

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, January 11, 1990, at 8:30 a.m. to consider the following:

1. Discuss consent and/or regular agenda items.
2. Status report on Stacy Pump Station site.

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, January 11, 1990, at 9:00 a.m.

CITY COUNCIL: Mayor Dale Ferguson; Council - Gary D. McCaleb, Betty Ray, Walter E. Wheat, Tom Ceniglis, Jimmy McNeil and Liz Herrera.

1. Call to Order.
2. INVOCATION: Councilwoman Betty Ray.
3. Approval of Minutes: Pre-Council Session and Regular City Council Meeting held December 21, 1989.

4. Employee Service Awards:

25 Years	Jean Holzmann	Senior Administrative Clerk Water Distribution
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Employee of the Month Award

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 Councilmember 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:

J. Moore

a. Joint Resolution calling the City of Abilene General Election of Mayor, Council Places 3 and 4; and AISD Board of Trustees Places 1 and 2 for May 5, 1990, and Runoff Election if appropriate.

L. R. George

b. Resolution directing staff to prepare a Service Plan for proposed annexation of certain property.

Manson

c. Consider on first reading - an Ordinance changing zoning district boundaries - Z-00190 - Request from Frank E. Hagar; agent, Doug Etheredge, to rezone from AO (Agricultural Open Space) to MH (Mobile Home) district located on FM 3034, .2 mile west of FM 600, and set a public hearing for January 25, 1990 at 9:00 a.m.

P. Collins

d. Consider on First Reading - An Ordinance amending Ordinance #34-1989, Part 5, Classified Positions for Police and Fire Departments.

- P. Collins e. Resolution authorizing the Police Chief and/or Fire Chief to appoint persons occupying authorized positions in the classification immediately below that of the Chief.
- D. Hargeshheimer f. Oral Resolution authorizing final payment for Buck Creek Pump Station Project.

6. Award of Bid:

- D. Wright a. Brush chipper for Flood Control Division, Bid #CB018.
- M. Hall b. Cobb Park Recreation Center Roofing, Bid #CB020.
- M. Hall c. Lighting equipment and material for Cal Young Softball Complex, Bid #CB021.
- B. Fowler d. Remodeling of City Hall space vacated by Police Department, Bid #CB022.

REGULAR AGENDA

7. Other Business:

- B. Whi tehead a. Abilene Clean and Proud, Inc. Progress Report.
- D. Guerra b. Status briefing on the Code Enforcement Program, possible City Council action.
- c. Pending and Contemplated Litigation (see notice for Executive Session, Litigation for listing subjects), possible action.
- d. 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 public officer or employee, the City Manager, City Attorney, Municipal Court Judge, City Secretary, and 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 & ABC Airlines v. City
5. Bechtel, et al v. City
6. Allied Steel v. City and Meals on Wheels
7. Virginia Martin v. City
8. City Water Permit Applications
9. Thornton v. City
10. Christopher Grant Carlson v. City
11. Martha Gillette v. City and Marietta Proctor
12. City of Abilene v. Riley
13. Don Hobbs v. City
14. Christine Kunschik v. City et al
15. Donald J. & Gwendolyn Collins v. City & James N. Van Allen
16. Rodgers v. City
17. Parker v. City
18. General Electric Co. v. City
19. Michael Morris & Webster v. City
20. Pam Martin for Patricia Martin v. City and General Beverage
21. Lone Star Gas Gate Rate
22. Fountain v. City & Board of Building Standards
23. Southwestern Bell Rate Case
24. West Texas Utilities Rate Case

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 11/30/89

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**PRE-COUNCIL WORK SESSION, THURSDAY
January 11, 1990, 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 January 11, 1990, 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 Tom Ceniglis, Walter E. Wheat, Jimmy McNeil, and Councilwoman Liz Herrera. Also present were City Manager Jim C. Blagg, Assistant City Manager Roy L. McDaniel, City Attorney Harvey Cargill, Jr., City Secretary Jo Moore, Staff Coordinator Debra Guerra, and various members of the City staff.

The Council briefly discussed various consent and regular agenda items.

