

**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 25, 1993**, at 8:30 a.m. to consider the following:

1. Economic Development Strategic Plan 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, **March 25, 1993**, 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 Jack Grable.
3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meeting held March 11, 1993.
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 and Resolutions:**

- H. Cargill* a. Resolution appointing Election Officials for May 1, 1993 Joint General Election, and fixing their rate of compensation; Oral Resolution ratifying and approving proclamation change.
- K. Merchant* b. Resolution approving application for renewal of Cooper High School Criminal Justice Education Grant.
- J. Condry* c. Consider on second and final reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-285, Increased Speed Limits; 18-293, Parking Prohibited At All Times; and 18-297, Stopping, Standing and Parking Prohibited - 7:30 a.m. to 8:30 a.m. and 2:00 p.m. to 4:00 p.m. on school days.
- Hargesheimer* d. Resolution authorizing Mayor to execute water supply contract with City of Baird.

**6. Award of Bid:**

- J. Condry* a. Traffic Signal Project at E. N. 10th St. & Judge Ely Blvd. and Industrial Blvd. & Sayles Blvd., **Bid #CB3032.**
- M. Hall* b. Renovation of Minter Park Waterfall, **Bid #CB3029.**
- M. Hall* c. Martin Luther King, Jr. Bridge project, **Bid #CB** .
- M. Morrison* d. Paving at Hangar #4, Abilene Regional Airport, **Bid #CB3031. 00058**

## REGULAR AGENDA

### 7. **Ordinances and Resolutions:**

- M. Manson* a. **Public Hearing: Consider on second and final reading** - An Ordinance changing zoning district boundaries - **Z-00993** - Request from Bruce Bixby & Kenneth Musgrave to rezone from SC (Shopping Center) to GC (General Commercial) district located at 125 Sayles & 2021 S. 1st.
- M. Manson* b. **Public Hearing: Consider on second and final reading** - An Ordinance changing street name - **SNC-01193** -Request from City of Abilene for a street name change from General Dynamics Way to Lockheed Way.
- M. Manson* c. **Public Hearing: Consider on second and final reading** - An Ordinance changing zoning district boundaries - **Z-01293** - Request from Texas Coffin Co. Liquidation Trust; agent, Ray Scott, to rezone from RS-6 (Residential Single Family) to HC (Heavy Commercial) district located at 249-301 E. S. 11th St.
- M. Manson* d. **Public Hearing: Consider on second and final reading** - An Ordinance changing zoning district boundaries - **Z-01393** - Request from Fairway Oaks Plaza, Inc.; agent, Wylie United Methodist Church, to amend a PDD (Planned Development District) ordinance to allow church use, located at 3130 Antilley Road.
- R. McDaniel* e. Oral Resolution approving rate increase for American Medical Transport for ambulance services.

### 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

## 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 19 day of March 1993, at 5:00 p.m.

  
CITY SECRETARY

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(Personnel)

City Council may consider appointment, employment, reassignment, duties, discipline, or dismissal of public officer or employee, City Manager, City Attorney, Municipal Court Judge, City Secretary, and City Board and Commission Members. A complete list of City Boards and Commissions are on file in the City Secretary's Office. After discussion of appointment and evaluation of Council Appointees and 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. Tutt v. City & William L. Hood
2. DeHoyos v. City
3. Kim Maynard v. City & Charles Kimbel Vickers
4. Leroy Hammond v. City
5. Ronquello v. City
6. Hines v. City
7. City v. Russell Jones
8. City v. Riley
9. Heritage Parks Community Association v. City & taxing entities
10. Allied Steel v. City, et al
11. Creel v. City
12. City Water Permit Applications
13. Lone Star Gas Gate Rate
14. Southwestern Bell Rate Case
15. 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 11/13/92

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**PRE-COUNCIL WORK SESSION, THURSDAY  
March 25, 1993, 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 25, 1993, 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, Assistant to the City Manager Debra Guerra, City Secretary Jo Moore, and various members of the City staff.

Mike Morrison, Director of Economic Development, gave a presentation of the Economic Development Strategic Plan. The 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  
March 25, 1993, 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 25, 1993, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilman Jack Grable.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held March 11, 1993, Councilman Terry moved to approve the minutes as printed. 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.

Mayor McCaleb presented the following proclamations:

April as National Lawn Care month;  
March 30, 1993 as Doctors' Day;  
Stay In School/Stay Off Drugs Week;  
April as Southwestern Bell Telephone Director Recycling Month; and  
Abilene Sunburn Grand Prix Week.

