

Pre-Council Work Session of the Mayor and City Council of the City of Abilene, Texas, to be held in the Basement Conference Room of City Hall on Thursday, March 27, 1986, at 8:30 a.m. to consider the following:

1. Discuss consent and/or regular agenda items.

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, March 27, 1986, at 9:00 a.m.

CITY COUNCIL: Mayor David Stubbeman; Council - Gary D. McCaleb, Betty Ray, Walter E. Wheat, A. E. Fogle, Jr., Welton Robinson and Harold Nixon.

1. Call to Order.
2. **INVOCATION:** Councilwoman Betty Ray
3. **APPROVAL OF MINUTES:** Pre-Council Work Session, and Regular City Council Meeting held March 13, 1986.

4. **AWARDS - EMPLOYEE SERVICE:**

35 Years	Horace M. Key	Senior Firefighter	Fire Department
20 Years	Dan C. Horne	Heavy Equipment Operator	Refuse Division
20 Years	Charles W. Parker	Heavy Equipment Operator	Refuse Division

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 - an ordinance establishing a Records and Information Management Program.
  - b. Consider Big Country Library System grant application for State FY 86/87.
  - c. Resolution approving a new contract for the disbursement of Community Development Block Grant Funds to the Day Nursery of Abilene, Inc.
  - d. Resolution approving a contract for the disbursement of Community Development Block Grant Funds to the Abilene Economic Development Company, Inc.
  - e. Resolution authorizing City Manager to sign Police Planning & Research grant application.
  - f. Resolution appointing an assistant judge to act in the absence or unavailability of the Judge of the Municipal Court.

6. **AWARD OF BID**
  - a. Cedar Creek Improvements Phase I - Bid #115.

REGULAR AGENDA

7. **Ordinances & Resolutions:**
  - a. Public Hearing - Consider on second and final reading an ordinance changing street names - SNC-2886 - request from Kenneth L. Musgrave, agent, Eddie Chase, for street name changes, being that part of Liberty Blvd. formerly Dennis St. to Constitution Avenue; and Independence Drive to Independence Blvd.
  - b. Public Hearing - Consider on second and final reading an ordinance changing zoning district boundaries - Z-2386 - a request from Bandag, Inc., agent, Currey Engineering, Inc., to rezone from AO (agricultural Open Space) to HI (Heavy Industrial) district, located on FM 18, approximately 1/2 mile west of Elmdale Road.
  - c. Public Hearing - Consider on second and final reading an ordinance changing zoning district boundaries - Z-2786 - a request from Kenneth L. Musgrave, agent, Eddie Chase, to rezone from AO (Agricultural Open Space) and RS-6 (Residential Single Family) to PDR (Planned Development Residential) district, located on Hwy. 351.

PRE-COUNCIL WORK SESSION, THURSDAY  
March 27, 1986, 8:30 A.M.

CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,  
BASEMENT CONFERENCE ROOM, CITY HALL

The City Council of the City of Abilene, Texas, met in a Pre-Council Work Session on March 27, 1986, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor David Stubbeman was present and presiding with Councilman Gary D. McCaleb, Councilwoman Betty Ray, Councilmen Walter E. Wheat, A. E. Fogle, Jr., Welton Robinson, and Harold Nixon. Also present were City Manager Jim C. Blagg, Assistant City Managers Roy L. McDaniel and Rickey Childers, City Attorney Harvey Cargill, Jr., City Secretary Patricia Patton and various members of the City Staff.

The Council briefly discussed various consent and regular agenda items. There being no further questions, the meeting was recessed to the City Council Chambers for the Regular Council Meeting.

REGULAR CITY COUNCIL MEETING  
March 27, 1986, 9:00 A.M.

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

Mayor Stubbeman reconvened the City Council of the City of Abilene, Texas, into Regular Session March 27, 1986, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilwoman Betty Ray.

The minutes of the Pre-Council Work Session and Regular City Council Meeting held March 13, 1986, stand approved.

Mayor Stubbeman presented Employee Service awards to the following individuals for their tenure of service to the City of Abilene: Horace M. Key, Senior Firefighter, 35 years; and Dan C. Horne, Heavy Equipment Operator in the Refuse Division, 20 years.

