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, August 25, 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, August 25, 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: Councilwoman Betty Ray.
- 3. Approval of Minutes: Pre Council Session and Regular City Council Meeting held August 11, 1988.
- 4. Employee Service Awards:

| 35 Years | Hallie Ruth Cole | Library |
|----------|---------------------|--------------------|
| 25 Years | Aubry K. Heatly | Water Distribution |
| 20 Years | George W. Chatfield | Water Treatment |
| 20 Years | Bobby R. Drake | Police Department |
| 20 Years | Charles E. Nowlin | Refuse Collection |

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. Oral Resolution to consider street use license request from Gatlin Brothers Southwest Golf Classic.
 - b. <u>Consider</u> on <u>Second</u> and <u>Final</u> <u>Reading</u> An Ordinance amending Chapter 18, "Traffic", Section 18-299, Parking Time Limited, of the Abilene Municipal Code, concerning traffic code schedules.
 - c. <u>Consider on Second and Final reading</u> an ordinance amending Chapter 1, "General Provisions", of the Abilene Municipal Code, concerning fines and penalties.
 - d. Oral resolution to approve Interlocal Agreement between the City and State Telecommunications System (STS) for intrastate long distance service.
 - e. Oral resolution approving amendment to Citizens' Participation Plan.

- 9 Award 0f Bid:
- Water pipe #280.
- Modular furniture for Water Utilities Division, rniture for Police Department, Bid #280 Bid #279.

REGULAR AGENDA

7. Ordinances ይን Resolutions:

- Funds. Community Course; 1988-89 Public Hearing: Consider on second ordinance Approving Revised 1987-88 consider and Resolution Budget, including Revenue Sharing; Resoluter approving a fee schedule for Maxwell and Resolution approving a final statement Development Objectives and Projected Use and Budget final and Resolution Proposed Golf of O.f.
- ٠, Ordinance Hearing: setting Tax Levy. second and final Reading
- G Waxler, Public Hearing: Consider on second ordinance changing zoning district Chimney Request uest from Wendell Leach, Trustee; agent, Der, to rezone from AO (Agricultural Open Space) (Residential Single Family) district, located y Rock Road and Pamela Drive. and final : boundaries reading Dennis Z-1388
- ā ordinance 23-363 Public Hearing: Consider on second ce amending Sections 23-30 of the Zoning Ordinance concerning 306.4, and final reading 23-306.5.H a Restaurant, and an
- O Fast Food (drive through only).

 Public Hearing: Consider on second and final ordinance amending Subdivision Regulations boundary map. extraterritorial resolution adopting jurisdiction extraterritorial requirements; jurisdiction reading an concerning
- H feasibility study for the ana detention dam and alternatives. Concurrence" Resolution ţ with consider the Corps of ops of Engineers authorizing "Letter Elm ç Creek enter O Ho

∞ Other Business:

- <u>م</u> Executive Pending and Session, Contemplated Litigation sion, Litigation for li on (see listing Notice subjects), for
- ά possible action.
 Appointment and
 Notice for Exe subjects), possible Executive Session, and Evaluation of action. Public Personnel Officials (see

ADJOURN

(Personnel)

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

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

(Litigation)

litigation subjects. city Council The following subjects may may consider pending эd and discussed: contemplated

- Velasquez v.
- City, Jim Blagg, Harvey Cargill
- Maria Slaughter v. Alicia Garcia v. C city
- Hudson გა AB Airlines v. city
- Lois Williams & Matthew Chambe Patricia Partin v. City Virginia Martin v. City Frieda Hintz v. City Thornton v. City Christopher Grant Carlson v. C Chambers < City
- 445070
- City
- Martha Gillette v. Marietta Proctor City of Abilene v. Board of Adjustment ζ٦ Video
- 10. 11. 12. 13. 14. 15. Don Hobbs v. City
 - & Tim Burns
 - London Ray Wormsley v. Jorge Solis & Tim Burns Donald J. & Gwendolyn Collins v. City & James City of Abilene v. Starlite Inn Motor Hotel Van Allen
- Cynthia Haile v. Cit General Electric Co. city
- v. city

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

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

HC 6/14/88

PRE-COUNCIL WORK SESSION, THURSDAY August 25, 1988, 8:30 A.M.

