

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, **August 27, 1992**, at 8:30 a.m. to consider the following:

1. Tree Limb recycling program presentation.
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, **August 27, 1992**, at 9:00 a.m.

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

1. **Call to Order.**
2. **INVOCATION:** Councilman Ray Ferguson.
3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meeting held August 13, 1992.
4. **Proclamations**

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.

5. **Ordinances & Resolutions:**
 - a. Resolution approving Sanitary sewer waiver request for subdivision out of G. W. Pentecost Survey #67.
 - b. Oral Resolution approving the 9-1-1 Emergency Communication District Revised FY 91/92 and Proposed FY 92/93 Budgets.
6. **Award of Bid:**
 - a. Computerized enhancement identification system for Narcotics Division of Police Department, **Proposal #CB2084.**

REGULAR AGENDA

7. **Ordinances & Resolutions:**

- a. **Public Hearing - Consider on second and final reading - An Ordinance changing zoning district boundaries - Z-02792- Request from Musgrave, Bixby, Smithwick Trust to rezone from AO (Agricultural Open Space) to RS-6, RM-1, O, LC & GC (Residential Single Family, Residential Multi- Family, Office, Limited Commercial & General Commercial) district, located at Hwy. 277 & Rebecca Lane.**
- b. Health Plan and flexible benefits plan and insurance for Life and Accidental Death and Dismemberment coverages, and authorize City Manager to sign contract for Administrative Services, **Proposal #CB2083.**
- c. Resolution calling a special election authorizing general obligation bonds for certain capital improvements; Resolution designating election precincts and polling places, providing for bilingual election for City elections.

8. **Other Business:**

- a. Appointment and Evaluation of Public Officials (see Notice for Executive Session, Personnel for listing subjects), possible action.
- b. Pending and Contemplated Litigation (see notice for Executive Session, Litigation for listing subjects), possible action.
- c. Discussion and possible action on acquisition of real property in the Abilene Reinvestment Zone #1 for parking and other public purposes as recommended in the Downtown Redevelopment Plan.

ADJOURN

NOTICE

Persons with disabilities who would like special assistance or need special accommodations to participate in this meeting should contact Jo Moore, City Secretary, 676-6202 at least forty-eight (48) hours in advance of this meeting. Telecommunication device for the deaf is 676-6360.

CERTIFICATE

I hereby certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of Abilene, Texas, on the 21 day of August, 1992, at 5 (a.m./p.m.)


CITY SECRETARY

00135

(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. Thinnes v. City
6. DeHoyos v. City
7. Pamela Susan Combs v. Dillards & Mall of Abilene & City
8. Kim Maynard v. City & Charles Kimbel Vickers
9. Leroy Hammond v. City
10. Ybarra v. City & Midnight Rodeo & Gannaway
11. Heritage Parks Community Association v. City & taxing entities
12. Allied Steel v. City, et al
13. Creel v. City
14. City Water Permit Applications
15. Lone Star Gas Gate Rate
16. Southwestern Bell Rate Case
17. 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 or litigation issues arise as to the posted subject matter of this City Council Meeting, an executive session will be held.

HC 7/23/92

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**PRE-COUNCIL WORK SESSION, THURSDAY
August 27, 1992, 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 August 27, 1992, 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, Ray Ferguson, 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., City Secretary Jo Moore, Assistant to the City Manager Debra Guerra, and various members of the City staff.

James Condry, Assistant Director of Planning & Development Services for Public Works, gave a presentation to the Council on the Tree Limb recycling program. Council briefly discussed various consent and regular agenda items, and there being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING
August 27, 1992, 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 August 27, 1992, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilman Ray Ferguson.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held August 13, 1992, Councilwoman Ray moved to approve the minutes as printed. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

Councilman Grable moved to approve consent agenda items 5a, 5b, and 6a as recommended by the staff. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

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5. **Ordinances & Resolutions:**

- a. Resolution approving Sanitary sewer waiver request for subdivision out of G. W. Pentecost Survey #67.

The Resolution is numbered 40-1992 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 1, WOLF ACRES OUT OF G. W. PENTECOST SURVEY NO. 67, ABILENE, JONES COUNTY, TEXAS, LOCATED AT 9509 EAST LAKE ROAD, ABILENE, JONES COUNTY, TEXAS.

- b. Oral Resolution approving the 9-1-1 Emergency Communication District Revised FY 91/92 and Proposed FY 92/93 Budgets.

6. **Award of Bid:**

- a. Computerized enhancement identification system for Narcotics Division of Police Department, **Proposal #CB-2084**. The proposal was awarded to Special Technologies, Inc., the low responsible bidder, in the amount of \$15,550.00 as recommended by staff.

