

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, June 14, 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 A. E. Fogle, Jr.
3. APPROVAL OF MINUTES: Council Retreat held May 21, 22, and 23, 1984 and Regular Council Meeting held May 24, 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 on second and final reading - ordinance amending Chapter 18, Traffic, Abilene Municipal Code, concerning prohibiting parking at various locations.
 - b. Consider on first reading - reclassification request from RS-12 (Residential Single Family) to PDR (Planned Development Residential) district, located at Rebecca Lane & Hummingbird Circle and set a public hearing for June 28, 1984.
 - c. Consider on first reading - reclassification request from HC & MH (Heavy Commercial & Mobile Home) to MH (Mobile Home) district, located on Old Anson Road at I-20 and set a public hearing for June 28, 1984.
 - d. Consider on first reading - reclassification request from AO (Agricultural Open Space) to HC (Heavy Commercial) district, located on U.S. Hwy 83-84 and set a public hearing for June 28, 1984.
 - e. Consider on first reading - reclassification request from AO (Agricultural Open Space) to PI (Park Industrial) district, located at 3702 Maple and set a public hearing for June 28, 1984.
 - f. Consider on first reading - reclassification request from RM-3 (Residential Multi-Family) to O (Office) district, located at 802 Mulberry Street and set a public hearing for June 28, 1984.
 - g. Consider on first reading - reclassification request from AO (Agricultural Open Space) to MH (Mobile Home) district, located at North 14th and Clack Streets and set a public hearing for June 28, 1984.
 - h. Consider on first reading - reclassification request from RM-3 (Residential Multi-Family) to CB (Central Business) district, located in the 400 & 500 blocks of Elm Street and set a public hearing for June 28, 1984.
 - i. Consider on first reading - reclassification request from SC (Shopping Center) to RM-2 (Residential Multi-Family) district, located in the 200-500 block N. Jefferson Street and set a public hearing for June 28, 1984.
 - j. Consider on first reading - reclassification request from RM-1 & RM-2 (Residential Multi-Family) to GC (General Commercial) district, located at Ridgemont Drive & Rebecca Lane and set a public hearing for June 28, 1984.
 - k. Consider on first reading - reclassification request from MH (Mobile Home) to GC (General Commercial) district, located at 6101 South 7th Street and set a public hearing for June 28, 1984.
 - l. Consider on first reading - reclassification request from AO (Agricultural Open Space) to HC (Heavy Commercial) district, located on U.S. Hwy 80 West, west of Chapel Hill Road and set a public hearing for June 28, 1984.
 - m. Consider on first reading - reclassification request from LI (Light Industrial) to HC (Heavy Commercial) district, located at N. Judge Ely Blvd. & East Hwy 80 and set a public hearing for June 28, 1984.

- n. Consider on first reading - street name change being the 4200 block of Poplar Street to Woods Place or Woods Circle and set a public hearing for June 28, 1984.
 - o. Consider on first reading - Amending Chapter 18, Abilene Municipal Code, regarding parking and traffic regulations on streets and alleys around new First State and First National Bank complexes.
 - p. Consider on first reading - Amending Chapter 6, Abilene Municipal Code, regarding the spay and neuter program at the Animal Shelter.
 - q. Resolution - consider easement release being the south 10 feet of a 20-foot utility easement located on the northwest line of Lot 1, Block 1, George & White Associates Addition.
 - r. Update on status of funding for local drainage for Criminal Justice Center.
5. Award of Bid
- a. Film inspection machine for Library.
 - b. Six-yard dump truck for Water Department.

