

**PRE-COUNCIL WORK SESSION, THURSDAY  
May 12, 1994, 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 May 12, 1994, 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.

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  
May 12, 1994, 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 May 12, 1994, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Jimmy McNeil.

There being no corrections, additions, or deletions to the minutes of the Special City Council meeting held April 27, 1994; and Pre-Council Session and Regular City Council Meeting held April 28, 1994, Councilman Vasquez moved to approve the minutes as printed. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

John Risse of Southern Hills Church of Christ, presented to the Mayor and City Council the "Make A Difference" plaque the church received.

Alison Benton of Abilene Clean and Proud, assisted Mayor McCaleb in presenting Special Recognition certificates as follows:

Landscaping - Gilmore Office Building, 4601 Buffalo Gap Road

Beautification - Taco Bell on Industrial

Recycling efforts - Southwestern Bell Yellow Pages, Southwestern Bell, Lockheed

Special - Jefferson Middle School

City Secretary Jo Moore assisted Mayor McCaleb in the presentation of the **Employee Service Awards** to the following individuals for their years of service:

25 Years	Troy Leon Chrane	Lieutenant	
			Fire Department
20 Years	Lanny C. Ivy	Lieutenant	
			Fire Department
20 Years	Charles E. Poe	Assistant Fire Chief	
			Fire Department
20 Years	Richard L. Rogge	Lieutenant	
			Fire Department
20 Years	Albert R. Wilhite	Lieutenant	
			Fire Department
20 Years	Thomas J. Martin	Captain	
			Fire Department
20 Years	Larry J. Frymire	Lieutenant	
			Police Department
20 Years	Ronald E. Harris	Deputy Chief	
			Police Department
20 Years	Danny W. Wade	Officer	
			Police Department

Debra Guerra, Assistant to the City Manager, assisted Mayor McCaleb in the presentation of the May Employee of the Month Award to Kaywin Warren, WIC Program worker in the Health Department.

Mayor McCaleb presented the following proclamations:

May as Foster Care Month;  
 May 14 as Letter Carrier Food Drive Day; and  
 May as Mental Health Month.  
 May 14-21 as Spring Clean for Abilene Week;  
 May 16-22 as Try Transit Week; and  
 May 16-22 as Emergency Medical Service Week.

Councilman Berry moved to approve consent agenda items 6e through 6h, 7a through 7c, and approval of first reading agenda items 6a through 6d 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 changing zoning district boundaries - **Z-02194** - Request from Blanche Horn, agent Jim Horn to rezone from RS-6 (Residential Single Family) to RM-3 (Residential Multi Family) district in the 1200 block of Anson Avenue, and set a public hearing for May 26, 1994 at 9:00 a.m.

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.

b. Approval of first reading - An Ordinance changing zoning district boundaries - **Z-02294** - Request from Martin Haught to rezone from RS-6 (Residential Single Family) to HC (Heavy Commercial) district, in the 200 block of E. N. 14th St., and set a public hearing for May 26, 1994 at 9:00 a.m.

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.

c. Approval of first reading - An Ordinance changing zoning district boundaries - **Z-02394** - Request from O. B. Stephens; agent Eddie Chase to rezone from AO (Agricultural Open Space) to RS-6 (Residential Single Family) district in the 4400 block of Catclaw Drive, and set a public hearing for May 26, 1994 at 9:00 a.m.

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. Approval of first reading - An Ordinance revising Chapter 15, "Lakes", of the Abilene Municipal Code, and set a public hearing for May 26, 1994 at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 15, "LAKES," OF THE ABILENE CITY CODE, BY AMENDING AND ADDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

e. Resolution approving notice of intention to lease City owned mineral rights.

The Resolution is numbered **19-1994** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, GIVING NOTICE OF INTENTION TO LEASE CITY OWNED MINERAL RIGHTS FOR OIL AND GAS PURPOSES AND CALLING A PUBLIC HEARING.

f. Oral Resolution authorizing Mayor to execute Street Use License with Baker Environmental Services, Inc. for the installation of monitoring wells.

g. Oral Resolution accepting the DCOA's annual report of activities for a period ending 9/30/93.

h. Oral Resolution ratifying award of contract on Civic Center kitchen exhaust canopy to Precision Unlimited Inc. in the amount of \$17,500.00.