Councilwoman Ray moved to approve the consent agenda items, being 5a, 5b, 5c, 5e, 5f, and 6a, as presented by the staff. Item 5d was removed from the consent agenda to be considered separately. The motion was seconded by Councilman Fogle and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

**5. Ordinances & Resolutions**

- a. Consider on second and final reading - an ordinance establishing a Records and Information Management Program.

The Ordinance is numbered 12-1986 and reads as follows:

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT AND ADMINISTRATION OF A RECORDS AND INFORMATION MANAGEMENT PROGRAM FOR THE CITY OF ABILENE, TEXAS; PROVIDING RECORDS MANAGEMENT DUTIES FOR THE CITY SECRETARY; PROVIDING OWNERSHIP OF MUNICIPAL RECORDS AND RESPONSIBILITIES OF OFFICERS AND EMPLOYEES WITH RESPECT THERETO; AUTHORIZING THE MICROPHOTOGRAPHY OF CITY RECORDS; PROVIDING PROVISIONS FOR MICROFORM INDICES, MICROGRAPHIC STANDARDS AND APPROPRIATE CERTIFICATION OF MICROFILMED RECORDS; PROVIDING FOR PUBLIC ACCESS TO PUBLIC MICROFORM RECORDS; PROVIDING FOR DESTRUCTION OF ORIGINAL MUNICIPAL PUBLIC RECORDS AND FOR OTHER MUNICIPAL RECORDS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

- b. Consider Big Country Library System grant application for State FY 86/87. An oral resolution was approved authorizing the City Manager to sign the grant application.

- c. Resolution approving a new contract for the disbursement of Community Development Block Grant Funds to the Day Nursery of Abilene, Inc. The Resolution is numbered 6-1986 and reads as follows:

A RESOLUTION OF THE CITY COUNCIL OF ABILENE, TEXAS, APPROVING AN AGREEMENT WITH THE DAY NURSERY OF ABILENE, INC., FOR DISBURSEMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

- e. Oral Resolution authorizing City Manager to sign Police Planning & Research grant application for FY 1987.
- f. Resolution appointing an assistant judge to act in the absence or unavailability of the Judge of the Municipal Court. The Resolution is numbered 7-1986 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPOINTING AN ASSISTANT JUDGE TO ACT IN THE ABSENCE OR UNAVAILABILITY OF THE JUDGE OF THE MUNICIPAL COURT.

**6. Award of Bid:**

- a. Cedar Creek Improvements Phase I - **Bid #115.**  
The bid was awarded to Bontke Brothers Construction of Abilene.

Mike Morrison, Administrator of Housing and Community Development, briefed the Council on a contract for the disbursement of CDBG funds to the Abilene Economic Development Company. Terry Meza, Executive Director, responded to specific questions from the Council.

Councilman Robinson moved to approve the item as presented by staff. The motion was seconded by Councilwoman Ray and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The Resolution is numbered 8-1986 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF ABILENE, TEXAS, APPROVING A CONTRACT WITH THE ABILENE ECONOMIC DEVELOPMENT COMPANY, INC., FOR FISCAL YEAR 1986.

John Hancock, Principal Planner, briefed the Council on an ordinance considered on second and final reading - **SNC-2886** - Request from Kenneth L. Musgrave, agent, Eddie Chase, for street name changes, being that part of Liberty Boulevard, formerly Dennis Sreet to Constitution Avenue; and Independence Drive to Independence Boulevard. The Planning and Zoning Commission, as well as staff, recommend approval of the request.

Mayor Stubbeman opened a public hearing to consider the aforementioned request and the following person spoke in favor of the request:

Kenneth Musgrave, proponent.

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

Councilman McCaleb moved to approve the ordinance, on second and final reading, for street name change as recommended by the staff. The motion was seconded by Councilwoman Ray and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: none.

The ordinance is numbered 13-1986 and is captioned as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF VARIOUS STREETS, LOCATED IN QUAIL VALLEY NORTHEAST UBDIVISION.

John Hancock, Principal Planner, briefed the Council on an ordinance considered on second and final reading being - Z-2386 - request from Bandag, Inc., agent, Currey Engineering, Inc., to rezone from AO (Agricultural Open Space) to HI (Heavy Industrial) district, located on FM 18, approximately 1/2 mile west of Elmdale Road. The Planning and Zoning Commission, as well as staff, recommend approval of the request.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned item and there being no one present and desiring to be heard, the public hearing was closed.

