

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, August 23, 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 August 9, 1984.
4. Award - Employee Service
Jennie S. Tatum Librarian 20 Years

CONSENT AGENDA

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

5. Ordinances & Resolutions
 - a. Consider on second and final reading - ordinance amending Chapter 32, Utilities, of the Abilene Municipal Code, concerning adjustment to water, sewer connections, taps and extensions (pro rata charges).
 - b. Request for Street Use License - Thornton's Department Store.
 - c. Oral Resolution - Quitclaiming a small parcel of land to John Chalmers, et al.
 - d. Oral Resolution - Easement to WTU near Kirby Lake for Distribution easement for Lakekeepers house.
 - e. Resolution - to consider agreement between City of Abilene and Taylor County to create a Public Health District; and consider ordinance on first reading repealing a portion of Chapter 13, Health and Sanitation, of the Abilene Municipal Code.
6. Award of Bid
 - a. Police Motorcycles.
 - b. Truck and Sewer Rodder for Sewage Collection Division.
 - c. Diesel fuel conditioners for Equipment Services.
 - d. Surface Lease Lands on Airport Tracts.

REGULAR AGENDA

7. Public Appearance
 - a. Deanna Sills to present petition against AAA Mobile Home Park.
8. Ordinances & Resolutions
 - a. **APPEALED ITEM:**
 - Public Hearing** - Consider on second and final reading - a reclassification request from PI (Park Industrial) to HC (Heavy Commercial) district, located at North 14th & Clack Streets.
 - Public Hearing** - Consider on second and final reading - a reclassification request from RS-6, RS-8 & AO (Residential Single Family & Agricultural Open Space) to PDR (Planned Development Residential) district, located west of Presidio Drive.
 - Public Hearing** - Consider on second and final reading - a reclassification request from AO (Agricultural Open Space) to RS-6 (Residential Single Family) district, located on Chimney Rock Road.
 - Public Hearing** - Consider on second and final reading - a reclassification request from RM-2 (Residential Multi-Family) to GC (General Commercial) district, located in the 5100 block of Hartford Street.
 - e. Consider on second and final reading - reclassification request from MH (Mobile Home) to GC (General Commercial) district, located at 6101 S. Seventh Street.

- f. **Public Hearing - Consider on second and final reading - a reclassification request from AO (Agricultural Open Space) to MU (Medical Use) district, located at 2342 Antilley Road.**
 - g. **Public Hearing - Consider on second and final reading - a thoroughfare abandonment, being a 20' wide alley, located on West Lake Road (F.M. 600).**
 - h. **Request for Street Use License - Truitt Roberts for vehicle parking at South 5th and Butternut.**
 - i. **Resolution - to consider waiver of subdivision regulations, Sec. 23-266 (2), regarding water, sewer, and paving improvements for Hamby West Addition.**
 - j. **Consider emergency ordinance amending Chapter 18, of the Abilene Municipal Code, concerning speed limits at Traffic Circle.**
9. **Special Item:**
- a. **Bid Opening: 11:00 A.M.**
Open bids for \$1,350,000 General Obligation Bonds Series 1984 and consider award of same.
 - b. **Ordinance: Authorize the issuance of \$1,350,000 General Obligation Bonds, Series 1984.**
10. **Change Order**
- a. **Possible change order for Wastewater Treatment Plant Renovation.**
11. **Other Business**
- a. **Pending and Contemplated Litigation.**
 - b. **Appointment and evaluation of Public Officials.**

ADJOURN

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

The City Council of the City of Abilene, Texas, met in Regular Session August 23, 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. Also present were Acting City Manager Curtis E. Hawk, Assistant City Manager Roy McDaniel, City Attorney Harvey Cargill, Jr., and City Secretary Patricia Patton. Councilman A. E. Fogle, Jr., was absent.

Invocation was given by Councilman Julian Bridges.

There being no additions or corrections to the minutes of the Regular City Council Meeting held August 9, 1984, they stand approved.

Mayor Stubbeman presented a service award to the following person:

| | | | |
|------------------|-----------|----------|---------------|
| Jeannie S. Tatum | Librarian | 20 Years | Service Award |
|------------------|-----------|----------|---------------|

It was requested that agenda item 5c be removed from the consent agenda and considered separately. Mayor Stubbeman removed from the consent agenda item 5c, being an Oral Resolution - Quitclaiming a small parcel of land to John Chalmers, et. al.

