

**PRE-COUNCIL WORK SESSION, THURSDAY
December 15, 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 December 15, 1994, at 8:30 A.M. in the Basement Conference Room of City Hall. Roy McDaniel, Acting City Manager, opened the Pre-Council session for Mayor McCaleb, who was absent from Pre-Council Session only. Present were Councilmen Paul R. Vasquez, A. Don Drennan, Jimmy McNeil, Russell Berry, Ray Ferguson, and Councilwoman Liz Herrera. Also present were City Attorney Harvey Cargill, Assistant to the City Manager Debra Guerra, City Secretary Jo Moore, and various members of the City staff.

Debra Guerra, Assistant to the City Manager, and Marva Pritchett, Director of Development Services, presented a report to the Council on the Strategic Plan. Roy McDaniel presented David Wright, Director of Finance, with his 15-year pin.

Mr. McDaniel stated the proponent for agenda item 6c, "First reading of an Ordinance changing zoning district boundaries to rezone from AO to GC district, located at 6550 West Lake Road", had requested the item be held until the January 12, 1995 meeting.

The bid tabulation for item 7a, "Traffic signal installation projects, **Bid #CB5019**", was distributed to and discussed by the Council. Councilman Drennan stated he disagrees with the use of Certificates of Obligations for these types of items, feeling that they should be used for long life projects and requested the use of Certificates of Obligations be reviewed by the Council in the near future. The Council briefly discussed various other consent and regular agenda items. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING
December 15, 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 December 15, 1994, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilman Jimmy McNeil.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session

and Regular City Council Meeting held December 1, 1994, Councilman Drennan moved to approve the minutes as printed. 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.

Debra Guerra, Assistant to the City Manager, and Pat Harris, Chair of the Employee Committee, assisted Mayor McCaleb in the recognition of the employees of the month for 1994 and presentation of the **Employee of the Year** Award to JoAnn Sczech, Executive Secretary in the Planning Department.

James Condry, Assistant Director of Development Services for Public Works, presented to the Mayor and Council on behalf of the City an award from the American Auto Association for Outstanding Achievement for Superior Pedestrian Death & Injury Record.

Councilman Vasquez moved to approve consent agenda items 6a, 6g through 6p, and 7a through 7f as recommended by the staff; and approval of first reading of consent agenda items 6b and 6d through 6f. Item 6c was removed from the agenda to be considered at a later date if necessary at the request of the proponent. The motion was seconded by Councilman Ferguson and the motion carried.

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

NAYS: None.

6. Ordinances and Resolutions:

a. Approval of second and final reading - An Ordinance adopting provision to Texas Municipal Retirement System to allow Restricted Prior Service Credit.

The Ordinance is numbered 52-1994 and is captioned as follows:

AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, RESTRICTED PRIOR SERVICE CREDIT TO EMPLOYEES WHO ARE MEMBERS OF THE SYSTEM FOR SERVICE PREVIOUSLY PERFORMED FOR ANY INCORPORATED CITY IN THE UNITED STATES OR ANY COUNCIL OF GOVERNMENTS IN TEXAS FOR WHICH SUCH EMPLOYEES HAVE NOT RECEIVED CREDITED SERVICE IN THIS SYSTEM; AND ESTABLISHING AN EFFECTIVE DATE FOR THE ORDINANCE.

b. Approval of first reading - An Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Section 18-286 and 18-297(b) of the Abilene Municipal Code.

