

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, November 21, 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, November 21, 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 Jimmy McNeil.
3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meetings held October 31, 1991 and November 7, 1991.
4. Proclamations
5. Employee Of the Month Award
6. Presentation of check to benefit Business Innovation Center from the Wal-Mart Foundation.

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 Council Member 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. Consider on second and final reading - An Ordinance authorizing 50% Updated Service Credits to Texas Municipal Retirement System.
 - b. Oral Resolution approving change orders 1 through 5 to FAA Project #3-48-0002-07, Runway and Taxiway lighting systems improvements and modifications at Abilene Regional Airport.
 - c. Oral Resolution approving changes to Abilene Economic Development Co., Inc. Bylaws.
 - d. Resolution approving application of Abilene Preservation League to acquire residential property from the Resolution Trust Corporation.
 - e. Oral Resolution authorizing Mayor to execute amendment to K. C. Jet Lease at Abilene Regional Airport to give rights for flight school, air charter and air taxi service; and to manage, service and fuel private aircraft hangared at the facility.
8. **Award of Bid:**
 - a. Laboratory Equipment for Water Utilities Department, Bid #CB1086.
 - b. Trucks for various Divisions, Bid #CB2003.
 - c. Water Treatment Plant Equipment for Water Utilities Department.

REGULAR AGENDA

9. **Ordinances and Resolutions:**
- a. **Public Hearing: Consider on second and final reading - An Ordinance changing zoning district boundaries - Z-02391 - Request from Hendrick Medical Center; agent, The Tittle Luther Partnership, to rezone from O & RM-3 (Office & Residential Multi-Family) to MU (Medical Use) district, located at 1934 Hickory, 1342, 1350, 1358 North 19th; 1901, 1909, 1917 and 1925 Simmons.**
 - b. **Public Hearing: Consider on second and final reading - An Ordinance for thoroughfare abandonment - TC-02491 - Request from City of Abilene; agent, Sam L. Ray, for a thoroughfare abandonment located west of Hwy. 83-277 (Pine) and south of Brooks Drive.**

10. **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

Capital Improvements 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, November 21, 1991, immediately following the Regular City Council meeting.

- 1. Discussion of Capital Improvement Needs.
- 2. Discussion of implementation plan, process, and changes for the 1991-92 Strategic Management Plan, and recommendation of policies for identified critical issues.

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. Bechtel, et al v. City
2. City v. Leo & Shirley Riley
3. James Richardson v. City
4. Pam Martin et al v. City and General Beverage
5. Thinner v. City
6. DeHoyos v. City
7. Lois Woods v. City & Charles Wayne Parker
8. Randy Villa Pedroza v. Edward Michael Hobbs & Dr. Fox
9. Kenneth Brown v. City
10. Pamela Susan Combs v. Dillard's & Mall of Abilene & City
11. Kim Maynard v. City & Charles Kimbel Vickers
12. Leroy Hammond v. City
13. Ybarra v. City & Midnight Rodeo & Gannaway
14. E. E. Whitworth, d/b/a WBS v. City
15. Heritage Parks Community Association v. City & taxing entities
16. Allied Steel v. City, et al
17. Creel v. City
18. City Water Permit Applications
19. Lone Star Gas Gate Rate
20. Southwestern Bell Rate Case
21. 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 11/11/91

PRE-COUNCIL WORK SESSION, THURSDAY
November 21, 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 November 21, 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, Assistant City Attorney Claudia Clinton, 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
November 21, 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 November 21, 1991, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilman Jimmy McNeil.

Following notations regarding correct spelling of names of individuals who spoke at the public hearing October 31, there being no further corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meetings held October 31, 1991 and November 7, 1991, Councilman Vasquez moved to approve the minutes with noted corrections on the October 31 meeting and the November 7 minutes as printed. 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.

Mayor McCaleb welcomed students from Mann Middle School, who were in attendance for Career Day.

Mayor McCaleb expressed congratulations to Jim Blagg for the success of the 1991 United Way campaign.

Mayor McCaleb presented the following proclamations:
November 24-30 as National Adoption Week
November 21 as Great American Smokeout Day
November 23 as Basketball Centennial Day

Debra Guerra, Assistant to the City Manager, assisted Mayor McCaleb in presenting the November Employee of the Month Award to Mary Lee, Housing Coordinator.