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

was present and presiding with Councilman Gary D. McCaleb, Councilwoman Betty Ray, Councilmen Walter E. Wheat, Tom Ceniglis, 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 staff. Pre-Council Work Session on August Secretary Basement City Council of the City of Abilene, cil Work Session on August 25, 1988, at Conference Room of City Hall. Mayor I sent and presiding with Councilman Councilman Childers, o Hancock and various members Mayor Dale 8:30 A.M. in Texas, met O H . 된 Jr.,
the Ferguson city the

additional position of Fire Airport rescue was added. including agenda items. and b ω Council briefly discussed various consent and ms. City Manager Jim Blagg discussed changes (budget and tax items) since their first lowered tax and tax ince their first collection rate; and 'n and reading: regular tems

participation Development changes icipation Bob Whitehead quickly told the Council of some Corps of Engineers feasibility study, item 71 ges being an increase in the study cost a peing a.. '-- in in Board. funding the City's share Λq the 7f. and possible Texas changes anges in Specific Water

added. staff Councilman Robinson asked if an updated service crece retirees was considered or included in the proposed 1989 Mr. Blagg responded that the staff did consider updated credits for all employees, as well as retirees, when puthe entire personnel package for the budget. Updated credits must be applied to all employees before retirees added. The cost to do so was approximately \$80,000, which is the cost to do so was approximate being no for felt was too excessive to propose in too further discussion, the meeting was further discussion, the meet the regular Council Meeting. in this this budget. recessed until when preparing credit which can the budget. service service There 9:00

REGULAR CITY COUNCIL MEETING August 25, 1988, 9:00 A.M.

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

Abileņe, İn Mayor the Texas, into re le City Council Ferguson reconvened the into Regular Session August 25, 1988, Chambers 0f city Hall. city a t 9:00 0f

Invocation was given by Councilwoman Betty Ray.

Meeting There held of being the che Pre August no corrections, additions, or del Council Session and Regular : 11, 1988; the minutes stand stand deletions city approved t o Council the S

"""" Ferguson following individuals Abilene: presented for their tenure Employee of. Service service ς Awards the to City the of

| 20 Years | 25 Years | 35 Years |
|-------------------|--------------------|------------------|
| Bobby R. Drake | Aubry K. Heatly | Hallie Ruth Cole |
| Police Department | Water Distribution | Library |

motion carried. items, being 5a through 5e, and 6a through 6b, as recommended the staff. The motion was seconded by Councilman Ceniglis and Councilman McCaleb moved to approve the consent agenda the Λq

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

NAYS: None.

ហ Ordinances and Resolutions:

- 9 Gatlin to the oral Resolution Resolution authorizing street use license Brothers Southwest Golf Classic, limiting acreairways Addition to the golf tournament. access
- Ď, Time Limited, of the Ab traffic code schedules. amending Consider on Second and Final Reading - An Ordinance Chapter 18, "Traffic", Section 18-299, Parking ited, of the Abilene Municipal Code, concerning

The follows: Ordinance is numbered 39-1988 and Ω μ. captioned S

CERTAIN SEVERABILITY CLAUSE; AND DECLARING TRAFFIC", ORDINANCE AMENDING CHAPTER 18, "MOTOR FIC", OF THE ABILENE MUNICIPAL CODE, AND SECTIONS AS SET OUT BELOW; A PENALTY. "MOTOR VEHICLES PROVIDING ВУ AMENDING AND

0 amending Abilene Consider Municipal Code, on Second and Final Chapter 1, "General concerning reading - an l Provisions" fines and penalties. ordinance the

The follows: Ordinance is numbered 40-1988 and is captioned as

얶 DECLARING THE ABILENE CITY CODE, BY AMENDING CERTAIN SECURITY OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; ORDINANCE A PENALTY. AMENDING CHAPTER "GENERAL CERTAIN SECTION SECTIONS

