

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 24, 1993**, at 8:30 a.m. to consider the following:

1. Finance Department Strategic Plan
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, **June 24, 1993**, at 9:00 a.m.

CITY COUNCIL: Mayor Gary D. McCaleb; Council - Paul R. Vasquez, Betty Ray, Jimmy McNeil, Russell Berry, Ray Ferguson and Liz Herrera.

1. **Call to Order.**
2. **INVOCATION:** Councilwoman Liz Herrera.
3. **Approval of Minutes:** City Council Pre-Council Session and Regular City Council Meeting held June 10, 1993.
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:

- | | | |
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| <i>J. Condry</i> | a. | Resolution authorizing filing of applications for FTA capital, operating and planning assistance grants. |
| <i>M. Morrison</i> | b. | Oral Resolution approving annual Overall Economic Development Program update. |
| <i>B. Fowler</i> | c. | Resolution setting license fees for swimming pool contractors. |

7. Award of Bid:

- | | | |
|-------------------|----|---|
| <i>P. Collins</i> | a. | Phase III Purchase of City Radios, Bid #CB1050. |
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REGULAR AGENDA

8. Ordinances & Resolutions:

M. Manson a. **APPEALED ITEM:**

Public Hearing: Consider on second and final reading - An Ordinance changing zoning district boundaries - **Z-02193** - Request from Four Seasons Car Wash; agent, agent Ron Ingram, to amend PDD #35 (Planned Development District) ordinance to revise specifications pertaining to Signs and Driveways, located in the 2300 block of S. 27th Street.

9. Public Appearance:

Roma Frye to give presentation on Multicultural Festival.

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

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 June, 1993, at 5:00 p.m.


CITY SECRETARY

(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. Leroy Hammond v. City
4. Ronquillo v. City
5. City v. Russell Jones
6. Riley v. City
7. J. D. Hancock & Ruth Schmidt v. City
8. John Pare v. City
9. City Water Permit Applications
10. Lone Star Gas Gate Rat
11. Southwestern Bell Rate Case
12. 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 06/14/93

**PRE-COUNCIL WORK SESSION, THURSDAY
June 24, 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 June 24, 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 Jimmy McNeil, Ray Ferguson, Russell Berry, 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.

David Wright, Director of Finance, presented the Finance Department Strategic Plan. The Council briefly discussed various consent and regular agenda items, and there being no further discussion, the meeting was recessed to the City Council Chambers until 9:00 a.m. for the regular Council meeting.

**REGULAR CITY COUNCIL MEETING
June 24, 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 June 24, 1993, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilwoman Liz Herrera.

A correction on page 3-3 of the June 10, 1993 minutes deleting Councilman Ferguson's name was noted. There being no further corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held June 10, 1993, Councilman Berry moved to approve the minutes with the aforementioned correction. The motion was seconded by Councilman Vasquez and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen McNeil, Ferguson, Berry, Councilwoman Herrera, and Mayor McCaleb.

NAYS: None.

Mayor McCaleb recognized and welcomed a summer Government Class which was in attendance.

Kelly Beard, Chair of the Employee Committee, assisted Mayor McCaleb in the presentation of bracelets and awarding of scholarships from the Employee Scholarship Fund to this year's recipients, Shanna Lee Hampton, Jennifer A. Randall, and Lori Ann Vandiver.

Councilwoman Herrera moved to approve consent agenda items 6a through 6c and 7a, as recommended by the staff. The motion was seconded by Councilman Vasquez and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen McNeil, Ferguson, Berry, Councilwoman Herrera, and Mayor McCaleb.

NAYS: None.

6. Ordinances & Resolutions:

- a. Resolution authorizing filing of applications for FTA capital, operating and planning assistance grants.

The Resolution is numbered 25-1993 and is captioned as follows:

A RESOLUTION OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE FILING OF APPLICATIONS WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR GRANTS UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.

