

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, **September 24, 1992**, at 8:30 a.m. to consider the following:

1. Capital Improvements Program Update.
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, **September 24, 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 Paul R. Vasquez.
3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meeting held September 10, 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. Oral Resolution approving lease with Federal Government for lease space in the control tower at Abilene Regional Airport for National Oceanic and Atmospheric Administration (Weather Bureau).
 - b. Oral Resolution approving management contract between City and Abilene Improvement Corporation, authorizing City Manager to execute said contract on behalf of the City.
 - c. Consider on second and final reading - An Ordinance approving various benefit changes to the Texas Municipal Retirement System.
 - d. Resolution approving FY 1993-1995 Transportation Improvement Program and FY 1993 Unified Planning Work Program for Abilene Urban Transportation study.
 - e. Resolution certifying to Texas Department of Transportation right-of-way acquired for FM Highway 3522 from FM Highway 1082 east to County Road 298 secured in compliance with Title III Requirements.
 - f. Oral Resolution authorizing Mayor to execute two recreation leases with Abilene Gun Club, Inc.

- g. Oral Resolution authorizing Mayor to execute revised Health District Agreement, waiving non-resident fees for health services applied to Taylor County residents outside city limits.

6. **Award of Bid:**

- a. Telecommunications equipment, **Proposal #CB-2085.**
- b. Renovation of Hangar #4 at Abilene Regional Airport, **Bid #CB-2068.**
- c. Ballfield lighting at Lake Kirby Park, **Bid #CB-2086.**
- d. Truck mounted sewer cleaning and vacuum machine, **Bid #CB-2071.**

REGULAR AGENDA

7. **Ordinances & Resolutions:**

- a. **APPEALED ITEM:**
Public Hearing: Consider on second and final reading - An Ordinance changing zoning district boundaries - **Z-02992** - Request from Charles P. Hendrix, agent Chris Carnohan, to rezone from RS-6 (Residential Single Family) to LC (Limited Commercial) district located at 1257 Ross.
- b. **Public Hearing:** Consider on second and final reading - An Ordinance amending Chapter 32, "Utilities" by amending certain sections; approval of **Resolution** in support of the Pretreatment program for the City of Abilene.
- c. **Public Hearing:** Consider on second and final reading - An Ordinance for thoroughfare closure - **TC-03092** - Request from Hardin-Simmons University, agent, Tittle, Luther Partnership, for a thoroughfare abandonment on Dillingham St. from the west ROW line of Grape St. to the east ROW line of Clinton St. and Beech St. from the north ROW line of Vogel Ave. north for a distance of 545.51 feet.
- d. **Public Hearing:** Consider on second and final reading - An Ordinance for thoroughfare closure - **TC-03292** - Request from Raymond Thomason, Jr., agent John Beall for thoroughfare abandonment of 2,466 sq. ft. out of the south end of Lakeshore Dr.
- e. **Public Hearing:** Consider on second and final reading - An Ordinance for thoroughfare closure - **TC-03392** - Request from Kevin K. Nunnick & Associates, agent Eddie Chase for thoroughfare abandonment of a 20' east-west alley between S. Treadaway and Vine Sts.
- f. **Public Hearing:** Oral Resolution considering application from Rural/Metro Corp. of Abilene for Ambulance Service License of Public Convenience and Necessity.

8. **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

00151

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 18 day of September, 1992, at 5 (a.m./p.m.)


CITY SECRETARY

(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
September 24, 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 September 24, 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, Bill Terry, Ray Ferguson, 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.

David Wright, Finance Director, updated the Council on the Capital Improvements Program. Council briefly discussed various consent and regular agenda items. City Manager Jim Blagg stated appreciation to County Judge Lee Hamilton for his work on Item 5g, Health District Agreement. Judge Hamilton recommended removing the proper names from page 3, Section I, General Provisions, paragraph G; changing page 8, Section VI, Abilene-Taylor County Public Health Advisory Board paragraph B, Composition of the Board, sentence 2 to read "One member of the Taylor County Commissioner's Court appointed by said Court and one member of the City Council appointed by the City Council and sentence 4 to read 4. Two laymen, at least one a representative of the food industry one named by the County and one by the City" on Item 5g, Health District Agreement. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING
September 24, 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 September 24, 1992, at 9:00 a.m. in the Council Chambers of City Hall.

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 September 10, 1992, Councilman Grable 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, Terry, Ferguson, Councilwoman Herrera and Mayor McCaleb.