- Q. (STS) for intrastate long distance September 1, 1988 to August 31, 1989. between Oral resolution the City and State authorizing an Telecommunications Interlocal service Agreement System from
- Ø Oral Participation Plan Grant Program. resolution approving an amendment to lan for the Community Deve Community Development the Citizens' Block
- 6. Award of Bid:
- a D The bid was Water pipe dwn sum basis, as recommended for Water Utilities Division, Bid awarded to Texas Independent Pipe уď staff Supply #280. 8
- Ö recommended by staff. Modular bid was awarded to furniture for Police Barnhill Department, Office Bid Equipment ಬ್ಬ

ordinance, countrate (which was to k Revised 1987-88 Budget and Proposed 1988-89 Budget, include Revenue Sharing; Resolution to consider approving a fee sche for Maxwell Golf Course; and Resolution approving a 1 statement of Community Development Objectives and Projected of Funds. He specifically mentioned a change in the bull Ordinance since Council approved it on first reading, being additional personnel position at the Airport for fire rescue. services in the budget. Therefore, the tax rate proposed in tax levy ordinance for consideration today is .5502 cents. recommends approval of both ordinances and both resolutions. 1.87 cents. Authority, is collections. The Also needed in approved additional personner posters. ... also informed the Council of a change to the tax oro Ordinance David Wright, ρ go ich was to be set by the Central Tax Authority), pls. The effective tax rate, as set by the Central, is 53.56 cents; however, only a 1.46 cent increase addition to the effective rate to fund the programs change considered ofirst reading. At 1 Council authorized a e which staff feels better reflects e collection rate was changed from 94% to occurred in the tax rate from what the Director ctor of Finance, briefed the on second and final reading first tax rate at the tax rate reading of rate at the tax ordinance proposed in the effective ut Council rescue. being tax including Approving the schedule Council actual 94.5%. budget since snld levy and Tax tax tax He an

golfers the pror spoke on Council proposal and Wright the Parks is fair. yht introduced Ken James, American G the rate increase for golf fees. M that he has presented his proposal fair. and Recreation Board; both of American Golf Mr. James informed ç Association which the senior h felt

hearing Mayor being no Was closed. Ferguson one present opened a and public desiring hearing to be 9 heard, the the item, public and

objectives reading, an ordinance proposed 1988-89 budget, resolution approving solution approving a final statement of Community jectives and projected use of funds. The motion of Councilman Ceniglis and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray Councilwoman വ fee schedule Ray moved approving revised 1987-88 including Revenue Sharing; a for ing revised Maxwell Golf 8 motion was second Course; budget Development and resolution seconded and final

Ferguson. Ray, Councilmen

Wheat, Ceniglis, NAYS: None. Robinson, Nixon, and Mayor

follows: The Ordinance E. numbered 41-1988 and ĽS captioned 30

YEAR OCTOBER 1, 1988, THROUGH SEPTEMBER 30, 1989, FOI CITY OF ABILENE; APPROPRIATING FUNDS; REPEALING ORDINANCES IN CONFLICT HERI CALLING A YEAR 1987-1988; APPROVING AND ADOPTING ORDINANCE PUBLIC APPROVING REVISED BUDGET HEARING. FIGURES FOR FISCAL BUDGET FOR THE FISCAL HEREWITH; FOR ALL

follows: The Resolution 18 numbered 35-1988 and S F captioned മദ

COURSE, TEXAS, RESOLUTION AND APPROVING ESTABLISHING ΟĦ THE CITY COUNCIL OF THE CITY A FEE SCHEDULE FOR MAXWELL M AN EFFECTIVE FOR MAXWELL MUNICIPAL DATE $^{\rm H}$ ABILENE,

follows: The Resolution Ľ. numbered 36-1988 and Ę. captioned 20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AN TEXAS, APPROVING A FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USE OF COMMUNITY DEVELOPMENT FUNDS FOR FISCAL YEAR 1988-89. DEVELOPMENT BLOCK

motion carried. levy for fiscal year n was seconded by Councilman Robinson moved to approve the ordinance setting a Was 1988-89, as Councilman recommended by Ceniglis and staff the motion The

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

follows: The Ordinance <u>ც</u> numbered 42-1988 and ū captioned Ω

AND ASSESSMENT ASSESSMENT ROLL FOR 1988, EFFECTIVE CITY A ORDINANCE OF THE CITY OF ABILENE, SSMENT ROLL FOR 1988, LEVYING AN OF ABILENE, PARTS DATE. ILENE, TEXAS, FOR THE YEAR IN TOTAL ORDINAL AND COLLECTION THEREOF; REPEALING ALL ORDINAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING , TEXAS, APPROVING AD VALOREM TAX FOR ORDINANCES THE THE THE