- b. Oral Resolution approving annual Overall Economic Development Program update for 1993.
- c. Resolution setting license fees for swimming pool contractors.

The Resolution is numbered 26-1993 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING A FEE SCHEDULE FOR CERTAIN SWIMMING POOL AND SPA PERMITS AND CONTRACTOR'S LICENSE FEES, AND ESTABLISHING AN EFFECTIVE DATE.

7. Award of Bid:

- a. Phase III Purchase of City Radios, **Bid #CB1050**. The bid was awarded to Motorola C & E, Inc. in accordance with the current contract agreement, as recommended by staff.

8. 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-02193** - Request from Four Seasons Car Wash; agent, Ron Ingram, to amend PDD #35 (Planned Development District) ordinance to revise specifications pertaining to Signs and Driveways, located in the 2300 block of S. 27th Street. The Planning and Zoning Commission recommends disapproval, staff recommends approval with the stipulation that the driveway be at least 100 feet from Buffalo Gap Road.

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

00131

FOR

- . Ron Ingram, proponent.
- . Ron Adkins, whose mother resides at 2501 S. 25th.

AGAINST

- . Glen Tarrant, 2349 S. 27th, is concerned with so many people changing their minds so quickly; Planned Development District is supposed to protect zoning.
- . Edith Tartt, 2709 Ross, stated current amendments being requested are in violation of the Planned Development District agreement. The sign would be a detriment and unsightly.
- . Rusty Beard, 1901 River Oaks, an attorney representing some of those opposing the request. The area is only zoned Planned Development District to protect the neighborhood. Mr. Beard's clients feel the curb cut should be 125' to 150' from the corner and that increasing the number of signs allowed in the area will lessen the value of the adjoining property.

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

Councilman Vasquez moved to approve the Ordinance changing zoning district boundaries to amend Planned Development District #35 to revise specifications pertaining to Signs and Driveways in the 2300 block of S. 27th Street with the condition that the driveway be cut 100' from the curb on Buffalo Gap Road. The motion was seconded by Councilwoman Herrera and the motion carried.

AYES: Councilman Vasquez, Councilwoman Ray, Councilmen McNeil, Berry, Ferguson, Councilwoman Herrera.

Nays: Mayor McCaleb.

The Ordinance is numbered 32-1993 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. 68-1985 CONCERNING THE OVERPLACE PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

9. Public Appearance:

Roma Frye, spokesperson for the Multicultural Festival Committee, briefed the Council on the July 3, 1993 Festival and invited the Mayor and Council to a press conference outside the City Council Chambers where samples of ethnic food and a display of costumes and artifacts were featured.

Mayor McCaleb recessed the Council to the Multicultural display and press conference, after which the Mayor stated the Council would go 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.

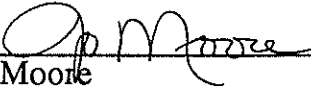
10. **Other Business**

Councilman McNeil moved to appoint Paul Matta to fill the unexpired of A. V. Perez, expiring 5/94, Camille Parrish, and Rev Charles Maciel; reappoint Hope Hendrix, Jan Eastland, and Rick Arnic to the Human Relations Committee, terms expiring 5/96; to appoint Betty Ray to the West Central Texas Council of Governments Executive Committee and Board of Directors to replace Jack Grable; and to extend all other expiring board terms through July. The motion was seconded by Councilman Berry and the motion carried.

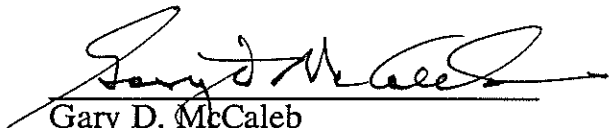
AYES: Councilman Vasquez, Councilwoman Ray, Councilmen McNeil, Berry, Ferguson, Councilwoman Herrera, and Mayor McCaleb.

Nays: None.

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



Jo Moore
City Secretary



Gary D. McCaleb
Mayor