

**PRE-COUNCIL WORK SESSION, THURSDAY**

November 21, 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 November 21, 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, and Councilwoman Kay Alexander. Also present were City Manager Lanny Lambert, Assistant City Managers Roy L. McDaniel and Mike Morrison, City Attorney Harvey Cargill, Jr., Assistant to the City Manager Debra Guerra, City Secretary Jo Moore, and various members of the City staff.

The Council briefly discussed various consent and regular agenda items. Ron Harris, Deputy Police Chief, submitted a new bid tabulation sheet for item 3.4, Bid Award for Police Uniforms, which reflected the removal of the uniform jackets from the bid. Lanny Lambert, City Manager, distributed a letter from the Board of Realtors and a memo outlining the Attorney General Opinion in regard to item 4.1, Resolution on conditional authorization to convey real property at 1941 S. 3rd to Habitat for Humanity, Inc.; and Mike Morrison, Assistant City Manager, briefed the Council on the item. There being no further discussion, the meeting was recessed until 9:00 a.m. for the regular Council Meeting.

**REGULAR CITY COUNCIL MEETING**

**November 21, 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 November 21, 1996, at 9:00 a.m. in the Council Chambers of City Hall.

Invocation was given by Councilwoman Carol Martinez.

Pledge of Allegiance was led by Stephanie Salazar, fourth-grader at College Heights Elementary; who was accompanied by her principal, Mr. Torres and her father, Mr. Salazar.

Mayor McCaleb presented a Certificate of Achievement for Excellence in Financial Reporting to David Wright, Director of Finance. Mr. Wright recognized his staff for their efforts in attaining this honor.

Mayor McCaleb presented the Texas Downtown Association's 1996 Best Promotional Event for the Artwalk to Cheryl Holmes, Director of the Center for Contemporary Arts.

There being no corrections, additions, or deletions to the minutes of the Pre-Council Session and Regular City Council Meeting held November 7, 1996, Councilman Vasquez moved to approve the minutes as printed. 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.

Councilman Drennan moved to approve items 3.1 through 3.4, and second and final reading of item 3.5, as recommended by the 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.

### **Resolutions**

3.1 Oral Resolution approving a lease amendment for the Robertson Middleton Hospitality House, to reflect an increase of property from 4.7 acres to 7.59 acres.

3.2 Resolution affirming support of the proposed Solid Waste Grant Application for a glass pulverizing system at the Recycling Center.

The Resolution is numbered **41-1996** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, IN SUPPORT OF THE FY 1997 SOLID WASTE GRANT APPLICATION FOR THE PURCHASE OF GLASS PULVERIZING SYSTEM.

3.3 Resolution affirming support of the proposed Solid Waste Grant Application for a third chipper at the Recycling Center.

The Resolution is numbered **42-1996** and is captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, IN SUPPORT OF THE FY 1997 SOLID WASTE GRANT APPLICATION FOR THE PURCHASE OF CHIPPER.

### **Bid Awards**

3.4 Police Department Uniforms, **Bid #CB7008**. The bid was awarded to Burke Uniforms of Houston, the low bidder, in the amount of \$39,405.44 as recommended by staff.

### **Ordinances**

3.5 Approval of second and final reading - Ordinance amending Chapter 18, "Motor Vehicles and Traffic", Sections 18-291, Through Streets - Stop, Yield Intersections; and 18-293, Parking

Prohibited - At All Times; of the Abilene Municipal Code.

The Ordinance is numbered **53-1996** 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.

## **REGULAR AGENDA**

### **Resolutions**

4.1 Mike Morrison, Assistant City Manager, briefed the Council on a Resolution on conditional authorization to convey real property at 1941 S. 3rd to Habitat for Humanity Abilene, Inc. for development of housing for low- to moderate-income families and approval to use CDBG funds to secure subdivision improvements to Cornerstone Addition. He then introduced Brenda Coleman, Executive Director of Habitat for Humanity, who stated her appreciation to the City and briefed the Council on Habitat for Humanity's accomplishments which include six new and two rehabilitated homes located in the north Sayles neighborhood. The Council noted such positive aspects as neighborhood development, helping 20 families, and adding \$760,000 to the tax roll. Mayor McCaleb stated this is representative of returning to our heritage and keeping alive the spirit of our community coming together.

Councilman Ferguson moved to approve the Resolution on conditional authorization to convey real property at 1941 S. 3rd to Habitat for Humanity Abilene, Inc. for development of housing for low to moderate income families and approval to use CDBG funds to secure subdivision improvements to Cornerstone Addition, as recommended by staff. The motion was seconded by Councilman Beckham and the motion carried.

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

NAYS: None.

The Resolution is numbered **43-1996** and is captioned as follows:

A RESOLUTION OF THE ABILENE CITY COUNCIL, TAYLOR COUNTY, TEXAS, AUTHORIZING THE CONVEYANCE OF REAL PROPERTY TO HABITAT FOR HUMANITY, ABILENE INC., TO DEVELOP HOUSING FOR LOW- TO MODERATE-INCOME FAMILIES, AND AUTHORIZING THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AS SECURITY FOR SUBDIVISION IMPROVEMENTS TO THE SUBJECT PROPERTY, TO BE KNOWN AS THE CORNERSTONE ADDITION.

### **Ordinances**

4.2 Cassie Hughes, Building Official, briefed the Council on an Ordinance considered on second and final reading adopting 1996 National Electrical Code with local amendments.

The Electrical Code Review Committee of the MPE & Swimming Pool Board of Appeals and staff

recommend approval. Ms. Hughes answered Council questions concerning the number of electricians in Abilene, claims exceeding \$100,000, insurance premiums, and homestead status.