Councilman Bridges moved approval of the consent agenda items 5a, 5b, 5d, 5e, 6a through 6d as presented by the staff. 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.

5. Ordinances & Resolutions

- a. Consider on second and final reading - ordinance amending Chapter 32, Utilities, of the Abilene Municipal Code, concerning adjustment to water, sewer connections, taps and extensions (pro rata charges). The ordinance is numbered 81-1984 and is captioned as follows:

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

UTILITIES, CODE Chapter 32, adjustment to water, sewer connections, taps & extensions (pro rata charges) 2nd & final appvd. 81-1984

- b. Request for Street Use License - Thornton's Department Store. This was approved by oral resolution.
- c. Removed from the consent agenda to be considered separately.

ST. USE LIC. - Thornton's Dept. Store appv. Oral Resolution

- d. Oral Resolution - Easement to WTU near Kirby Lake for Distribution easement for Lakekeeper's house.

EASEMENT to WTU for distribution easement for Lakekeeper's house appvd. oral resolution

- e. Resolution - to consider agreement between City of Abilene and Taylor County to create a Public Health District; and consider ordinance on first reading repealing a portion of Chapter 13, Health and Sanitation, of the Abilene Municipal Code. The resolution is numbered 61-1984 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH TAYLOR COUNTY COMMISSIONERS' COURT TO ESTABLISH A COORDINATED HEALTH PROGRAM UNDER PROVISIONS OF THE LOCAL PUBLIC HEALTH REORGANIZATION ACT, ARTICLE 4436-b, V.T.C.S. AND TO ALLOW THE ABILENE-TAYLOR COUNTY HEALTH DEPARTMENT TO INVESTIGATE AND ENFORCE THE PROVISIONS OF THE TEXAS CLEAN AIR ACT, TEXAS WATER QUALITY ACT AND TEXAS SOLID WASTE ACT.

Reso. - agrmt. betwn. City of Ab. & Taylor Co. to create a Public Health Dist. & Ord. 1st read. appvd. repealing a portion of Chapter 13, HEALTH & SANITATION, of CODE. Resolution #61-1984.

The ordinance was passed on first reading and is captioned as follows:

AN ORDINANCE AMENDING CHAPTER 13, "HEALTH AND SANITATION,"
BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING
A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

6. Award of Bid

- | | |
|---|------------------------|
| a. Police Motorcycles awarded to Max's Kawasaki, Abilene, TX. | VARIOUS BIDS AWARDED: |
| b. Truck and Sewer Rodder for Sewage Collection Division awarded to Environmental Sales of Hurst, TX. | Police Motorcycles; |
| c. Diesel fuel conditioners for Equipment Services awarded to Eugene Gauntt of Abilene, TX. | Truck & Sewer Rodder; |
| d. Surface Lease Lands on Airport Tracts awarded to the following: | Diesel Fuel Condit.; |
| TRACT I - Robert G. Chappell | Surface Lease Lands on |
| TRACT II - H. R. Hay | Airport Tracts. |
| TRACT III - Jackson A. Reid | |
| TRACT IV & V - Bryan Caton | |
| TRACT VI - Earl Guitar | |
| TRACT VII - Bryan Caton | |

John Pierce, Land Agent, briefed the Council on item 5c - Oral Resolution - Quitclaiming a small parcel of land to John Chalmers, et. al., located in the vicinity of North 3rd and Grape Streets.

Councilman Bridges asked if a written document had been received committing John Chalmers to donating this parcel of land to the Abilene Girls Home. Mr. Pierce stated that there was a letter filed in the Land Office committing John Chalmers to donating this land.

Councilman Bridges moved to approve by oral resolution quitclaiming a small parcel of land to John Chalmers, et al, as presented by the staff. The motion was seconded by Councilman Robinson and the motion carried. Oral Reso. Appvd. - Quitclaiming a small parcel of land to John Chalmers, et al.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Robinson, Nixon and Mayor Stubbeman.
NAYS: None.

Deanna Sills was not present to bring forward a petition against AAA Mobile Home Park so Mayor Stubbeman continued with the next item on the agenda.

