what is called a PAVER Program for about two or three years for the design and the implementation of this program through American Public Works Association. It is essentially a software program and he explained its use in inventory and maintenance of the street system. Nineteen (19) bid invitations were requested with three submitting bids. Recommendation of the Staff is to award the bids to International Business Machines of Abilene for the hardware at \$4,310.65 and Computerland of Abilene for the software at \$2,076.30, for a total cost to the City of \$6,386.95.

Councilman Bridges moved approval of the award of bid for a microcomputer for the Street Division. The motion was seconded by Councilman Wheat and the motion carried.

AWARD OF BID -
Micro computer St.
Div.
Approved

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

Director of Planning and Development, Lee Roy George, briefed the Council on the Community Development Committee report on recommendations for use of Community Development Funds of \$1,261,000. This is an annual program that is submitted to the Department of Housing and Urban Development (HUD) in the form of a letter of intent. The Community Development Committee has been reviewing the proposed uses of the funds assists the Council in arriving at recommendations on how to allocate these funds.

Dr. Flores, Chairman of the Community Development Committee, presented the Community Development Committee's recommendations for fiscal year 1984-85 Community Development Funds as follows:

<u>ACTIVITY</u>	<u>ORIGINAL REQUEST</u>	<u>RECOMMENDED FUNDING</u>
<u>Community Development Program Administration</u>	\$ 175,882	\$ 175,882
<u>Housing Office Administration</u>	225,800	179,036
<u>Housing Assistance Programs</u>	225,000	225,000
Rehabilitation Grant/Loan		
Emergency Repair		
<u>Smoke Detectors</u>	5,000	5,000
<u>Abilene Economic Development Company, Inc.</u>	428,000	325,000
Administration/Revolving Loan Fund		
<u>Meals On Wheels</u>	55,000	55,000
Kitchen Renovation		
<u>Community Action Program</u>	15,000	15,000
Driver/Van for handicapped services		
<u>Abilene Day Nursery</u>	14,845	14,845
Playground equipment		
<u>Special Populations Program</u>	150,747	41,237
Staffing/Van		
<u>MHMR</u>	337,500	100,000
Facility		
<u>Abilene North Girls Softball Association</u>	75,000	50,000
Ballfield		
<u>Cobb Recreation Center</u>	210,000	71,000
		\$1,261,000

Dr. Flores gave a brief description of each item and explained why the Community Development Committee wishes to fund the activities listed. Proposals not recommended were:

Preservation Survey Update	\$ 30,000
South 12th Street Drainage	319,318
Woodson Cultural Center	100,000
Carver Gymnasium	750,000
	(Alternate - 450,000)
Carver Property Acquisition Program	100,000

Staff and the City Manager recommended the need for help on storm drainage for South 12th Street. Originally, the Community Development Committee was in favor of this project, until they found out that the drainage would enhance the property value. There are several other streets in Abilene that are in need of drainage improvements and those improvements would not necessarily enhance the property value. Dr. Flores questioned the existence of the Community Development Committee if the Council decides to fund only public projects recommended by the City Staff.

Councilman Bridges moved to set a public hearing for June 28, 1984, to consider the Community Development Committee Report. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

CDMM. DEVELOP -
CDC Report for FY
84-85/set P.H. for
6-28-84

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

Mary Island, the president of Al-Car Housing Development Corporation, Inc., representing Beta Gamma Mega Chapter of Alpha Kappa Alpha Sorority, Inc., spoke on the Carver Neighborhood Elderly Housing Project. She thanked the City Council for supporting them in the past. On June 23, 1983, the City Council passed an oral resolution indicating support of the AKA Sorority's application to the U. S. Department of Housing and Urban Development (HUD) for funding to construct and operate an elderly housing project in the Carver Neighborhood. The resolution authorized the Mayor to sign a letter of commitment for a 99-year lease of City property in the vicinity of North 8th and Mesquite Streets, providing that the sorority's application was approved. The application was subsequently not approved due to lack of funds. The sorority was recently informed by HUD that it could submit its application again this year, which they are presently doing. The control of the site as of April 30, 1984 must be written in a letter and sent to HUD. At this time the staff is recommending approval of an oral resolution to show: (1) support of the AKA Sorority's project and application, and (2) authorize the Mayor's signature for a letter of commitment.

Councilman Robinson moved to approve the support for AKA Sorority's Project and to authorize the Mayor and City Council to sign the letters of commitment which will give AKA Sorority control of the site as of April 30, 1984. The motion was seconded by Councilman Wheat and the motion carried.

CARVER - Neighborhood
Elderly Housing Project
Support AKA Sorority
& commit to lease of
property near N. 8th &
Mesquite Strs., Appvd.
Oral

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

David Wright, Director of Finance, briefed the Council on bidding procedures and the proposed policy statement. He explained the equipment replacement process and funding for same through the budget procedures. At this time, staff is presenting suggestions for control of minor discrepancies that occur from time to time during the bidding process and suggesting a policy statement for bidding procedures and related functions.

Mr. Wright explained the current procedures involved in the development of specifications, advertising for bids, evaluating bids received, and recommendations presented to the Council for award. He emphasized that throughout the entire process, the Council has final authority. Periodically, during the process, some minor discrepancies

occur, of which are brought to the Council's attention for final decision. The staff is proposing that, in the future, the staff be authorized to manage any minor discrepancies.