Councilman Fogle moved to approve the ordinance, on second and final reading, changing zoning district boundaries from AO to HI district, and as recommended by staff. The motion was seconded by Councilman McCaleb and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 14-1986 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, Principal Planner, briefed the Council on an ordinance considered on second and final reading being - Z-2786 - request from Kenneth L. Musgrave, agent, Eddie Chase, to rezone from AO (Agricultural Open Space) and RS-6 (Residential Single Family) to PDR (Planned Development Residential) district, located on Hwy 351. The Planning and Zoning Commission as well as staff recommend approval of the request.

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

- . Kenneth Musgrave, proponent.

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

Councilman Nixon moved to approve the ordinance on second and final reading, to rezone from AO to PDR district, as recommended by the staff. The motion was seconded by Councilman Fogle and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 15-1986 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 HERITAGE PARKS PDR PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

John Hancock, Principal Planner, briefed the Council on an ordinance considered on second and final reading being - Z-986 - request from Jack Chapman to add H (Historic Overlay) to underlying RM-3 (Residential Multi-Family) district, located at 425 Merchant. The Planning and Zoning Commission, as well as the staff, recommend approval of the request.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned item and there being no one present and desiring to be heard, the public hearing was closed.

Councilman McCaleb moved to approve the ordinance on second and final reading, to add H overlay to underlying RM-3 district, located at 425 Merchant, as recommended by staff. The motion was seconded by Councilwoman Ray and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 16-1986 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, Principal Planner, briefed the Council on an ordinance considered on second and final reading being Z-2686 - Request from Glenn E. McMillan to add H (Historic Overlay) to underlying RM-3 (Residential Multi-Family) district, located at 772 Beech. The Planning and Zoning Commission, as well as the staff, recommend approval of the request.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned item and there being no one present and desiring to be heard, the public hearing was closed.

Councilman Fogle moved to approve the ordinance on second and final reading, to add H overlay to underlying RM-3 district, located at 772 Beech, as recommended by staff. The motion was seconded by Councilman McCaleb, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon and Mayor Stubbeman.

NAYS: None.

The ordinance is numbered 17-1986 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, Principal Planner, briefed the Council on an ordinance considered on second and final reading changing zoning boundaries - Z-486 - Request from Eddie Browder to rezone from AO (Agricultural Open Space) to PDMX (Planned Development Mixed Use) district, located at 5550 Highway 277 South. The Planning and Zoning Commission as well as the staff recommend approval of the request.

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

. Eddie Browder, proponent.

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

Councilman McCaleb moved to approve the ordinance on second and final reading, to rezone from AO to PDMX district, as recommended by staff. The motion was seconded by Councilman Fogle, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The Ordinance is numbered 18-1986 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 BROWDER PDMX PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

Councilman Fogle moved to remove from the table - Z-486 - request from Eddie Browder to rezone from AO (Agricultural Open Space) to GC (General Commercial) district, located at 5550 Highway 277 South. The motion was seconded by Councilwoman Ray, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

Councilman Nixon moved to deny the ordinance, rezoning property located at 5550 Highway 277 South, from AO to GC district, as recommended by staff. The motion was seconded by Councilman Robinson, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The request was **DENIED**.

John Hancock, Principal Planner, briefed the Council on an ordinance considered on second and final reading changing zoning boundaries - **Z-2286** - Request from City of Abilene, agent, Planning Department, to rezone from PDC (Planned Development Commercial) to AO (Agricultural Open Space) district, located at 4051 West Lake Road.

Mayor Stubbeman opened a public hearing to consider the aforementioned item, and the following persons spoke in regard to the zone change request:

- . Dan Dankworth, Rt. 8, Box 630. He wants the property to be residential.
- . Eddie Adams, operator of FM 600 flea market, wants to continue his flea market operation.

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

Councilman Wheat moved to approve the ordinance on second and final reading, to rezone from PDC to AO district, as recommended by staff. The motion was seconded by Councilman Fogle, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The Ordinance is numbered 19-1986 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, Principal Planner, briefed the Council on an ordinance considered on second and final reading changing zoning boundaries - **Z-2486** - Request from Ronnie O. Craft, agent, Curry Engineering, Inc. to rezone from AO (Agricultural Open Space) to GC (General Commercial) district, located at FM 707 & Hwy. 83-84.

