

**PRE-COUNCIL WORK SESSION, THURSDAY  
October 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 October 12, 1995, at 8:30 a.m. in the Basement Conference Room of City Hall. Mayor Pro Tempore Russell Berry was present and presiding with Councilmen Paul R. Vasquez, A. Don Drennan, Jimmy McNeil, Ray Ferguson, and Councilwoman Kay Alexander. Also present were City Manager Lanny Lambert, 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 Gary D. McCaleb was absent for Pre-Council session only.

City Manager Lanny Lambert distributed copies of the petition from residents of Catclaw & Rebecca Lane requesting the Council consider residential zoning only for that area and a copy of a letter from the property owner's (Mr. & Mrs. O. B. Stephens, Jr.) attorney requesting the Council take no action on the request since the Stephens were both out of town. Mr. Lambert outlined the Council's options in considering the request. The Council briefly discussed various consent agenda items. 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  
October 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 October 12, 1995, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Russell Berry.

Pledge of Allegiance was led by Tyler Brothers, fifth-grader at Bonham Elementary.

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

30 Years	Jerry Franklin	Sergeant Police
30 Years	Floyd Grimm	Police Officer Police
25 Years	Johnny Kincaid	District Chief Fire
25 Years	Steve Saffel	Lieutenant Fire

20 Years	Randy Smith	Lieutenant Police
20 Years	Roger Berry	Police Officer Police
20 Years	Rafe Harshberger	Sergeant Police
20 Years	Dwight Kinney	Police Officer Police
20 Years	Felix Pair	Police Officer Police
20 Years	David Poe	Sergeant Police
20 Years	Danny Spohn	Sergeant Police
20 Years	Deborah Pannell	Secretary Administration

Mayor McCaleb, assisted by Debra Guerra, Assistant to the City Manager, presented the September **Employee of the Month Award** to Dale Bennington, Wastewater Treatment Plant Supervisor.

Donna Albus, Clean and Proud Coordinator, presented information on the Clean Air Coalition. Wanda Braune, American Cancer Society Director, and Dorothy Thompson, YWCA Breast Health Coordinator, then assisted Mayor McCaleb in honoring the following five businesses for their smoke-free environment:

1. Hickory Street Cafe
2. Burger King
3. Abilene Reporter-News
4. U. S. Brass
5. T. G. & Company

Mayor McCaleb presented proclamations as follows:  
 October as March of Dimes Campaign for Healthier Babies Month; and  
 October as Texas Restaurant Month.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held September 28, 1995, Councilman Berry moved to approve the minutes as printed. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

Councilman Ferguson moved to approve consent agenda item 3.1 through 3.4, and approval of first reading of items 3.5 through 3.9 as recommended by staff. The motion was seconded by Councilman Berry and the motion carried.

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

NAYS: None.

### **Bid Awards**

3.1 Vehicles for various divisions, **Bid #CB6000**. Items 6, 10, and 11 were awarded to Arrow Ford; Items 1, 3, and 9 were awarded to West Texas Ford; and Items 2, 4, 5, 7, 8, and 12 were awarded to Lawrence Hall Chevrolet for a total amount of \$789,010.06, as recommended by staff.

3.2 Turbidimeter & Portable Particle Counter & Computer System for the Environmental Lab, **Bid #CB5059**. The bid was awarded by Oral Resolution to Hach Chemical of Loveland, Colorado for the on-line turbidimeter in the amount of \$20,336.25; and to Met One of Grants Pass, Oregon for the portable Particle Counter and Computer System in the amount of \$9,375.00 as the most advantageous for the City, as recommended by staff.

3.3 Water Pipe (4" & 6") Water Utilities Dept., **Bid #CB5081**. The bid was awarded to Sims Plastics, inc. of Odessa in the amount of \$16,332.88 as the most advantageous to the City, as recommended by staff.

3.4 Roll-Over Vehicle Washer for Traffic System, **Bid #CB5068**. The bid was awarded to Sherman Supersonic Industries, Corp. for the bid amount of \$49,200, as recommended by staff.

### **Ordinances**

3.5 Approval of first reading - An Ordinance changing zoning district boundaries - **Z-03995** - Add PH (Patio Home Overlay) to underlying RS-6 (Residential Single Family) district, located in 3800 block of Chimney Rock Road, & set a public hearing for Oct. 19, 1995 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.

3.6 Approval of first reading - An Ordinance amending Section 23-306.4 & 23-306.5 of Zoning Ordinance to allow rodeos as an accessory use to Liquor Stores On-Premise Consumption & set a public hearing for Oct. 19, 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.

3.7 Approval of first reading - An Ordinance amending Chapter 8, "Construction Regulations", Article VI "Uniform Codes & Other Regulations", Division 2, "Building Code", Section 8-482 "Amendments" of the Abilene Municipal Code, regarding fire suppression systems in temporary amusement buildings, and set a public hearing for Oct. 19, 1995 at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 8, "CONSTRUCTION REGULATIONS" ARTICLE VI, "UNIFORM CODES AND OTHER REGULATIONS", DIVISION 2, "BUILDING CODE", OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE, AND DECLARING A PENALTY.

3.8 Approval of first reading - An Ordinance amending Chapter 8, "Construction Regulations", Article VI "Uniform Codes & Other Regulations", Division 2, "Building Code", Section 8-482 "Amendments" of the Abilene Municipal Code, regarding special egress control devices, and set a public hearing for Oct. 19, 1995 at 9:00 a.m.

AN ORDINANCE AMENDING CHAPTER 8, "CONSTRUCTION REGULATIONS" ARTICLE VI, "UNIFORM CODES AND OTHER REGULATIONS", DIVISION 2, "BUILDING CODE", OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE, AND DECLARING A PENALTY.

3.9 Approval of first reading - An Ordinance amending FY 95 General Fund Budget.

AN ORDINANCE AMENDING ORDINANCE 36-1995 RELATING TO FISCAL YEAR 1994-95 REVISED GENERAL FUND BUDGET; APPROPRIATING FUNDS; AND REPEALING ANY ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

## **REGULAR AGENDA**

### **Public Appearance**

4.1 Jim Nicholas of 4610 Hummingbird Circle, representing Dick Dansby, presented a petition regarding a zoning request for intersection of Catclaw and Rebecca Lane. He stated that residential zoning is requested, and noted that it appears the northeast corner of the intersection has been zoned RM-2 (Residential Multi-Family) since 1978. City officials are researching the correct zoning of the area. Thomas Choate, attorney for the property owners, Mr. & Mrs. O. B. Stephens, Jr., requested by letter that Council take no action on the matter since the Stephens were unavailable to attend today's meeting.

Mayor McCaleb thanked Mr. Nicholas for the interest and concern in the area. He stated the Council will accept the report and take it under consideration, working with staff; and

encouraging residents and property owners to work together. The Mayor also noted that if a rezoning of the property occurred, it would ultimately go before the Planning and Zoning Commission and the City Council.

No action was required.

**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 stated no action was taken.

Councilman Vasquez moved to appoint James Smith to Civic Abilene, Inc., term expiring 5/97; and Connie Mangin to the MH/MR Public Responsibility Committee, term expiring 8/31/97. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

There being no further business, the meeting was adjourned at 11:05 a.m.

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Jo Moore  
City Secretary

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Gary D. McCaleb  
Mayor

