

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, May 8, 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, May 8, 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:** Councilman Harold Nixon.
3. **APPROVAL OF MINUTES:** Pre-Council Work Session, and Regular City Council Meeting held April 24, 1986.

#### 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 & Resolutions:**
  - a. Consider on first reading - an ordinance changing zoning district boundaries - Z-4286 - Request from Eddie Chase (representing Bill Musgrave, Inc.) to rezone from AO (Agricultural Open Space) to PDR (Planned Development Residential) district, located at Chimney Rock Road and Catclaw Drive, and set a public hearing for May 22, 1986.
  - b. Consider on first reading - an ordinance changing zoning district boundaries - Z-4186 - Request from Brad Stone (representing Larry Brewster and Nathan Morris) to rezone from GC (General Commercial) and RM-3 (Residential Multi-Family) to PDC (Planned Development Commercial) district, located at S. Clack and Edgemont Streets, and set a public hearing for May 22, 1986.
  - c. Consider on first reading - an ordinance changing zoning district boundaries - Z-4786 - Request from Brad Stone (representing Lucia and Willie Carillo) to rezone from RM-3 (Residential Multi-Family) to GC (General Commercial) district, located at 1641 N. 10th Street, and set a public hearing for May 22, 1986.
  - d. Consider on first reading - an ordinance changing zoning district boundaries - Z-5086 - Request from Lory Dennis to add Historic Overlay to underlying RM-3 (Residential Multi-Family) district for property located at 1642 Grape Street, and set a public hearing for May 22, 1986.

- e. Consider on first reading - an ordinance changing zoning district boundaries - **Z-5186** - Request from Jack Young (representing United Centre Limited) to add Historic Overlay to underlying CB (Central Business) district, located at 1049 N. 3rd Street, and set a public hearing for May 22, 1986.
  - f. Consider on first reading - an ordinance changing zoning district boundaries - **Z-5286** - Request from Carmen Carter to add Historic Overlay to underlying RM-2 (Residential Multi-Family) and O (Office) district, located at 1545 N. 5th Street, and set a public hearing for May 22, 1986.
  - g. Consider on first reading - an ordinance - **Z-4986** - Request from the Kroenke Group, to amend a Planned Development Shopping district ordinance (#23-1986) for property located on Judge Ely Blvd., 1/4 mile north of E. Hwy. 80, and set a public hearing for May 22, 1986.
  - h. Consider on first reading - an ordinance for thoroughfare closure - **TC-4086** - Request from City of Abilene to abandon a 20' alley between Ambler and N. 21st, and Orange and Hickory Streets, and set a public hearing for May 22, 1986.
  - i. Consider on first reading - an ordinance amending the Abilene Municipal Code, Chapter 23, Subpart B, Mobile Homes and Travel Trailers, and set a public hearing for May 22, 1986.
  - j. Consider on first reading - an ordinance amending the Abilene Municipal Code, Chapter 23, Subpart E, Zoning, Section 23-306.5.A(8) concerning vacation travel trailer parks and call a public hearing for May 22, 1986.
  - k. Resolution authorizing application for UMTA Operating Assistance grant for FY 87.
  - l. Consider on first reading - an ordinance amending the Abilene Municipal Code, Chapter 18, "Traffic", to prohibit parking at various locations.
  - m. Consider resolution authorizing application for Major Resource Library grant.
  - n. Resolution to consider clarification of property descriptions for the Cedar Creek Widening Project from I-20 to Buck Creek.
5. **Award of Bid**
- a. Cement for Street Services Division - Bid #119.
  - b. Two ditching machines and one backhoe loader for Equipment Services - Bid #100, 103, and 104.
  - c. Water & Sewer Pipe for Water Department - Bid #127.

REGULAR AGENDA

6. **Ordinances and Resolutions:**

- a. **APPEALED ITEM:**  
**Public Hearing** - Consider on second and final reading an ordinance changing zoning district boundaries - **Z-1786** - Request from Albert Ravanelli to rezone from AO (Agricultural Open Space) to IC (Limited Commercial) district, located at 3202 Buffalo Gap Road.