REGULAR AGENDA

6. Ordinances and Resolutions
- a. **Appealed Item:**
Public Hearing - consider on second and final reading - reclassification request from RS-6 (Residential Single Family) to O (Office) district, located on Stonecrest Drive.
 - b. Public Hearing - consider rate request from West Texas Utilities.
 - c. Resolution - consider authorizing reconstruction of Linda Joy.
 - d. Resolution - consider Unified Work Program for FY 1984-85.
 - e. Resolution - consider Transportation Improvements Program for FY 1984-85.
7. Public Appearance
- a. Christopher W. Jesseman - consider request for fireworks display, Mall of Abilene.
8. Award of Bid
- a. Aerial bucket truck for Traffic Department.
 - b. Aerial bucket truck for Electrical Services Division.
 - c. Hydraulic tilt frame assembly for Refuse Division.
 - d. Sale of Land - O. T., Block 199, Lot 2, Lacy Morrow Subdivision, Lot 15 and part of Lot 14, also known as 1509 Plum.
 - e. Bank Depository Contracts.
9. Change Order
- a. Consider change order #1 on contract with Stephens-Martin Paving, Inc., regarding street paving bond project for Industrial Blvd.
10. Other Business
- a. Discuss financial alternatives for funding needs of Police Department.
 - b. Authorization to purchase additional polyethylene refuse containers.
 - c. Discuss Golf Course operations.
 - d. Consider agreement with Potosi Water Supply Corporation concerning annexed area.
 - e. Pending and Contemplated Litigation.
 - f. Appointment and evaluation of Public Officials.
 - Emergency Item:**
 - g. Discussion of water conservation measures.

ADJOURN

WHEREAS, there is an urgent public necessity that the Council be informed of water conservation measures due to the extreme dry conditions and depleting water supply; and,

WHEREAS, the City Council will be presented a water conservation plan to be considering in order to preserve the existing water supply and extend the water supply through the critical drought period; now,

THEREFORE, the following item is hereby added to the agenda for the City Council meeting at City Hall on June 14, 1984, at 9:00 a.m.

10g. Discussion of water conservation measures.

CERTIFICATE

I hereby certify that the above notice of meeting was posted on the bulletin board at City Hall in the City of Abilene, Texas, on the 12th day of June, 1984, at 11:00 a.m., within such time as required by law.



CITY SECRETARY

REGULAR CITY COUNCIL MEETING
THURSDAY, JUNE 14, 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 June 14, 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, Welton Robinson and Harold Nixon. Councilman A. E. Fogle, Jr., was absent.

Invocation was given by Mayor Stubbeman.

One addition was made and duly recorded to the minutes of the regular City Council Meeting held May 24, 1984. There being no other additions or corrections, the minutes of the Council Retreat held May 21, 22, and 23, 1984, and the Regular City Council Meeting held May 24, 1984, stand approved.

It was requested that agenda item 4p be removed from the consent agenda and considered separately. Mayor Stubbeman removed from the agenda item 4c, being a rezone request from HC and MH to MH district, located on Old Anson Road at I-20, since it was denied by the Planning and Zoning Commission and not appealed at the present time; and item 4d, being a rezone request from AO to HC district, located on U.S. Hwy 83-84, for the same reason.

Councilman Nixon moved approval of the consent agenda items 4a, 4b, 4e through 4o, 4q, 4r, 5a and 5b, as shown below and as presented. 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.

4. Ordinances and Resolutions

- a. Consider on second and final reading - ordinance amending Chapter 18, Traffic, Abilene Municipal Code, concerning prohibiting parking at various locations. The ordinance is numbered 57-1984 and is captioned as follows:

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.

- b. **Appealed item** - consider on first reading - reclassification request from RS-12 (Residential Single Family) to PDR (Planned Development Residential) district, located at Rebecca Lane & Hummingbird Circle and set a public hearing for June 28, 1984.

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

The following items 4e through 4m contain an identical caption, therefore, it will only one time following item 4e.

- e. Consider on first reading - reclassification request from AO (Agricultural Open Space) to PI (Park Industrial) district, located at 3702 Maple and set a public hearing for June 28, 1984.

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.

TRAFFIC & CODE-
parking at various
locations, 2nd &
final, approved
57-1984

ZONING RE- RS-12
to PDR/Rebecca &
Hummingbird, 1st
read, appd.

ZONING RE-AO to P
3702 Maple, 1st
read, appd.

