

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, April 28, 1988, 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, April 28, 1988, at 9:00 a.m.

CITY COUNCIL: Mayor Dale Ferguson; Council - Gary D. McCaleb, Betty Ray, Walter E. Wheat, Tom Ceniglis, 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 21, 1988.
4. Awards:

Employee Service Awards:

25 Years Dwayne Hargesheimer
25 Years Thomas C. Goble

Water Administration
Fire Department

Special Recognition:

Best Tasting Water award to Water Utilities Department

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 and Resolutions:**
 - a. Consider on second and final reading - an ordinance amending Sections 18-257 and 18-304 of Traffic Code schedules as related to handicapped parking serving the Abilene Public Library.
 - b. Resolution amending the contract with Mend-A-Child for CDBG funds.
 - c. Oral resolution approving amended bylaws of the Abilene Economic Development Company, Inc.

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5. **Award of Bid:**
 - a. Peach Street Reconstruction (South 1st to S. 7th), Bid #248.
 - b. School-related sidewalks, Bid #243.
 - c. Redi-Mix concrete for Street Services Division, Bid #250.

REGULAR AGENDA

7. **Ordinances & Resolutions:**
 - a. **Public Hearing:** Consider on second and final reading - an ordinance amendment to authorized Civil Service positions in the Fire Department.
 - b. **Public Hearing:** Consider on second and final reading - an ordinance changing zoning district boundaries - **Z-00788** - Request from Clyde Grant to amend The Fairways PDR (Planned Development Residential) Ordinance #1045, to reduce rear building setback requirements.
8. **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).

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EXECUTIVE SESSION

(Personnel)

The City Council may consider the appointment, employment, reassignment, duties, discipline, or dismissal of the City Manager, City Attorney, Municipal Court Judge, City Secretary, and the City Board and Commission Members. A complete list of the City Boards and Commissions are on file in the City Secretary's Office.

After discussion of the appointment and evaluation of the Council Appointees and the Board and Commission members, in executive session, any final action or vote taken will be in public.

(Litigation)

The City Council may consider pending and contemplated litigation subjects. The following subjects may be discussed:

1. Stanley V. Taylor v. City
2. Velasquez v. City
3. Smithwick-Wheeler v. City
4. Maria Slaughter v. City
5. Leonard Glenn Taylor v. City
6. James Hudson & AB Airlines v. City
7. State of Texas v. City
8. Ramsey v. City
9. Michael Mellen v. City
10. Patricia Partin v. City
11. Williams & Chambers v. City
12. Video Vue & American Video
13. McNutt v. City
14. Welch v. City
15. J. C. Haines v. City
16. City of Abilene v. Northeastern Software
17. Abilene Zoological Society v. Pinkerton's
18. Guadalupe Diaz v. City
19. Alicia Garcia v. City
20. Virginia Martin v. City
21. Frieda Hintz v. City
22. WTU Rate Request
23. City v. Board of Adjustment

Litigation is, by its nature, an on-going process, and questions may arise as to trial tactics which need to be explained to the City Council. Upon occasion, the City Council may need information from the City Attorney as to the status of the pending or contemplated litigation subjects set out above. After discussion of the pending and contemplated litigation subjects, in executive session, any final action, or vote taken, will be in public.

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**PRE-COUNCIL WORK SESSION, THURSDAY
April 28, 1988, 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 April 28, 1988, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor Dale E. Ferguson was present and presiding with Councilman Gary D. McCaleb, Councilwoman Betty Ray, Councilmen Walter E. Wheat, and Tom Ceniglis. Councilmen Welton Robinson and Harold Nixon were absent. 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 Hancock and various members of the City staff.

The Council briefly discussed various consent and regular agenda items. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING
April 28, 1988, 9:00 A.M.**

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

Mayor Ferguson reconvened the City Council of the City of Abilene, Texas, into Regular Session April 28, 1988, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Gary McCaleb.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Work Session and Regular City Council Meeting held April 21, 1988; the minutes stand approved as presented.

Mayor Ferguson presented Employee Services Awards to the following employees for their tenure of service to the City:

25 Years	Dwayne Hargesheimer	Water Administration
25 Years	Thomas C. Goble	Fire Department

Mayor Ferguson presented a Best Tasting Water award to Water Utilities Department.

Councilman Ceniglis moved to approve the consent agenda items, being 5a through 5c, and 6a through 6c, as presented and recommended by the staff. The motion was seconded by Councilwoman Ray and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Ceniglis, and Mayor Ferguson.

NAYS: None.

5. **Ordinances and Resolutions:**

- a. Consider on second and final reading - an ordinance amending Sections 18-257 and 18-304 of Traffic Code schedules as related to handicapped parking serving the Abilene Public Library.

The Ordinance is numbered 19-1988 and is captioned as follows:

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, DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

- b. Resolution amending the contract with Mend-A-Child for CDBG Funds.

The Resolution is numbered 17-1988 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AN AGREEMENT WITH MEND-A-CHILD FOR DISBURSEMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR A MEDICAL/DENTAL PROGRAM.

- c. Oral resolution approving amended bylaws of the Abilene Economic Development Company, Inc.

6. **Award of Bid:**

- a. Peach Street Reconstruction (South 1st to S. 7th), **Bid #248**. The bid was awarded to EST Building and Development Company, Inc. as recommended by staff.
- b. School-related sidewalks, **Bid #243**. The bid was awarded to Les Mans Corporation as recommended by staff.
- c. Redi-Mix concrete for Street Services Division, **Bid #250**. The bid was awarded to Childs Ready-Mix, as recommended by staff.

Richard Knopf, Fire Chief, briefed the Council on an ordinance considered on second and final reading, amendment to authorized Civil Service positions in the Fire Department.

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

Councilman Wheat moved approval of the request for ordinance amendment to authorized Civil Service positions in the Fire Department as recommended by staff. The motion was seconded by Councilman Ceniglis and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Ceniglis, and Mayor Ferguson.
NAYS: None.

The Ordinance is numbered 20-1988 and is captioned as follows:

AN AMENDMENT REVISING THE ORDINANCE WHICH CLASSIFIES POSITIONS OF THE CITY OF ABILENE FIRE DEPARTMENT.

John Hancock, Principal Planner, briefed the Council on an ordinance changing zone district boundaries - **Z-00788** - Request from Clyde Grant to amend The Fairways PDR (Planned Development Residential) Ordinance #1045, to reduce rear building setback requirements. The Planning and Zoning Commission and staff recommend approval.

Mayor Ferguson opened a public hearing on the item, and the following individual spoke for the request:

- David Todd, 3125 S. 27th, representing the proponents.

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

Councilwoman McCaleb moved approval of the ordinance changing zoning district boundaries - **Z-00788** - to amend The Fairways PDR Ordinance #1045, as recommended by staff. The motion was seconded by Councilman McCaleb, and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Ceniglis, and Mayor Ferguson.
NAYS: None.

The Ordinance is numbered 21-1988 and is captioned as follows:

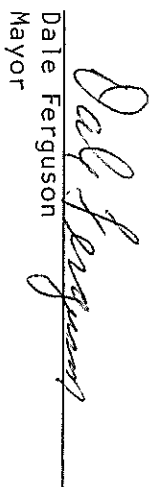
AN ORDINANCE AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE AND ORDINANCE NO. 1045, CONCERNING THE FAIRWAYS PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

Mayor Ferguson recessed the Council into executive session in accordance with State law, Article 5262-17, 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.

There being no further business, the meeting was adjourned at 9:15 a.m.


Patricia Hancock
City Secretary


Dale Ferguson
Mayor