Councilman Vasquez moved to approve consent agenda items 5a through 5d, and 6a through 6d as recommended by the 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.

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**5. Ordinances and Resolutions:**

- a. Resolution appointing Election Officials for May 1, 1993 Joint General Election, and fixing their rate of compensation; Oral Resolution ratifying and approving proclamation change.

The Resolution is numbered 13-1993 and is captioned as follows:

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

- b. Resolution approving application for renewal of Cooper High School Criminal Justice Education Grant.

The Resolution is numbered 14-1993 and is captioned as follows:

A RESOLUTION PROVIDING FOR APPROVAL FOR GRANT FUNDS FROM THE CRIMINAL JUSTICE DIVISION OF THE OFFICE OF THE GOVERNOR OF THE STATE OF TEXAS.

- c. Approval of second and final reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-285, Increased Speed Limits; 18-293, Parking Prohibited At All Times; and 18-297, Stopping, Standing and Parking Prohibited - 7:30 a.m. to 8:30 a.m. and 2:00 p.m. to 4:00 p.m. on school days.

The Ordinance is numbered 15-1993 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.

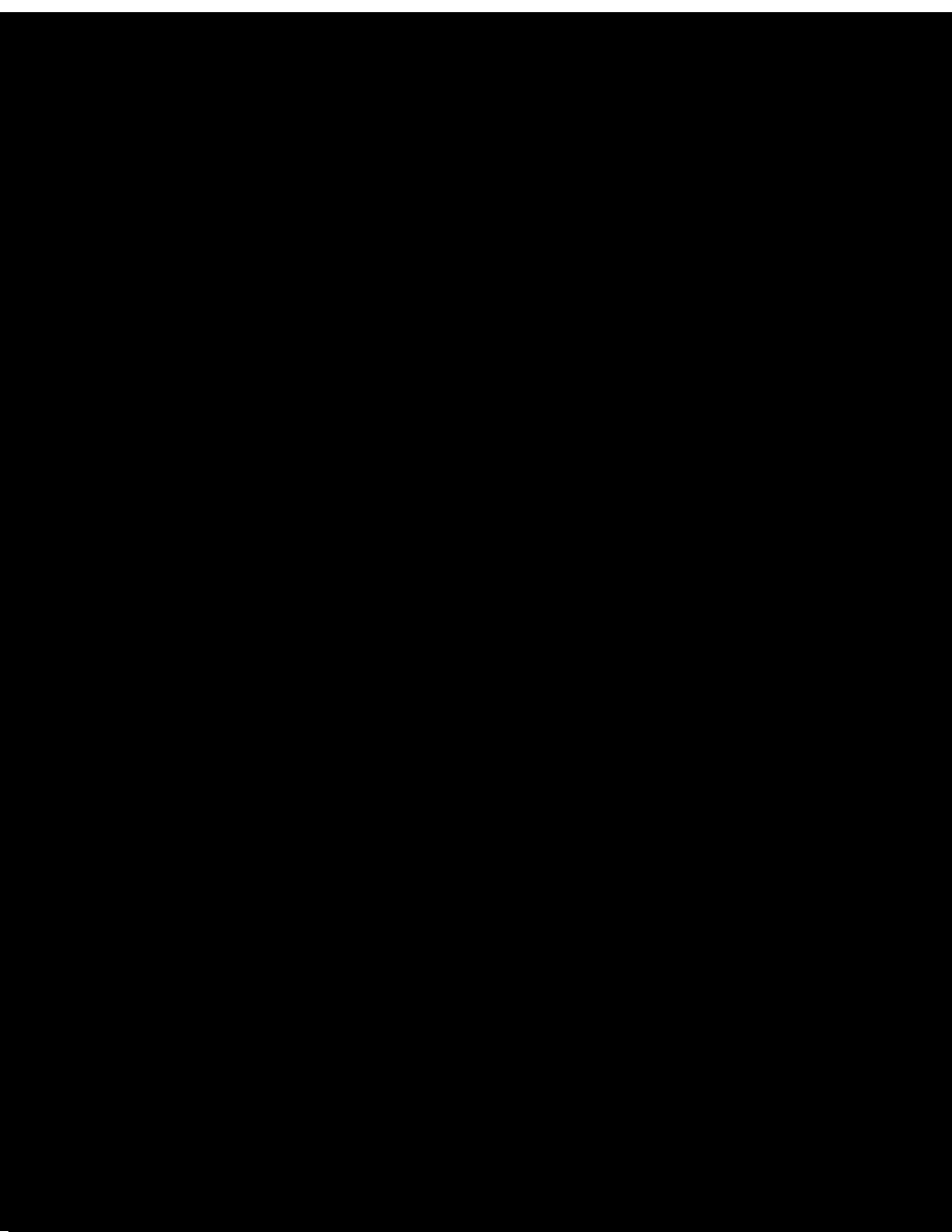
- d. Resolution authorizing Mayor to execute water supply contract with City of Baird.

