

**PRE-COUNCIL WORK SESSION, THURSDAY
October 10, 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 October 10, 1996, 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 and A. Don Drennan, Councilwoman Carol Martinez, Councilmen Rob Beckham and Ray Ferguson (arriving at 8:50 a.m), and Councilwoman Kay Alexander. Also present were City Manager Lanny Lambert, Assistant City Manager Roy L. McDaniel, Assistant City Attorney Sharon Hicks, City Secretary Jo Moore, Assistant to the City Manager Debra Guerra, and various members of the City staff.

Sgt. DeFoor, Abilene Police Department, presented to the Council a framed poster representing the first 30 Police trading cards, which kicks off a new youth public awareness program. Sheldon Greene, Chair of the TIF Board Parking Committee, distributed statistical and additional information on item 4.1, "Committee report" to be presented during the regular Council meeting. A memo noting a typographical correction to item 3.2, increasing the total proposed bid figure by \$100.00 for the two fire apparatus, was distributed to Council. Council briefly discussed various other consent and regular agenda items, and 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 10, 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 October 10, 1996, at 9:00 a.m. in the City Council Chambers of City Hall.

Invocation was given by Councilwoman Kay Alexander.

Pledge of Allegiance was led by Chris Perez, fifth-grader at Bassetti Elementary, who was accompanied by his parents, Liz & Nestor Perez and Kathy Fekete, Clerical Aid at Bassetti.

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

20 Years	Jmeyer Barbian	Police Officer Police
20 Years	John D. Perry	Sr. Officer Animal Control
20 Years	Robert E. Clark	Heavy Equipment Oper. II Streets
20 Years	Bobby R. Baugus	Firefighter Fire
20 Years	Jerry A. Dennis	Firefighter Fire

Councilwoman Kay Alexander, assisted by Debra Guerra, Assistant to the City Manager, presented the September **Employee of the Month Award** to James Holland, Planner II.

Councilman Ray Ferguson presented a proclamation for October as National Physical Therapy Month.

Councilman Ferguson presented Honorary Citizen certificates to Katharina Woellner, Ioerdis Hensen, and Laura Kerres; Cooper High School Junior Class exchange students from Germany.

Mayor McCaleb recognized the current Leadership Abilene Class in attendance.

Debra Guerra, Assistant to the City Manager, introduced Abilene's "Homepage"; Mayor McCaleb officially turned the homepage on and Ms. Guerra demonstrated its features. The Homepage will be available on the Internet through Camalott for all who wish to access information on the City from their computers. Mayor McCaleb stated that technology is another way not only for citizens to connect to the City and their Council, but also for people around the world to connect to Abilene.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held September 26, 1996 Councilman Vasquez moved to approve the minutes as printed. The motion was seconded by Councilwoman Martinez and the motion carried.

AYES: Councilmen Vasquez and Drennan, Councilwoman Martinez, Councilmen Beckham and Ferguson, Councilwoman Alexander, and Mayor McCaleb.

NAYS: None.

CONSENT AGENDA

A citizen requested item 3.3 be removed from consent agenda to be considered separately.

Councilman Drennan moved to approve consent agenda item 3.1, 3.2, 3.4, 3.7 through 3.9, and approval of first reading of items 3.5 and 3.6 as recommended by staff. Item 3.3 was removed from the consent agenda to be considered separately. The motion was seconded by Councilwoman Alexander and the motion carried.

AYES: Councilmen Vasquez and Drennan, Councilwoman Martinez, Councilmen Beckham and Ferguson, Councilwoman Alexander, and Mayor McCaleb.

NAYS: None.

Bid Awards

3.1 Traffic signal control equipment, **Bid #CB6050**. The bid was awarded to Naztec, Inc., at a cost of \$12,950.00, as recommended by staff.

3.2 Two fire apparatus, **Bid #CB6047**. The bid was awarded to Sutphen Corp. in the amount of \$473,984.00 for one aerial platform apparatus; and Casco Industries in the amount of \$205,134.00 for one air/light truck and \$37,370.00 for two Holmatro rescue tools; as recommended by staff.

3.3 Two trolley buses, **Bid #CB6036**. Removed from Consent Agenda to be considered separately, at the request of a citizen.

3.4 Repair of cooling tower at Civic Center, **Bid #CB6054**. The bid was awarded to Sherman Ceramic Cooling Tower Co. in the amount of \$31,939.00 as recommended by staff.

Ordinances

3.5 Approval of first reading - **TC-10096** - Thoroughfare abandonment of north/south alley bounded by Ross & Grand and S. 3rd & S. 5th Streets, and set a public hearing for October 24, 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.

3.6 Approval of first reading - **TC-10196** - Thoroughfare abandonment of north/south alley bounded by Sewell & Portland and S. 3rd & S. 5th Streets, and set a public hearing for October 24, 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.

Resolutions

3.7 Oral Resolution approving renewal of the Abilene Community Theatre lease agreement at Rose Park for an additional 10 years.