00261

- f. Consider on first reading - reclassification request from RM-3 (Residential Multi-Family) to O (Office) district, located at 802 Mulberry Street and set a public hearing for June 28, 1984. ZONING RE-RM-3 to O/802 Milberry, 1st read. appd.
- g. Consider on first reading - reclassification request from AO (Agricultural Open Space) to MH (Mobile Home) district, located at North 14th and Clack Streets and set a public hearing for June 28, 1984. ZONING RE-AO to MH/ N. 14th & Clack, 1st read, appd.
- h. Consider on first reading - reclassification request from RM-3 (Residential Multi-Family) to CB (Central Business) district, located in the 400 & 500 blocks of Elm Street and set a public hearing for June 28, 1984. ZONING RE-RM-3 to CB 400 & 500 blks Elm, 1st read, appd.
- i. Consider on first reading - reclassification request from SC (Shopping Center) to RM-2 (Residential Multi-Family) district, located in the 200-500 block N. Jefferson Street and set a public hearing for June 28, 1984. ZONING RE-SC to RM-2 200-500 blks N. Jefferson, 1st read approved
- j. Consider on first reading - reclassification request from RM-1 & RM-2 (Residential Multi-Family) to GC (General Commercial) district, located at Ridgemont Drive & Rebecca Lane and set a public hearing for June 28, 1984. ZONING RE-RM-1&RM-2 to GC/Ridgemont & Rebecca, 1st read.
- k. Consider on first reading - reclassification request from MH (Mobile Home) to GC (General Commercial) district, located at 6101 South 7th Street and set a public hearing for June 28, 1984. ZONING RE-MH to GC/ 6101 S. 7th, 1st read. approved
- l. Consider on first reading - reclassification request from AO (Agricultural Open Space) to HC (Heavy Commercial) district, located on U.S. Hwy 80 West, west of Chapel Hill Road and set a public hearing for June 28, 1984. ZONING RE-AO to HC/ U.S. 80 West, west of Chapel Hill Rd., 1st read. appd.
- m. Consider on first reading - reclassification request from LI (Light Industrial) to HC (Heavy Commercial) district, located at N. Judge Ely Blvd. & East Hwy 80 and set a public hearing for June 28, 1984. ZONING RE-LI to HC/ N. Judge Ely & E. Hwy 80, 1st read. appd.
- n. Consider on first reading - street name change being the 4200 block of Poplar Street to Woods Place or Woods Circle and set a public hearing for June 28, 1984. STR NAME CHANGE- 4200 blk of Poplar to Woods Place, 1st read. appd.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF POPLAR STREET (4200 BLOCK) TO WOODS PLACE.

- o. Consider on first reading - Amending Chapter 18, Abilene Municipal Code, regarding parking and traffic regulations on streets and alleys around new First State and First National Bank complexes. TRAFFIC & CODE- parking in str & alleys near First State & First Nat'l Bank bldgs., 1st read. approved

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.

- q. Resolution - consider easement release being the south 10 feet of a 20-foot utility easement located on the northwest line of Lot 1, Block 1, George & White Associates Addition. The resolution is numbered 31-1984 and captioned as follows: EASEMENT REL-George & White Assoc. Addn Blk 1, Lot 1, utility purposes 31-1984

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

- r. Update on status of funding for local drainage for Criminal Justice Center, which will provide for installation of three concrete box culverts under the driveway to the Center. This specifically addresses the drainage problem at South 27th. The work is to be completed by the county project contractor, Metro C.R.S., by way of a contract change order in the amount of \$20,109 of which the City will pay \$10,000 (from an authorized \$30,000 designated for Flood Control Material by the Council on March 8, 1984). CRIMINAL JUSTICE CENTER & FUNDING & DRAINAGE- update on status for fund. drainage at S.27th w. of Treadaway. approved oral

- 5. Award of Bid
 - a. Film inspection machine for Library.
 - b. Six-yard dump truck for Water Department.

