

**PRE-COUNCIL WORK SESSION, THURSDAY
March 28, 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 March 28, 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, City Secretary Jo Moore, and various members of the City staff. Mayor Gary D. McCaleb was absent from pre-council session only.

Melvin Martin, Police Chief, reviewed with the Council the City's 1995 Crime Statistics, highlighting the fact that in most cases they are lower than last year and many previous years; and stressing the importance of youth programs to reduce the increase in juvenile crime. City Manager Lanny Lambert introduced the City's Technology Process Management Team, reviewing the team's report and listing the recommended changes over the next five years. 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
March 28, 1996, 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 March 28, 1996, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilman Russell Berry.

Pledge of Allegiance was led by D'Won Pitts, a fifth grader at Long Elementary; accompanied by his principal, Vickie Harper.

Mayor McCaleb presented a Certificate of Appreciation to cartoonist Ted Trogden, who has contributed his talents for several City projects.

Mayor McCaleb presented the following proclamations:
April as Youth Art Month,
April as Child Abuse Prevention Month,
March 20 as Doctors' Day, and
April 1-7 as National Community Development Week.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held March 14, 1996, 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 Vasquez moved to approve consent agenda items 3.1 through 3.3 and 3.6, and first reading of items 3.4 and 3.5, as recommended by the staff. 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.

Resolutions:

3.1 Resolution directing publication of Notice of Intention to Issue Certificates of Obligation.

The Resolution is numbered 13-1996 and is captioned as follows:

RESOLUTION DIRECTING PUBLICATION OF NOTICE OF INTENTION TO ISSUE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 1996

3.2 Oral Resolution approving Memorandum of Agreement to formally establish Jones County as a sponsoring agency of Abilene Regional Center for MH/MR.

3.3 Resolution in support of Highway 277 improvements.

The Resolution is numbered 14-1996 and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS REQUESTING THE TEXAS TRANSPORTATION COMMISSION TO PROVIDE NECESSARY FUNDING FOR CONSTRUCTING OVERHEADS ALONG U.S. HIGHWAY 287 IN WICHITA FALLS

Ordinances

3.4 Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-293 & 18-299 of Abilene Municipal Code, and set a public hearing for April 11, 1996 at 9:00 a.m.

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.

3.5 Ordinance permitting and regulating construction, maintenance, & use of communications facilities in public right-of-way by IXC Carrier, Inc.

AN ORDINANCE PERMITTING AND REGULATING THE CONSTRUCTION, MAINTENANCE AND USE OF AN INTERNAL FACILITIES LINK FOR A LONG DISTANCE TELECOMMUNICATIONS SYSTEM OPERATED BY IXC CARRIER, INC., ACROSS, OVER AND UNDER CERTAIN STREETS, HIGHWAYS AND PUBLIC RIGHTS-OF-WAY OF THE CITY OF ABILENE, TEXAS; CONTAINING A SAVINGS CLAUSE; REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND TO BECOME EFFECTIVE UPON PASSAGE, APPROVAL AND ACCEPTANCE BY IXC.

Bid Awards:

3.6 Ag tractors and mowing equipment for various divisions, **Bid #CB6029**. Item 1 was awarded to Abilene Farm Supply, and Items 2 and 3 to Abilene Ag Ford New Holland for a total amount of \$178,732.20, as recommended by staff.

REGULAR AGENDA

Ordinances

4.1 Carl Lockett, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading to add H to CB at the southeast corner of N. 1st & Pine Streets - **Z-00796**. 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 to the request:

.Larry Abrigg, agent for the proponent.

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

Councilman McNeil moved to approve the Ordinance to add H to CB at the southeast corner of N. 1st & Pine Streets, as recommended by staff. The motion was seconded by Councilman Drennan and the motion carried.

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

Nays: None.

The Ordinance is numbered **10-1996** and is captioned as follows:

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.

4.2 Carl Lockett, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading to add H to CB at the southwest corner of N. 1st & Cedar Streets - **Z-00896**. The Planning and Zoning Commission and staff recommend approval.

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

.Larry Abrigg, agent for the proponent.

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

Councilman McNeil moved to approve the Ordinances to add H to CB at the southwest corner of N. 1st & Cedar Streets, as recommended. The motion was seconded by Councilman Vasquez and the motion carried.

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

Nays: None.

The Ordinance is numbered **11-1996** and is captioned as follows:

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.

4.3 Carl Lockett, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading to rezone from LI to HI in the 1900 block of Industrial Blvd. - **Z-01096**. The Planning and Zoning Commission and staff recommend approval.

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

.Wayne Curtis.

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

Councilman Drennan moved to approve the Ordinance to rezone from LI to HI in the 1900 block of Industrial Blvd., as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

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

Nays: None.

The Ordinance is numbered **12-1996** and is captioned as follows:

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.

Other Business

5.1 Dwayne Hargesheimer, Director of Water Utilities, briefed the Council on the water system analysis report. Mr. Hargesheimer then introduced Linda Simpson, Assistant to the Director of Water Utilities, who presented the water management plan. Questions were raised as to when construction should be done and how it would be paid for. City Manager Lanny Lambert stated staff would bring funding proposals back to Council regarding the proposed expansion.

Mayor McCaleb left during discussion of this item to attend a funeral. Mayor Pro Tempore Berry presided for the remainder of the meeting.

No action was required at this time.

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, and to consider the appointment and evaluation of public officers.

The Council reconvened and reported no action taken. There being no further business, the meeting was adjourned at 11:15 a.m.

Jo Moore
City Secretary

Gary D. McCaleb
Mayor