Open Space) to RS-6 (Residential Single at Chimney Rock Road and Pamela Drive. Commission and staff recommend approval Trustee; ordinance David d Lawrence, considered c boundaries agent, Dennis Waxler, '
) to RS-6 (Residential recommend approval. on second and Planner Z-1388 t I ΙΙ, to rezone from AO (Agrications) district, Drive. The Planning and Request final reading Request from briefed the changing Wendell Council (Agricultural located Leach, Zoning zoning

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

zoning the so motion carried. between south Councilman district The motion was Pamela side of Drive boundaries Wheat moved approval of the undaries form AO to RS-6 property located Chimney Rock Road west of Buffalo Gap R seconded by Councilman McCaleb, and Carrie Ann Lane, as ordinance recommended and changing Road, the bУ 200

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

NAYS: None.

follows: The Ordinance R. numbered 43-1988 and Z. captioned

AND CALLING A CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND DEVELOPMENT," SUBPART E, "ZONING," OF THE ABILENE PUBLIC HEARING. A PENALTY, AFFECTING MUNICIPAL COMMUNITY

ordinance considered on second and final reading Sections 23-306.4, 23-306.5.H and 23-363 of the Zoning concerning Restaurant, Fast Food (drive through or concerning Restaurant, Fast Food (drive through only). Planning and Zoning Commission and staff recommend approval. David Lawrence, considered Planner nner II, briefed second and fina and final the he Council reading Ordinance amending 200 The

there hearing was Mayor being no Ferguson closed. guson opened a public hearing on the ite item, m, and public

concerning Restaurecommended by staff.
Robinson and the motion carries councilman Section Councilman ncilman Nixon moved approval of the 23-306.4, 23-306.5.H and 23-363 of a Restaurant, Fast Food (drive carried. The motion was (drive of the Zoning seconded through ordinance Λq only), as Councilman Ordinance amending

Wheat, NAYS: Ceniglis, AYS: None. Robinson, Nixon, McCaleb, and Mayor Ferguson. Councilwoman Ray, Councilmen

follows: The Ordinance E. numbered 44-1988 Ę. captioned S

SEVERABILITY DEVELOPMENT,"
BY AMENDING ORDINANCE AMENDING CHAPTER 23, "PLANNING AND SUBPART E, "ZONING," OF THE ABILENE CERTAIN SECTIONS AS SET OUT BELOW; PI CLAUSE; AND PROVIDING A SET OUT BELOW; PROVIDING PENALTY. CITY CODE,

Councilwoman Ray left the meeting.

jurisdiction Commission a requirements; and a resolution jurisdiction (ETJ) boundary map Subdivision Regulations concerning extraterritorial jurisdiction requirements; and a resolution adopting the extraterritorial Lee Roy George, Director of Planning, briefed the an ordinance considered on second and final reading and staff recommend approval. map. The Planning the and amending Council

Once the will ret Council of Buffalo Gap have been negotiating the Boundary lines affecting two or more cities mus agreed upon between the affected cities. The Buff the boundary line for that boundary эd return recommendations deciding encroaches on the City of Buffalo Gap. George ommendations are to the Council t specifically mentioned on their area near Buffalo Gap. to amend recommendation received from Buffalo Gap, the Resolution that The Buffalo Gap Council in the must be mu the The five-mile near staff the mutually relocate future. line. ETJ

the Mayor Ferguson oper following individuals opened a public hearing on the i spoke and

- Jack Chamberlain, Rt. 1, Tuscola; also a member Extraterritorial Jurisdiction Review Committee. Jack Chamberlain, a member 0 f the
- retroactive only to 9/1/87. Christine McDonald, Mr. George said George asked about existing the ordinance, if approved, subdivisions.
- required land in t get Weston Ø He questioned whether he permit. Mr. Georgo the ETJ to get Mr. George tapermit: area. is in the ETJ area and wants a if he responded he would plans to would be required subdivide only water any 9 0

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

requirements jurisdiction was seconded Subdivision Regulations concerning seconded by Councilman Robinson and the Councilman Ceniglis moved to approve boundary map, and Resolution ution adopting as recommended extraterritorial the ordinance the by staff. motion carried. extraterritorial jurisdiction motion

Mayor AYES: Ferguson. Councilmen McCaleb, Wheat, Ceniglis, Robinson, Nixon,

NAYS: None.

