

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, March 14, 1991, at 8:30 a.m. to consider the following:

1. Status Report on Demolition of condemned buildings.
2. 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, March 14, 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:** Councilwoman Liz Herrera.
3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meeting held February 28, 1991.

4. **Awards:**

Employee Service Awards

25 Years	Charles Parker	Maintenance Worker Refuse Division
25 Years	Dan Horne	Route Supervisor Refuse Division
20 Years	Phillip E. Sissel	Fire Marshal Fire Department
20 Years	Joe L. Middleton	Fire Medic Fire Department
20 Years	Melvin O. Sanders	Fire Captain Fire Department
20 Years	Henry Davila, Jr.	Fire Lieutenant Fire Department
20 Years	N. T. Adams	Equipment Operator II Street Services Division

Employee of the Month Award

5. **Proclamations**

6. **Presentations:**

Col. Robert Maguire to present flag from Saudi Arabia.
"Lights of Abilene" award-winning photo presentation to Dyess personnel from Kristopher Huddleston, photographer

CONSENT AGENDA

All items listed below are considered 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 requests, in which event the item will be removed from the general order of business and considered in its normal sequence.

7. **Ordinances and Resolutions:**
- a. Oral Resolution authorizing repair of gas engine at Wastewater Treatment Plant.
 - b. Consider on first reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-293 and 18-299.
 - c. Oral Resolution approving Street Use License request from First Baptist Church, First Central Presbyterian Church, First Christian Church, and St. Paul United Methodist Church for a "Holy Week Journey" outdoor drama.
 - d. Consider on first reading - An Ordinance changing zoning district boundaries - Z-00391 - Request from C. Mack Bowdoin & Warren G. Goldsmith, agent, Mack Bowdoin to add H (Historic overlay) to underlying CB (Central Business) district located at 641 Chestnut, and set a public hearing for March 28, 1991 at 9:00 a.m.
 - e. Consider on first reading - An Ordinance for thoroughfare abandonment - TC-00491 - Request from Gary & Sherry Lyle for a thoroughfare abandonment located at Corsicana & Lamesa, and set a public hearing for March 28, 1991 at 9:00 a.m.
 - f. Oral Resolution approving letter of agreement with Texas Region Sports Car Club of America to conduct auto races at the Abilene Regional Airport July 13 and 14, 1991.

8. **Award of Bid:**
- a. Construction of residence for Water Utilities Department, Bid #CB1023.
 - b. Library Roofing, Bid #CB10
 - c. Primer & enamel paint for Refuse Collection Division, Bid #CB1027.

9. **Public Appearance:**
Presentation by the Central Appraisal District of Taylor County concerning delinquent tax collections.

REGULAR AGENDA

10. **Ordinances & Resolutions:**
- a. Consider on second and final reading - An ordinance designating Tax Abatement Reinvestment Zone Number Four in accordance with the Texas Property Redevelopment and Tax Abatement Act, and approve a tax abatement agreement with Independent Grocers, Inc.

11. **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

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(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
28. Leonard Glenn Taylor v. City
15. DeHoyos v. City
16. Thines v. City
17. City Water Permit Applications
18. Lone Star Gas Gate Rate
19. Southwestern Bell Rate Case
20. West Texas Utilities Rate Case
21. Aoki v. City
22. Burns 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 2/22/91

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**PRE-COUNCIL WORK SESSION, THURSDAY
March 14, 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 March 14, 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, Jr., City Secretary Jo Moore, Assistant to the City Manager Debra Guerra, and various members of the City staff.

Bob Fowler, Assistant Director of Planning and Development Services for Housing and Inspection Services, gave a slide presentation on the status of demolition of condemned buildings. The Council briefly discussed various consent and regular agenda items, and there being no further discussion, the meeting was recessed to the City Council Chambers until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING
March 14, 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 March 14, 1991, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilwoman Liz Herrera.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held February 28, 1991, Councilman Vasquez moved to approve the minutes as printed. 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.

A proclamation declaring the month of March Professional Social Work Month was presented by Mayor McCaleb.

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

25 Years	Charles Parker	Maintenance Worker
		Refuse Division
25 Years	Dan Horne	Route Supervisor
		Refuse Division
20 Years	Phillip E. Sissel	Fire Marshal
		Fire Department
20 Years	Joe L. Middleton	Fire Medic
		Fire Department
20 Years	Melvin O. Sanders	Fire Captain
		Fire Department
20 Years	Henry Davila, Jr.	Fire Lieutenant
		Fire Department
20 Years	N. T. Adams	Equipment Operator II
		Street Services Division

Debra Guerra, Assistant to the City Manager, assisted Mayor McCaleb in the presentation of the March Employee of the Month Award to Audrey Perry, Office Supervisor for the Civic Center.

6. Presentations:

Col. Robert Maguire presented to the City Council the Abilene and Texas Flags Flown by Local troops in Saudi Arabia; requesting they be flown on the Fourth of July. Mayor McCaleb presented two Team Abilene T-shirts to Col. Maguire and his associate, as members of the Council expressed their appreciation. Following a slide presentation of the troops and some of their work in the gulf, Col. Maguire announced that approximately 81 Dyess personnel have returned.