**7. Award of Bid:**

- a. Wastewater treatment plant improvements, **Bid CB4028**. The bid was awarded by oral resolution to Eagle Contracting Corporation of Kellar, the low responsible bidder in the amount of \$3,886,000.00 and the City Manager was authorized to execute a contract on behalf of the City, as recommended by staff.
- b. Water treatment chemicals for Water Department, **Bid CB4036**. The bid was awarded as follows: Anhydrous ammonia to DPC Industries, Inc. for the unit price of \$540.00; Liquid aluminum sulfate to Russ Chemical Co. for the unit price of \$135.42; Sodium hydroxide to Coastal Products for the unit price of \$120.00; Pebble quicklime to Texas Lime Co. for the unit price of \$61.05; and Sodium hexametaphosphate to Harcros Chemicals for the unit price of \$1,188.00 and that the Chlorine Gas and Liquid Cationic Polymer bids be rejected and rebid at a later date; all as recommended by staff.
- c. Renovation of the Abilene Regional Business and Education Center Phase I - Small Business Development Center, **Bid CB4030**. The bid was awarded to Sunwest Construction, Inc. of Lubbock, the low responsible bidder in the amount of \$102,350.00, as recommended by staff.

## **8. Special Considerations:**

- a. Jo Moore, City Secretary, briefed the Council on a Resolution canvassing the results of the May 7, 1994 General Election, declaring that Paul Vasquez and A. Don Drennan received a majority of the votes cast for Councilmembers Place I and IV respectively. Total votes cast were as follows: Council Place 1: Paul Vasquez - 3678; Jerry Paul Shadid - 815. Council Place II: Karl Karrenbrock - 1692; W. E. "Buff" Hackney - 280; A. Don Drennan - 2649.

Mayor McCaleb received by mail a Ballot and Seal Certificate from each presiding judge, duly signed by same and released to the City Secretary for filing in the official election records.

Councilman Ferguson moved to approve the Resolution canvassing the returns and declaring the results of the City Council election held May 7, 1994. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

The Resolution is numbered **20-1994** and is captioned as follows:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF GENERAL ELECTION HELD IN THE CITY OF ABILENE ON MAY 7, 1994.**

Jo Moore, City Secretary, presented to each member of the City Council their annual paycheck of one (1.00) dollar and presented a special City of Abilene pin to Mrs. Ray for her years of service to the City and a City of Abilene tie tack to Mr. Ray for his support.

Paul Vasquez, Council Place I and A. Don Drennan, Council Place II were inducted by City Secretary Jo Moore into their offices for a three year term.

Councilman Berry moved to elect Councilman Ferguson and Councilwoman Herrera as Mayors Pro Tempore. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

**9. Other Business:**

a. Melvin Martin, Chief of Police, briefed the Council on the President's Crime Bill and how we will be affected locally. Chief Martin stated it was difficult getting good information on what's required and that the rigidity, inflexibility, and excessive amount of documentation show the program to have been written to eliminate cities. No action was required.

b. Harvey Cargill, City Attorney, briefed the Council on a **Public Hearing** to consider a Resolution approving suspending the proposed Lone Star Gas Rate Increase for Ninety (90) days; and to consider on first reading an Ordinance setting rates, authorizing City Manager to hire rate analyst if necessary. Staff recommends approval.

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

.Mike Swacker, Area Manager for Lone Star Gas.

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

Councilman Ferguson moved to approve the Resolution suspending the proposed Lone Star Gas Rate Increase for Ninety (90) days; and to approve first reading of an Ordinance setting rates, authorizing City Manager to hire rate analyst if necessary, as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

The Resolution is numbered **21-1994** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, SUSPENDING THE PROPOSED APRIL 22, 1994, RATE INCREASE FOR NINETY (90) DAYS.

AN ORDINANCE APPROVING NATURAL GAS RATES FOR LONE STAR GAS COMPANY FOR RESIDENTIAL AND COMMERCIAL CONSUMERS; PROVIDING A SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

No executive session was held.

There being no further business the meeting was adjourned at 10:10 a.m., followed by a reception for outgoing Councilwoman Ray and incoming Councilmen Vasquez and Drennan.

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Jo Moore  
City Secretary

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Gary D. McCaleb  
Mayor

