

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 24, 1991, at 8:30 a.m. to consider the following:

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, January 24, 1991, at 9:00 a.m.

CITY COUNCIL: Mayor Gary D. McCaleb; Council - Paul R. Vasquez, Betty Ray, Jack Grable, Bill Terry, Jimmy McNeil and Liz Herrera.

1. Call to Order.
2. **INVOCATION:** Councilman Jack Grable.
3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meeting held January 10, 1991.
4. **Awards**
Presentation by Woodson Bell Choir

Acceptance of grant presented by Jasper Brown, Target Stores, in the amount of \$760.00 for educational programs dealing with crime prevention.
5. **Proclamations**

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.

6. **Ordinances and Resolutions:**
 - a. Consider on first reading - An ordinance amending Chapter 23, "Planning and Community Development" of the Abilene Municipal Code concerning Sign Ordinance, and set a public hearing for February 14, 1991 at 9:00 a.m.
 - b. Oral Resolution approving two amendments to the Bylaws of the Development Corporation of Abilene, Inc.
 - c. Oral Resolution authorizing City Manager to sign Engineering Services Agreement for the Civic Center Chiller replacement.
7. **Award of Bid:**
 - a. High pressure sewer clean out trucks for Water Department, Bid #CB1010.
 - b. Vehicles for various divisions, Bid #CB1021.

- c. Recondition transmission on City-owned loader, #5221.
- d. Tool pouches for Fire Department.
- e. Abilene Transit System underground storage tank update, Bid #CB1011.
- f. Microcomputers and printers for various divisions, Bid #CB1019.

REGULAR AGENDA

- 8. **Ordinances & Resolutions:**
 - a. **Public Hearing:** Consider on second and final reading - An Ordinance amending Chapter 8, "Construction Regulations" to amend the 1990 Electrical Code.
 - b. **Public Hearing:** Resolution amending Proposed Use of Funds for CDBG program for FY 1990/91.
 - c. **Public Hearing:** Consider on second and final reading - An Ordinance for Thoroughfare Closure - TC-00191 - Request from Rodger Dean Ferrell for thoroughfare abandonment located in the 200 block of Ruidosa Avenue.
 - d. **Public Hearing:** Consider on second and final reading - An Ordinance amending Chapter 23, "Planning and Community Development" of the Abilene Municipal Code concerning allowing College-Universities in SC (Shopping Center) zoning 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.

Financial and Strategic Management Workshop 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 24, 1991, immediately following the Regular City Council meeting.

- 1. Review and Acceptance of Financial Information and Financial Report for FY 1989-90.....Davis, Kinard & Co.
David Wright
- 2. Review First Quarter Financial Status.....David Wright
- 3. Discussion and prioritization of Goals, Objectives, and Strategies of the Strategic Management Plan

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. Bechtel, et al v. City
3. Michael Morris & Rawleigh Webster v. City
4. Pam Martin et al v. City and General Beverage
5. City v. Leo & Shirley Riley
6. Allan Fountain v. City
7. Brenda Parker v. City
8. James Richardson v City
9. G. C. Lockley, Jr., et al v. City of Abilene
10. Randy Villa Pedroza v. Edward Michael Hobbs & Dr. Fox
11. Midwestern Life Insurance v Westchester Financial, Catclaw & City
12. Illa Roberts v. City
13. Dahlia Hawley v. City
14. Leonard Glenn Taylor v. City
15. City Water Permit Applications
16. Lone Star Gas Gate Rate
17. Southwestern Bell Rate Case
18. 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 1/14/91

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PRE-COUNCIL WORK SESSION, THURSDAY
January 24, 1991, 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 24, 1991, 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, Assistant to the City Manager Debra Guerra, 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 9:00 a.m. for the regular Council Meeting.

REGULAR CITY COUNCIL MEETING
January 24, 1991, 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 January 24, 1991, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilman Jack Grable.

Following a patriotic performance by the Woodson Bell Choir and soloist Michael McLellan from Cooper High School, Mayor McCaleb presented certificates of appreciation to each member.

The City Council approved and signed a Resolution in support of Desert Storm. Councilman Grable moved to approve the Resolution in support of Desert Storm. The motion was seconded by Councilman Terry and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry, McNeil, Councilwoman Herrera, and Mayor McCaleb.
NAYS: None.

The Resolution is numbered 2-1991 and will be sent to the Allied Troops in Saudi Arabia with a banner of messages from Abilene citizens. The banner will be available for signature at the Mall of Abilene through the end of the week.

A proclamation was presented by Mayor McCaleb for February 3-9 as Public Health Week.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held January 10, 1991, Councilman Vasquez moved to approve the minutes as printed. 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.

No presentation or action was taken regarding a grant to be presented by Jasper Brown, Target Stores, in the amount of \$760.00 for educational programs dealing with crime prevention, as no Target representative was in attendance.

Councilwoman Ray moved to approve consent agenda items 6b, 6c, and 7a through 7f, as recommended by the staff; and approval of first reading of consent agenda item 6a. 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 first reading - An ordinance amending Chapter 23, "Planning and Community Development" of the Abilene Municipal Code concerning Sign Ordinance, and set a public hearing for February 14, 1991 at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT", SUBPART C, "SIGNS AND BILLBOARDS," 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.

- b. Oral Resolution approving two amendments to the Bylaws of the Development Corporation of Abilene, Inc.
- c. Oral Resolution authorizing City Manager to sign Engineering Services Agreement with Williams, Tippet & Associates, Inc. for the Civic Center Chiller replacement.

