

**PRE-COUNCIL WORK SESSION, THURSDAY  
February 8, 1996, 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 February 8, 1996, 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, Assistant to the City Manager Debra Guerra, City Secretary Jo Moore, and various members of the City staff. Mayor Gary D. McCaleb was absent.

The Council briefly discussed various consent and regular agenda items, and item 3.12 and 3.13 were pulled from the agenda to be considered at a later date, as they were tabled by the Planning and Zoning Commission. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING  
February 8, 1996, 9:00 A.M.**

**CITY COUNCIL OF THE CITY OF ABILENE, TEXAS  
CITY COUNCIL CHAMBERS OF CITY HALL**

Mayor Berry convened the City Council of the City of Abilene, Texas, into Regular Session February 8, 1996, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilman Ray Ferguson.

Pledge of Allegiance was led by Blake Fields, fifth grader at Jones Elementary, and accompanied by Mrs. King, the school secretary.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session, Regular City Council Meeting held January 25, 1996, Councilman Vasquez moved to approve the minutes as printed. The motion was seconded by Councilman Ferguson and the motion carried.

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

NAYS: None.

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

25 Years	Robert F. Waggoner	Police Lieutenant Police
20 Years	Gustavo Quiroz	Equipment Operator II Refuse
20 Years	Charles Dunnington	Plant Operator II Water Treatment

Assistant to the City Manager Debra Guerra assisted Mayor Berry in presenting the Employee of the Month Award to Floy Skelton in the Water Office.

Councilman McNeil moved to approve consent agenda items 3.1 through 3.10, and approval of first reading for items 3.11, 3.14, and 3.15 as recommended by staff. Items 3.12 and 3.13 were pulled from the consent agenda to be considered at a later date. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

### **Bid Awards**

3.1 Equipment for Environmental Lab. The City Council, by Oral Resolution, authorized the expenditure of \$29,568 to purchase a graphite furnace from ATI Instruments North America of Madison, Wisconsin, as a single source item, as recommended by staff.

3.2 Cleaning & painting 2.0 mg. Elevated Water Storage Tank, **Bid #CB-6021**. The City Council, by Oral Resolution authorized the City Manager to execute contract documents with Cherokee Painting & Sandblasting of Jacksonville, Texas for the awarded bid amounts and authorized the payment thereof, as recommended by staff.

3.3 Curry Park Regional Detention Pond, **Bid #CB-6019**. The bid was awarded to J. H. Strain and Sons, Inc. of Tye for the unit prices bid with an estimated construction cost of \$255,906.33, as recommended by staff.

3.4 Lytle Trail Interceptor Change Order. The City Council, by Oral Resolution, authorized the City Manager to execute a Change Order with John Crowe and Associates, Inc. for an additional \$71,500 contract amount for the Lytle Trail Interceptor project, as recommended by staff.

3.5 Library Security System, **Bid #CB-6020**. The bid was awarded to 3M Company as follows: Base Bid (detection system, sensitizers, and workstation) in the amount of \$35,455; Alternate #1 (detection strips) in the amount of \$45,000; and Alternate #2 (self-check workstation) in the amount of \$9,505 for a total amount of \$89,960 as recommended by staff.

3.6 Park Concession Building vent hood installation, **Bid #CB-6010**. The bid was awarded to San Angelo Refrigeration and Restaurant Supply in the amount of \$62,752.20, as recommended by staff.

### **Resolutions**

3.7 Oral Resolution approving contract with Taylor County Election Office for Joint City/AISD Election May 4, 1996.

3.8 Resolution in support of Municipal Solid Waste Grant Application, Category 1 - Waste Reduction and Recycling.

The Resolution is numbered **7-1996** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, IN SUPPORT OF THE REGIONAL SOLID WASTE GRANT APPLICATION - CATEGORY 1, WASTE REDUCTION AND RECYCLING, FOR THE PURCHASE OF A FARM TRACTOR, LOADER AND CANOPY.

3.9 Oral Resolution authorizing Mayor to execute renewal of a commercial lease for Lots 319-9 and 319-10 at Lake Ft. Phantom with the Bryant Family Corporation for an additional five years at \$450 per year.

3.10 Oral Resolution to consent to the transfer of a private parking lot lease from Skinny's, Inc. to Lauren Engineers & Constructors, Inc. and approve amendments to the lease agreement between the City and Lauren.

### **Ordinances**

3.11 Approval of first reading - Ordinance amending Chapter 18, "Motor Vehicles and Traffic," Sections 18-285, 286, 293, 297, 299 & 302 of 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.

