

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, July 14, 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, July 14, 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 Tom Ceniglis.
3. Approval of Minutes: Pre Council Session and Regular City Council Meeting held June 23, 1988.
4. Employee Service Awards:

35 Years	Carroll L. Parks	Street Division
35 Years	Bernice D. Goen	Fire Department
20 Years	Estel Wall	Parks Division
20 Years	Bernie R. Summers	Equipment Services
20 Years	George W. Chatfield	Water Treatment

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 first reading - an ordinance amending Chapter 28, Solicitations, concerning telephone solicitations, exceptions, and application.
 - b. Consider on first reading - an ordinance amending Chapter 11 of the Abilene Municipal code, concerning food and food handlers.
 - c. Consider on first reading - an ordinance changing zoning district boundaries - Z1288 - Request from Robert B. Choate to rezone from RM-3 (Residential Multi-Family) to LC (Limited Commercial) district, located at the northwest corner of S. 20th & Highland Streets, and set a public hearing for July 28, 1988 at 9:00 a.m.

- d. Consider on first reading - an ordinance amending Section 23-306.4, Permitted Uses, and Section 23-306.5.E Educational and Religious Use of the Abilene Municipal Code, to allow driving schools in O (Office) zoning districts, and set a public hearing for July 28, 1988 at 9:00 a.m.
- e. Consider on first reading - an ordinance amending Section 23-306.4, Permitted Uses of the Abilene Municipal Code, to allow a Mobile Home (permanent security residence) in GC (General Commercial) districts, and set a public hearing for July 28, 1988 at 9:00 a.m.
- f. Consider on first reading - an ordinance amending Ordinance #71-1985, concerning Fire Department Staffing Modification.
- g. Resolution to consider local cooperation agreement with the Department of the Army Corps of Engineers for the construction of Catclaw Creek Project.
- h. Resolution to consider revision to the Minority Business Enterprise Program.
- i. Resolution to consider appointment of Associate Municipal Court Judge.
- j. Resolution to consider acceptance of Amendment #1 to FAA Grant 3-48-0002-06 and Award of Bid for improvements at the Abilene Municipal Airport, Bid #265.
- k. Oral Resolution for professional electrical engineering services at Abilene Municipal Airport for runway and taxiway lighting.
- 6. Award of Bid:
 - a. MicroVax 2000 for Police Communications Center, Bid #270.
- 7. Other Business:
 - a. Pending and Contemplated Litigation (see Notice for Executive Session, Litigation for listing subjects), possible action.
 - b. Appointment and Evaluation of Public Officials (see Notice for Executive Session, Personnel for listing subjects), possible action.

REGULAR AGENDA

ADJOURN

00142

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 Slaughtter 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
18. General Electric Co. 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.

PRE-COUNCIL WORK SESSION, THURSDAY
July 14, 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 July 14, 1988, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor Dale Ferguson was present and presiding with Councilman Gary D. McCaleb, Councilwoman Betty Ray, Councilmen Walter Wheat, Tom Ceniglis, and Welton Robinson. Also present were City Manager Jim C. Blagg, Assistant City Managers Rickey Childers and Roy L. McDaniel, City Attorney Harvey Cargill, City Secretary Patricia Hancock and various members of the City Staff. Councilman Harold Nixon was absent.

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
July 14, 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 July 14, 1988, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Walter Wheat.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Work Session and Regular City Council meeting held June 23, 1988, the minutes stand approved.

Mayor Ferguson presented Employee Service Awards to the following individuals for their tenure of service with the City:

35 Years	Carroll L. Parks	Street Division
35 Years	Bernice D. Goen	Fire Department
20 Years	Estel Wall	Parks Division

Councilman Robinson moved approval of the consent agenda items, 5a through 5e, 5g through 5k, and 6a as presented by the staff. Item 5f was removed from the consent agenda to be considered separately. The motion was seconded by Councilman Ceniglis and the motion carried.

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

4. Ordinances & Resolutions:
 - a. Consider on first reading - an ordinance amending Chapter 28, Solicitations, concerning telephone solicitations, exceptions, and application.

AN ORDINANCE AMENDING CHAPTER 28, "SOLICITATION," OF THE ABILENE CITY CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.
 - b. Consider on first reading - an ordinance amending Chapter 11 of the Abilene Municipal code, concerning food and food handlers.

AN ORDINANCE AMENDING CHAPTER 11, "FOOD AND FOOD HANDLERS," OF THE ABILENE CITY CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.
 - c. Consider on first reading - an ordinance changing zoning district boundaries - Z1288 - Request from Robert B. Choate to rezone from RM-3 (Residential Multi-Family) to LC (Limited Commercial) district, located at the northwest corner of S. 20th & Highland Streets, and set a public hearing for July 28, 1988 at 9:00 a.m.

