

**PRE-COUNCIL WORK SESSION, THURSDAY  
January 12, 1995, 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 January 12, 1995, at 8:30 A.M. in the Basement Conference Room of City Hall. Mayor Gary D. McCaleb was present and presiding with Councilmen Paul R. Vasquez, A. Don Drennan, Jimmy McNeil, Russell Berry, Ray Ferguson, and Councilwoman Liz Herrera. Also present were 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.

Mayor McCaleb welcomed City Manager appointee Lanny Lambert, in attendance as a guest prior to his first official day, which is January 17. David Wright, Director of Finance, distributed and discussed with Council the 1995 Certificates of Obligation sale, which will take place on April 27. 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  
January 12, 1995, 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 January 12, 1995, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Russell Berry.

Mayor McCaleb recognized City Manager appointee Lanny Lambert, in attendance as a guest prior to his first official day, which is January 17.

There being no corrections, additions, or deletions to the minutes of the Special Council Meeting December 12, 1994; Pre-Council Session and Regular City Council Meeting held December 15, 1994; Councilman Vasquez moved to approve the minutes. The motion was seconded by Councilman Drennan and the motion carried.

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

NAYS: None.

Jo Moore, City Secretary, assisted Mayor McCaleb in presenting an **Employee Service Award** to Beverly Vaughn, Program Supervisor in the Senior Citizens division, for 20 Years of service.

Debra Guerra, Assistant to the City Manager, assisted Mayor McCaleb in the presentation of the December Employee of the Month Award to Linda Spurlin, Payroll Clerk in Administrative Services.

Mayor McCaleb presented a Proclamation for January as March of Dimes Birth Defects Prevention Month.

Mayor McCaleb, on behalf of the City Council, presented to Earl Williams, Chair of the Project Self-Sufficiency Task Force, Jeanette Edmonds, Roberta Thompson, and members of the Task Force, a National award for Economic Lift Performance.

Councilman Berry moved to approve consent agenda items 6b through 6e, and 7a through 7h; and approval of first reading of consent agenda item 6a, as recommended by the staff. The motion was seconded by Councilwoman Herrera 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 first reading - An Ordinance for thoroughfare abandonment - **TC-00295** - Request from Elsie Powalinsky for a thoroughfare closure of a 20' east-west alley in the 2400 block of Lincoln Dr., and set a public hearing for January 26, 1995 at 9:00 a.m.

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

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

The Ordinance is numbered **1-1995** 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.

c. Oral Resolution authorizing City Manager to execute professional services agreement with RMG Consultants, Inc. to provide technical services to Big Country Library System.

d. Resolution authorizing submission of projects to Texas Department of Transportation for State or Federal funding.

The Resolution is numbered 1-1995 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING SUBMISSION OF PROJECTS TO THE ABILENE DISTRICT OFFICE OF THE TEXAS DEPARTMENT OF TRANSPORTATION FOR FUNDING IN THE 1996-1998 TRANSPORTATION IMPROVEMENT PROGRAM.

e. Resolution authorizing execution of construction and maintenance agreement for bridge replacement and rehabilitation on Shoreline Drive and Lytle Lagoon.

The Resolution is numbered 2-1995 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE EXECUTION OF A CONSTRUCTION AND MAINTENANCE AGREEMENT FOR BRIDGE REPLACEMENT AND REHABILITATION OFF THE STATE SYSTEM FOR THE BRIDGE AT SHORELINE DRIVE AND LYTLE LAGOON.