AWARD BIDS- various

Mike Hall, Director of Community Services, responded to questions from the Council concerning an ordinance amending Chapter 6, Abilene Municipal Code, regarding the spay and neuter program at the Animal Shelter. Councilman Bridges moved approval of the ordinance on first reading amending Chapter 6, Abilene Municipal Code, regarding the spay and neuter program. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

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

NAYS: None.

Brad Stone, Principal Planner, briefed the Council on an appealed reclassification request from RS-6 (Residential Single Family) to O (Office) district, located on Stonecrest Drive. Staff recommends disapproval. The Planning and Zoning Commission also recommend disapproval since the two lots under consideration front onto a local residential street and directly face a number of residential homesites, as well as being located adjacent to a single family dwelling on its eastern boundary. The result of passage may be an intrusion of commercial activity within an otherwise residential neighborhood. There are two lots adjacent to those under consideration which were recently rezoned to office use, however, those two have different characteristics. The two previous lots are much deeper than the conventional single family homesite and face directly onto a major thoroughfare.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned rezone request and the following persons spoke either in favor or in opposition to the request.

IN FAVOR

Mr. Jerry McAlister, owner of Lot #2. He amended his request to only rezone to office district the west 35 feet of Lot 101, instead of the initial request to rezone both lots 101, and 102.

IN OPPOSITION

Mr. Ed Buckner, 4624 Pin Oak, submitted a petition signed by over twenty (20%) percent of the residents located in the area. Most petitioners are concerned with the increase in traffic and drainage problems.

Mr. Don Mead, 3108 Stonecrest.
Mrs. Judy Roster, 2842 Stonecrest.

There being no one else present and desiring to be heard, the public hearing was closed. City Attorney Harvey Cargill, advised the Council that since the petition submitted contains over twenty (20%) percent of the residents located in the area, ordinance passage requires six favorable votes.

Councilman Nixon moved to deny the rezone request from RS-6 to O district, located on Stonecrest Drive. The motion was seconded by Councilman Bridges and the motion carried.

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

City Attorney Harvey Cargill briefed the Council on a rate increase filed by West Texas Utilities on June 8, 1984, with intent to change rates effective July 13, 1984. Public hearing has been duly advertised to allow for public input at today's meeting. Staff recommends that the Council adopt a resolution suspending the proposed rate increase for ninety (90) days, authorize the City's participation in the rural rate case, and authorize the City of Abilene's and City Attorney's participation in the Texas Municipal League Cities' joint effort in the W.T.U. Rate Case. The cities will have to act to set a rate or deny the rate increase before the ninety-day period expires.

ANIMALS & FOWL &
CODE-spay & neuter
program, 1st read.
approved

ZONING RE-RS-6 to
O/Stonecrest Dr.,
DENIED

Mayor Stubbeman opened a public hearing for the purpose of considering the proposed rate increase for W.T.U. and the following person spoke in favor of the request.

IN FAVOR

Mr. Holman King, Vice President, W.T.U. (Also present but did not speak, Mr. Bob Utly, District Manager, and Dennis Lassiter, Abilene Manager.) Mr. King gave a synopsis of the twelve-month test period and substantiated the company's basis for making the request, being to ensure credit ratings and complete construction of the coal operating plant.

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

Councilman Bridges moved approval of the resolution suspending the request for ninety days. The motion was seconded by Councilman Wheat and the motion carried.

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

NAYS: None.

ABSTAIN: Mayor Stubbeman.

WEST TEXAS UTILITIES
public hear. on
rate request;
suspend request for
90 days, approved
32-1984

The resolution is numbered 32-1984 and is captioned as follows.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
AUTHORIZING THE CITY'S PARTICIPATION IN THE WEST TEXAS UTILITIES
RURAL RATE CASE, SUSPENDING THE LOCAL INCREASE.

Councilman Bridges moved to approve an ordinance on first reading approving the rate schedule for West Texas Utilities Company and authorizing the City to hire a rate analyst (Touche-Ross) to investigate and participate in the case. The motion was seconded by Councilman Nixon and the motion carried.

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

NAYS: None.

ABSTAIN: Mayor Stubbeman.

