

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, October 27, 1988, at 5:30 p.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, October 27, 1988, at 6:00 p.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 Session and Regular City Council Meeting held October 13, 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. Oral resolution approving commercial lake lot lease for fishing barge at Lake Fort Phantom.
 - b. Consider on second and final reading - an ordinance amending Chapter 18, Motor Vehicles and Traffic, Sections 18-286, Decreased Speed Limits - School Zones, and 18-293, Parking Prohibited - at all times.
 - c. Oral Resolution approving amendment to Abilene Economic Development Company bylaws.
5. Award of Bid:
 - a. Lighting System for Civic Center Auditorium, Bid #CB9-003.

REGULAR AGENDA

6. Ordinances and Resolutions
 - a. Public Hearing: Consider on second and final reading - an ordinance for thoroughfare abandonment - TC-1788 - Request from First United Methodist Church, agent, Ken Martin, for thoroughfare abandonment located on South 2nd Street from Poplar Street to Butternut Street. Public Hearing: Consider on second and final reading - an ordinance for thoroughfare abandonment - TC-1688 - Request from City of Ablene for thoroughfare closure of North 7th Street beginning at the east right-of-way line of Cedar Street to the extension of the west right-of-way line of the north-south alley lying between Cypress and Pine Streets.
 - c. Public Hearing: Proposed amendment to the City's Statement of Community Development Objectives and Projected Use of Community Development Block Grant Funds for FY 1988; consider Resolution approving same.
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.

ADJOURN

00208

(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
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.

HC 6/14/88

00209

PRE-COUNCIL WORK SESSION, THURSDAY
October 27, 1988, 5:30 P.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 October 27, 1988, at 5:30 P.M. in the Basement Conference Room of City Hall. Mayor Pro Tempore Welton Robinson was present and presiding with Councilman Gary D. McCaleb, Councilwoman Betty Ray, Councilmen Walter E. Wheat, Tom Ceniglis, and Harold Nixon. Also present were City Manager Jim C. Blaggy, Assistant City Managers Roy L. McDaniel and Rickey Childers, City Attorney Harvey Cargill, Jr., City Secretary Jo Moore 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 6:00 p.m. for the regular Council Meeting.

REGULAR CITY COUNCIL MEETING
October 27, 1988, 6:00 P.M.

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

Mayor Robinson reconvened the City Council of the City of Abilene, Texas, into Regular Session October 27, 1988, at 6:00 p.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 Session and Regular City Council Meeting held October 13, 1988; the minutes stand approved as printed.

Councilman Wheat moved to approve the consent agenda items, being 4a through 4c, and 5a, as recommended by the staff. The motion was seconded by Councilman Ceniglis and the motion carried.

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

4. Ordinances and Resolutions:

- a. Oral resolution approving commercial lake lot lease for fishing barge at Lake Fort Phantom.

- b. Consider on second and final reading - an ordinance amending Chapter 18, Motor Vehicles and Traffic, Sections 18-286, Decreased Speed Limits - School Zones, and 18-293, Parking Prohibited - at all times.

The Ordinance is numbered 49-1988 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; AND DECLARING A PENALTY.

- c. Oral Resolution approving amendment to Abilene Economic Development Company bylaws.

5. Award of Bid:

- a. Lighting System for Civic Center Auditorium, Bid #CB9-003. The bid was awarded to Texas Scenic with the low bid of \$46,500.

REGULAR AGENDA

6. Ordinances and Resolutions

Mindy Manson, Principal Planner, briefed the Council on an ordinance considered on second and final reading for thoroughfare abandonment - TC-1788 - Request from First United Methodist Church, agent, Ken Martin, for thoroughfare abandonment located on South 2nd Street from Poplar Street to Butternut Street. The Planning and Zoning Commission recommend approval; the Plat Review Committee and staff recommend approval only with the following conditions: (1) the retention of a utility easement, (2) the retention of a drainage easement, and (3) the provision of a mechanism so that the north-south alley between South 2nd and South 3rd does not dead-end.

Mayor Robinson opened a public hearing on the item, and the following individuals spoke in favor of the request:

- Ken Martin, representing First Methodist Church, stated two reasons for closure being: safety, and building expansion.
- Eddie Miller, representing First Methodist Church, voiced safety concern due to flow of traffic.

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

Councilman Ceniglis moved to approve the request for TC-1788, 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 Robinson.

NAYS: None.

ABSTAIN: Councilman Nixon.

The Ordinance is numbered 50-1988 and is captioned as follows:

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.

Tony Neitzler, Assistant Director of Community Services, briefed the Council on an ordinance considered on second and final reading for thoroughfare abandonment - TC-1688 - Request from City of Abilene for thoroughfare closure of North 7th Street beginning at the east right-of-way line of Cedar Street to the extension of the west right-of-way line of the north-south alley lying between Cypress and Pine Streets. The Planning and Zoning Commission and staff recommend approval.

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

Councilwoman Ray moved approval of the ordinance for thoroughfare closure of North 7th Street between Cypress and Pine Streets, as recommended by staff. The motion was seconded by Councilman Ceniglis, and the motion carried.

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

NAYS: None.

The Ordinance is numbered 51-1988 and is captioned as follows:

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.

Mike Morrison, Director of Community and Economic Development, briefed the Council on a Proposed amendment to the City's Statement of Community Development Objectives and Projected Use of Community Development Block Grant Funds for FY 1988.

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

It was the consensus of the Council to publish the proposed statement for public comment.

Mayor Robinson 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.


Councilman Wheat moved to appoint Debbie Flores to the Planning and Zoning Commission to fill a vacated term scheduled to expire November 1990; and to appoint Sally Sotello to the Mental Health/Mental Retardation Public Responsibility Committee to fill a vacated term scheduled to expire November 1988. The motion was seconded by Councilwoman Ray and the motion carried.

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

NAYS: None.

There being no further business, the meeting was adjourned at 7:30 p.m.


Jo McPre
City Secretary


Welton Robinson
Mayor Pro Tempore