Mayor Stubbeman opened a public hearing for the purpose of considering the aforementioned item, and there being no one present and desiring to be heard, the public hearing was closed.

Councilwoman Ray moved to approve the ordinance on second and final reading, to rezone from AO to GC district, as recommended by staff. The motion was seconded by Councilman McCaleb, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The Ordinance is numbered 20-1986 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, Principal Planner, briefed the Council on an appealed ordinance considered on second and final reading changing zoning boundaries - **Z-2586** - Request from Burl Harris, Trustee to rezone from RS-6 (Residential Single Family) to PDMX (Planned Development Mixed Use) district, located at North 10th & Clack Streets.

Mayor Stubbeman opened a public hearing to consider the aforementioned item, and the following individuals spoke in favor of the request:

- . Brad Stone, 2901 S. 1st, representing proponent Burl Harris, requested that the prohibition on sale of mobile homes be eliminated.
- . Burl Harris, proponent.
- . Lynn Kitchens, 152 Caddo, representing Ron Craft.

The following individuals spoke against the request:

- . Mr. L. C. Dairy, 5026 N. 9th, wants property to remain residential.
- . James McMillon, Attorney, representing property owners, presented a petition against change containing 49 signatures. Mr. McMillon stated further commercial development will increase traffic; residents are concerned with the mix of commercial and residential uses, and the already present traffic congestion. The residents oppose the commercial use only, not the residential use.
- . Pat Steward, not a resident of the area, wanted to state that she can associate with the citizens in this neighborhood and their concerns.

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

It was indicated that the petition submitted does not meet standards to require a two-thirds vote of Council.

Councilwoman Ray moved to deny the ordinance. The motion failed for lack of a second.

Council identified two distinct areas in the ordinance: commercial and residential; and decided to vote on them separately.

Mayor Stubbeman moved to approve that portion of the ordinance which would be Residential district only, excluding Lot 120. The motion was seconded by Councilman Robinson, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

Councilman Nixon moved to table consideration of the Commercial portion of the ordinance, Lot 120, until such time as the proponent and neighbors in the area can negotiate a compromise. The request is scheduled to be reconsidered on April 24, 1986. The motion was seconded by Councilman Robinson, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The Ordinance is numbered **21-1986** 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 HOLIDAY HILLS PDMX PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

Tony Neitzler, Assistant Director of Planning, briefed the Council on an oral resolution to consider adopting the Redbud-Cooper Study.

Ron Quarles, Planner, presented some statistics to the Council on population, neighborhood makeup, age group of residents, traffic existing zoning, etc.

Mr. Neitzler reviewed with the Council the Planning & Zoning Commission's recommendations on the study.

Mayor Stubbeman opened a public hearing to consider the aforementioned item, and the following individuals spoke in regard to the study:

- . Mr. Ravanelli, 941 Kenwood, would like to see less residential on the west side of Buffalo Gap Road and some consideration for light commercial or office.
- . Scott Senter, 3110 Buffalo Gap Road, requested consideration of light commercial or office on west side of Buffalo Gap Road.
- . Max Gill, 2933 Buffalo Gap Road, would like consideration of office uses along Buffalo Gap Road.
- . Dennis Norman, owner of an open acre on S. 32nd, requested consideration of uses in that area that would compliment the park.
- . Janell Stalls, 2375 S. 32nd, spoke in favor or residential zoning.
- . Pat Steward, lives on east side of Buffalo Gap Road, wants to maintain the residential area near the school.
- . Burrell Eliff, 3117 Highland, supports the Planning & Zoning Commission's recommendation.

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

Councilman Fogle stated that consideration of restricted uses of development, other than RM zoning, would be acceptable, only on the west side of Buffalo Gap Road from 32nd Street to Curry Lane. Additionally, that he does not advocate spot zoning anywhere. The Council discussed the recommended zoning uses for the area with the staff. Staff clarified that if Council adopted the Study, as recommended, that would not preclude it from making changes to the study at a later date.

Councilman Fogle moved to accept the Redbud-Cooper Study by oral resolution as presented by the staff. The motion was seconded by Councilwoman Ray, and the motion carried.

AYES: Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, and Mayor Stubbeman.

NAYS: None.

ABSTAIN: Councilmen McCaleb, Nixon.

