

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 28, 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, March 28, 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 Paul R. Vasquez.
3. Approval of Minutes: Pre-Council Session and Regular City Council Meeting held March 14, 1991.
4. Proclamations
5. Awards:  
Railroad Festival Youth Art Contest  
Certificates of Appreciation to Representatives of Abilene Youth Chorus

#### 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.

6. Ordinances and Resolutions:
  - a. Resolution authorizing execution of all documents associated with an EDA grant to renovate Hangar #4 at the Abilene Regional Airport.
  - b. Consider on second and final reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-293 and 18-299.
  - c. Consider on first reading - An Ordinance amending Chapter 8, "Construction Regulations", Article V, "Advisory Boards", Division 3, and Chapter 29.5, "Swimming Pools and Spas," Article II, Sec. 29.5-11, "Board of Appeals" to establish a new advisory board, and set a public hearing for April 11, 1991 at 9:00 a.m.
  - d. Resolution appointing Election Officials for May 4, 1991 General Election, and fixing their rate of compensation.
  - e. Consider on first reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-285 and 18-293.
  - f. Oral Resolution authorizing City Manager to execute an Engineering Services Agreement and authorizing payment of fees.
  - g. Resolution identifying State Highway funding shortfall and encouraging action by the State Legislature.

7. Award of Bid:
  - a. Shelving for Library, Bid #CBI032.
  - b. Painting of Clarifiers at Northeast Water Treatment Plant, Bid #CBI030.

REGULAR AGENDA

8. Ordinances and Resolutions:
  - a. Public Hearing: Consider on second and final 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.
  - b. Public Hearing: Consider on second and final reading - An Ordinance for thoroughfare abandonment - TC-00491 - Request from Gary & Sherry Lyle for a thoroughfare abandonment located at Coricana & Lamesa.
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.
1. 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. 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

PRE-COUNCIL WORK SESSION, THURSDAY  
March 28, 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 28, 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  
March 28, 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 28, 1991, at 9:00 a.m. in the Council Chambers of City Hall.

Mayor McCaleb wished to have the record reflect that 303 Dyess personnel have returned safely; and an area on the main floor of City Hall is being prepared in recognition of those returning by unit.

Invocation was given by Councilman Paul R. Vasquez.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held March 14, 1991, Councilwoman Ray 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.

Mayor McCaleb presented the following proclamations:

April as Keep America Beautiful Month.  
March 30, 1991 as Doctors' Day; and  
April as Child Abuse Prevention Month;  
March 21, 1991 as retiring Brigadier General Robert J. Strader Day;

Mayor McCaleb commented on the importance of recognizing the contributions made by all our citizens; and presented Certificates of Appreciation to Representatives from Jackson Elementary School and Johnston Elementary School who participated in the Abilene Youth Chorus during the Railroad Festival; and to Shilonda Woolridge, Wade Varner (not in attendance),

and Christina Klassen, the three students whose work was displayed at the Railroad Festival Youth Art Exhibit. Appreciation was also stated to their art teacher, Martha Kiel.

Following the presentations, Shilonda Woolridge's father, who had just returned from Saudi Arabia, arrived and Mayor McCaleb re-presented Shilonda's certificate for her father's benefit.

Councilman Terry moved to approve consent agenda items 6a, 6d, 6f and 6g, and 7a and 7b as recommended by the staff; approval of first reading of consent agenda items 6c and 6e; and approval of second and final reading of consent agenda item 6b. 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. Resolution authorizing execution of all documents associated with an EDA grant to renovate Hangar #4 at the Abilene Regional Airport.

The Resolution is numbered 7-1991 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS AUTHORIZING APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) OF THE U. S. DEPARTMENT OF COMMERCE UNDER THE PUBLIC WORKS AND DEVELOPMENT FACILITIES PROGRAM FOR A GRANT TO RENOVATE HANGAR #4 AT THE ABILENE REGIONAL AIRPORT, AND, AUTHORIZING THE CITY MANAGER TO SIGN AND SUBMIT ALL DOCUMENTS ASSOCIATED WITH THE GRANT APPLICATION.