Councilman Wheat commented that once the Council gives the authority to the City Manager to reject all bids, that in turn they are taking something away from the Council. He feels that it will cause personality problems with the bidders because they are expecting the Council to either reject or accept their bids.

Councilman Nixon stated that it's a matter of trusting the City Manager to make the best decision in the interest of the City.

David Wright explained that the unhappy bidder will always have access to the City Council. He also explained that if the bid has material change of fact it will be brought to the Council. The Staff not make that change. All bids rejected will be reported to the City Council; however, the Council will not have to take any action to reject the bid.

Councilman Fogle moved approval of the current procedure, the proposed Procedural Changes and adoption of the the Policy Statment as presented. The motion was seconded by Councilman Bridges and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Fogle, Nixon and Mayor Stubbeman.

NAYS: Councilmen Wheat and Robinson.

Mayor Stubbeman recessed the Council into executive session in accordance with law to consider pending and contemplated litigation and the appointment and evaluation of public officials.

The Council reconvened into session and reported no action from executive session.

Councilwoman Proctor-Shaw moved to remove from the table the election of Mayor Pro Tempore. The motion was seconded by Councilman Fogle and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Robinson, Nixon and Mayor Stubbeman.

NAYS: None

Councilman Fogle withdrew his name from the nomination for the position of Mayor Pro Tempore.

Councilman Fogle moved to elect Councilwoman Billye Proctor-Shaw and Councilman Julian Bridges as co-Mayor Pro Tempores and that they be used on a rotating basis. The motion was seconded by Councilman Nixon and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Robinson, Nixon and Mayor Stubbeman.

NAYS: None

Councilman Wheat moved approval of the appointments to various Boards and Commissions as submitted by Mayor Stubbeman. The motion was seconded by Councilman Robinson and the motion carried.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Robinson, Nixon and Mayor Stubbeman.

NAYS: None

PURCHASING & BID
PROCEDURES -
Approve procedural
changes & adopt policy
statement Approved
Oral

MAYOR PRO Tempore-
Billye Proctor-Shaw
Julian Bridges

BOARDS -
Approve various
Oral

ABILENE COMMUNITY DEVELOPMENT CO., INC. DIRECTORS OF - term expiring May 1985

(14) Reappointments:

<u>Entity</u>	<u>Primary Member</u>	<u>Alternate</u>
Abilene Bank	Gary C. Yungblut	Betty Sneed
United Savings & Loan	Len Antilley	Robert P. Stephens
Bank of Commerce	Wayne Cooper	Brett McCracken
InterFirst Bank Abilene	John Henry	Randall Bingaman
First National Bank	Allan R. Ash	Jim Nixon
Commodore S & L	Bonita S. Grogan	N/A
First State Bank	Dale Morrison	Gary Miller
Southwest S & L	Ruby Jackson	Sue Kapke
InterFirst Bank South	Tim Yarbrough	James D. Rose (Clint Ferguson)
Security State Bank	Kirby Leeson	Darrell Knight
City Legal Department	Harvey Cargill, Jr. City Attorney	Gary C. Landers (Karen L. Anderson)
Planning & Development	Lee Roy George Director of P & D	Tony Neitzler (Wayne Herrington)
City Manager	Ed Seegmiller	Curtis Hawk (George D. Linicomm)
City Mayor	David Stubbeman	

ABILENE ECONOMIC DEVELOPMENT COMPANY, INC. DIRECTORS OF - term expiring
November 1984

(2) Appointments:

Billy Enriquez, to fill unexpired term vacated by Juan Guterrez who resigned May, 1984.

Carlos Rodriguez, to fill unexpired term vacated by Art Valesquez who was transferred from the City immediately following appointment.

ABILENE HIGHER EDUCATION AUTHORITY - 2 year term expiring May 1986

(3) Reappointments:

Dr. William Teague
Walter Johnson
Hudson Smart

BOARD OF BUILDING STANDARDS - term expiring November 1984

(1) Appointment:

Ron Sipe, Architect (Alternate position) to fill unexpired term vacated by Van Alexander who resigned 3-6-84.

CIVIC ABILENE, INC. - term expiring May 1987

(1) Reappointment:

Dr. Bob Maniss

(2) Appointments:

Dr. Ted Starnes, Technical Director, Theater Department, A.C.U.
John Howard, Appliance Manager Sears Department Store

MENTAL-HEALTH-MENTAL-RETARDATION BOARD - term expiring August 1986.

(2) Reappointments:

Betty Hardwick, Callahan County
Don Neill

(1) Appointment:

Jane Varner, Attorney

PARKS AND RECREATION - term expires May 1987

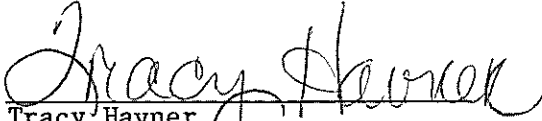
(2) Reappointments:

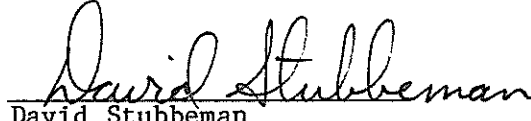
B. Jack Turner
Amber Cree

(1) Appointment:

George Williams, Solicitor WADCO Insurance

There being no further business, the meeting was adjourned at 2:35 p.m.


Tracy Havner
Assistant City Secretary


David Stubbeman
Mayor