3.12 Removed from Consent Agenda to be considered at a later date.

3.13 Removed from Consent Agenda to be considered at a later date.

3.14 Approval of first reading - **TC-00596** - Ordinance for thoroughfare abandonments of (1) Estes Street and (2) two 14' east-west alleys in Block 3, Sayles Subdivision located between Amarillo and Vine and S. 17th and S. 18th Streets, and set a public hearing for February 22, 1996 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.

3.15 Approval of first reading - Ordinance to repeal Tattoo Parlor regulations

AN ORDINANCE AMENDING CHAPTER 13, "HEALTH AND SANITATION," OF THE ABILENE CITY CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

### **Other Business**

Mayor Berry recessed the Council into executive session pursuant to Sections 551.071 and 551.074 of the Open Meetings Act, 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 Drennan moved to approve the appointments of Paul Lenker and Annette

Musgrave to the Sister Cities Committee, terms expiring 11/96. The motion was seconded by Councilman McNeil and the motion carried.

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

NAYS: None.

City Manager Lanny Lambert presented his recommendation of Bob Putnam for appointment as Fire Chief, effective March 1, 1996.

Councilman Vasquez moved to approve Mr. Lambert's recommendation of Bob Putnam as Fire Chief, effective March 1, 1996. The motion was seconded by Councilman Drennan and the motion carried.

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

NAYS: None.

City Attorney Harvey Cargill briefed the Council on a Resolution approving the appointment of Victor Gonzales Carrillo to the position of Assistant City Attorney, effective March 4, 1996.

Councilman McNeil moved to approve the Resolution appointing Victor Gonzales Carrillo to the position of Assistant City Attorney, as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

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

NAYS: None.

The Resolution is numbered **8-1996** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING THE APPOINTMENT OF AN ASSISTANT CITY ATTORNEY FOR THE CITY OF ABILENE.

Mayor Berry recessed the meeting to the Basement Conference Room for the Financial Workshop immediately following the Regular City Council meeting.

Lanny Lambert, City Manager, began the Worksession by stating the annual audit report is prepared by Davis, Kinard, & Co. Mr. Lambert introduced Don Ashmore of Davis, Kinard & Co.

Assistant City Manager Roy McDaniel briefed the Council on the requirement for an annual audit as contained in the City Charter.

Assistant Director of Finance Mindy Whisenhunt reviewed with the Council the Financial Information and Financial Report for FY 1994-95, and recommended use of the General Fund year-end balance. The recommended uses are:

- |                    |             |   |  |
|--------------------|-------------|---|--|
| 1.                 | \$1,040,000 | - | 27th pay period - payroll              |
| 2.                 | 50,000      | - | Poly refuse barrel replacement program |
| 3.                 | 50,000      | - | Computer replacement                   |
| 4.                 | 194,547     | - | Undesignated balance                   |
| Total: \$1,334,547 |             |   |  |

Due to a prior engagement Councilman McNeil had to leave the meeting.

Don Ashmore, auditor for Davis, Kinard & Co., answered questions regarding the audit following the auditor's report, indicating the City is in very good financial condition. Mr. Ashmore continued with the Financial Statement, and briefed the Council on various aspects of future reporting requirements including possible new formats of future statements. After review of the Management letter, Mr. Ashmore stated no material weaknesses were found in the system.

Councilman Drennan stressed the City's need to be aware of our vulnerability in the reduction of outside funding.

Councilman Ferguson moved to accept the Financial Information and the Financial Report for FY 94-95 including the recommended uses of the year end balance and to authorize payment to Davis, Kinard & Company for their auditing services, as presented by staff. The motion was seconded by Councilwoman Alexander and the motion carried.

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

NAYS: None.

Mrs. Whisenhunt reviewed with the Council the first quarter financial status. The Council was informed on the upcoming Capital Improvement Program. The minutes of the Planning and Zoning Worksession was distributed to the Council for their information. Mr. Lambert and Mr. McDaniel requested the Council inform the staff of any changes or specific projects they may have concerning the Capital Improvement Program for 1996.

Mr. McDaniel stated his appreciation to the Financial Staff for their work and noted the excellent financial condition the city is in is largely due to the current and past City Council's leadership.

Mayor Berry also gave credit for the financial condition of the city to the expertise of the staff.

There being no further business, the meeting adjourned at 11:07 a.m.

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Jo Moore  
City Secretary

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Russell Berry  
Mayor Pro Tempore