Councilman Grable moved to approve consent agenda items 7a through 7e and 8a through 8c, 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. Approval of second and final reading - An Ordinance authorizing 50% Updated Service Credits to Texas Municipal Retirement System.

The Ordinance is numbered 35-1991 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 ESTABLISHING AN EFFECTIVE DATE FOR SUCH ACTION.

b. Oral Resolution approving change orders 1 through 5 to FAA Project #3-48-0002-07, Runway and Taxiway lighting systems improvements and modifications at Abilene Regional Airport.

c. Oral Resolution approving changes to Abilene Economic Development Co., Inc. Bylaws changes to the annual meeting date and the commencement and termination of board members' terms.

d. Resolution approving application of Abilene Preservation League to acquire residential property from the Resolution Trust Corporation.

The Resolution is numbered 49-1991 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING THE APPLICATION OF THE ABILENE PRESERVATION LEAGUE TO ACQUIRE RESIDENTIAL PROPERTY FROM THE RESOLUTION TRUST CORPORATION.

e. Oral Resolution authorizing Mayor to execute amendment to K. C. Jet Lease at Abilene Regional Airport to give rights for flight school, air charter and air taxi service; and to manage, service and fuel private aircraft hangared at the facility.

8. Award of Bid:

a. Laboratory Equipment for Water Utilities Department, Bid #CB1086. The alternate bid was awarded to Waters, Inc. of Milford, Maine, the low responsible bidder in the amount of \$25,993.90, and the City Council authorized by oral resolution the purchase of the Ion Chromatography System from Waters, Inc. as recommended by staff.

b. Trucks for various Divisions, Bid #CB2003. Item 1 was awarded to Max Murrell Chevrolet Company, and Items 2 and 3 to R. L. Anderson International, representing the low responsible bidders, for a total amount of \$87,955.46 as recommended by staff.

- c. Water Treatment Plant Equipment for Water Utilities Department. The Council authorized by oral resolution the purchase of equipment from J. W. Sayles & Associates, Inc. in the amount of \$17,136 and Control Valves, Inc. in the amount of \$29,448.16 as a single source purchase authorized under the Local Government Code as recommended by staff.

9. Ordinances and Resolutions:

- a. Mindy Manson, Senior Planner, briefed the Council on an Ordinance considered on second and final reading changing zoning district boundaries - Z-02391 - Request from Hendrick Medical Center; agent, The Tittle Luther Partnership, to rezone from O & RM-3 (Office & Residential Multi-Family) to MU (Medical Use) district, located at 1934 Hickory, 1342, 1350, 1358 North 19th; 1901, 1909, 1917 and 1925 Simmons. 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 to rezone from Office and Residential Multi-Family to Medical Use district at 1934 Hickory, 1342, 1350, 1358 North 19th; 1901, 1909, 1917 and 1925 Simmons as recommended by the staff. The motion was seconded by Councilwoman Herrera and the motion carried.

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

NAYS: None.

ABSTAIN: Councilman Vasquez, due to his employment with Hendrick Medical Center; and Councilwoman Ray, due to her service on the Board of Directors of Hendrick Medical Center.

The Ordinance is numbered 36-1991 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. Mindy Manson, Senior Planner, briefed the Council on an Ordinance considered on second and final reading for thoroughfare abandonment - TC-02491 - Request from City of Abilene; agent, Sam L. Ray, for a thoroughfare abandonment located west of Hwy. 83-277 (Pine) and south of Brooks Drive. Staff and the Planning and Zoning Commission recommends approval subject to retention of a 20' utility easement.

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 for thoroughfare abandonment located west of Hwy. 83-277 and south of Brooks Drive subject to the aforementioned condition, 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.

The Ordinance is numbered 37-1991 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 approve appointments and reappointments to various City boards and commissions as follows:

ABILENE CLEAN AND PROUD, INC. - 3 year term

Appoint:
Janet Parkey
Jodi Houston
Richard Jackson
Cindy Howard
Martin Garcia, term expiring 11/92
Roy Knowles, term expiring 11/93

Reappoint:
Floyd Ball
Dave Boyl

ABILENE ECONOMIC DEVELOPMENT COMPANY, INC. - 2 year term effective Jan. 14,

1992 through Jan. 10, 1994

Appoint:
Rhonda Bolt
Randy Johnson
Milton Turnerhill
Vicki Reynolds
Jennifer Harper
Sandy Herrera