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 amending Section 23-306.4, Permitted Uses, and Section 23-306.5.E Educational and Religious Use of the Abilene Municipal Code, to allow driving schools in O (Office) zoning districts, and set a public hearing for July 28, 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; AND DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

- e. Consider on first reading - an ordinance amending Section 23-306.4, Permitted Uses of the Abilene Municipal Code, to allow a Mobile Home (permanent residence) in GC (General Commercial) districts, and set a public hearing for July 28, 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. Removed from the consent agenda to be considered separately.
- g. Resolution approving local cooperation agreement with the Department of the Army Corps of Engineers for the construction of Catclaw Creek Project.

The Resolution is numbered 28-1988 and is captioned as follows:
A RESOLUTION OF THE CITY OF ABILENE GRANTING TO THE DEPARTMENT OF THE ARMY (CORPS OF ENGINEERS), ITS CONTRACTORS, AGENTS, LICENSEES, AND ASSIGNS PERMISSION TO ENTER IN, UNDER AND UPON CERTAIN LANDS, RIGHTS-OF-WAY, EASEMENTS AND LICENSES HELD BY THE CITY OF ABILENE FOR THE PURPOSE OF CONSTRUCTING CHANNEL IMPROVEMENTS ON CATCLAW CREEK FROM NORTH 15TH STREET TO NORTH 18TH STREET IN ABILENE, TEXAS.
- h. Resolution adopting the new Minority Business Enterprise policy statement and Program.

The Resolution is numbered 29-1988 and is captioned as follows:
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE ESTABLISHING A MINORITY BUSINESS ENTERPRISE POLICY FOR PUBLIC TRANSPORTATION PROCUREMENTS WHEN UTILIZING U. S. DEPARTMENT OF TRANSPORTATION FUNDS.
- i. Resolution approving appointment of Associate Municipal Court Judge.

The Resolution is numbered 30-1988 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.

- j. Resolution approving acceptance of Amendment #1 to FAA Grant 3-48-0002-06 and Award of Base Bid and Alternate #1 & 2 for improvements at the Abilene Municipal Airport, Bid #265. The bid was awarded to Bontke Brother Construction Company, as recommended by staff.

The Resolution is numbered 31-1988 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AMENDMENT TO GRANT AGREEMENT FROM THE FEDERAL AVIATION ADMINISTRATION FOR IMPROVEMENTS AT THE ABILENE MUNICIPAL AIRPORT.

- k. Oral Resolution authorizing an agreement with Williams, Tippett & Associates for professional electrical engineering services at Abilene Municipal Airport for runway and taxiway lighting. The agreement is contingent upon FAA offer of the grant and acceptance of the Grant by the Council.

- 5. Award of Bid:
 - a. Microvax 2000 for Police Communications Center, Bid #270. The bid was awarded to Digital Equipment Corporation of Lubbock, as recommended by staff.

Richard Knopf, Fire Chief, briefed the Council on an ordinance considered on first reading, amending Ordinance #71-1985, concerning Fire Department Staffing Modifications.

J. D. Dennis, representing the Abilene Firefighters Association, spoke to the item, presenting a brief history on the issue. He feels that since the original issue was decided by the voters at an election at which an ordinance was passed requiring 1.5 firefighters per 1,000 population, that the Council should take any amendments to such ordinance to the voters.

Chief Knopf responded to questions from the Council. He clarified that this amendment does not change the 1.5 firefighters per 1,000 population requirement. If this amendment is approved, the 1.5 firefighters requirement will allow for more flexibility in manning through specifying an acceptable numerical range of on-duty personnel. This amendment will help reduce current overtime hours that have been realized.

Councilman Wheat moved to approve the ordinance on first reading amending Ordinance #71-1985, concerning Fire Department Staffing Modifications, as recommended by staff. The motion was seconded by Councilwoman Ray and the motion carried.


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

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS TO AMEND THE ABILENE FIRE DEPARTMENT MANNING ORDINANCE NO. 71-1985.

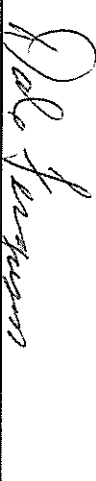
Mayor Ferguson recessed the Council into executive session in accordance with State Law, Sections 2e and 2g of the Open Meetings Act, to consider pending and contemplated litigation, and the appointment and evaluation of public officials.

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

There being no further business, the meeting adjourned at 10:45 a.m.



Patricia Hancock
City Secretary



Dale Ferguson
Mayor