

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, **June 9, 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, **June 9, 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 Gary McCaleb.
3. **Approval of Minutes:** Pre-Council Work Session and Regular City Council Meeting held May 26, 1988.

CONSENT AGENDA

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

4. **Ordinances and Resolutions:**
 - a. Resolution authorizing the filing of an application for UMTA Section 9 operating and Planning Assistance Grant. for FY 88/89.
 - b. Resolution authorizing the Mayor to execute a raw water contract with Three Par Golf, Inc., for raw water.
 - c. Consider on first reading - an ordinance amending PDMX Ord. #68-1985 (Planned Development Mixed Use) - **Z-01088** - to allow advertising signs located at South 27th Street and Buffalo Gap Road and set a public hearing for June 23, 1988, at 9:00 a.m.
 - d. Consider on first reading - an ordinance for thoroughfare abandonment - **TC-01188** - Request from Roy A. & Ann Davidson, for a thoroughfare abandonment located east of F.M. 3308 and set a public hearing for June 23, 1988, at 9:00 a.m.
 - e. Consider on first reading - an ordinance amendment to Section 23-306.4, Permitted Uses, and Section 23-306.5, Cultural and Recreation Use concerning shooting ranges, and set a public hearing for June 23, 1988 at 9:00 a.m.
 - f. Consider on first reading - an ordinance amendment to Section 23-306.4, Permitted Uses, and Section 23.306.5, Government, Health, Safety and Welfare Uses, concerning Special Education and Rehabilitation Centers, and set a public hearing for June 23, 1988 at 9:00 a.m.

5. **Award of Bid:**
- a. Catclaw Drive Extension (Cedar Run south to Rebecca Lane) **Bid #263;** and authorize the Mayor to execute a purchase order to expend funds to Mobile Oil Pipeline.
 - b. Playground equipment for Community Services Department, **Bid #259.**
 - c. Trucks for Streets and Water Distribution Divisions, **Bid #260.**

REGULAR AGENDA

6. **Public Appearance:**
- a. David Barnhill, to request funding a sidewalk for the east side of N. Pioneer, from the N. Pioneer Housing Project to K-Mart.

7. **Award of Bid:**
- a. Lease-Purchase agreement on Police facility dispatch and records computer, **RFP #262;** and adopt Resolution for same.
 - b. Computer Terminals for Computer Aided Dispatch, **Bid #266.**

8. **Other Business:**
- a. Consider recommendation of Airport Advisory Committee concerning a response to Federal Aviation Administration's letter regarding airport minimum standards, and possible action on same.
 - b. Pending and Contemplated Litigation (see Notice for Executive Session, Litigation for listing subjects).
 - c. Appointment and Evaluation of Public Officials (see Notice for Executive Session, Personnel for listing subjects).
 - d. Land Acquisition (see Notice for Executive Session, for land acquisition).

ADJOURN

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. Velasquez v. City
2. Maria Slaughter v. City, Jim Blagg, Harvey Cargill
3. Alicia Garcia v. City
4. James Hudson & AB Airlines v. City
5. Lois Williams & Matthew Chambers v. City
6. Patricia Partin v. City
7. Virginia Martin v. City
8. Frieda Hintz v. City
9. Thornton v. City
10. Christopher Grant Carlson v. City
11. Martha Gillette v. Marietta Proctor
12. City of Abilene v. Board of Adjustment & Video Vue
13. Don Hobbs v. City
14. London Ray Wormsley v. Jorge Solis & Tim Burns
15. Donald J. & Gwendolyn Collins v. City & James N. Van Allen
16. City of Abilene v. Starlite Inn Motor Hotel
17. Cynthia Haile v. City

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.

If personnel issues or litigation issues arise as to the posted subject matter of this City Council Meeting, an executive session will be held.

(Land Acquisition)

The City Council may consider the purchase, exchange, and/or lease of real property in the Northeast portion of Abilene. If the purchase were discussed in public, it would have a detrimental effect on purchasing the land, as the City understands there are other prospective purchasers.

HC 6/1/88

00121

PRE-COUNCIL WORK SESSION, THURSDAY
June 9, 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 **June 9, 1988**, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor Dale Ferguson was present and presiding with Councilwoman Betty Ray, Councilmen Walter Wheat, Tom Ceniglis, and Harold Nixon. Also present were City Manager Jim C. Blagg, Assistant City Managers Rickey Childers and Roy L. McDaniel, City Attorney Harvey Cargill, Assistant City Secretary Debbie Hurley and various members of the City Staff. Councilmen Gary D. McCaleb and Welton Robinson were absent.

The Council briefly discussed various consent and regular agenda items. Wayne Hargeshelmer, Director of Water Utilities, informed the Council that the contract with Three Par Golf had been changed to include a sentence on first page, first paragraph, stating that the Corporation will pay a stand-by administrative fee of a minimum of \$360.00 per year when water is taken. This change was agreed to by Three Par Golf, and is a standard clause in all current water supply contracts. There being no further questions, the meeting was recessed to the City Council Chambers for the Regular Council Meeting.

REGULAR CITY COUNCIL MEETING
June 9, 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 June 9, 1988, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Tom Ceniglis.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Work Session and Regular City Council meeting held May 26, 1988, the minutes stand approved.