John Hancock, Senior Planner, briefed the Council on an appealed item being a reclassification request from PI (Park Industrial) to HC (Heavy Commercial) district, located at North 14th and Clack Streets, on second and final reading. The Planning & Zoning Commission recommends disapproval of the request as well as the staff. Mayor Stubbeman opened a public hearing for the purpose of considering the item and with no one present and desiring to be heard the public hearing was closed.

Councilwoman Proctor-Shaw moved to deny the rezone request from PI to HC, located at North 14th and Clack Streets, on second and final reading, as presented by the staff. The motion was seconded by Councilman Nixon and the motion carried. ZONING - PI to HC, located at No. 14 & Clack Streets, 2nd & Final, DENIED.

AYES: Councilman Bridges, Councilwoman Proctor-Shaw, Councilmen Wheat, Robinson, Nixon and Mayor Stubbeman.
NAYS: None.

John Hancock, Senior Planner, briefed the Council on a reclassification request from RS-6, RS-8 & A0 (Residential Single Family & Agricultural Open Space) to PDR (Planned Development Residential) district, located west of Presidio Drive, on second and final reading. The staff recommends approval of the rezone request. The Planning and Zoning Commission also recommends approval of the request subject to their being provided a 6-foot solid, opaque wall or fence along the east side of the tract(s) developed for mobile homes. Mayor Stubbeman opened a public hearing for the purpose of considering the item and the following persons spoke in favor:

IN FAVOR:

David Todd, agent to the proponent, 2449 South Willis, stated that some of the property would be designated as park property.

Boyd King, 5309 Benbrook, presented a petition to the Council, containing approximately 100 signatures, concerning a visual barrier between the Mobile Home zoning and the Multi-Family zoning. He presented a recommendation for a visual barrier to the Planning & Zoning Commission and they did add to the ordinance a provision for a 6 foot screening fence. Presently, Mr. King feels the 6 foot fence would not be an effective visual barrier if the mobile home pads were built up above ground level. He now suggests a fence of at least 8 feet higher than the average mobile home pad.

Councilman Bridges questioned the staff regarding specific requirements for fences. The staff responded that there are some requirements but in this case, the addition of the opaque fence was not required but added during the Planning & Zoning meeting at Mr. King's request. Fencing depends on the topography of the area.

Mr. Todd added that he felt that the duplex homes would help screen the mobile homes from the residences.

With no one else present and desiring to be heard Mayor Stubbeman closed the public hearing.

Councilman Bridges moved approval of the rezone request from A0, RS-6 & RS-8 to PDR district, located west of Presidio Drive, on second and final reading, as presented by the staff. The motion was seconded by Councilman Wheat and the motion carried.

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

NAYS: None.

ABSTAIN: Councilwoman Proctor-Shaw.

ZONING - RS-6, RS-8 & A0 to PDR, located west of Presidio Dr., 2nd & Final, appvd. 82-1984.

The ordinance is numbered 82-1984 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 MEADOWS PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

John Hancock, Senior Planner, briefed the Council on a reclassification request from A0 (Agricultural Open Space) to RS-6 (Residential Single Family) district, located on Chimney Rock Road, on second and final reading. The Planning & Zoning Commission recommends approval as well as the staff. Mayor Stubbeman opened a public hearing for the purpose of considering the item and with no one present and desiring to be heard the public hearing was closed.

Councilwoman Proctor-Shaw moved to approve the rezone request from A0 to RS-6 district, located on Chimney Rock Road, on second and final reading, 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.

ZONING - A0 to RS-6, located on Chimney Rock Road, 2nd & Final, appvd. 83-1984

The ordinance is numbered 83-1984 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.

John Hancock, Senior Planner, briefed the Council on a reclassification request from RM-2 (Residential Multi-Family) to GC (General Commercial) district, located in the 5100 block of Hartford Street, on second and final reading. The Planning & Zoning Commission recommends approval as well as the staff. Mayor Stubbeman opened a public hearing for the purpose of considering the item and the

following person spoke in favor of the request:

Chuck Bacon, 1617 Butternut, agent.

With no one else present and desiring to be heard Mayor Stubbeman closed the public hearing.

Councilman Bridges moved to approve the reclassification request from RM-2 to GC, located in the 5100 block of Hartford Street, on second and final reading, as presented by the staff. 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 ordinance is numbered 84-1984 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.