follows: Ordinance ļs numbered 45-1988 and Ľ. captioned 35

DEVELOPMENT," SUBPART D, "SUBDIVISION REGULATIONS," OF SABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SOUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING PENALTY. ORDINANCE AMENDING AMENDING CHAPTER 23, "PLANNING AND COMMU SUBPART D, "SUBDIVISION REGULATIONS," OF PAL CODE, BY AMENDING CERTAIN SECTIONS AS COMMUNITY SET THE

follows: Resolution LS. numbered 37-1988 and S F: captioned മ

BOUNDARY MAP. ADOPTING THE CITY RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE EXTRATERRITORIAL JURISDICTION FOR ABILENE

document which is Concurrence" with the Corps of Engineers to ent feasibility study. He next reviewed the alternatives feasibility agree upon to include in the study. If Corps and City agree upon to include which must be the point, Whitehead approved, there analysis of the Elm Creek watershed. Mr. Whitehead brought Council up to date since the last Council meeting. The staff asking the Council to consider authorizing a "Letter of urrence" with the Corps of Engineers to enter into a acted upon either by the staff --- -Resolution to Bob Whitehead, up until ed upon either by the staff or Council. The the Council will consider is the cost sharing agreen tentatively scheduled for review in December, 1988. d reiterated that the Council may stop the study at p until the cost sharing agreement is executed. olution to consider authorizing a "Letter of Concurrence" Corps of Engineers to enter into a feasibility study for Director of Public Works, briefer on Sider authorizing a "Letter of alternatives briefed the Council If the letter agreement, 1988. Mr. considered that any the

are increasing. The report at the last Cottal at \$400,000. Today, the Corps est \$600,000 for the 2-year study. Therefore 50% of the \$600,000. On August 24, the storm the Texas Water Development Board inition partial participation in the study. Their to assist in funding the City's 50% share. the Council at the point a final commitment Texas Mr. Whitehead specifically mentioned the costs Water Development Board. City's 50% share. The staff will inform a final commitment is received from the the last Council meeting put Board initially committing Therefore, the City's share 24, the staff received Their participation would be for the letter study the

City's past election record on flood cont and he is concerned about future support questioned some sentences in the Letter of to the City's financial capability ar the responsibility. Councilman Nixon exprecitizens from their homes if individuals only regulate regulations that The staff reiterated that the City has no ils building homes outside the City limits late construction, etc. The subdivision r Councilman expressed his ss if a dam is extend beyond the Wheat The subdivision regulations Letter of Concurrence concurred recommended. He state control has not been port from the citizens. concerns City limits. limits nor with about control maintenance stated the relocating Councilman can relative good, the

an interest Mayor Ferguson feels that today's action is only ç proceed with negotiations for Ø study. ç express

does not diversion, Councilman McCaleb agrees with some issues Coexpressed. However, he feels it is the Council's to continue to protect the City from flooding and provide viable options available to protect flooding. Furthermore, that the decision being continued to the continue to protect flooding. interest Councilman McCaleb ç specify Furthermore, etc., nor commit any City proceed with negotiations any single alternative, for a funds, protect the City being considered such , but study. Councilman only the as responsibility the study will study Ø expresses today Nixon from S,

Уď ρ Letter of staff. feasibility study for the Elm Creek Watershed. Councilman carried. cilman McCaleb moved to approve, by oral Concurrence with the Corps of Engineers, The motion Was seconded γd Councilman Ceniglis as resolution, a to enter into recommended and

and Mayor Ferguson. AYES: Councilmen McCaleb, Wheat, Ceniglis, Robinson, Nixon,

NAYS: None.

of. officials litigation accordance the Mayor rdance with State law, Article 5262-17, Open Meetings Act, to consider pending Ferguson and the recessed appointment the Council and evaluation into executive Sections 2 and contemplated of public session

o action taken. Council reconvened from executive session and reported

Swimming Pool Advisory Board to fill November. 1989 mr. November, the motion carried. 1989. fill a vacated position seconded by Councilman appoint Tom Willis Robinson expiring ţ the

and Mayor Ferguson. AYES: Councilmen McCaleb, Wheat, Ceniglis, Robinson, Nixon,

NAYS: None.

at 11:30 There a.m. being no further business, the meeting Was adjourned

Patricia Hancock City Secretary

Dale Ferguson Mayor