Assistant City Manager, Roy L. McDaniel briefed the Council on the status of the Stacy Pump Station site. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING
January 11, 1990, 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 January 11, 1990, 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 Session and Regular City Council Meeting held December 21, 1989, the minutes stand approved as printed.

Although not in attendance, Jean Holzmann, Senior Administrative Clerk in the Water Distribution Division, was recognized for her 25 years of service.

Debra Guerra, Staff Coordinator, assisted Mayor Ferguson in the presentation of the January Employee of the Month Award to Beverly Vaughan, Program Supervisor for Activities in the Senior Citizens Division.

Councilwoman Ray moved to approve consent agenda items 5a, 5b, 5e, 5f, and 6a through 6d, as recommended by the staff, and approved of first reading of consent agenda items 5c and 5d. The motion was seconded by Councilman Wheat and the motion carried.

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

NAYS: None.

5. **Ordinances and Resolutions:**

- a. Joint Resolution calling the City of Abilene General Election of Mayor, Council Places 3 and 4; and AISD Board of Trustees Places 1 and 2 for May 5, 1990, and Runoff Election if appropriate.

The Resolution is numbered 1-1990 and is captioned as follows:

A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AND THE BOARD OF TRUSTEES, ABILENE INDEPENDENT SCHOOL DISTRICT, ORDERING ELECTIONS TO BE HELD IN SAID CITY AND SCHOOL DISTRICT ON MAY 5, 1990; PROVIDING FOR THE ELECTION OF PERSONS TO SERVE IN PLACES 3 AND 4 ON THE CITY COUNCIL AND AS MAYOR OF THE CITY OF ABILENE AND IN PLACES 1 AND 2 ON THE BOARD OF TRUSTEES OF THE ABILENE INDEPENDENT SCHOOL DISTRICT; PROVIDING METHOD OF APPLICATION FOR PLACEMENT OF CANDIDATE'S NAME ON BALLOT; PROVIDING A FILING DEADLINE FOR ALL CANDIDATES; AND PROVIDING FOR A PROCLAMATION NOTICE AND PUBLICATION OF NOTICE OF SAID ELECTIONS.

- b. Resolution directing staff to prepare a Service Plan for proposed annexation of certain property.

The Resolution is numbered 2-1990 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, DIRECTING STAFF TO PREPARE A SERVICE PLAN FOR PROPOSED ANNEXATION OF CERTAIN PROPERTY.

- c. Approval of first reading - an Ordinance changing zoning district boundaries - Z-00190 - Request from Frank E. Hagar; agent, Doug Etheredge, to rezone from A0 (Agricultural Open Space) to MH (Mobil Home) district located on FM 3034, .2 mile west of FM 600, and set a public hearing for January 25, 1990 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. Approval of first reading - An Ordinance amending Ordinance #34-1989, Part 5, Classified Positions for Police and Fire Departments.

AN ORDINANCE AMENDING ORDINANCE NO. 34-1989, PART 5, CLASSIFIED POSITIONS FOR POLICE AND FIRE DEPARTMENT.

- e. Resolution authorizing the Police Chief and/or Fire Chief to appoint persons occupying authorized positions in the classification immediately below that of the Chief.

The Resolution is numbered 3-1990 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE POLICE CHIEF AND/OR FIRE CHIEF TO APPOINT PERSONS OCCUPYING AUTHORIZED POSITIONS IN THE CLASSIFICATION IMMEDIATELY BELOW THAT OF THE CHIEF OF BOTH DEPARTMENTS, AS PROVIDED BY TEXAS LOCAL GOVERNMENT CODE SECTION 143.014.

f. Oral Resolution authorizing final payment to Decker Construction Co., Inc. in the amount of \$21,903.00 for Buck Creek Pump Station Project.