John Hancock, Senior Planner, briefed the Council on a reclassification request from MH (Mobile Home) to GC (General Commercial) district, located at 6101 South Seventh Street, on second and final reading. On June 28, 1984, the City Council approved a zone change which included two lots. The ordinance they adopted inadvertently excluded reference to one of the two lots included in the request. At this time the staff is recommending a replacement ordinance be approved that accurately identifies both lots. Councilman Nixon asked if this request interfered with the special study area around Dyess. Mr. Hancock replied that it was the same request presented to the Council in June and to his knowledge nothing has changed.

Councilman Nixon moved to approve the replacement ordinance of the reclassification request from MH to GC, located at 6101 South 7th Street, on second and final reading, as presented by the staff. 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 ordinance is numbered 85-1984 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; AND DECLARING A PENALTY.

John Hancock, Senior Planner, briefed the Council on a reclassification request from A0 (Agricultural Open Space) to MU (Medical Use) district, located at 2342 Antilley Road, on second and final reading. The Planning & Zoning Commission recommends approval as well as the staff. Mayor Stubbeman opened a public hearing for the purpose of considering the item and the following person spoke in favor of the request:

Reed Inglesbee, agent for Charles Russell - proponent.

With no one else present and desiring to be heard Mayor Stubbeman closed the public hearing.

Councilman Bridges moved approval of the reclassification request from A0 to MU district, located at 2342 Antilley Road, on second and final reading, as presented by the staff. 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

ZONING - RM-2 to GC,
located in the 5100
Block of Hartford St.
2nd & Final appvd.
84-1984.

ZONING - MH to GC,
located at 6101 So.
7th St. 2nd & Final
Read. appvd.
85-1984.

ZONING - A0 to MU,
located at 2342
Antilley Rd., 2nd &
Final Read. appvd.
86-1984.

The ordinance is numbered 86-1984 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.

John Hancock, Senior Planner, briefed the Council on a thoroughfare abandonment, being a 20' wide alley, located on West Lake Road (F.M. 600), on second and final reading. The Planning & Zoning Commission recommends approval of the request as well as the staff. Mayor Stubbeman opened a public hearing for the purpose of considering the item and with no one present and desiring to be heard the public hearing was closed.

Councilman Wheat moved to approve the thoroughfare abandonment, being a 20' wide alley behind Lots 11-17, Section 1, Pleasant Hill Estates and located beside the 4000-4100 blocks of West Lake Road (F.M. 600), on second and final reading 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.

THOR. ADAND. being a 20' wide alley behind lots 11-17, Sec. 1 Pleasant Hill Eastate & Located beside the 4000-4100 blks. of West Lake Road, 2nd & Final Read. Appvd. 87-1984.

The ordinance is numbered 87-1984 and is captioned as follows:

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

Bob Whitehead, Director of Public Works, briefed the Council on a Street Use License for the use of the north 20 feet of the corner of So. 5th Street and Butternut. The request is from M. Lynn Wilkinson, Gary A. Young, and Truett W. Roberts, III, a Partnership. Staff recommends that the Mayor be authorized by oral resolution to execute this Street Use License Agreement.

Councilman Nixon moved approval of the oral resolution authorizing the Mayor to execute this Street Use License Agreement for the 20 feet of the northeast corner of South 5th and Butternut to M. Lynn Wilkinson, Gary A. Young and Truett W. Roberts, III, 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.

ST. USE LIC., for the 20 feet of the NE corner of So. 5th & Butternut to M. Lynn Wilkinson, Gary A. Young & Truett W. Roberts, appvd. oral resolution.

Bob Whitehead, Director of Public Works, briefed the Council on a request for waiver of subdivision regulations relative to water, sanitary sewer, and paving improvements in the Hamby West Addition. A written request was received by Mr. Glenn A. Smith. The property is located in the extraterritorial jurisdiction northeast of the City. This property is divided into six (6) 5-acre tracts and will be served by the Hamby Water Supply Corporation. The roads in this area are maintained by the State, and the owner of this property is in the process of obtaining permits for septic tanks. The staff recommends the Council grant the request by written resolution.

The Council questioned the staff that should the City ever annex this area, would the owners have to comply with City regulations. The staff responded that they would have to comply, and the Council would have the option of a Special Assessment Paving Program. As far as the water, the owners would have the option of staying as they are or connecting with the City's water and sewer.