Kristopher Huddleston, photographer, presented to Col. Maguire his "Lights of Abilene" award-winning photo.

Councilwoman Herrera moved to approve consent agenda items 7a, 7c, and 7f, 8a through 8c, and approval of first reading agenda items 7b, 7d, and 7e as recommended by the 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.

7. Ordinances and Resolutions:

- a. Oral Resolution authorizing the expenditure of up to \$22,000 to Maukesha-Pearce Industries, Inc. to repair the gas engine at Wastewater Treatment Plant.

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- b. Approval of first reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-293 and 18-299.
- 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 Street Use License request from First Baptist Church, First Central Presbyterian Church, First Christian Church, and St. Paul United Methodist Church for a "Holy Week Journey" outdoor drama.
- d. Approval of first reading - An Ordinance changing zoning district boundaries - Z-00391 - Request from C. Mack Bowdoin & Warren G. Goldsmith, agent, Mack Bowdoin to add H (Historic overlay) to underlying CB (Central Business) district located at 641 Chestnut, and set a public hearing for March 28, 1991 at 9:00 a.m.
- AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.
- e. Approval of first reading - An Ordinance for thoroughfare abandonment - TC-00491 - Request from Gary & Sherry Lyle for a thoroughfare abandonment located at Corsicana & Lamesa, and set a public hearing for March 28, 1991 at 9:00 a.m.
- 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.
- f. Oral Resolution approving Letter of agreement with Texas Region Sports Car Club of America to conduct auto races at the Abilene Regional Airport July 13 and 14, 1991, after receiving FAA's approval for the event.
8. **Award of Bid:**
- a. Construction of residence for Water Utilities Department, Bid #CB1023. By Oral Resolution the low bid of Southwestern Abilene Contractors of Abilene in the amount of \$51,651.68 be awarded as the most advantageous to the City, and the City Manager was authorized to execute a contract on behalf of the City of Abilene.

b. Library Roofing, Bid #CB1031. The base bid and alternate, a total of \$20,850.00 was awarded to Barr Roofing Company, the low bidder as recommended by staff.

c. Primer & enamel paint for Refuse Collection Division, Bid #CB1027. The bid was awarded to the Paint Center of Abilene in the amount of \$12,580.00, as recommended by staff.

9. Public Appearance:

Paul Washburn, Chairman of the Central Appraisal District of Taylor County, informed the Council that 93.5% of City taxes have been collected; the best in the history of property tax collection. Mr. Washburn then introduced Richard Petree, Chief Appraiser for the District, who gave a presentation to the Council regarding the delinquent tax collections program. Members of the City Council stated their appreciation for the District's thoroughness and efficiency.

No action was taken.

10. Ordinances & Resolutions:

a. Mike Morrison, Director of Community and Economic Development, briefed the Council on an Ordinance considered on second and final reading designating Tax Abatement Reinvestment Zone Number Four in accordance with the Texas Property Redevelopment and Tax Abatement Act, and a request to approve a tax abatement agreement with Independent Grocers, Inc.

Councilwoman Herrera moved to approve the ordinance designating Tax Abatement Reinvestment Zone Number Four in accordance with the Texas Property Redevelopment and Tax Abatement Act, and a request to approve a tax abatement agreement with Independent Grocers, Inc. 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.

The Ordinance is numbered 8-1991 and is captioned as follows:

AN ORDINANCE ESTABLISHING TAX ABATEMENT REINVESTMENT ZONE NUMBER FOUR IN ACCORDANCE WITH THE TEXAS PROPERTY REDEVELOPMENT AND TAX ABATEMENT ACT (TPRIAA), TEX. TAX CODE ANN. 312.001 ET SEQ.

10. 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.

Councilman McNeil moved to appoint Gerald Lee Johnson, Evans Rutledge, and Cynthia Rucker to serve as Associate Municipal Court Judges. The motion was seconded by Councilman Terry, and the motion carried.

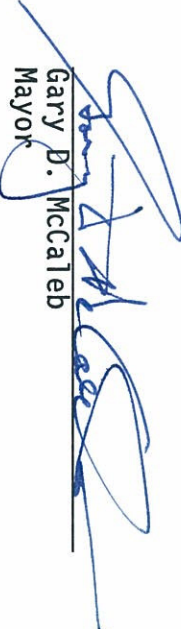
AYES: Councilman Vasquez, Councilwoman Ray, Councilmen Grable, Terry, McNeil, Councilwoman Herrera, and Mayor McCaleb.

NAYS: None.

Mayor McCaleb announced for the record Abilene's 110th birthday celebration and Railroad Festival to be held March 15, 16 and 17, 1991, indicating the Senior Citizens would have a booth in which they would be selling commemorative railroad spikes; and the City of Abilene would have a booth on programs offered by the City.

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


Jo Moore
City Secretary


Garry D. McCaleb
Mayor