WEST TEXAS UTILITIES
auth. participation
in case; hire
rate analyst; 1st
read of ordinance
approving rates,
approved

Bob Whitehead, Director of Public Works, and Traffic and Transportation Director Wayne Kurfees, briefed the Council on the reconstruction of Linda Joy, in cooperation with the U.S. Postal Service. It was emphasized that the cost figures are estimates, at this time, and that construction will not begin until funding and costs are clarified. Mr. Mark Welytok, Dallas area representative, U.S. Postal Service, was present and spoke favorably to the project. Councilwoman Proctor-Shaw moved approval of a resolution authorizing the project and appropriating the funds for same. 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.

The resolution is numbered 33-1984 and is captioned as follows.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
DECLARING A PUBLIC NECESSITY FOR THE RECONSTRUCTION OF LINDA JOY
AND APPROPRIATION OF FUNDS FOR THIS PROJECT.

After being briefed by Tony Neitzler, Assistant Director of Planning and Development, Councilman Bridges moved to approve a resolution approving the 1984-85 Unified Work Program. 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.

APPROPRIATION &
STREET CONSTRUCTION
Linda Joy reconstr
w/coop. of Postal
Service, approved
33-1984

UNIFIED WORK PROG-
FY 1984-84 approve
34-1984

The resolution is numbered 34-1984 and is captioned as follows.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
APPROVING THE 1984-85 UNIFIED PLANNING WORK PROGRAM FOR
TRANSPORTATION PLANNING.

Tony Neitzler, Assistant Director of Planning Development, briefed the Council on the Transportation Improvements Program for FY 1984-85. Councilman Bridges moved approval of the resolution approving the Transportation Improvements Program for FY 1984-85 including the addition of the Ambler Street bridge project. The motion was seconded by Councilman Wheat and the motion carried.

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

NAYS: None.

The resolution is numbered 35-1984 and is captioned as follows.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
APPROVING THE FISCAL YEAR 1984-85 SUBMISSION OF THE TRANSPORTATION
IMPROVEMENTS PROGRAM FOR THE ABILENE URBANIZED AREA.

Fire Chief Richard Knopf briefed the Council on a request for a fireworks display from the Mall of Abilene. Staff recommends denial of the request for the following reasons:

- exceptional dryness and drought conditions;
- additional development in the area;
- number of fires responded to following last year's display, and located downwind of the display;
- number of wood shingle roof buildings in the area and potential fire hazard of same; and
- risk of injury to citizens/observers and potential liability to the City.

Mr. Christopher W. Jesseman, General Manager of the Mall of Abilene was present and appeared before the Council supporting his request for the fireworks display. Mr. Jesseman introduced Mr. Royce Trout, Pyrotechnist, whose company will be conducting the display. He discussed the precautions and safety measures that will be taken for the display and the change in the location to help reduce the risk of fires. Smaller size firing shells will be used to help confine the fallout of debris. The Council questioned Mr. Jesseman and Mr. Trout regarding an alternate location for the display, however, no other location seems suitable or less hazardous. The Council expressed a concern to cancel the display, however, could not find an alternative solution.

Councilman Nixon moved to deny the request for a fireworks display pursuant to the staff recommendation and considering the present dry condition. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

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

NAYS: None.

Wayne Kurfees, Director of Traffic and Transportation, briefed the Council on an award of bid for an aerial bucket truck for the Traffic Department. Staff recommends the award to the low bidder of Commercial Body Company in the amount of \$25,243.

Mr. Fred Curlander, Fleet Manager Cee-Gray Chevrolet, was present and appeared before the Council in support of his bid and emphasized that his company is the only one of the four bidding, that is local.

Mr. Bob Clark, Commercial Body Company, appeared before the Council to support his bid.

Mr. Kurfees responded to questions from the Council of the difference in the bids and exceptions to the specifications. Councilman Nixon moved to award to the bid to Commercial Body Company

TRANSP. IMPROVE.
PROGRAM-RY 1984-85
approved
35-1984

FIREWORKS-Display
at Mall of Abilene
DENIED

AWARD BID-Aerial
bucket truck/Traffi
Commerical Body
Company

in the amount of \$25,243 as recommended by the staff. 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.