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.

c.Removed from Agenda.

d.Approval of first reading - An Ordinance for street name change - **SNC-05394** - Request from Sydney E. Niblo; agent Eddie Chase, for a street name change from Ridgeview Road to Drover's Lane, located in Section 2, Saddle Creek Estates, and set a public hearing for January 12, 1995, at 9:00 a.m.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CHANGING THE NAME OF RIDGEVIEW ROAD TO DROVER'S LANE.

e.Approval of first reading - An Ordinance amending Section 23, "Planning and Community Development" Section 23-306.4, "Permitted Uses, Residential Uses"; Section 23-306.5.A., "Residential, secondary single family detached dwellings", and Section 23-363, "Definitions, Secondary Single Family Detached Dwelling" of the Abilene Municipal Code, and set a public hearing for January 12, 1995, at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT", SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE, DECLARING A PENALTY AND CALLING A PUBLIC HEARING.

f.Approval of first reading - An Ordinance amending Section 23, "Planning and Community Development" Section 23-260, "Responsibility for Facility Installation, Streets and Paving", of the Abilene Municipal Code, concerning existing boundary streets for small subdivisions, and set a public hearing for January 12, 1995, at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT", SUBPART D, "SUBDIVISION REGULATIONS," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE, AND DECLARING A PENALTY.

g.Oral Resolution authorizing Mayor to execute leases for "T" Hangars #5 and #6 with Experimental Aircraft Association at the Abilene Regional Airport.

h.Oral Resolution authorizing Mayor to execute amendment #2 to lease with Abilene Aviation Inc. for Hangar #1 at Abilene Regional Airport.

i.Oral Resolution authorizing Mayor to execute land lease with Saddle Tramp Land &

Cattle Co. at Abilene Regional Airport.

j.Oral Resolution authorizing City Secretary as Records Management Officer to request extension from January 2, 1995 to January 2, 1996 of Records Control Schedule filing deadline from Texas State Library and Archives Commission.

k.Oral Resolution approving street use license request from KEI Consultants, Inc.

l.Resolution directing staff to prepare service plan for proposed annexation of certain property in the new Saddle Creek Estates Subdivision.

The Resolution is numbered **40-1994** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
DIRECTING STAFF TO PREPARE A SERVICE PLAN FOR PROPOSED
ANNEXATION OF CERTAIN PROPERTY.

m.Oral Resolution approving renewal contract between City and National Development Council, Inc. for an additional one year period beginning October 1, 1994, and authorize City Manager to execute contract.

n.Resolution authorizing execution of contract between City and Community Development Properties Abilene (Windsor), Inc. for disbursement of HOME Investment Partnerships Program funds.

The Resolution is numbered **41-1994** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TAYLOR COUNTY,
TEXAS, AUTHORIZING THE CITY TO GRANT FUNDS FROM THE UNITED
STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
(UNITED STATES DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT HOME INVESTMENT PARTNERSHIPS PROGRAM NO. M-
92-MC-48-0210 AND M-93-MC-48-0210) TO COMMUNITY DEVELOPMENT
PROPERTIES ABILENE (WINDSOR), INC. FOR THE REHABILITATION OF
THE WINDSOR HOUSING PROJECT.

o.Resolution authorizing execution of professional services contract for Traffic Engineering Services, **RFP #CB5003**.

The Resolution is numbered **42-1994** and is captioned as follows:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL
SERVICES CONTRACT FOR TRAFFIC ENGINEERING SERVICES,

CONTINGENT UPON THE TEXAS DEPARTMENT OF TRANSPORTATION
APPROVAL OF THE CONTRACT.

p.Oral Resolution authorizing Mayor to execute amendment to Knapp hangar ground lease and assignment of same to Eagle Aviation Services, Inc.

7. Award of Bid:

a.Traffic signal installation projects, **Bid #CB5019**. The bid was awarded to Roy Willis Electric Co., Inc. in the amount of \$167,441.00, as recommended by staff.

b.Vehicles for various divisions, **Bid #CB5008**. The bid was awarded to Lawrence Hall Chevrolet, the low responsible bidder on all items in the amount of \$616,417.68, as recommended by staff.

c.Aerial apparatus (ladder truck) for fire department, **Bid #CB5000**. The bid was awarded to Sutphen Corporation, the low responsible bidder for the adjusted amount of \$441,570.00, as recommended by staff. Council authorized staff to decide whether or not to make down payment at the time of contract signing.

d.Hazardous material storage building for Household Hazardous Waste Collection Program, **Bid #CB5007**. The bid was awarded to ASMAT/ACOUSTIC Systems of Austin, the low responsible bidder in the amount of \$20,895.00, as recommended by staff.

e.Carpet for Civic Center, **Bid #CB5010**. The bid was awarded in the amount of \$21,238.00 to Callaway's Inc. as recommended by staff.

f.Wastewater Treatment Plant dechlorination chemical, **Bid #CB5018**. The bid was awarded to Goodpasture, Inc. of Brownfield on a unit price basis as the most advantageous for the City, as recommended by staff.