- b. Approval of second and final reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-293 and 18-299.

The Ordinance is numbered 9-1991 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. Approval of first reading - An Ordinance amending Chapter 8, "Construction Regulations", Article V, "Advisory Boards", Division 3, and Chapter 29.5, "Swimming Pools and Spas," Article II, Sec. 29.5-11, "Board of Appeals" to establish a new advisory board, and set a public hearing for April 11, 1991 at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 8, "CONSTRUCTION REGULATIONS," ARTICLE V, "ADVISORY BOARDS," DIVISION 3, AND CHAPTER 29.5, "SWIMMING POOLS AND SPAS," ARTICLE II, SEC. 29.5-11, "BOARD OF APPEALS", OF THE ABILENE MUNICIPAL CODE AS SET OUT BELOW:

d. Resolution appointing Election Officials for May 4, 1991 General Election, and fixing their rate of compensation.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING VARIOUS ELECTION OFFICIALS AND FIXING THEIR RATE OF COMPENSATION.

e. Approval of first reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-285 and 18-293.

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.

f. Oral Resolution authorizing City Manager to execute an Engineering Services Agreement and authorizing payment of fees.

g. Resolution identifying State Highway funding shortfall and encouraging action by the State legislature.

The Resolution is numbered 9-1991 and is captioned as follows:

RESOLUTION OF THE CITY OF ABILENE, TEXAS, IDENTIFYING A STATE HIGHWAY FUNDING SHORTFALL AND ENCOURAGING ACTION BY THE STATE LEGISLATURE.

7. **Award of Bid:**

a. Shelving for Library, Bid #CB1032. The bid was awarded to Barnhill Office Supply, the low bidder, in the amount of \$13,619.00 as recommended by staff.

b. Painting of Clarifiers at Northeast Water Treatment Plant, Bid #CB1030. The bid was awarded to Double Mountain Painting Contractors of Rotan in the amount of \$24,980.00 as the most advantageous to the City, as recommended by staff.

8. **Ordinances and Resolutions:**

a. Mindy Manson, Planner II, briefed the Council on an Ordinance considered on second and final reading 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. The Planning and Zoning Commission and staff recommend approval.

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

. Patty Bowdoin (Santos), proponent.

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

Councilman Grable moved to approve the ordinance to add H (Historic overlay) to underlying CB (Central Business) district located at 641 Chestnut, 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 Ordinance is numbered 10-1991 and is captioned as follows:

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.

b. Windy Manson, Planner II, briefed the Council on an Ordinance considered on second and final reading - TC-00491 - Request from Gary & Sherry Lyle for a thoroughfare abandonment located at Corsicana & Lamesa. The Planning and Zoning Commission and staff recommend approval subject to retention of utility and drainage easements.

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 for a thoroughfare abandonment located at Corsicana & Lamesa subject to retention of utility and drainage easements, as recommended. 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 11-1991 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.

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 Vasquez moved to appoint Carl Cornelius to the Animal Control Advisory Committee with a term expiring 11/91. 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.

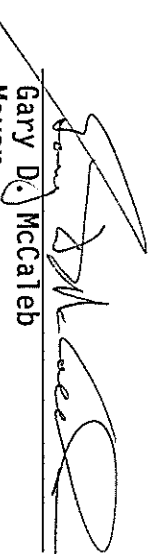
Mayor McCaleb then recessed the Council to the basement conference room for a Strategic Management Workshop to discuss and prioritize Goals, Objectives, and Strategies of the Strategic Management Plan.

City Manager Jim Blagg stated the purpose of the Workshop was to indicate interest and look at it for further consideration as we draw closer to budget time. He stressed it in no way indicates Council is making a final decision, that it is only to stimulate thinking with no conclusions being drawn. At the June Worksession additional information will be provided on all of those items mentioned today and the impact on the budget at that time.

No action was taken.

There being no further business, the meeting was adjourned at 11:40 a.m.

  
Jo Moore  
City Secretary

  
Gary D. McCaleb  
Mayor