Bob Whitehead, Director of Public Works, introduced Jim Aldus, Quality Circle team leader, to brief the Council on an award of bid for an aerial bucket truck for the Electrical Services Division. Mr. Aldus provided a slide presentation explaining the inefficiency and loss in productivity of the division using the current vehicle. He briefed the Council on the proposed truck and explained how productivity would be increased by its purchase.

Councilwoman Proctor-Shaw commended Mr. Aldus and the work and effort put forth in the quality circle team. The staff also commended the success of the quality circle team and the employees that participate and get involved. Councilwoman Proctor-Shaw moved approval of the award of bid to Commercial Body for the aerial bucket truck for the Electrical Services Division. The motion was seconded by Councilman Bridges and the motion carried.

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

NAYS: None.

After being briefed by Public Works Director Bob Whitehead, Councilman Bridges moved approval of the award of bid to Basic Waste Systems for a hydraulic tilt frame assembly for the Refuse Division. 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.

After being briefed by Land Agent John Pierce, Councilman Bridges moved approval of the award of bid to Mr. Macario Escobedo, Jr., by means of a quit claim deed, for sale of City-owned property at 1509 Plum Street (Lot 15 and the north 12 1/2 feet of Lot 14, Block 2, Lacy-Morrow Subd., of Lot 2, Block 199 Original Town), in the amount of \$813.59. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

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

NAYS: None.

Director of Finance David Wright briefed the Council on the annual award of bid for the bank depository contracts. Staff recommends award of contract to the Bank of Commerce for the demand account; and that the remaining eight banks serve as custodian of investment accounts. City Secretary Patricia Patton tallied the Council for abstentions on each bank (in accordance with State Law, Article 2529c) and those are duly recorded below. One Councilmember who can vote on all the banks would make the motion for approval; and a second would be made by another Councilmember who can vote on all banks; then one vote will be taken for all eight resolutions with the previous recorded abstentions reflected.

Councilman Robinson moved to approve awarding the demand account contract to Bank of Commerce and awarding bank depository contracts for custodian of investment accounts to Bank of Commerce, First State Bank Wylie, First State Bank Abilene, Security State Bank, InterFirst Bank South Abilene, InterFirst Bank Abilene N.A., First National Bank, and Abilene Bank. The motion was seconded by Councilman Wheat and the motion carried.

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

NAYS: None.

ABSTAIN: Councilwoman Proctor-Shaw (First State Bank only) and Councilman Nixon (First State Bank only).

AWARD BID-aerial bucket truck/Elect. Svcs, Commercial Body Company, appd.

AWARD BID-hydraulic tilt frame assembly Refuse Div., Basic Waste Systems, appd

AWARD BID & LAND SALE-1509 Plum Str. to Macario Escobedo, Jr. approved

AWARD BID-Bank Depository Contract (8 Contracts) w/ BOC demand account, approved 36-1984 through 43-1984

The resolutions are numbered 36-1984 through 43-1984 consecutively as listed above in the motion. Since the resolutions contain an identical caption, it is not necessary to show the caption eight times, therefore, the caption will only be shown one time below.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, DESIGNATING THE **BANK OF COMMERCE**, ABILENE, TEXAS, AS A DEPOSITORY FOR CUSTODY OF FUNDS OF THE CITY OF ABILENE, AND APPROVING SECURITIES PLEDGED.

Public Works Director Bob Whitehead briefed the Council on a Change Order #1 on the Contract with Stephens & Martin Paving Company for the bond street improvement project on Industrial Boulevard in the amount of \$289,742.91. Work on the project was suspended after the construction was underway, due to the existing plans not meeting drainage requirements as provided by the Stormwater Management Ordinance. Staff recommends authorization of Change Order #1 in the amount of \$27,285.52 by oral resolution, of which funding will be provided by the current balance of the existing contract plus \$12,000 from the funds designated for local drainage problems by the Council in March, 1984.