8. Ordinances and Resolutions:

a. James Condry, Assistant Director of Development Services for Public Works, briefed the Council on an Oral Resolution approving a street use license request from Western States Specialties, d.b.a. KC Cleaners for parking in the South Pioneer Drive east right-of-way. Staff recommends denial of the request for parking and its maneuvering area along the east right-of-way of S. Pioneer Drive as requested; however does recommend approval for a smaller area than requested to provide an 8' wide curbed island in which 30 degree parking would be used, resulting in three regular and one handicap parking spaces; allowing use of the eastmost 14' of the Pioneer Drive right-of-way.

Keith Caddell, 254 S. Pioneer, proponent, distributed photos of the present state of the facility. Mr. Caddell expressed his concerns that staff recommendations will cause parking area to be confusing, less accessible and limiting maneuverability of vehicles.

Following discussion between Council, staff, and Mr. Caddell, Councilman Ferguson moved to approve by Oral Resolution the street use license request from Western States Specialties, d.b.a. KC Cleaners, with the eastmost 22 feet of South Pioneer drive right of way being utilized which is adjacent to 181 S. Pioneer Drive (Lot 1, Block A, Western States Addition, Abilene, Taylor County, Texas) and to delete items #7 and 8 from Exhibit A of the Street Use License which addresses the construction of the island and the sidewalk in the island. The motion was seconded by Councilman Drennan and the motion carried.

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

NAYS: Councilman Vasquez.

b. David Wright, Director of Finance, briefed the Council on an ordinance considered on second and final reading authorizing budget transfers for FY 94. Staff recommends approval.

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

.Mrs. Mary Lindley, 2065 River Oaks Circle, commended the Council for the savings. She quoted a headline in the Abilene Reporter-News stating "Government Grabs 40% of Paycheck", and recommended Council set the surplus money aside to reduce next year's budget and in turn reduce the tax rate.

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

Councilman Drennan moved to approve the ordinance authorizing budget transfers for FY 94, as recommended by staff. The motion was seconded by Councilman Berry and the motion carried.

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

NAYS: None.

The Ordinance is numbered 53-1994 and is captioned as follows:

AN ORDINANCE AMENDING ORDINANCE 36-1994 RELATING TO FISCAL YEAR 1993-94 GENERAL FUND BUDGET; APPROPRIATING FUNDS; AND REPEALING ANY ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

c. Mike Hall, Director of Community Services, briefed the Council on a Resolution approving rate adjustments for the Civic Center, effective October 1, 1995. Staff recommends approval. Mr. Hall introduced Jerry Phillips, chair of Civic Abilene, who stated their concern was to maintain a quality Civic Center.

Councilwoman Herrera left the meeting.

Councilman Vasquez moved to approve the Resolution approving rate adjustments for the

Civic Center, as recommended by staff. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

The Resolution is numbered **43-1994** and is captioned as follows:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS,
APPROVING RATE ADJUSTMENTS FOR THE ABILENE CIVIC CENTER.**

Mayor McCaleb recessed the Council into executive session pursuant to Sections 551.071 and 551.074 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 McNeil moved to approve appointments and reappointments to various City boards and commissions as follows:

ABILENE CLEAN AND PROUD - 3 year term, expiring 11/97

Appoint:

Rod Weeks

Alex Thompson, term expiring 11/96

Bob Woodard

Jena Price

Reappoint:

Charlie Barr

Theresa Clause

Jody Houston

ABILENE ECONOMIC DEVELOPMENT COMPANY, INC. - 2 year term, expiring 11/96

Reappoint:

Joe Antilley

Bill Crumrine

Carlos Rodriguez

ABILENE PUBLIC HEALTH ADVISORY BOARD - 3 year term, expiring 11/97

Appoint:

Dr. William Shudde

Reappoint:
Dr. Dale B. Brannom

AIRPORT DEVELOPMENT BOARD - 3 year term, expiring 11/97

Reappoint:
Michael Dohrse
Paul Lenker

Appoint:
Ed Enzor, term exp. 11/96
Wayne Roy

ANIMAL CONTROL ADVISORY COMMITTEE - 3 year term, expiring 11/97

Reappoint:
Cheryl Ford
Charlotte Roy
Dottie Scott

BOARD OF ADJUSTMENT - 2 year term, expiring 11/96

Appoint:
Gilbert Rodriguez, Alternate
Lisa Curnutt, Alternate

Reappoint:
Tim Rice McClarty
Wes Ratliff
Matthew Regala

BOARD OF BUILDING STANDARDS - 2 year term, expiring 11/96

Reappoint:
Susan Compere, Alternate Realtor
Jack Harkins, Alternate Architect
Larry Holmes, Realtor
Kirby Leeson, Banker
Jim McCathren, Architect

Appoint:
Mike Bannister, Alternate Banker
Terry Williams, Engineer

CIVIL SERVICE COMMISSION - 3 year term, expiring 11/97

Appoint:

Hubert Pickett

DEVELOPMENT CORPORATION OF ABILENE - 3 year term, expiring 11/97

Reappoint:

David Stubbeman

Appoint:

Terry Crosswhite

LANDMARKS COMMISSION - 3 year term, expiring 11/97

Appoint:

Pat Frosh, Alternate

Ruby Perez, from Alternate to Primary, term expiring 11/95

Betty Hukill, Alternate

Paul Lack

Reappoint:

Scott Bishop

Phillip Day

Jose Martinez

Camille Parrish

Jim Richmond

LIBRARY BOARD - 2 year term, expiring 11/96

Appoint:

Clint Rosenbaum

Bertha Torres

Reappoint:

Dr. Beverly Lenoir

Richard Horn

Jane Jones

Terry Arrington

MIXED USE REVIEW BOARD - 2 year term

Reappoint:

Kenneth Musgrave

M. R. "Newt" Newberry

Barbara Walker

REINVESTMENT ZONE #1 CITY OF ABILENE - 2 year term

Appoint:

Joe Cannon
Jack Fulwiler
David Copeland
Julie Beckham
C. G. Whitten

Reappoint:
Syd Niblo
Ken Shira
Mike Young, Jr.

YOUTH ADVISORY COUNCIL - 1 year term

Reappoint:
Ahmad Brooks, Abilene High School
Amy Fuqua, Cooper High School
Tehondra Oages, Abilene High School
Joseph Sczech, Cooper High School
Kristi Cargill, Wylie High School
Shay Johnson, Project Pass
J. B. Pierce, Project Pass

Appoint:
Angela Hardin, Abilene High School
Amanda Friend, Jefferson Middle School
Harvey Mireles, Jr., Lincoln Middle School
Rose Inglis, Wylie Middle School
Kelly Chastain, Lincoln Middle School
Bria Fultz, Wylie Middle School
B. J. Galvan, Jefferson Middle School
Erin Glynn, Madison Middle School
Jim Kincheloe, Wylie High School
Tiffani Loftin, Lincoln Middle School
Arielle Wriglesworth, Jefferson Middle School
Paula Sheppard, Madison Middle School

The motion was seconded by Councilman Drennan and the motion carried.
AYES: Councilmen Vasquez, Drennan, McNeil, Berry, Ferguson, and Mayor McCaleb.
NAYS: None.

There being no further business, the meeting was adjourned at 12:05 p.m.

Jo Moore
City Secretary

Gary D. McCaleb
Mayor