7. **Ordinances & Resolutions:**

- a. Wayne Herrington, Senior Planner, briefed the Council on an item considered on second and final reading - An Ordinance changing zoning district boundaries - Z-02792- Request from Musgrave, Bixby, Smithwick Trust to rezone from AO (Agricultural Open Space) to RS-6, RM-1, O, LC & GC (Residential Single Family, Residential Multi- Family, Office, Limited Commercial & General Commercial) district, located at Hwy. 277 & Rebecca Lane. The Planning and Zoning Commission and staff recommend approval.

Mayor McCaleb opened a public hearing on the above-mentioned items, and there being no one present and desiring to be heard, the public hearing was closed.

Councilman Ferguson moved to approve the Ordinance to rezone from Agricultural Open Space to Residential Single Family, Residential Multi- Family, Office, Limited Commercial & General Commercial district, at Hwy. 277 & Rebecca Lane as recommended by staff. The motion was seconded by Councilwoman Herrera and the motion carried.

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

NAYS: None.

The Ordinance is numbered 35-1992 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.

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b. Pam Collins, Director of Human Resource Services, briefed the Council on the Health Plan and flexible benefits plan and insurance for Life and Accidental Death and Dismemberment coverages, authorizing the City Manager to sign a contract for Administrative Services, **Proposal #CB-2083**. Ms. Collins publicly thanked Robby Neill, Risk Manager, for his work in reviewing the proposals. Mayor McCaleb thanked Mr. Neill and the representatives from Texas Municipal League.

Councilman Terry moved to approve the Health Plan and flexible benefits plan and insurance for Life and Accidental Death and Dismemberment coverages, and authorize the City Manager to sign contract for Administrative Services as recommended by staff. The motion was seconded by Councilman Grable and the motion carried.

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

NAYS: None.

c. David Wright, Director of Finance, briefed the Council on a Resolution calling a special election authorizing general obligation bonds for certain capital improvements.

Councilman Vasquez stated for the record his appreciation to Mr. Wright in giving a good presentation showing what the citizens want.

Mayor McCaleb recognized the City Librarian and members of the library citizens committee, and stated it is one way of reminding us of how well studies of options meets the future needs of Abilene for this and the other 3 items to be considered at the bond election. Mayor McCaleb noted the following about the bond election:

1. Kind of things requiring major capital expenditures (not normal budgeting items).
2. Extremely appropriate for these opportunities to be presented to citizens for them to state their feelings on how Abilene is to progress.
3. Complete information needs to be available to citizens so all needs are known.

Councilman Grable suggested looking at the lowest denominator for the citizen.

Councilwoman Ray suggested providing adequate information to the citizens.

Councilwoman Herrera moved to adopt the Resolution calling a special election authorizing general obligation bonds for certain capital improvements. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

The Resolution is numbered 41-1992 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE,
TEXAS, CALLING A BOND ELECTION.

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Mayor McCaleb recessed the Council into executive session pursuant to Sections 2e, 2f and 2g of the Open Meetings Act, and to seek, the advice of the City Attorney with respect to pending and contemplated litigation, purchase and exchange of real property, and to consider the appointment and evaluation of public officers.

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

8. Other Business

c. Councilman Vasquez moved to authorize acquisition of real property in the Abilene Reinvestment Zone #1 for parking and other public purposes as recommended in the Downtown Redevelopment Plan. The motion was seconded by Councilman Grable and the motion carried.

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


NAYS: None.

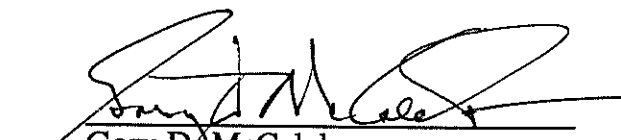
ABSTAIN: Councilman Ferguson, due to the fact that parties involved are clients of his employer.

The land descriptions are as follows:

1. Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, Block 72, Original Town, City of Abilene, Taylor County, Texas; more commonly known as 534 Cypress Street and adjacent parking lots - **Price: \$420,000.00.**
2. Lots 10 and 11, Block 7, Original Town, City of Abilene, Taylor County, Texas; 500 block of Cypress Street - **Price: \$72,000.00.**
3. North 10' of Lot 6 and South 45' of Lot 7 of the George L. Paxton Survey #148, Block 148, Original Town, City of Abilene, Taylor County, Texas; more commonly known as 773 Cypress Street - **Price: \$26,000.00.**

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


Jo Moore
City Secretary


Gary D. McCaleb
Mayor