

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 11, 1993**, at 8:30 a.m. to consider the following:

1. Discuss FY 1993-94 Plan of Action.
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, **November 11, 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:** Councilman Ray Ferguson.
 3. **Approval of Minutes:** Pre-Council Session and Regular City Council Meeting held October 28, 1993.
 4. **Awards:**
Employee Service Awards
35 Years Deloss Edwards Chief
 Fire Department
- Employee of the Month**
5. **Proclamations**

CONSENT AGENDA

All items listed below are considered to be 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 so requests, in which event the item will be removed from the general order of business and considered in its normal sequence.

6. Ordinances and Resolutions:

- M. Manson* a. Consider on first reading - An Ordinance amending zoning Ordinance - **Z-03993** - Request from Faith N. Morley to amend PDD #26 (Planned Development District) concerning building line setback requirements and driveway access, located at Buffalo Gap & Chimney Rock Roads, and set a public hearing for November 18, 1993 at 9:00 am.
- P. Collins* b. Consider on first reading - An Ordinance authorizing 100% Updated Service Credits for employees and 30% Updated Service Credits for retirees of the Texas Municipal Retirement System, effective January 1, 1994.
- D. Wright* c. Consider on second and final reading - An Ordinance amending FY '93 Debt Service budgets.

- J. Condry* d. Oral Resolution amending professional services contract for Abilene Signal System.
- M. Pritchett* e. Resolution certifying compliance with Title III of the Uniform Relocation Assistance and Real Property Policies Act of 1970 relative to acquisition of additional right-of-way for FM 1082.

7. Award of Bid:

- D. Edwards* a. Fire Department pumpers, Bid #CB3075.
- D. Edwards* b. Fire Department training tower, Bid #CB3086.
- Hargesheimer* c. Dechlorination chemical for Wastewater Treatment Plant, Bid #CB3083.

REGULAR AGENDA

8. Public Appearance:

Representative from Abilene Motor Sports, Inc. to report on results of Auto Races and Spectator Event held October 2 & 3 at Abilene Regional Airport.

9. 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.
- c. Election of 1994-95 Board Members for Central Appraisal District of Taylor County.

ADJOURN

NOTICE

Persons with disabilities who would like special assistance or need special accommodations to participate in this meeting should contact City Secretary Jo Moore, 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 5 day of November, 1993, at 5:00 p.m.


CITY SECRETARY

00211

(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. IDS, et al v. City, et al
5. City v. Russell Jones
6. Riley v. City
7. J. D. Hancock & Ruth Schmidt v. City
8. John Pare v. City
9. Ex Parte Rauchle
10. Estes v. Board of Adjustment & City
11. Hickman et al 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 11/03/93

00212

**PRE-COUNCIL WORK SESSION, THURSDAY
November 11, 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 November 11, 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, Russell Berry, 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.

Jim Blagg, City Manager, reviewed with the Council the FY 1993-94 Plan of Action. 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
November 11, 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 November 11, 1993, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Ray Ferguson.

Councilman McNeil moved to approve the minutes of the Pre-Council Session and Regular City Council Meeting held October 28, 1993. 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.

Jo Moore, City Secretary, assisted Mayor McCaleb in the presentation of an **Employee Service Award** to the following individual for his years of service:

35 Years	Deloss Edwards	Chief Fire Department
----------	----------------	--------------------------

Debra Guerra, Assistant to the City Manager, assisted Mayor McCaleb in presenting the November **Employee of the Month** award to Pam Tompkins, Secretary in Human Resources.

00213

Councilman Vasquez moved to approve consent agenda items 6c through 6e and 7a through 7c, and approval of first reading of items 6a and 6b as recommended by the staff. The motion was seconded by Councilman Ferguson and the motion carried.

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

NAYS: None.

6. Ordinances and Resolutions:

- a. Approval of first reading - An Ordinance amending zoning Ordinance - Z-03993 - Request from Faith N. Morley to amend PDD #26 (Planned Development District) concerning building line setback requirements and driveway access, located at Buffalo Gap & Chimney Rock Roads, and set a public hearing for November 18, 1993 at 9:00 am.

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, AND ORDINANCE NO. 103-1984 CONCERNING THE PROFESSIONAL PLAZA PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

- b. Approval of first reading - An Ordinance authorizing 100% Updated Service Credits for employees and 30% Updated Service Credits for retirees of the Texas Municipal Retirement System, effective January 1, 1994.

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; AND ESTABLISHING AN EFFECTIVE DATE FOR SUCH ACTIONS.

- c. Approval of second and final reading - An Ordinance amending FY '93 Debt Service budgets.

The Ordinance is numbered 49-1993 and is captioned as follows:

AN ORDINANCE AMENDING ORDINANCE 36-1993 RELATING TO FISCAL YEAR 1992-93 DEBT SERVICE BUDGETS; APPROPRIATING FUNDS; AND REPEALING ANY ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

- d. Oral Resolution amending professional services contract for Abilene Signal System, setting completion date for 3/7/94 and revising the contract amount to \$58,800.

00214

- e. Resolution certifying compliance with Title III of the Uniform Relocation Assistance and Real Property Policies Act of 1970 relative to acquisition of additional right-of-way for FM 1082.

The Resolution is numbered 47-1993 and contains no caption.

7. **Award of Bid:**

- a. Fire Department pumpers, **Bid #CB3075**. The bid was awarded to Casco Industries for three pumpers and option number four for a total of \$663,336.00, as recommended by staff.
- b. Fire Department training tower, **Bid #CB3086**. The bid was awarded to H & G Construction, including alternates number two and three, in the amount of \$246,250.00 as recommended by staff.
- c. Dechlorination chemical for Wastewater Treatment Plant, **Bid #CB3083**. The bid was awarded to DPC Industries, Inc. of Sweetwater on a unit price basis as the most advantageous for the City as recommended by staff.

Councilman Ferguson left the meeting.

8. **Public Appearance:**

Mike Dohrse and Paul Lenker, representatives from Abilene Motor Sports, Inc. appeared before the Council to report on the results and success of the Auto Races and Spectator Event held October 2 & 3 at the Abilene Regional Airport.

Councilwoman Herrera left the meeting.

9. **Other Business:**

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.

Councilman Berry moved to approve the Resolution casting 840 votes for Harold Nixon and 857 votes for O. Henry "Mike" Young to the Central Appraisal District of Taylor County Board of Directors. The motion was seconded by Councilman Vasquez and the motion carried.

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

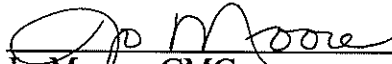
NAYS: None.

00215

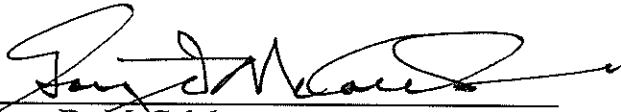
The Resolution is numbered 48-1993 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
TO VOTE ON BOARD OF DIRECTOR MEMBERS FOR THE CENTRAL
APPRAISAL DISTRICT OF TAYLOR COUNTY.

There being no further business, the meeting adjourned at 10:00 a.m.



Jo Moore, CMC
City Secretary



Gary D. McCaleb
Mayor