3.8 Oral Resolution authorizing Roundhouse Electric & Equipment Co., Inc. of Odessa to proceed with emergency repair of the Clear Fork Pump Station motor at a cost of \$23,387.00, as recommended by staff.

3.9 Resolution addressing State Highway Funding Shortfall.

The Resolution is numbered **36-1996** and is captioned as follows:

STATE HIGHWAY FUNDING SHORTFALL

REGULAR AGENDA

3.3 Marva Pritchett, Director of Public Works, briefed the Council on Award of Bid for two trolley buses, **Bid #CB6036**, which was removed from the Consent Agenda to be considered separately at the request of a citizen, who questioned the cost. Mrs. Pritchett outlined the funding as follows: \$397,600 from Federal Transit Administration funds, \$58,500 from State Public Transportation funds; \$29,400 from Tax Increment Finance District funds, and \$11,500 from Downtown Association contributions for a total of \$497,000. Staff recommends the bid be awarded to AAI/ACL Technologies Inc. for a total amount not to exceed \$497,000.

Councilwoman Martinez moved to award the bid to AAI/ACL Technologies Inc. for a total amount not to exceed \$497,000, as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

AYES: Councilmen Vasquez and Drennan, Councilwoman Martinez, Councilmen Beckham and Ferguson, Councilwoman Alexander, and Mayor McCaleb.

NAYS: None.

Public Appearance

4.1 Elizabeth Miller, Downtown Manager, briefed the Council on the TIF Board Parking Committee's report. Ms. Miller introduced Sheldon Greene, Chair of TIF Board Parking Committee, who presented the committee's report and recommendations.

Councilwoman Alexander stated appreciation for the positive solutions offered, and recommended that consideration be given to business owners allowing them free, or at least very inexpensive parking.

Mayor McCaleb asked staff to review the report and prepare specific solutions to the problems addressed.

No action was required.

Ordinances

4.2 Carl Lockett, Assistant Director of Public Works for Planning, briefed the Council on an Ordinance amending Sections 23-306.4, Permitted Uses (Accessory and Incidental Uses) and 23-306.5.B, Accessory and Incidental Uses, of the Zoning Ordinance to allow mobile homes as temporary accessory housing in AO zoning districts. The Planning and Zoning Commission and staff recommend approval.

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

.Steve Hood commended the prompt action from all involved, and stated his appreciation for the consideration given to such a sensitive issue.

.Bill Hilton, 682 EN 18th, requested clarification - stating a no vote should be made to the request for zone change, then the item should go to the Board of Adjustment.

Staff clarified for Mr. Hilton that this item is not the zone change request, but the Ordinance amendment that would allow the use of mobile homes as temporary accessory housing in AO zoning districts. If this amendment is approved, then the Board of Adjustment would consider any zone change request.

Councilman Drennan questioned the Ordinance being clear on complying with local codes. It was noted in subsection (c) it states all appropriate permits would have to be obtained, and the Building Official would inspect and verify all conditions as set forth are met before the mobile home could be occupied.

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

Councilman Drennan moved to approve the Ordinance amending Sections 23-306.4, Permitted Uses (Accessory and Incidental Uses) and 23-306.5.B, Accessory and Incidental Uses, of the Zoning Ordinance to allow mobile homes as temporary accessory housing in AO zoning districts, as recommended by staff. The motion was seconded by Councilman Vasquez and the motion carried.

AYES: Councilmen Vasquez and Drennan, Councilwoman Martinez, Councilmen Beckham and Ferguson, Councilwoman Alexander, and Mayor McCaleb.

NAYS: None.

The Ordinance is numbered **51-1996** 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.

4.3 Councilwoman Martinez moved to remove from the table **Z-03796** - Ordinance to

rezone from AO to MH district located at 1601 Griffith Road. The motion was seconded by Councilman Vasquez and the motion carried.

AYES: Councilmen Vasquez and Drennan, Councilwoman Martinez, Councilmen Beckham and Ferguson, Councilwoman Alexander, and Mayor McCaleb.

NAYS: None.

Carl Lockett, Assistant Director of Public Works for Planning, briefed the Council on an Ordinance to rezone from AO to MH district located at 1601 Griffith Road. The Planning and Zoning Commission and staff recommend denial, and that the proponent pursue the request through the Board of Adjustment.

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 Ferguson moved to deny the request to rezone from AO to MH district located at 1601 Griffith Road, and that the proponent pursue the request through the Board of Adjustment, as recommended by staff. The motion was seconded by Councilwoman Alexander and the motion carried.

AYES: Councilmen Vasquez and Drennan, Councilwoman Martinez, Councilmen Beckham and Ferguson, Councilwoman Alexander, and Mayor McCaleb.

NAYS: None.

The request was **DENIED**.

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.

Councilman Drennan left the meeting after the executive session.

The Council reconvened from executive session, and stated no action was taken.

There being no further business, the meeting adjourned at 12:25 p.m.

Jo Moore
City Secretary

Gary D. McCaleb
Mayor