6. Award of Bid:

- a. Brush chipper for Flood Control Division, Bid #CB018. The bid was awarded to UEC Equipment Co., the low responsible bidder, in the amount of \$15,259.00, as recommended by staff.
- b. Cobb Park Recreation Center Roofing, Bid #CB020. The bid was awarded to the low bidder, Barr Roofing Co., in the amount of \$14,100, as recommended by Staff.
- c. Lighting equipment and material for Cal Young Softball Complex, Bid #CB021. Low bids for fixtures (\$23,400) and poles (\$20,256) was awarded to Gary Birdsong and low bids for wire (\$2,487.87) and transformers/panels (\$5,386.60) to Graybar Electric, as recommended by Staff.
- d. Remodeling of City Hall space vacated by Police Department, Bid #CB022. Bid was awarded to Brown's Home Improvement in the amount of \$62,544.00, including Alternate One, as recommended by Staff.

7. Other Business:

a. Bob Whitehead, Director of Public Works, informed the Council that the Abilene Clean & Proud Annual Progress Report and the Cost Sharing Program with the State Department of Highways and Public Transportation would be presented by Norma Gravley.

Norma Gravley, Program Coordinator for Abilene Clean & Proud, briefed the Council on the program progress during 1989. A status report on the beautification efforts of Judge Ely Boulevard was presented. Ms. Gravley stated the SDHPT will issue a Minute Order for this project within the month and staff anticipates bringing the Minute Order before the Council for approval in February.

Ms. Gravley introduced board members and special people to the program. Ms. Mickey Wright, Board President, thanked the Council for their support and invited all in attendance to the reception being given by Abilene Clean & Proud to honor Bob Whitehead.

Mayor Ferguson thanked the Abilene Clean & Proud and commended them on all their efforts. The Mayor then read a formal statement voicing his concerns over the ordinance before the Council on disabled vehicles. The Mayor stated that due to the inability to classify junked cars and because the public is confused as to what the objective is or has been concerning disabled vehicles, he does not want to go forward with the portion of the ordinance pertaining to cars. Mayor Ferguson recommended that the Council seek help from Collector Clubs in the area with expertise to work with the Staff in a combined effort to give expert study to this ordinance.

b. City Manager, Jim Blagg, briefed the Council to date on the Code Enforcement Program and stated the Staff would be reviewing in detail a proposal for a more comprehensive, coordinated, and systematic Code Enforcement Program.

Debra Guerra, Staff Coordinator, explained the Code Enforcement Task Force goals and techniques used to identify and assess the strengths, weaknesses, opportunities and threats to the current program.

Mindy Manson, Principal Planner, stated recommendations for the expansion of the Neighborhood Improvement Program and its continuation as a model for proactive neighborhood code compliance.

Tony Neitzler, Assistant to the Director of Community Services, explained the proposals for the implementation of an automated tracking system.

The Council discussed the recommendations and the concerns earlier voiced over the Disabled Vehicle Ordinance.

A public hearing on the Disabled Vehicle Ordinance is to be held January 25, 1990. The Council stated their desire for input from the public and their expectations concerning a summary of the issues.

Councilman Cengilis moved to approve the implementation of the recommendations for the Code Enforcement Program along with the acquisition of the necessary hardware and software for an automated tracking system. The motion was seconded by Councilwoman Herrera and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Cengilis, and McNeil, Councilwoman Herrera, and Mayor Ferguson.

Nays: None

c. Mayor Ferguson recessed the Council into executive session pursuant to Sections 2e and 2g of the Open Meetings Act, and to seek the advice of the City Attorney with respect to pending and contemplated litigation and to consider the appointment and evaluation of public officers.

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

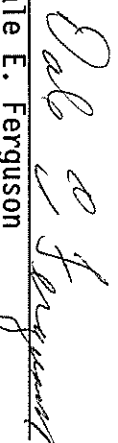
d. Councilman Wheat moved to appoint Don Strickland to replace Jay Messenger on the Abilene Economic Development Company, Inc., term expiring 11/91. The motion was seconded by Councilwoman Ray and the motion carried.

AYES: Councilman McCaleb, Councilwoman Ray, Councilmen Wheat, Cengilis, and McNeil, Councilwoman Herrera, and Mayor Ferguson.

Nays: None

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


De McGuire
City Secretary


Dale E. Ferguson
Mayor