Councilman Nixon moved approval of the Change Order #1, in the amount of \$27,285.52, on the contract with Stephens & Martin Paving Company as presented by the staff. 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.

Roy McDaniel, Assistant City Manager, reviewed with the Council specific financial alternatives for funding a Police facility with a central communications setup. He presented a schedule depicting a bond issue option with an eleven year maturity; a schedule depicting interim financing from the General Fund with a payback in three years; and a discussion of issuing certificates of Obligation, however, this third option is very expensive and was not recommended as long as the other options are viable. Councilman Robinson recommended an additional option utilizing Revenue Sharing Funds and Mr. McDaniel stated he would be prepared to discuss this additional option; however, it was suggested that if Revenue Sharing Funds are used, the project should be considered together with the proposed budget. No action was taken on the item.

Director of Public Works Bob Whitehead briefed the Council on the purchase of additional polyethylene refuse containers. A synopsis of the discussion includes consideration of the growth that Abilene has experienced over the past few years and that records indicate 1982 and 1983 were record years for issuing new housing permits. Also, in an attempt to increase efficiency as well as move into the commercial collection area with polyethylene, several commercial accounts have been converted to the sideloader system. The change in subdivision regulations no longer requires alley construction, therefore, the recent growth trend has increased construction of single family or duplex homes without alleys, resulting in an increased demand for the curb containers.

To complete the residential sideloader system implementation and convert further commercial accounts as feasible, an additional 2,500 90-gallon and 650 300-gallon containers will be needed at a cost of approximately \$225,000. There is no need for additional 400-gallon containers. The regional representative to the Heil Company of Chatanooga, Tennessee, has committed to hold the container prices as bid through the original contract, if an extension of the original contract can be granted. Staff recommends authorization to extend the original contract with the Heil Company in the amount of \$153,900 for 2,500 90-gallon and \$70,629 for 650 300-gallon containers, with funding available on a loan basis from the Shop Revolving Fund to be paid back over a period of the next two years.

BOND PAVING
PROJECTS - Change
Order #1 to
Stephens & Martin
Paving, approved
Oral

POLICE DEPARTMENT
discuss funding
projects/facility
communications,
No action taken

REFUSE CONTAINERS
SIDE LOADING SYS-
Req. purchase of
add'l containers
to complete
side load. imple-
mentation,
No action taken

Concerns from the Council involve citizen complaints and phone conversations regarding the weight of the containers and a plea for a solution to the problem of the containers being blown over or the lids being blown open. Staff reported that studies are currently being conducted on a weighting device for the containers and the Heil Company is investigating solutions to help reduce the problem. A report will be available to the Council on the weighted alley containers at the next regular Council meeting.

Due to the absence of a Councilmember, it was concluded not to taken action of the item at this time, and await the report on the weighted containers.

Mike Hall, Director of Community Services, and Fred Aycock, Assistant Director of Community Services, briefed the Council on the financial status of the Municipal Golf Course and the Golf Professional Contract for operations. Three operational methods are currently being reviewed by the Parks and Recreation Board which include: (1) City/Golf Pro Contract (the current method of operation); (2) Enterprise system, whereby the City operates the complete facility; and, (3) Lease complete facility to private enterprise. Each method was discussed in detail.

GOLF COURSE OPER-
discuss operating
methods, review
by P & R Board &
subcommittee, repor
forthcoming,
No action taken

Each of the three operational methods will be thoroughly evaluated and reviewed by the staff, the Golf Course Review Sub-Committee of the Parks and Recreation Board, and the various local golf associations. A report will then be submitted to the Parks and Recreation Board as to the results of the evaluation process. Final operation recommendations will be submitted to the City Council for review and implementation by October 1, 1984.

Dr. Merlin Morrow, Chairman of the Sub-Committee, appeared before the Council in support of the project and emphasized that meetings have been held and will continue to be held with the general public and the four golf associations to receive input and feedback on the proposed methods. The Council commended the members of the Parks and Recreation Board and staff for their efforts to improve the service and obtain the most cost effective method of operation possible for Abilene. No action is necessary at this time.