Councilman Nixon moved approval of the consent agenda items, 4a, 4b, 4d through 4f, and 5a through 5c as presented by the staff. Item 4c was removed from the agenda. The motion was seconded by Councilman Ceniglis and the motion carried.

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

4.

Ordinances & Resolutions:

- a. Resolution authorizing the filing of an application for UMTA Section 9 operating and Planning Assistance Grant. for FY 88/89.

The Resolution is numbered 24-1988 and is captioned as follows:

A RESOLUTION 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 URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.

- b. Resolution authorizing the Mayor to execute a raw water contract with Three Par Golf, Inc., for raw water.

The Resolution is numbered 25-1988 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT BY AND BETWEEN THE CITY OF ABILENE AND THREE PAR GOLF INCORPORATED TO SUPPLY RAW WATER.

- c. Removed from agenda.

- d. Consider on first reading - an ordinance for thoroughfare abandonment - **TC-01188** - Request from Roy A. & Ann Davidson, for a thoroughfare abandonment located east of F.M. 3308 and set a public hearing for June 23, 1988, at 9:00 a.m.

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.

- e. Consider on first reading - an ordinance amendment to Section 23-306.4, Permitted Uses, and Section 23-306.5, Cultural and Recreation Use concerning shooting ranges, and set a public hearing for June 23, 1988 at 9:00 a.m.

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.

- f. Consider on first reading - an ordinance amendment to Section 23-306.4, Permitted Uses, and Section 23.306.5, Government, Health, Safety and Welfare Uses, concerning Special Education and Rehabilitation Centers, and set a public hearing for June 23, 1988 at 9:00 a.m.

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.

5. **Award of Bid:**

- a. Catclaw Drive Extension (Cedar Run south to Rebecca Lane) **Bid #263**. The bid was awarded to Bontke Brothers Construction Company, as recommended by staff. Also, Council authorized the expenditure of funds to Mobile Pipe Line Company for the Utility adjustments based on their unit prices as enumerated in a letter from Mobil Pipe Line Company dated May 16, 1988.
- b. Playground equipment for Community Services Department, **Bid #259**. The bid was awarded to B-J Park & Recreation Products, as recommended by staff.
- c. Trucks for Streets and Water Distribution Division, **Bid #260**. The bid for items 1, 2, and 4 was awarded to Hughes Diesel Service, and the bid for item 3 was awarded to R. L. Anderson International; as recommended by staff.

David Barnhill, 1443 1/2 Hickory, appeared before the Council to request funding a sidewalk for the east side of N. Pioneer, from the N. Pioneer Housing Project to K-Mart. After answering questions from the Council, Mayor Ferguson thanked Mr. Barnhill for his presentation and indicated the item would be referred to staff for evaluation.

David Wright, Director of Finance, briefed the Council on two items:

- 7a. Lease-Purchase agreement on Police facility dispatch and records computer, **RFP #262**, adopting Resolution for same. Staff recommends that the five year proposal of Dougherty Dawkins be awarded, approve the Resolution, and authorize the City Manager to execute the appropriate documents.

- 7b. Computer Terminals for Computer Aided Dispatch, **Bid #266**. Staff recommends the bid be awarded to IBM Corporation.

Councilwoman Ray moved to approve both the lease-purchase agreement on Police facility dispatch records computer and resolution for same; and computer terminals for computer aided dispatch, as recommended by the staff. The motion was seconded by Councilman Geniglis and the motion carried.

AYES: Councilwoman Ray, Councilmen Wheat, Cerigliis, Nixon,
and Mayor Ferguson.
NAYS: None.

The Resolution is numbered 26-1988 and is captioned as
follows:

RESOLUTION RELATING TO LEASE WITH OPTION TO PURCHASE
AGREEMENT AND DESIGNATION AS QUALIFIED TAX-EXEMPT
OBLIGATION.

James Condry, Director of Traffic and Transportation,
briefed the Council on a letter from the Federal Aviation
Administration dated May 23, 1988 regarding airport minimum
standards, a copy of which is attached and incorporated herewith
as Exhibit A.

The Airport Advisory Committee met and discussed the letter
from FAA. The Committee recommends the Council amend the Minimum
Standards to comply with the suggestions by FAA in its May 23,
1988 letter.

Councilman Wheat moved to approve the recommendations of the
Airport Advisory Committee, and to amend the Minimum Standards
for Aeronautical Activities, Section E, Aircraft Fuels and Oil
Dispensing Service as shown on Exhibit B, attached and included
herewith; as recommended by staff. The motion was seconded by
Councilman Nixon and the motion carried.

AYES: Councilmen Wheat, Cerigliis, Nixon, and Mayor
Ferguson.

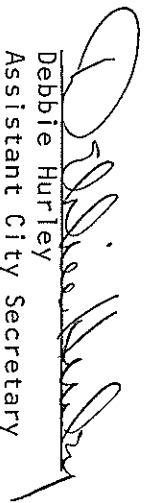
NAYS: None.

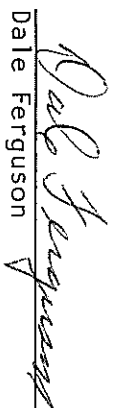
ABSTAIN: Councilwoman Ray.

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

The Council reconvened from executive session and reported
no action taken in Executive Session.

There being no further business, the meeting adjourned at
10:35 a.m.


Debbie Hurlley
Assistant City Secretary


Dale Ferguson
Mayor