

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, November 10, 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, November 10, 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 October 27, 1988.

4. Awards

Special Recognition:

Excellence in Financial Reporting

Employee Service:

30 Years

25 Years

Deloss Edwards

Thomas E. Beeman

Fire

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 Resolution approving depository contract with United Bank & Trust.
 - b. Consider on second and final reading - an ordinance amending Chapter 18, Motor Vehicles and Traffic, to provide for creation of Tow Away Zones.
 - c. Consider a Resolution authorizing the sale of 573.8 square feet of land out of the A. Greenwall Survey No. 64, Jones County.
 - d. Consider on first reading - an ordinance changing zoning district boundaries - Z-1988 - Request from Ira B. Duck, Jr.; Estate of Ariel Durham by Robert Durham to rezone from GC (General Commercial) to HC (Heavy Commercial) district, located on I-20, east of 1750 E. I-20, and set a public hearing for November 17, 1988 at 6:00 p.m.

- e. Consider on first reading - an ordinance change zoning district boundaries - Z-2088 - Request from Walker's Country Place, Inc.; agent, Kenneth Walker, to amend a PDD (Planned Development) district, located at 32 Pinehurst, and set a public hearing for November 17, 1988 at 6:00 p.m.
 - f. Consider resolution approving exchange of property between the City of Abilene and Mr. Houston G. Polasek.
6. Award of Bid:
- a. Alterations to hot and chilled water piping system at Abilene Municipal Airport, Bid #293.
 - b. Ten (10) mowers for various divisions, Bids #CB9-001 and 286.
 - c. Moisture/Solids analyzer for Water Utilities Division.

REGULAR AGENDA

7. Ordinances and Resolutions:
- a. 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.
8. 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

(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

PRE-COUNCIL WORK SESSION, THURSDAY
November 10, 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 **November 10, 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 Wheat, Tom Ceniglis, Welton Robinson, and Harold Nixon. Also present were City Manager Jim C. Blagg, Assistant City Managers Rickey Childers and Roy L. McDaniel, City Attorney Harvey Cargill, City Secretary Jo Moore and various members of the City Staff.

The Council briefly discussed various items on the agenda, and Mayor Ferguson presented a pin to Judge Phil Wetherbee for 15 years of service. There being no further questions or discussion, the meeting was recessed to the City Council Chambers for the Regular Council Meeting.

REGULAR CITY COUNCIL MEETING
November 10, 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 November 10, 1988, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilwoman Betty Ray.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Work Session and Regular City Council meeting held October 27, 1988, the minutes stand approved.

Mayor Ferguson presented a Special Recognition award to David Wright, Director of Finance for Excellence in Financial Reporting.

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

30 Years	Deloss Edwards	Fire
25 Years	Thomas E. Beeman	Waste Water Treatment

Councilman McCaleb moved approval of the consent agenda items, 5a through 5d, 5f, and 6a through 6c as presented by the staff. Item 5e was withdrawn by the proponent. The motion was seconded by Councilman Ceniglis and the motion carried.

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

NAYS: None.

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

NAYS: None.

5. Ordinances & Resolutions:

- a. Resolution approving depository contract with United Bank & Trust.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, DESIGNATING UNITED BANK AND TRUST, ABILENE, TEXAS, AS A DEPOSITORY FOR CUSTODY OF FUNDS OF THE CITY OF ABILENE, AND APPROVING SECURITIES PLEDGED.

- b. Consider on second and final reading - an ordinance amending Chapter 18, Motor Vehicles and Traffic, to provide for creation of Tow Away Zones.

The Ordinance is numbered 52-1988 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. Resolution authorizing the sale of 573.8 square feet of land out of the A. Greenwall Survey No. 64, Jones County.

The Resolution is numbered 52-1988 and is captioned as follows:

A RESOLUTION OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE SALE OF A NARROW STRIP OF CITY OWNED LAND ADJACENT TO LOT 10 AND THE NORTH 1/2 OF LOT 11 OF HARVEY HEIGHTS ADDITION TO THE CITY OF ABILENE, JONES COUNTY, TEXAS.

- d. Consider on first reading - an ordinance changing zoning district boundaries - Z-1988 - Request from Ira B. Duck, Jr.; Estate of Ariel Durham by Robert Durham to rezone from GC (General Commercial) to HC (Heavy Commercial) district, located on I-20, east of 1750 E. I-20, and set a public hearing for November 17, 1988 at 6:00 p.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.

- e. Removed from agenda.
- f. Resolution approving exchange of property between the City of Abilene and Mr. Houston G. Polasek.

The Resolution is numbered 53-1988 and is captioned as follows:

A RESOLUTION OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE EXCHANGE OF ISOLATED TRACTS OF LAND ALONG CEDAR CREEK ON THE EAST BOUNDARY OF MAXWELL MUNICIPAL GOLF COURSE.

6. Award of Bid:

- a. Alterations to hot and chilled water piping system at Abilene Municipal Airport, **Bid #293**. The low bid of \$27,777 was awarded to Batjer & Associates, the most advantageous for the City, as recommended by staff.
- b. Ten (10) mowers for various divisions, **Bids #CB9-001 and 286**. The bid for CB9-001 was awarded to Goldthwaite's of Texas; the bid for #286, Item 1 was awarded to Professional Turf Equipment Co.; and the bid for #286, Item 2 was awarded to Taylor County Ford Tractor, representing the low responsible bidders. The total of the above awards amounts to \$72,065.00; all as recommended by staff.
- c. Moisture/Solids analyzer for Water Utilities Division. The low bid was awarded to CEM Corporation, as recommended by staff.

7. Ordinances and Resolutions:

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

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

- . Joseph Lopez, President of the Abilene Economic Development Company. Mr. Lopez stated that his two main concerns are the Minority Contractor Assistance Program - the funds needed for economic development in relation to the recent donation of the West Texas Medical Center. He asked for active support of the program.

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

Mayor Ferguson stated he feels the Council is supportive and aware of the expenses involved. The Mayor stated the citizens - committee help would be needed.

City Manager Jim Blagg recognized another member of the Abilene Economic Development Company present at the meeting, Mrs. Becky Joy.

Councilman Ceniglis moved to approve the Resolution adopting the amendment to the City's Statement of Community Development Objectives and Projected Use of Community development Block Grant Funds for FY 1988, as recommended by staff. The motion was seconded by Councilman Robinson and the motion carried.

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

NAYS: None.


The Resolution is numbered 54-1988 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AN AMENDMENT TO THE CITY'S STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 1988.


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 9:15 a.m.



Jo Moore
City Secretary



Dale E. Ferguson
Mayor

(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.

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(Litigation)

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- e. Consider on first reading - an ordinance amending Chapter 18, Motor Vehicles and Traffic, Sections 18-293, Parking Prohibited; and 18-297, Stopping, Standing, and Parking Prohibited.

REGULAR AGENDA

- 5. Ordinances and Resolutions
 - a. Consider on second and final reading - an ordinance changing zoning district boundaries - Z-1988 - Request from Ira B. Duck, Jr.; Estate of Ariel Durham by Robert Durham to rezone from GC (General Commercial) to HC (Heavy Commercial) district, located on I-20, east of 1750 E. I-20.

- 6. Other Business:
 - a. Consider resolution authorizing the Mayor to enter into an agreement between the United States of America and the City of Abilene for the Abilene Local Flood Protection Project (feasibility phase study).
 - 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