Councilwoman Ray moved to remove from the table Z-8685, a request for a zone change from RS-8 to O district, located at 2933 Buffalo Gap Road. The motion was seconded by Councilman Wheat and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

John Hancock, Principal Planner, briefed the Council on an appealed ordinance considered on second and final reading changing zoning boundaries - Z-8685 - Request from Ray Scott & Associates (representing Max Gill), to rezone from RS-8 (Residential Single Family) to O (Office) district, located at 2933 Buffalo Gap Road.

Max Gill, proponent, spoke in favor of the request.

Councilwoman Ray moved to deny the ordinance, as recommended by staff. The motion was seconded by Councilman Fogle, and the motion carried.



AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Nixon, and Mayor Stubbeman.

NAYS: Councilman Robinson.

The request was **DENIED**.

Sandra Trosky, Assistant Land Agent, briefed the Council on a proposed award of bid for oil and gas lease #1986-01 - an undivided 1/2 Interest in 200 acres, being the south 200 acres of the south 1/2 of Section 10, Block 3, SPRR Co. Survey, Taylor County, Texas - **Bid #114**. Staff recommends the lease be awarded to Jordan & McCollum, Inc., and that the Mayor be authorized to sign the lease.

Mayor Stubbeman opened a public hearing to consider the aforementioned item, and there being no one present and desiring to be heard, the public hearing was closed.

Councilman Wheat moved to approve the award of bid as recommended by staff. The motion was seconded by Councilman Fogle, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

Roy McDaniel, Assistant City Manager, briefed the Council on a discussion regarding advance refunding of the City's General Obligation bonds.

Joe Smith, of First Southwest Company, reviewed with the Council the financial aspects relating to advance refunding. He explained all the necessary steps that would be involved prior to the transaction. He recommends to advance refund the bonds prior to October 1, 1986. The final authorization would be made by the Council when appropriate.

Councilman Fogle moved to approve the request for permission to pursue the issue of advance refunding of the City's General Obligation bonds, which would include preparing contracts with various entities, all subject to final approval from Council. No expenditure of funds would be made without authorization from the Council. The motion was seconded by Councilman McCaleb, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

Jim Blagg, City Manager briefed the Council regarding an agreement between the Abilene Industrial Foundation and the City of Abilene, in regard to the Greater Abilene Industrial District. The City will share in the cost of placing a sanitary sewer pipe and paving Fulwiler Road between I-20 and U. S. Highway 80.

Councilman McCaleb moved to approve the agreement as recommended by staff. The motion was seconded by Councilman Fogle, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

Jim Blagg, City Manager, briefed the Council on a resolution seeking fair and just settlement of all matters regarding the Stacy Reservoir, specifically regarding the project and the effect the project has upon the Concho water snake.

Councilman McCaleb moved to approve the Resolution as recommended by staff. The motion was seconded by Councilman Fogle, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The resolution is numbered 9-1986 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS  
SEEKING FAIR AND JUST SETTLEMENT OF ALL MATTERS REGARDING THE  
STACY RESERVOIR.

Mayor Stubbeman recessed the Council into executive session in accordance with State law, Sections 2e and 2g of the Open Meetings Act, to consider pending and contemplated litigation and the appointment and evaluation of public officials.

The Council reconvened from executive session reported no action taken.

Councilwoman Ray moved to adopt a resolution concerning appointing members to the Lake Fort Phantom Development Task Force. A chairman will be appointed by the Mayor at a later date. The motion was seconded by Councilman Wheat, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

The resolution is numbered 10-1986 and is captioned as follows:


A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS  
CREATING AND APPOINTING LAKE FORT PHANTOM DEVELOPMENT TASK FORCE  
COMMITTEE.

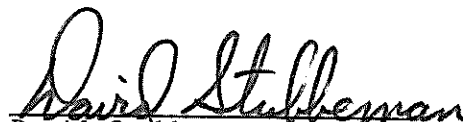
Councilman McCaleb moved to appoint Violet Bearden to the Abilene Clean and Proud Committee to fill a vacated position. The motion was seconded by Councilman Robinson and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.

NAYS: None.

There being no further business, the meeting was adjourned at 2:00 p.m.

  
\_\_\_\_\_  
Patricia Patton  
City Secretary

  
\_\_\_\_\_  
David Stubbeman  
Mayor