Reappoint:
Carlos Rodriguez
David Scott
Don Stricklin
Downing Bolts, Sr.
Jerry Harris
Joe Antille
Victor Flores

ABILENE HEALTH FACILITIES DEVELOPMENT CORP. - 3 year term

Reappoint:
Bob Springer
Rosemary Suttle

ABILENE HEALTH DISTRICT BOARD OF HEALTH - 3 year term

Appoint:
Dr. De11 McKnight

Reappoint:

Dr. Dale B. Brannom
AIRPORT DEVELOPMENT BOARD - 3 year term

Appoint:

Paul Lenker
Col. Bill Ehrie
Larry Gill (Chair, Aviation Committee, Chamber)

Reappoint:

Michael Dohrse

ANIMAL CONTROL ADVISORY BOARD - 3 year term

Appoint:

Charlotte Roy
Cheryl Ford

Reappoint:

Joanne Bell-Martucci

BOARD OF ADJUSTMENT - 2 year term

Appoint:

Benny Candelaria, Alternate
Paul Johnson
Hilary Moore, Alternate, term expiring 11/92

Reappoint:

Kirby Leeson
Ernest Hermann, Alternate

BOARD OF BUILDING STANDARDS - 2 year term

Appoint:

Chris England, Alternate - social worker
Rick Worley, Alternate - building contractor
Bruce Bixby - building contractor

Reappoint:

Burl Nash - general contractor
David Todd, Alternate - engineer
Sam St. Clair, Jr. - social worker
Tommie Harendt, Alternate - general contractor

CIVIL SERVICE COMMISSION - 3 year term

Reappoint:

Mike Hernandez

DEVELOPMENT CORPORATION OF ABILENE - 3 year term

Appoint:

Jesse Vasquez

Reappoint:
H. C. Zachry

HOUSING AUTHORITY OF THE CITY OF ABILENE - 2 year term

Appoint:
Annabel Aguilar

Reappoint:
Dr. Morris Baker
Earl Williams

LANDMARKS COMMISSION - 3 year term

Appoint:
Ruby Perez, Alternate
Jose Martinez - architect

Reappoint:
Camille Parrish, At-Large
Joy Ellinger, Alternate At-Large
Patty Bowdoin, At-Large
Rachel Valdez, Alternate
Scott Bishop, Attorney

LIBRARY BOARD - 2 year term

Reappoint:
Celina Fennell
Craig Nichols
Karen Wehba

MH/MR PUBLIC RESPONSIBILITY COMMITTEE - Change in terms

Reappoint:
Don Wilson - 2 year term Jan. 1, 1992 thru Dec. 31, 1993
Rev. Sam Matta - same
Norman Bryan - same

Don Wright - 1 year term Jan. 1, 1992 thru Dec. 31, 1992
Barry L. Hoefler, DDS - same
Neomia Banks - same
Odessa Hatfield - same

MIXED USE REVIEW BOARD - 2 year term

Appoint:
Vacancy, At-Large
Howard DeShazo, At-Large
Kirby Leeson - Board of Adjustment Rep.

Reappoint:
Larry Vaughn, At-Large

PLANNING AND ZONING COMMISSION - 3 year term

Appoint:
Paul Cannon
Carol Martinez

REINVESTMENT ZONE #1 CITY OF ABILENE - 2 year term

Appoint:
Marilyn Shedd
Jack Turner (pending County approval)
Chris Southward
Rick Weatherl

Reappoint:
Frank Puckett
Sara Hudman

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.

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

Roy McDaniel, Assistant City Manager, briefed the Council on the Capital Improvement Needs. City Manager Jim Blagg reviewed the Certificate of Obligation Projects.

Mike Hall, Director of Community Services, reviewed with the Council the Library Needs Assessment. He introduced Claire Bausch, Librarian, and Craig Nichols, Chairman of the Library Board.

Marva Pritchett reviewed the Flood Control Plans.

Debra Guerra, Assistant to the City Manager, presented the implementation plan, process, and changes for the 1991-92 Strategic Management Plan. The City Council reviewed identified critical issues and recommended other sub-issues. Ms. Guerra stated the City Council would be asked to adopt the plan in January and the policies would provide guidelines and direction in budget preparations for FY 92-93 and multi-year budgeting.

There being no further business, the meeting was adjourned at 12:10 p.m.


Jo Moore
City Secretary


Gary D. McCaleb
Mayor