After being briefed by Gary Landers, First Assistant City Attorney, Councilman Nixon moved to approve a resolution authorizing the execution of a settlement agreement with Potosi Water Supply Corporation regarding the service area. The motion was seconded by Councilman Bridges and the motion carried.

WATER SUPPLY CONTRAC
Potosi WSC-settle.
agree. approved,
44-1984

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

NAYS: None.

**Addition of caption, see last page.

The Council expressed appreciation to the Potosi Water Supply Corporation Board members for the pleasant working relationship that existed throughout the negotiation of this agreement. The agreement is pending approval by both the Public Utility Commission and the Farmers Home Administration.

Dwayne Hargesheimer, Director of Water Utilities, presented a proposed plan regarding specific conservation measures that may be adopted, an inverted rate structure for both the summertime water usage and a year-around usage, and a general discussion of the status of the water supply. The plan contains seven main objectives:

WATER RATES &
WATER CONSERVATION-
Proposed ordinance
discussed/inverted
rate structure
discussed,
No action taken,
see mtg. of 6/28/84

- Decrease the magnitude of seasonal peaks by reducing peak demand and the duration of peak periods.
- Eliminate the waste of water.
- Decrease the daily consumption to levels consistent with available raw water supplies during drought or other critical periods.
- Ensure all customers served by the water and wastewater system a safe and uniformly adequate level of service.
- Provide all customers with the opportunity to voluntarily reduce their demand.

- Implement the plan fairly and in a manner that preserves, to the greatest extent possible, the aesthetic qualities of Abilene.

It was emphasized that the plan is in draft stages at the present time and a decision from the Council will be expected shortly. At this point, the purpose is to familiarize the Council with the proposed plan, inverted rate schedule, and the critical state in which the City may be in, if certain steps are not taken and the City receives no rain. The Water Department has been promoting voluntary compliance, but the results have not been successful. The Departments within the City of Abilene, which would be required exercise watering practices, such as Community Services, Water Department, etc., will comply with the plan. Exceptions to the plan will be addressed, specifically, for those lawns which are newly seeded and will require additional water.

No action is necessary on the item at the present time. A final report will be brought back to the Council at the next regular Council meeting.

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

The Council reconvened from executive session and declared no action was taken in executive session.

Mayor Stubbeman entertained a motion to appoint Curtis E. Hawk as Acting City Manager, effective immediately. Councilman Nixon moved to approve the appointment of Curtis E. Hawk as Acting City Manager. The motion was seconded by Councilman Robinson and the motion carried.

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

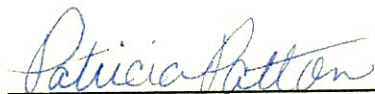
NAYS: None.

Mayor Stubbeman entertained a motion to appoint Dr. Roy Zuefeldt as a member of the Board of Trustees of the Mental Health-Mental Retardation Center for a term expiring August 1986. Councilman Bridges moved approval of the appointment of Dr. Roy Zuefeldt as presented by Mayor Stubbeman. The motion was seconded by Councilwoman Proctor-Shaw and the motion carried.

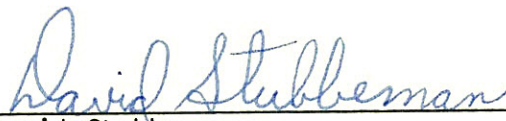
AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

There being no further business, the meeting was adjourned at 4:00 p.m.



Patricia Patton
City Secretary



David Stubbeman
Mayor

CITY MANAGER-
Curtis E. Hawk
appointed Acting
City Manager
Oral

BOARDS-MH-MR Board
of Trustees, appoin
Dr. Roy Zuefeldt,
term expires 8/87
approved
Oral

The resolution regarding the settlement agreement with Potosi WSC is numbered 44-1984 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT WITH POTOSI
WATER SUPPLY CORPORATION.