Councilman Robinson moved to approve the request for Waiver of Subdivision Regulations relative to water, sanitary sewer, and paving improvements in the Hamby West Addition, as presented by the staff. 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.

WAIVER OF SUBDIVISION REGULATIONS relative to water, sanitary sewer, and paving imprmts. in the Hamby West Addition, appvd. Reso. 62-1984.

The resolution is numbered 62-1984 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WAIVING IMPROVEMENTS REQUIRED BY THE SUBDIVISION ORDINANCE ON HAMBY WEST ADDITION WHICH ABUTS FM 1082 (EAST LAKE ROAD).

Wayne Kurfees, Director of Traffic and Transportation, briefed the Council on an emergency ordinance to reduce the speed limit on East Highway 80 for Bridge Reconstruction. Normally, the Highway Commission's "Minute Order" includes provisions for a reduced speed limit in the construction zone, but the Highway Department has discovered that this minute order failed to do so. Therefore, the local Highway Department is requesting the City Council pass an emergency ordinance to lower the speed limit to 30 MPH within this construction zone, which will go into effect immediately upon publication.

Councilwoman Proctor-Shaw moved approval of the emergency ordinance reducing the speed limit on East Highway 80 for Bridge Reconstruction to 30 MPH. 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.

The ordinance is numbered 88-1984 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; DECLARING AN EMERGENCY; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

Dwayne Hargesheimer, Director of Water Utilities, briefed the Council on a proposed Change Order No. ~~56~~ - Wastewater Reclamation Plant Project which is now about 95% complete. The change order includes numerous items that are needed to improve plant appearance, safe working conditions and reduce operational and maintenance requirements of the plant.

There are some contingency funds available at the State level, and we would hope that the Texas Department of Water Resources would participate with 75% funding for all of the items in the change order. Before the State agencies will review any change order, approval of the local governing body is required. After the State has reviewed the change order, they will then determine which items will be grant eligible and the ones that will not.

This change order totals \$327,270.00. The staff recommends the Council, by oral resolution, authorize the Mayor to sign the change order and forward same to the proper State agencies for grant participation.

Councilman Bridges moved to authorize the Mayor, by oral resolution, to sign Change Order #~~6~~⁵ 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.

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 taken in executive session.

Councilman Bridges moved to appoint Reverend I. S. Moreland and Wilton Turnerhill to the Abilene Economic Development Company, Inc., for a term to expire November 1984. The motion was seconded by Councilman Robinson and the motion carried.

EMERGENCY ORD.
Reducing the speed limit on EHwy 80 for Bridge Reconstruction to 30 MPH. 88-1984.

ORAL RESO. authorize Mayor to sign Change Order #~~6~~⁵, appvd.

BOARDS - Rev. I. S. Moreland & Wilton Turnerhill to the AEDC, Inc. term expires November 1984.

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

NAYS: None.

Roy McDaniel, Assistant City Manager, briefed the Council on the bid opening for the issuance of \$1,350,000 General Obligation Bonds Series 1984 which will be at 11:00 a.m. Joe Smith, First Southwest Company, City's Financial Advisor was present and opened the bids (there were 12 bids received). The City received an A1 rating from Moody's Investors Service and a AA rating from Standard & Poors. After the bids were verified Mr. Smith recommended that Cowen & Co. be awarded the bid with an effective interest rate of 8.651891.

The staff recommends the Council to approve the ordinance which will award the bonds to Cowen & Company at the interest rate of 8.651891.

Councilman Nixon moved to approve the ordinance which awards the bid to Cowen & Company of Houston, Texas, for \$1,350,000 Series 1984, General Obligation Bonds. 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.

The ordinance is numbered 89-1984 and is titled:

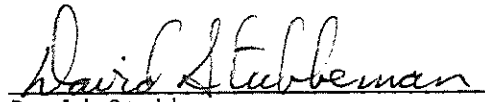
AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS. The ordinance has no caption but is on file in the Office of the City Secretary.

There being no further business the meeting was adjourned at 11:30 a.m.

AWARD OF BID -
Cowen & Co. of
Houston, TX., for
\$1,350,000 Series
1984, Gen. Obligation
Bonds, at the interes
rate of 8.651891 appv
Ordinance to award
bid is #89-1984.



Patricia Patton
City Secretary



David Stubbeman
Mayor