The Resolution is numbered 15-1993 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A WATER PURCHASE CONTRACT BETWEEN THE CITY OF ABILENE, TEXAS, AND THE CITY OF BAIRD, TEXAS.

**6. Award of Bid:**

- a. Traffic Signal Project at E. N. 10th St. & Judge Ely Blvd. and Industrial Blvd. & Sayles Blvd., Bid #CB3032. The bid was awarded to Roy Willis Electric Company, Inc., for the unit prices bid, with an estimated project amount of \$93,085.51 as recommended by staff.



Councilwoman Ray moved to approve the Ordinance changing the name of General Dynamics Way to Lockheed Way, as recommended by staff. The motion was seconded by Councilman Ferguson and the motion carried.

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

Nays: None.

The Ordinance is numbered 17-1993 and is captioned as follows:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF GENERAL DYNAMICS WAY TO LOCKHEED WAY.**

c. Mindy Manson, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading changing zoning district boundaries - **Z-01293** - Request from Texas Coffin Co. Liquidation Trust; agent, Ray Scott, to rezone from RS-6 (Residential Single Family) to HC (Heavy Commercial) district located at 249-301 E. S. 11th St. 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:

Ray Scott, agent for the proponent.

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

Councilman Terry moved to approve the Ordinance changing zoning district boundaries to rezone from Residential Single Family Heavy Commercial district located at 249-301 E. S. 11th St., as recommended. 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 18-1993 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.**

d. Mindy Manson, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading changing zoning district boundaries - **Z-01393** - Request from Fairway Oaks Plaza, Inc.; agent, Wylie United Methodist Church, to amend a PDD (Planned Development District) ordinance to allow church use, located at 3130 Antilley Road. Staff recommends approval; the Planning and Zoning Commission recommends approval with the conditions that there be no ingress or egress onto Glen Abbey, and that the property be screened.

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

- . Dave Odom, 4725 Meadow Drive, Wylie United Methodist Church pastor.
- . Bob Benham, 18 Augusta, manager of Fairway Plaza building.

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

Councilman Grable moved to approve the Ordinance to amend a Planned Development District ordinance to allow church use at 3130 Antilley Road as recommended by staff, with the conditions that there be no ingress or egress onto Glen Abbey as recommended by the Planning and Zoning Commission, and that screening would be required. 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 19-1993 and is captioned as follows:

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, AND ORDINANCE NO. 1045 CONCERNING THE FAIRWAYS PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

e. Roy McDaniel, Assistant City Manager, informed the Council the additional information they had requested at the February 25, 1993 Council meeting on the rate increase for Abilene Medical Transport (AMT) had been compiled and that the Council has that information.

Mr. McDaniel stated that Councilman Ferguson had been negotiating with AMT and that he had a recommendation to present to the Council. Mr. Ferguson presented the following recommendation:

Set the base rate for the advanced level service (ALS) at \$195.00.  
Basic Rate (BLS) \$145.00 per trip.  
Mileage \$3.75 per mile.  
City subsidy at \$75,000.

Mr. Ferguson stated he feels these rates accomplish the following goals:

1. Maximizes the medicare of other third party payers for this service.
2. Compensates AMT for the enhancements to the quality of service they have made.
3. Significantly reduces the City subsidy and provides a fair return to AMT on their investment.




Following discussion among staff and Council, Councilman Ferguson moved to accept the three fee schedules and reduction in the City's subsidy for AMT for ambulance services and that the schedule amounts be posted for the next Council meeting in which there would be a public hearing. Mayor McCaleb stated the rate is established and that rate will be presented at the public hearing at the April 8, 1993 City Council meeting. 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.

Mayor McCaleb recessed the Council to view the Sunburn Grand Prix sports cars on display in the parking lot, followed by 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 and reported no action taken. There being no further business, the meeting was adjourned at 10:55 a.m.

  
Jo Moore  
City Secretary

  
Gary D. McCaleb  
Mayor