**7. Award of Bid:**

a. Library chiller replacement, **Bid #CB5005**. Council adopted by oral resolution, award of bid to Abilene Sheet Metal, and authorized the Mayor to execute a contract in the amount of \$133,335.00 as recommended by staff.

b. Vibratory roller for Street Services Division, **Bid #CB5021**. The bid was awarded to West Texas Equipment Company, the low responsible bidder, in the amount of \$25,886.00 as recommended by staff.

c. Water truck for Street Services Division, **Bid #CB5013**. The bid was awarded to Hughes Diesel White GMC, the low responsible bidder, in the amount of \$36,910.00 as recommended by staff.

d. Platform dumptruck for Street Services Division, **Bid #CB5015**. The bid was awarded to R. L. Anderson International, the low responsible bidder, in the amount of \$32,798.92 as recommended by staff.

e. Backhoe loader for Water Distribution Division, **Bid #CB5020**. The bid was awarded to Abilene Ag Ford New Holland, the low responsible bidder in the amount of \$20,400.00 with trade in as recommended by staff.

f. Bucket truck for Traffic Division, **Bid #CB5002**. The bid was awarded to Time Manufacturing, the low responsible bidder in the amount of \$49,384.00, as recommended by staff.

g.Environmental laboratory equipment for Water Utilities Department, **Bid #CB4074**. The bid was awarded to Buck Scientific of East Norwalk, Connecticut in the amount of \$29,145.00 as the most advantageous to the City, as recommended by staff.

h.Pipe for Water Utilities Department, **Bid #CB5026**. The bid was awarded to Sims Plastics, Inc. of Gardendale, TX in the amount of \$20,226.98 as the most advantageous to the City, as recommended by staff.

**8. Ordinances & Resolutions:**

a. Ron Quarles, Acting Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading 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.

Mayor McCaleb opened a public hearing on the item, and there being no one present and desiring to be heard, the public hearing was closed.

Councilman Vasquez moved to approve the Ordinance for a street name change from Ridgeview Road to Drover's Lane, located in Section 2, Saddle Creek Estates, as recommended by staff. 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.

The Ordinance is numbered **2-1995** and is captioned as follows:

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

b. Ron Quarles, Acting Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading 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. The Planning and Zoning Commission and staff recommend approval.

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

.Judy Miller, 26 Glen Abbey, stated she is in the process of buying a home at 1301 Leggett, stated the proposed Ordinance would allow elderly parents to maintain their independence.

.Kathy Webster, 3102 S. Clack, Ste. 4, realtor, stated this Ordinance addresses a major problem.

Cassie Hughes, Assistant Building Official, stated single plumbing and electrical meters are designed to serve one home as outlined in the National Code. Other considerations which need to be addressed are determining if lines are adequate to tie into the existing sewer. Staff sees problems of complaints regarding folks in RVs. This ordinance would help solve the problem; and fixed structures are safer and more sanitary. Directions and options can be given in the special permission cases.

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

Following a lengthy discussion among Council and staff, Councilman Ferguson moved to approve the Ordinance amending Sections 23-306.4, 23-306.5.A., and 23-363 of the Abilene Municipal Code pertaining to secondary single family detached dwellings as recommended by staff. The motion was seconded by Councilwoman Herrera and the motion carried.

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

NAYS: Councilman Drennan.

The Ordinance is numbered **3-1995** and is captioned as follows:

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.

c. Ron Quarles, Acting Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading 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. The Planning and Zoning Commission and staff recommend approval.

Mayor McCaleb opened a public hearing on the item, and there being no one present and desiring to be heard, the public hearing was closed.

Councilman Drennan moved to approve the Ordinance amending Section 23-260 of the Abilene Municipal Code, concerning existing boundary streets for small subdivisions, as recommended by staff. 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.

The Ordinance is numbered **4-1995** and is captioned as follows:

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.

Mayor McCaleb stated his personal appreciation to Assistant City Manager Roy McDaniel for his work as Acting City Manager during the interim between City Managers.

Councilman Drennan moved to echo Mayor McCaleb's statement of appreciation to Mr. McDaniel. 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:**

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 Vasquez moved to reappoint Carol Martinez and appoint David McMeekan to the Planning and Zoning Commission. 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.

There being no further business, the meeting was adjourned at 11:40 a.m.

---

Jo Moore  
City Secretary

---

Gary D. McCaleb  
Mayor

