

REGULAR AGENDA

8. **Ordinances & Resolutions:**
a. **Public Hearing:** Consider on second and final reading - An Ordinance amending Chapter 23, "Planning and Community Development", Sections 23-317.3.C and 23-317.4 of the Abilene Municipal Code, concerning accessory buildings in RS-6 (Residential Single Family) districts.

9. **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 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. Randy Pedroza v. Edward Michael Hobbs & Dr. Fox
3. James Hudson & ABC Airlines v. City
4. Bechtel, et al v. City
5. Allied Steel v. City and Meals on Wheels
6. City Water Permit Applications
7. City of Abilene v. Riley
8. Don Hobbs v. City
9. Christine Kunschik v. City et al
10. Rodgers v. City
11. Parker v. City
12. General Electric Co. v. City
13. Michael Morris & Webster v. City
14. Pam Martin for Patricia Martin v. City and General Beverage
15. Lone Star Gas Gate Rate
16. Fountain v. City & Board of Building Standards
17. Southwestern Bell Rate Case
18. West Texas Utilities Rate Case
19. Midwestern Life v Westchester Financial, Catclaw & City of Abilene
20. James Richardson v City of Abilene Jim Blagg & Dwayne Hargeshaimer
21. Shelton v. City of Abilene
22. G. C. Lockley, Jr., et al v. City of Abilene

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 10/05/90

00182

PRE-COUNCIL WORK SESSION, THURSDAY
November 1, 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 November 1, 1990, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor Gary D. McCaleb was present and presiding with Councilman Paul R. Vasquez, Councilwoman Betty Ray, Councilmen Jack Grable, Bill Terry, 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, and various members of the City staff.

Mike Morrison, Director of Community and Economic Development, gave a video presentation on the Michael's unit of the Texas Department of Corrections. The Council briefly discussed various consent and regular agenda items. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

REGULAR CITY COUNCIL MEETING
November 1, 1990, 9:00 A.M.

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

Mayor McCaleb reconvened the City Council of the City of Abilene, Texas, into Regular Session November 1, 1990, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Bill Terry.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held October 23, 1990, Councilman Vasquez moved to approve the minutes. The motion was seconded by Councilwoman Herrera and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry, McNeil, Councilwoman Herrera, and Mayor McCaleb.

NAYS: None.

Mayor McCaleb presented **Employee Service Awards** to the following individuals for their years of service:

20 Years	Harry Osterhoudt	Meter Reader
		Water Office
20 Years	Don B. Stephenson	Senior Administrative Clerk
		Refuse Division

Roy McDaniel, Assistant City Manager, assisted Mayor McCaleb in the presentation of the November Employee of the Month Award to Sam Ray, Land Agent.

Mayor McCaleb presented the following proclamations:

November as Epilepsy Awareness Month
November 25-December 1 as Home Care Week
November as Hospice Month

Councilman Terry moved to approve consent agenda items 6a, 7a and 7b as recommended by the staff. The motion was seconded by Councilman Grable and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry McNeil, Councilwoman Herrera, and Mayor McCaleb.

NAYS: None.

6. Ordinances and Resolutions:

a. Approval of second and final reading - An Ordinance authorizing Updated Service Credits and increasing the employee contribution rate to the Texas Municipal Retirement System.

The Ordinance is numbered 44-1990 and is captioned as follows:

AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO PRESENTLY ARE IN THE EMPLOYMENT OF THE CITY OF ABILENE; AND TO INCREASE THE RATE OF DEPOSITS TO THE TEXAS MUNICIPAL RETIREMENT SYSTEM BY THE EMPLOYEES, NOT TO INCLUDE THE EMPLOYEES OF THE POLICE DEPARTMENT, OF THE CITY OF ABILENE; AND ESTABLISHING EFFECTIVE DATES FOR SUCH ACTIONS.

7. Award of Bid:

a. Construction of three residential houses, Bid #CB094. The bid was awarded to Guynes Construction by oral resolution in the amount of \$188,764 as the most advantageous to the City, and the City Manager was authorized to execute a contract on behalf of the City of Abilene, as recommended by staff.

b. Furniture for General Government, Bid #CB077. The bid was awarded to Barnhill Office Equipment of Abilene, the low responsible bidder, in the amount of \$12,694 as recommended by staff.

8. Ordinances & Resolutions:

a. Mindy Manson, Senior Planner, briefed the Council on an ordinance considered on second and final reading amending Chapter 23, "Planning and Community Development", Sections 23-317.3.C and 23-317.4 of the Abilene Municipal Code, concerning accessory buildings in RS-6 (Residential Single Family) districts.

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

Councilwoman Herrera moved to approve the Ordinance amendment concerning accessory buildings in Residential Single Family districts, as recommended by staff. The motion was seconded by Councilwoman Ray and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry, McNeil, Councilwoman Herrera, and Mayor McCaleb.

NAYS: None.


The Ordinance is numbered 45-1990 and is captioned as follows:

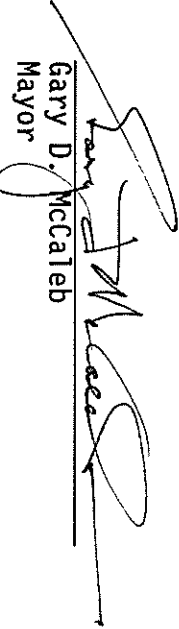
AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT", SUBPART E, "ZONING", OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

8. Mayor McCaleb 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.

There being no further business, the meeting was adjourned at 10:30 a.m.


Jo Moore
City Secretary


Gary D. McCaleb
Mayor