7. Award of Bid:

- a. High pressure sewer clean out trucks for Water Department, Bid #CB1010. The bid was awarded to Texas Underground for Item 2, representing the single source for this item in the amount of \$101,531.78, as recommended by staff.
- b. Vehicles for various divisions, Bid #CB1021. The bid was awarded as follows: Items 1, 2, and 3 to Max Murrell Chevrolet, Item 4 to Arrow Ford Company, and Item 5 to Lawrence Hall Chevrolet, for a total amount of \$167,217.03, representing the low responsible bidders as recommended by staff.
- c. Recondition transmission on City-owned loader, #5221. The bid was awarded to Godsey Equipment Co., the single source bidder in the amount of \$11,250.00, as recommended by staff.

d. Tool pouches for Fire Department. The purchase from the wife of Fire Lieutenant Tommy Talent was approved in the amount of \$7.00 each, as recommended by staff.

e. Abilene Transit System underground storage tank update, Bid #CB1011. The bid was awarded to West Texas Service Station Equipment of Abilene, the lowest responsible bidder, in the amount of \$14,666.50; and the City Manager was authorized to sign the contract and related documents as recommended by staff.

f. Microcomputers and printers for various divisions, Bid #CB1019. The bid was awarded to the low responsible bidders as follows: Items 1, 2, and 4 to C. H. Love Land Company in the amount of \$24,868.00, and Item 3 to Direct Computer Superstores in the amount of \$958.00 as recommended by staff.

8. Ordinances and Resolutions:

a. Cassie Hughes, Building Services Administrator, briefed the Council on an Ordinance considered on second and final reading amending Chapter 8, "Construction Regulations" to amend the 1990 Electrical Code.

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 Ray moved to approve the ordinance amending Chapter 8, "Construction Regulations" to amend the 1990 Electrical Code, as recommended by staff. 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.

The Ordinance is numbered 4-1991 and is captioned as follows:

AN ORDINANCE AMENDING CHAPTER 8, "CONSTRUCTION REGULATIONS", ARTICLE IV "UNIFORM CODES AND OTHER REGULATIONS", DIVISION 3, "ELECTRICAL CODE," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

b. Mike Morrison, Director of Community & Economic Development, briefed the Council on a Resolution amending Proposed Use of Funds for CDBG program for FY 1990/91.

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.

Councilman Terry moved to approve the a Resolution amending Proposed Use of Funds for CDBG program for FY 1990/91, as recommended by staff. The motion was seconded by Councilman McNeil and the motion carried.

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

Nays: None.

The Resolution is numbered 3-1991 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AN AMENDED FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 1990/91.

c. Mindy Manson, Senior Planner, briefed the Council on An Ordinance considered on second and final reading for Thoroughfare Closure - TC-00191 - Request from Rodger Dean Ferrell for thoroughfare abandonment located in the 200 block of Ruidosa Avenue. The Planning and Zoning Commission, Plat Review Committee, and staff recommend approval.

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.

Councilman Vasquez moved to approve the Ordinance Request from Rodger Dean Ferrell for thoroughfare abandonment located in the 200 block of Ruidosa Avenue as recommended. 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.

The Ordinance is numbered 5-1991 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.

d. Mindy Manson, Senior Planner, briefed the Council on an Ordinance considered on second and final reading amending Chapter 23, "Planning and Community Development" of the Abilene Municipal Code concerning allowing College-Universities in SC (Shopping Center) zoning districts. The Planning and Zoning Commission and staff recommend approval.

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.

Councilman McNeil moved to approve the Ordinance allowing College-Universities in SC (Shopping Center) zoning districts, as recommended. The motion was seconded by Councilman Terry and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry, McNeil, Councilwoman Herrera, and Mayor McCaleb.
Nays: None.

The Ordinance is numbered 6-1991 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.

Mayor McCaleb recessed the Council into executive session pursuant to Sections 2e and 2g of the Open Meetings Act, and to consider the appointment and evaluation of public officers.

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

Councilman McNeil moved to reappoint Frank Puckett as chairman of the Reinvestment Zone #1 City of Abilene for a one year term as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

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

Nays: None.

Mayor McCaleb recessed the meeting in order to reconvene for the Financial and Strategic Management Workshop to be held in the Basement Conference Room immediately following the Regular City Council meeting.

Councilman Terry moved to approve the Oral Resolution to accept as presented by David Wright, Director of Finance, the 1989-90 Comprehensive Annual Financial Report and to approve the Financial and Investment Policies and the distribution of the excess revenues from year end to various other funds as presented in the Financial Report. The motion was seconded by Councilman Vasquez and the motion carried.

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

Nays: None.

David Wright, Director of Finance, reviewed with the Council the First Quarter Financial Status.

The City Council discussed the Strategic Management Plan and prioritized the Plan's Goals, Objectives, and Strategies. City Manager Jim Blagg stated the next step is for Departments and Divisions to develop strategies and objectives to be brought before the City Council in March, at which time they will be asked to prioritize these into second or third year plans. Those will be sent back to the Departments and Divisions for them to prioritize a third year plan. The City Council will then be asked to narrow those priorities further and determine where funds will come from. In July, the first year priorities will be determined with the remaining goals to be shifted to the second and third years.

There being no further business, the meeting was adjourned at 2:25 p.m.


Jo Moore
City Secretary


Gary D. McCaleb
Mayor