

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, June 27, 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, June 27, 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:** City Council Retreat held June 12, 1991, and Pre-Council Session and Regular City Council Meeting held June 13, 1991.
4. Proclamations
5. Awards

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 & Resolutions:**
 - a. Consider on second and final reading - An ordinance amending the boundary of Abilene's East Enterprise Zone in accordance with the Texas Enterprise Zone Act.
 - b. Oral Resolution consenting assignment and assumption of Vehicle Rentals, Inc. (Avis) lease to Baker Car and Truck Rental, Inc. at the Abilene Regional Airport.
 - c. Resolution approving acceptance of FAA Grant #3-48-0002-11 for improvements at Abilene Regional Airport; Oral Resolution authorizing Mayor to execute an lease amendment to Abilene Aero lease at Abilene Regional Airport; and FAA Project 3-48-0002-11 for Airport Improvements, Bid #CB1057.
 - d. Request to advertise for sale of City-owned land at 1017 Plum Street.
 - e. Resolution approving agreement with Missouri Pacific Railroad Company for reimbursement for relocation of their facilities in connection with the widening of Industrial Blvd.
 - f. Resolution approving sewer waiver request for Lots 1 & 2, Block A, Hagar Addition, Abilene, Jones County, Texas.
 - g. Resolution approving sewer waiver request for Lot 1, Mike's Wrecking, Inc. Subdivision, Abilene, Taylor County, Texas.
 - h. Oral Resolution approving annual Overall Economic Development Program update.

- i. Oral Resolution authorizing City Manager to execute Engineering Services Agreement.
- j. Oral Resolution for HIV Grant

7. Award of Bid:

- a. Single axle dump trucks for Water Division, Bid #CB1059.
- b. Frontloader refuse trucks, Bid #CB1043.
- c. Police uniforms, Bid #CB1054.
- d. Brushchipper for Parks Division, Bid #CB1044.
- e. Uniforms for Fire Department, Bid #CB1053.

REGULAR AGENDA

8. Ordinances & Resolutions:

- a. Resolution declaring the City of Abilene elects to designate Bandeday, Inc. a "qualified business" as defined in the Texas Enterprise Act for designation as an Enterprise Project by the Texas Department of Commerce.

9. Public Appearance:

- Amos Davis of the Abilene Jaycees to request Public Fireworks Display for July 4, 1991.

10. Other Business:

- a. Update on Neighborhood Improvement Program.
- b. Pending and Contemplated Litigation (see notice for Executive Session, Litigation for Tisting subjects), possible action.
- c. Appointment and Evaluation of Public Officials (see Notice for Executive Session, Personnel for Tisting 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. 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. Ila Roberts v. City
13. Dahlia Hawley v. City
28. Leonard Glenn Taylor v. City
15. DeHoyos v. City
16. Thimes 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
June 27, 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 June 27, 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, Jimmy McNeil, Bill Terry, and Councilwoman Liz Herrera. Also present were City Manager Jim C. Blagg, Assistant City Manager Roy L. McDaniel, City Attorney Harvey Cargill, Jr., Assistant to the City Manager Debra Guerra, City Secretary Jo Moore, and various members of the City staff.

City Manager Jim Blagg introduced Linda Simpson, Assistant to the Director of Water Administration and coordinator of the Quality Service Program, who briefed the Council on the program and reviewed what the Council's involvement would be. 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
June 27, 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 June 27, 1991, at 9:00 a.m. in the Council Chambers of City Hall. Mayor McCaleb welcomed students of the Government classes at Abilene and Cooper High Schools who were in attendance.

Invocation was given by Councilman Paul R. Vasquez.

There being no corrections, additions, or deletions to the minutes of the City Council Retreat held June 12, 1991; the Pre-Council Session and Regular City Council Meeting held June 13, 1991, Councilman Vasquez moved to approve the minutes as printed. The motion was seconded by Councilman Terry and the motion carried.

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

NAYS: None.

Councilman Grable moved to approve consent agenda items 6a through 6g, 6i and 6j, and 7a through 7e, as recommended by the staff. The motion was seconded by Councilwoman Herrera and the motion carried. Item 6h was removed from the Consent Agenda to be considered separately at the request of Mayor McCaleb.

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

NAYS: None.

6. Ordinances & Resolutions:

- a. Approval of second and final reading - An ordinance amending the boundary of Abilene's East Enterprise Zone in accordance with the Texas Enterprise Zone Act.