- b. **APPEALED ITEM:**  
**Public Hearing - Consider on second and final reading an ordinance for street name change - SMC-3186 - Request from Jerry Smith for a street name change, being Dub Wright Boulevard to Arnold Boulevard, located from the South right-of-way line of West Highway 80 to the north right-of-way line of Highway 277.**  
c. **Public Hearing - Consider on second and final reading an ordinance authorizing special paving assessment proceedings for improvements on F.M. 89 (Buffalo Gap Road).**  
d. **Resolution authorizing contract with United Way of Abilene for the use of Community Development Block Grant funds to conduct a community needs assessment.**  
e. **Consider amendment to Street Use License with E-2 Serve, for property located on Buffalo Gap Road.**
7. **Other Business:**  
a. **Pending and Contemplated Litigation (see Notice for Executive Session, Litigation for listing subjects).**  
b. **Appointment and Evaluation of Public Officials (see Notice for Executive Session, Personnel for listing subjects).**

ADJOURN

PRE-COUNCIL WORK SESSION, THURSDAY  
May 8, 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 May 8, 1986, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor David Stubbeman was present and presiding with Councilman Garry 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  
May 8, 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 May 8, 1986, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Harold Nixon.

The minutes of the Pre-Council Work Session and Regular City Council Meeting held April 24, 1986, stand approved.

Councilman McCaleb moved to approve the consent agenda items, being 4a through 5c, as presented 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.

4. Ordinances & Resolutions:

- a. Consider on first reading an ordinance changing zoning district boundaries - Z-4286 - Request from Eddie Chase (representing Bill Musgrave, Inc.) to rezone from AO (Agricultural Open Space) to PDR (Planned Development Residential) district, located at Chimney Rock Road and Catclaw Drive, and set a public hearing for May 22, 1986.

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

- b. Consider on first reading an ordinance changing zoning district boundaries - Z-4186 - Request from Brad Stone (representing Larry Brewster and Nathan Morris) to rezone from GC (General Commercial) and RM-3 (Residential Multi-Family) to PDC (Planned Development Commercial) district, located at S. Clack and Edgemont Streets, and set a public hearing for May 22, 1986.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, ZONING, OF THE ABILENE MUNICIPAL CODE, CONCERNING GARDEN WOOD PDMX PLANNED DEVELOPMENT DISTRICT; BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; CALLING A PUBLIC HEARING; AND DECLARING A PENALTY.

- c. Consider on first reading an ordinance changing zoning district boundaries - Z-4786 - Request from Brad Stone (representing Lucia and Willie Carillo) to rezone from RM-3 (Residential Multi-Family) to GC (General Commercial) district located at 1641 N. 10th Street, and set a public hearing for May 22, 1986.

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.

- d. Consider on first reading an ordinance changing zoning district boundaries - Z-5086 - Request from Lory Dennis to add Historic Overlay to underlying RM-3 (Residential Multi Family) district, located at 1642 Grape Street, and set a public hearing for May 22, 1986.

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.

- e. Consider on first reading an ordinance changing zoning district boundaries - Z-5186 - Request from Jack Young (representing United Centre Limited) to add Historic Overlay to underlying CB (Central Business) district, located at 1049 N. 3rd Street, and set a public hearing for May 22, 1986.

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.

- f. Consider on first reading an ordinance changing zoning district boundaries - Z-5286 - Request from Carmen Carter to add Historic Overlay to underlying RM-2 (Residential Multi-Family) and O (Office) district, located at 1545 N. 5th Street, and set a public hearing for May 22, 1986.

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.

- g. Consider on first reading an ordinance - Z-4986 - Request from the Kroenke Group, to amend a Planned Development Shopping District ordinance (#23-1986) for property located on Judge Ely Blvd, 1/4 mile north of E. Hwy. 80, and set a public hearing for May 22, 1986.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, ZONING, OF THE ABILENE MUNICIPAL CODE AND ORDINANCE NO. 23-1986, CONCERNING JUDGE ELY BLVD. PDMX PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

- h. Consider on first reading an ordinance for thoroughfare closure - TC-4086 - Request from Hendrick Medical Center to abandon a 20' alley between Ambler and N. 21st, and Orange and Hickory Streets, and set a public hearing for May 22, 1986.

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

- i. Consider on first reading an ordinance amending the Abilene Municipal Code, chapter 23, Subpart B, Mobile Homes and Travel Trailers, and set a public hearing for May 22, 1986.

AN ORDINANCE REPEALING CHAPTER 23, SUBPART B OF THE CODE OF THE CITY OF ABILENE, TEXAS, ENTITLED "MOBILE HOMES AND VACATION TRAVEL TRAILERS"; STATING THE AUTHORITY; SETTING FORTH THE SCOPE AND PURPOSE, DEFINING TERMS, DESCRIBING DEVELOPMENT-RELATED

REGULATIONS, ESTABLISHING STANDARDS FOR DESIGN, PROVIDING FOR LIMITED VARIANCE OPPORTUNITY, PROVIDING FOR GENERAL REQUIREMENTS, FIXING THE PENALTIES FOR VIOLATION AND PROVIDING FOR PUBLICATION.