NAYS: None.

Mayor McCaleb presented a Proclamation for September 20-26 as Adult Day Care Week.

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Councilman Ferguson moved to approve consent agenda items 5a, 5b, 5d through 5g, and 6a through 6d, as recommended by the staff, with changes to item 5g as discussed in pre-Council session. Item 5c was removed from Consent Agenda to be considered on Regular Agenda at the request of Councilman Ferguson. The motion was seconded by Councilwoman Ray and the motion carried.

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

NAYS: None.

5. Ordinances & Resolutions:

- a. Oral Resolution approving lease with Federal Government for lease space in the control tower at Abilene Regional Airport for National Oceanic and Atmospheric Administration (Weather Bureau).
- b. Oral Resolution approving management contract between City and Abilene Improvement Corporation, authorizing City Manager to execute said contract on behalf of the City.
- c. Removed from Consent Agenda to be considered on Regular Agenda.
- d. Resolution approving FY 1993-1995 Transportation Improvement Program and FY 1993 Unified Planning Work Program for Abilene Urban Transportation study.

The Resolution is numbered 45-1992 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING THE FY 1993 UNIFIED PLANNING WORK PROGRAM AND FY 1993-1995 TRANSPORTATION IMPROVEMENT PROGRAM FOR TRANSPORTATION PLANNING.

- e. Resolution certifying to Texas Department of Transportation right-of-way acquired for FM Highway 3522 from FM Highway 1082 east to County Road 298 secured in compliance with Title III Requirements.

The Resolution is numbered 46-1992 and contains no caption.

- f. Oral Resolution authorizing Mayor to execute two recreational leases with Abilene Gun Club, Inc.
- g. Oral Resolution authorizing Mayor to execute revised Health District Agreement with changes as discussed in the pre-Council session, waiving non-resident fees for health services applied to Taylor County residents outside city limits.

6. Award of Bid:

- a. Telecommunications equipment, **Proposal #CB-2085**. The City Council authorized the City Manager to execute contract documents with Southwestern Bell in the amount of \$24,629.00, the most advantageous approach for the City, as recommended by staff.
- b. Renovation of Hangar #4 at Abilene Regional Airport, **Bid #CB-2068**. The bid was awarded to Stone Construction Company of Abilene together with Alternate #1 for a net cost of \$475,621 as recommended by staff.
- c. Ballfield lighting at Lake Kirby Park, **Bid #CB-2086**. The bid was awarded to Birdsong Products of Arlington, in the amount of \$29,694.00 as recommended by staff.
- d. Truck mounted sewer cleaning and vacuum machine, **Bid #CB-2071**. The bid was awarded to Underground, Inc. the low responsible bidder, for their base bid in the amount of \$151,908.00 as recommended by staff.

7. Ordinances & Resolutions:

a. Mindy Manson, Assistant Director of Planning and Development Services for Planning, briefed the Council on an appealed Ordinance considered on second and final reading changing zoning district boundaries - **Z-02992** - Request from Charles P. Hendrix, agent Chris Carnohan, to rezone from RS-6 (Residential Single Family) to LC (Limited Commercial) district located at 1257 Ross. The Planning and Zoning Commission and staff recommend denial.

Mayor McCaleb opened a public hearing on the above-mentioned item, and the following individuals spoke in response to the item:

- . Chris Carnohan, agent for the proponent, is for the request.
- . Gary Brown, 1325 Grand, stated his opposition because it is a business and feels it is incompatible with the residential area.
- . Jerry Aldridge, 1265 Ross, stated his opposition because he feels it would commercialize the neighborhood by setting a precedent.
- . Celia Jones, 1302 Grand Avenue, stated a residential area should not be used for commercial activities. She is opposed.
- . Carl Abraham, 1226 Grand, stated when he purchased his home, he found it was zoned against commercial. He is opposed.

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

Councilwoman Ray moved to deny the request to rezone from Residential Single Family to Limited Commercial district located at 1257 Ross. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

The request was **DENIED**.

b. Dwayne Hargesheimer, Director of Water Utilities, briefed the Council on an Ordinance considered on second and final reading amending Chapter 32, "Utilities" by amending certain sections; and approval of a **Resolution** in support of the Pretreatment program for the City of Abilene.