The Resolution is numbered 20-1991 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WAIVING SEWER IMPROVEMENTS REQUIRED BY THE SUBDIVISION ORDINANCE FOR LOT 1, BLOCK A, MIKE'S WRECKING, INC., SUBDIVISION, ABILENE, TAYLOR COUNTY, TEXAS, LOCATED ON PINE STREET IN ABILENE, TAYLOR COUNTY, TEXAS.

- h. Removed from consent agenda to be considered separately.
- i. Oral Resolution authorizing City Manager to execute Engineering Services Agreement with Alan Plummer & Associates, Inc.
- j. Oral Resolution for HIV Grant authorizing submission of grant application and designating City Manager to execute required documentation.

7. Award of Bid:

- a. Single axle dump trucks for Water Division, **Bid #CB1059**. The bid was awarded to Hughes Diesel Service, the low responsible bidder, in the amount of \$111,202.60 as recommended by staff.
- b. Frontloader refuse trucks, **Bid #CB1043**. The bid was awarded to Summitt White GMC, the low responsible bidder in the amount of \$603,348.00, as recommended by staff.
- c. Police uniforms, **Bid #CB1054**. The bid was awarded to Cannon Uniform Company for Items 1, 2, and 5; Martin Uniform Company for Items 3 and 4; and Tyler Uniform Company for Item 6; all as recommended by staff.
- d. Brushchipper for Parks Division, **Bid #CB1044**. The bid was awarded to UEC Equipment Company, the low responsible bidder, in the amount of \$14,492.00, as recommended by staff.
- e. Uniforms for Fire Department, **Bid #CB1053**. The bid was awarded to Martin Uniform Company for Items 1, 2, and 4 in the amount of \$22,908.00; Tyler Uniform Company for Item 3 in the amount of \$3,924.00; and Cannon's Uniform Company for Item 5 in the amount of \$3,464.58; all as recommended by staff.

8. Ordinances & Resolutions:

- 6h. Mike Morrison, Director of Community and Economic Development, briefed the Council on an Oral Resolution approving the annual Overall Economic Development Program update.

Council stated endorsement and approval of the program, and Councilman McNeil moved to approve by Oral Resolution the annual Overall Economic Development Program update. 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.

a. Mike Morrison, Director of Community and Economic Development, introduced Kim Tarrant, Management Analyst, who briefed the Council on the Resolution declaring the City of Abilene elects to designate Bandag, Inc. a "qualified business" as defined in the Texas Enterprise Act for designation as an Enterprise Project by the Texas Department of Commerce.

Councilwoman Ray moved to approve the Resolution declaring the City of Abilene elects to designate Bandag, Inc. a "qualified business" as defined in the Texas Enterprise Act for designation as an Enterprise Project by the Texas Department of Commerce, 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 21-1991 and is captioned as follows:

A RESOLUTION DECLARING THE CITY OF ABILENE, TEXAS, ELECTS TO DESIGNATE BANDAG, INC., A "QUALIFIED BUSINESS" AS DEFINED IN SECTION 3(A) (10) OF THE TEXAS ENTERPRISE ZONE ACT, TEXAS REVISED CIVIL STATUTES ANNOTATED ARTICLE 5190.7 (THE "ACT"), FOR THE PURPOSE OF APPLYING TO THE TEXAS DEPARTMENT OF COMMERCE ("COMMERCE") FOR DESIGNATION AS AN ENTERPRISE PROJECT.

9. Public Appearance:

Amos Davis of the Abilene Jaycees presented the request for a Public Fireworks Display for July 4, 1991 at the Taylor County Expo Center.

Councilman Grable moved to approve the request for the Public Fireworks Display for July 4, 1991, as requested. 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.

10. Other Business:

a. Mindy Manson, Senior Planner, presented to the Council by slide presentation the Update on Neighborhood Improvement Program and stated that recommendations will be forthcoming.

No action was required.

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.

c. Councilwoman Herrera moved to reappoint Walter Bryan, Floyd Nickerson, and Robert Monk, and to appoint Ann Garcia to the MH/MR Board of Trustees for a two-year term from September 1, 1991 to August 31, 1993. 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.

There being no further business, the meeting was adjourned at 9:55 a.m.


Jo Moore
City Secretary


Gary D. McCaleb
Mayor