- j. Consider on first reading an ordinance amending the Abilene Municipal Code, Chapter 23, Subpart E, Zoning, Section 23-306.5.A(8) concerning vacation travel trailer parks and call a public hearing for May 22, 1986.

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT, SUBPART E, "ZONING" OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

- k. Resolution authorizing application for UMTA Operating Assistance grant for FY 87. The resolution is numbered 14-1986 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE MASS URBAN TRANSPORTATION ACT OF 1964, AS AMENDED.

- l. Consider on first reading - an ordinance amending the Abilene Municipal Code, Chapter 18, "Traffic", to prohibit parking at various locations.

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.

- m. Oral resolution authorizing application for Major Resource Library Grant.

- n. Resolution to consider clarification of property descriptions for the Cedar Creek Widening Project from I-20 to Buck Creek. The Resolution is numbered 15-1986 and is captioned as follows:

A RESOLUTION OF THE CITY OF ABILENE, TEXAS, AMENDING RESOLUTION 109-1985 ADOPTED THURSDAY, NOVEMBER 7, 1985, AND RESOLUTION 1-1986 ADOPTED THURSDAY, JANUARY 9, 1986, AUTHORIZING THE ACQUISITION OF LAND AND APPROPRIATION OF FUNDS FOR THE CEDAR CREEK (I-10 TO BUCK CREEK) WIDENING PROJECT.

5. Award of Bid:

- a. Cement for Street Services Division - Bid #119. The bid was awarded to Abilene Lumber.

- b. Two ditching machines and one backhoe loader for Equipment Services - Bid #100, #103, and #104. The bids were awarded to Glover Equipment Company of Lubbock.

- c. Water & Sewer Pipe for Water Department - Bid #127. The bid was awarded as recommended by staff.

Mayor Stubbeman opened a public hearing regarding an ordinance considered on second and final reading - Z-1786 - Request from Albert Ravanelli to rezone from AO (Agricultural Open Space) to IC (Limited Commercial) district, located at 3202 Buffalo Gap Road. Proponent requested in writing the request be tabled until some future date; however, the public hearing for the request has already been published in accordance with State Law, it is necessary to open to the public in case an individual is present to speak on the request. There being no one present and desiring to be heard, the public hearing was closed.

Councilman Fogle moved to table the item as requested by the proponent and readvertise for public hearing at some future time. 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 ordinance considered on second and final reading - SNC-3186 - Request from Jerry Smith for a street name change, being Dub Wright Boulevard to Arnold Boulevard, located from the South right-of-way line of West Highway 80 to the north right-of-way line of Highway 277. The Planning and Zoning Commission recommends disapproval. Staff states there currently exists an "Arnold Boulevard" on the Air Base which intersects F.M. 3438 at the new main Base entrance. Staff makes no recommendation, except that if approved, the name of Arnold Boulevard on the Base should be changed so as to avoid confusion. Also, the name change should apply to the entire length of F.M. 3438, from Highway 80 to U.S. 277.

Mayor Stubbeman stated that a compromise has been reached by the proponent and the Chamber of Commerce. The compromise being: that the portion of Dub Wright Blvd. from E. Highway 80 to the Main Gate of Dyess (Hartford Street intersection) be changed to Arnold Blvd., and that portion of the street from the Main Gate of Dyess to Highway 277 remain Dub Wright Blvd.

Mayor Stubbeman opened a public hearing to consider the aforementioned and the following persons spoke in response to the request:

- Violet Law, Vapor Trail's property owner, favors the name of Dub Wright Blvd.



- Jerry Smith, 118 Arnold Blvd., owner of Jerry's Campers, apologized to the Wright family for any bad publicity that may have occurred due to this case. He spoke in favor of the compromise.
- Terry Test, Terry's Auto Supply, favors compromise.
- Joe Canon, representing Military Affairs Council, favors compromise.
- James Munsen, Munsen Insurance, favors compromise.
- Col. Allen Rogers, 319 Louisiana, representing Dyess AFB, favors compromise. He commended all involved who proposed the compromise.

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

Councilman Robinson moved to approve the ordinance, on second and final reading, to change the portion of Dub Wright Blvd. from E. Highway 80 to Hartford street to Arnold Blvd. The motion was seconded by Councilman Nixon and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Fogle, Robinson, Nixon, and Mayor Stubbeman.  
 NAYS: None.

The ordinance is numbered 29-1986 and is captioned as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF DUB WRIGHT BOULEVARD TO ARNOLD BOULEVARD.

Bob Whitehead, Director of Public Works, briefed the Council on an ordinance authorizing special paving assessment proceedings for improvements on FM 89 (Buffalo Gap Road).