Mayor McCaleb opened a public hearing on the above-mentioned item, and the following individual spoke in response to the request:

- . Debbie Lockley, employee of Dyess Air Force Base, complimented staff on keeping up with EPA rules. Ms. Lockley stated Dyess wanted to be sure they fulfilled their responsibility to provide information needed under their current and/or future permits.

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

Mayor McCaleb noted that with EPA requirements, City Council has no choice but to adopt the Ordinance and Resolution.

Councilman Terry moved to approve the Ordinance amending Chapter 32, "Utilities" by amending certain sections; and **Resolution** in support of the Pretreatment program for the City of Abilene. The motion was seconded by Councilman Grable and the motion carried.

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

NAYS: None.

The Ordinance is numbered **36-1992** and is captioned as follows:

AN ORDINANCE AMENDING CHAPTER 32, "UTILITIES" BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW, PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

The Resolution is numbered **47-1992** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, ANNOUNCING ITS SUPPORT OF THE PRETREATMENT PROGRAM FOR THE CITY OF ABILENE.

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c. Mindy Manson, Assistant Director of Planning and Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading for thoroughfare closure - **TC-03092** - Request from Hardin-Simmons University, agent, Tittle, Luther Partnership, for a thoroughfare abandonment on Dillingham St. from the west ROW line of Grape St. to the east ROW line of Clinton St. and Beech St. from the north ROW line of Vogel Ave. north for a distance of 545.51 feet. The Planning and Zoning Commission recommends approval; staff recommends approval with the condition that utility and drainage easements be maintained for the entire length and width of the thoroughfares.

Mayor McCaleb opened a public hearing on the above-mentioned item, and the following individuals spoke in favor of the request:

- . Don Bridges, Elm Valley, HSU Employee, spoke to activities taking place on HSU grounds, stating expansion is desperately needed.
- . Merlin Morrow, Director of Athletics at HSU stated HSU always has enhanced the area when changes have been made.
- . James Tittle, 2025 Oldham Lane, representing HSU, spoke to the necessity of the request.

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

Councilman Ferguson moved to approve the Ordinance for a thoroughfare abandonment on Dillingham St. from the west ROW line of Grape St. to the east ROW line of Clinton St. and Beech St. from the north ROW line of Vogel Ave. north for a distance of 545.51 feet subject to the above-mentioned conditions, as recommended by staff. The motion was seconded by Councilman Grable and the motion carried.

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

NAYS: None.

The Ordinance is numbered 37-1992 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.

d. Mindy Manson, Assistant Director of Planning and Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading for thoroughfare closure - **TC-03292** - Request from Raymond Thomason, Jr., agent John Beall for thoroughfare abandonment of 2,466 sq. ft. out of the south end of Lakeshore Dr. The Planning and Zoning Commission recommends approval; staff recommends approval with the condition that utilities be relocated at owner's expense and the area being retained as a drainage easement until an alternative drainage plan is submitted and approved.

00158

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

- . David Todd, 2500 S. Willis, engineer for the project, stated the owner agrees to the conditions.

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

Councilwoman Ray moved to approve the Ordinance for thoroughfare abandonment of 2,466 sq. ft. out of the south end of Lakeshore Dr. subject to the above-mentioned conditions, as recommended by staff. The motion was seconded by Councilman Terry and the motion carried.

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

NAYS: None.

The Ordinance is numbered 38-1992 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.

e. Mindy Manson, Assistant Director of Planning & Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading - An Ordinance for thoroughfare closure - TC-03392 - Request from Kevin K. Nunnick & Associates, agent Eddie Chase for thoroughfare abandonment of a 20' east-west alley between S. Treadaway and Vine Sts. The Planning and Zoning Commission and staff recommend approval.

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

- . Eddie Chase, agent for the proponent.

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

Councilman Ferguson moved to approve the Ordinance for thoroughfare abandonment of a 20' east-west alley between S. Treadaway and Vine Sts. as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

The Ordinance is numbered 39-1992 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.

f. Roy McDaniel, Assistant City Manager, briefed the Council regarding an Oral Resolution considering application from Rural/Metro Corp. of Abilene for Ambulance Service License of Public Convenience and Necessity. Staff recommends approval.