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 adopting the 1996 National Electrical Code with local amendments, as recommended by staff. The motion was seconded by Councilman Beckham 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 **54-1996** and is captioned as follows:

AN ORDINANCE AMENDING CHAPTER 8, "CONSTRUCTION REGULATIONS", ARTICLE VI, "UNIFORM CODES AND OTHER REGULATIONS", DIVISION 3, "ELECTRICAL CODE", OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING FOR A PUBLIC HEARING; PROVIDING A SEVERABILITY CLAUSE, AND DECLARING A PENALTY.

4.3 Carl Lockett, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading - **Z-10296** - amending PDD-25 located in the 2100 block of Antilley Road concerning clarification of exhibit documents. The Planning & 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.

Councilwoman Alexander moved to approve the Ordinance on second and final reading amending PDD-25 located in the 2100 block of Antilley Road concerning clarification of exhibit documents, 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 **55-1996** and is captioned as follows:

AN ORDINANCE OF THE CITY ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, AND ORDINANCE NO. 99-1984 CONCERNING THE CENTRAL PARK PLANNED DEVELOPMENT DISTRICT; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY AND CALLING A PUBLIC HEARING; AND AN EFFECTIVE DATE.

4.4 Carl Lockett, Assistant Director of Development Services for Planning, briefed the Council on an Ordinance considered on second and final reading **Z-10496** - Rezone from RM-3 to AO district located in the 400-500 block of E.S. 11th Street. The Planning & 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.

Councilwoman Martinez moved to approve the Ordinance on second and final reading to rezone from RM-3 to AO district located in the 400-500 block of E.S. 11th Street, 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 **56-1996** 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 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 approve Mayor McCaleb's appointment and reappointment of the following individuals to City Boards and Commissions. 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.

### **Abilene Clean & Proud, Inc. - 3 year terms**

#### **Reappoint:**

Paul Floyd

Alison Benton

Janet Ardoyno

Kay Spiva

**Appoint:**

Michelle Morris

Tara Castille

Jim Pethis - term expiring 11/97

Tracy Howle - term expiring 11/98

**Abilene Public Health Advisory Board - 3 year terms**

**Reappoint:**

Paul R. Vasquez

Darrell Flippo

**Appoint:**

Andrew C. Urban

**Airport Development Board - 3 year terms**

**Reappoint:**

Jack North

Ed Enzor

**Board of Adjustment - 2 year terms**

**Reappoint:**

Matthew Regala

Tim Rice McClarty

Wes Ratliff

Gilbert Rodriguez, Alternate

**Appoint:**

Darrell L. Stanley, Alternate

**Board of Building Standards - 2 year terms**

**Reappoint:**

Jim McCathren, Architect

Jack Harkins, Alternate Architect

Kirby Leeson, Retired Banker

Terry Williams, Engineer

Mike Bannister, Alternate Banker

**Appoint:**

Carla Varner, Realtor

Tino Martinez, Alternate Realtor

**Civil Service Commission - 3 year terms**

**Appoint:**

Thomas M. Wheeler

**Development Corporation of Abilene - 3 year term**

**Appoint:**

Floyd Nickerson

**Housing Authority - 2 year terms**

**Appoint:**

Valerie Brailsford  
Peg Cooke

**Landmarks Commission - 3 year terms**

**Appoint:**

Camille Parrish, Alternate, term expiring 11/97  
Jerry Siewert, Construction Industry  
Joy Jordan, Realtor  
Tracy Shilcutt, APL representative, term expiring 11/98  
Pebbles Lee, At-large

**Library Board - 2 year terms**

**Reappoint:**

Clint Rosenbaum  
Dr. Beverly Lenoir

**Appoint:**

Sam Reyes  
Tim Simpson  
Jaime Torres  
Belinda Cook

**Mixed Use Review Board - 2 year terms**

**Reappoint:**

Ken Musgrave, Land Development rep.  
M. R. "Newt" Newberry, Licensed Architect  
Barbara Walker, Realtor

**Planning & Zoning Commission - 3 year terms**

**Reappoint:**

Ric Gray  
Neomia Banks

**Sister Cities - 3 year terms**

**Reappoint:**

James Aneff  
Mary Cooksey  
Paul Lenker  
Annette Musgrave  
Billye Proctor-Shaw  
Betty Ray  
Jack Rentz  
Bill Short  
Judy Wilhelm

**Youth Advisory Council - 1 year terms**

**Reappoint:**

TeAundra Oages, Abilene High School

**Appoint:**

Alesha Mitchell, Madison Middle School

Lesley Berg, Madison Middle School

Christopher Gage, Franklin Middle School

Lauren Lackey, Jefferson Middle School

Faith Hines, Jefferson Middle School

Sherri McCreary, Jefferson Middle School

Harvey Mireles, Abilene High School

Andrea Baldwin, Clack Middle School

Rebecca Bartlett, Lincoln Middle School

Joseph Kuciemba, Lincoln Middle School

Edward Oliphant, Mann Middle School

Mary Morales, Mann Middle School

Lindsey Gries, Wylie Middle School

Katherine Holden, Wylie Middle School

Robbie Allen, Wylie High School

John Vann, Wylie High School

Amanda Mahan, Cooper High School

Kent Beefer, Cooper High School

Austin Cunningham, Abilene Christian High School

Hayley Creel, Wylie High School

Sammie Leal, Franklin Middle School

There being no further business, the meeting was adjourned at 11:58 a.m.

---

Jo Moore  
City Secretary

---

Gary D. McCaleb  
Mayor