Harvey Cargill, City Attorney, called for testimony from Robert Whitehead, Director of Public Works, and Mr. A. B. Perez, Real Estate Appraiser.

Mayor Stubbeman opened a public hearing to consider the aforementioned and the following persons spoke in response to the request:

- Jack Chamberlain, PO Box 3453 #10, disagreed with the appraiser that this improvement enhances all the properties by the proposed rate.
- Mr. J. A. Farr, #4, Rt. 7, Box 57, was concerned with drainage on his side of the street and water problems.

- Jesse Lloyd Edmondson, Rt. 7, Box 122, #19, questioned where the curb and gutter would stop.
- Wade Armstrong, #15, 7718 Buffalo Gap Road, telephoned in his opposition.
- Robert Jenkins, #9, Rt. 7 Box 96, requested Council consider those property owners who dedicated property for widening the road, and feels they should receive credit.
- Dorothy Boren, Lighthouse Assembly of God, #27, asked for a reduced rate.
- Roland Willer, #11, 7558 Buffalo Gap Road, questioned the percent of enhancement the appraiser stated.

Councilman Nixon moved to change the total assessment rate by reducing it by 50%, which would be \$3.36, and amend the ordinance accordingly. The motion was seconded by Councilman Robinson and the motion carried.

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

NAYS: Councilman McCaleb, Councilwoman Ray, Councilman Fogle.

Councilman Nixon moved to approve the ordinance, authorizing special assessment proceedings for improvements of F. M. 89 from Catclaw Creek south of Antilley Road to the city limits south of Highway 707, and adopt the front foot assessment rate of \$3.36. 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 30-1986 and is captioned as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CLOSING THE PUBLIC HEARING; ORDERING IMPROVEMENTS AND LEVYING ASSESSMENTS AGAINST VARIOUS PERSONS AND THEIR PROPERTY FOR THE PAYMENT OF A PART OF THE COST OF THE CURB AND GUTTER FOR A PORTION OF THE FOLLOWING STREET IN THE CITY OF ABILENE, TAYLOR COUNTY, TEXAS, TO-WIT: BUFFALO GAP ROAD FROM SOUTH OF THE INTERSECTION AT ANTILLEY ROAD SOUTH TO HIGHWAY 707.

PROVIDING FOR THE TIME WHEN SUCH ASSESSMENTS BECOME DUE AND PAYABLE; STIPULATING THE RATE OF INTEREST AND FIXING A CHARGE AND LIEN AGAINST SAID PROPERTY, MAKING SAID CHARGE A PERSONAL LIABILITY OF THE PROPERTY OWNERS OWNING PROPERTY ADJUTING ON BUFFALO GAP ROAD; PROVIDING FOR THE COLLECTION THEREOF; AND PROVIDING A SEVERABILITY CLAUSE.

Mike Morrison, Housing and Community Development Administrator, briefed the Council on a resolution authorizing a contract with the United Way of Abilene for the use of Community Development Block Grant funds to conduct a community needs assessment.

Norman Archibald, United Way, briefed the Council on the purpose of the contract and study.

Councilwoman Ray moved to approve the resolution 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 resolution is numbered 16-1986 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF ABILENE, TEXAS, APPROVING AN AGREEMENT WITH THE UNITED WAY OF ABILENE, INC., FOR DISBURSEMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR A NEEDS ASSESSMENT STUDY.

Iee Roy George, Director of Planning, briefed the Council on a request to consider an amendment to the street use license with E-Z Serve, for a sign placed in the right-of-way on property located on Buffalo Gap Road. Since the sign permit was issued in error, and the sign already constructed, staff recommends approval.

Additionally, he briefed the Council on conflicting provisions in the Municipal Code (Sec. 23-129(d) of the Sign Ordinance and Sec. 29-90 through 29-94 of the Street Use License Provisions) regarding the placement of signs. Staff is requesting guidance from Council on how to manage the conflict. Staff recommends the Municipal Code be amended to add a provision to Chapter 29, Article V, Street Use License, that would prohibit the issuance of any street use license for signs in the right-of-way.

Councilman McCaleb moved to approve the Street Use License amendment to E-Z Serve as recommended by staff, and instructed staff to initiate an ordinance amendment to the Municipal Code, Chapter 29, Article V, Street Use Licenses, to eliminate the conflict. 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.

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 and reported no action taken.

Councilman Wheat moved to appoint Mr. Bill North as Chairman of the Ft. Phantom Lake Redevelopment Task Force. 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.

There being no further business, the meeting was adjourned at 12:30 a.m.



Patricia Patton  
City Secretary



David Stubbeman  
Mayor