Mayor McCaleb opened a public hearing on the above-mentioned item, and the following individuals spoke in response to the request:

- . James Boline, Senior Vice President of Rural/Metro Corp., gave an overview of the company and responded to Mr. Bagley's comments.
- . Richard Cox, owner of Abilene Emergency Medical Services stated rates have been low for some time; citizens will have equal or better service.
- . Joseph Bagley, 6550 Butterfield Trail, stated he is familiar with American Medical Transport, wants to make citizens aware of possible prices they may be faced with; in Waco the same company has higher prices.
- . Tommy Simons, Tuscola, concerned about costs to businesses (race track), wants to review and see if competition might help.
- . Cary Craig, an employee of Victor Hudman, read a statement by Victor Hudman (President of Western Medi-Trans), stating Mr. Hudman's opinion of the way the City handled his request for a permit and also accused the City of violating the City Code.

Mayor McCaleb asked if there was any change of service.

Roy McDaniel, Assistant City Manager, stated the contract is transferrable; the license is not. There is no change at this time, but Rural/Metro have indicated in the future they will possibly want to meet on contract changes.

Councilman Vasquez questioned what kind of increase in rates the city would be looking at.

Mr. Bolin stated Rural/Metro has no plans to raise rates at this time. They have talked to Mr. McDaniel about possibly lowering the City's subsidy in exchange for modification to patient rates, but not knowing the Council's feelings on this issue, no decisions have been made.

City Manager Jim Blagg stated this is not an exclusive license; anyone can make application if they qualify. He stated if Mr. Hudman felt the City had violated the City Code he should hire an attorney and handle it through the appropriate courts. His permit was approved and Mr. Hudman has failed to submit the proper documentation required under that permit.

City Attorney Harvey Cargill stated he was astonished. Mr. Hudman was granted a transfer permit but refused to accept it and has on occasion violated the City Ordinance.

Mayor McCaleb requested the City Manager and City Attorney to follow up on all of Mr. Hudman's comments since they have been made in public and in some cases are not consistent with actual fact or with the records being documented. He stated every case would be followed through.

Mr. Cargill stated the rate changes have to be approved by City Council.

Mayor McCaleb stated the issue is becoming increasingly complicated with the advancement of technology comes an increase in cost. It is important to continue to provide quality level of ambulance service; level of quality and revenue mix fees with subsidy must be reviewed.

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

Following a lengthy discussion, Councilman Grable moved to approve by Oral Resolution the application from Rural/Metro Corp. of Abilene for Ambulance Service License of Public Convenience and Necessity, as recommended by staff. The motion was seconded by Councilwoman Herrera and the motion carried.

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

NAYS: None.

ABSTAIN: Councilman Ferguson.

5c. Roy McDaniel, Assistant City Manager, and Pam Collins, Director of Administrative Services, briefed the Council on an Ordinance considered on second and final reading approving various benefit changes to the Texas Municipal Retirement System.

Following a lengthy discussion among Council and staff primarily concerning the impact on future budgets and the effect on the people involved, Councilman Ferguson moved to table the item until the next meeting pending further information. The motion was seconded by Councilwoman Ray.

AYES: Councilwoman Ray, Councilman Ferguson, and Mayor McCaleb.

NAYS: Councilmen Vasquez, Grable, Terry, and Councilwoman Herrera.

The motion **FAILED**.

After further discussion among Council and staff, Councilman Grable moved to approve the Ordinance on second and final reading approving various benefit changes to the Texas Municipal Retirement System as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried. The Council stated appreciation for all the input received.

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

NAYS: None.

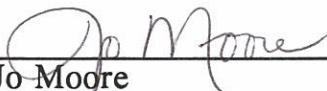
The Ordinance is numbered 40-1992 and is captioned as follows:

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; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY; TO INCREASE THE RATE OF DEPOSITS TO THE TEXAS MUNICIPAL RETIREMENT SYSTEM BY THE EMPLOYEES OF THE CITY OF ABILENE; AND ESTABLISHING AN EFFECTIVE DATE FOR SUCH ACTIONS.

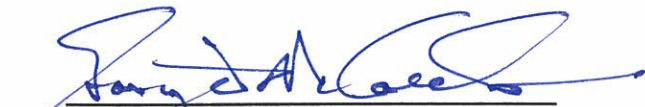
Mayor McCaleb recessed the Council into executive session pursuant to Sections 2e and 2g of the Open Meetings Act, and to seek the advice of the City Attorney with respect to pending and contemplated litigation and to consider the appointment and evaluation of public officers.

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

There being no further business, the meeting was adjourned at 11:20 a.m.



Jo Moore
City Secretary



Gary D. McCaleb
Mayor