

CITY COUNCIL MEETING
April 26, 2018 at 8:30 a.m.

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

The City Council of the City of Abilene, Texas met in Regular Session on April 26, 2018, at 8:30 a.m. in the Council Chambers, 555 Walnut St. Mayor Anthony Williams was present and presiding with Mayor Pro-tem Shane Price, Deputy Mayor Pro-tem Steve Savage, and Councilmembers Bruce Kreitler, Donna Albus, Weldon Hurt and Kyle McAlister. Also present were Assistant City Manager Mindy Patterson, City Attorney Stanley Smith, City Secretary Rosa Rios, and various members of the City staff.

Councilmember Kreitler delivered the invocation.

Emerson Hubbard, 4th grader at Abilene Christian School; Eduardo Hernandez, 5th grader at Thomas Elementary, who is also the Mayor of the Thomas Elementary Lighthouse Team; and Samantha Joyce, Grace Kasberg, and Ayden McKnight, all 5th graders at Thomas Elementary, who comprise the remainder of the school's Lighthouse Team, led the Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS, ANNOUNCEMENTS

- Employee Service Awards
 - Debra R. Hill, Human Resources – 25 years
 - John A. Hill, Water Department – 20 years
- Presentation
 - Inter-Agency Cooperative Relationships by David Young, Abilene ISD Superintendent
- Proclamation
 - Medical Laboratory Professional's Week was accepted by Lou Ann Watson, Director Hendrick Regional Lab
- Award
 - 2017 Achievement in Library Excellence Award was presented to Mayor Williams by Lori Grumet, Director of Library Services

MINUTES

6. Approval of the minutes from the Regular Meeting held April 12, 2018

Councilmember Kreitler moved to approve the minutes as presented. Deputy Mayor Pro-tem Savage seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister

NAYS (0): None

CONSENT AGENDA

Items pulled for individual consideration were as follows:

- Mayor Pro-tem Price: Item 17; and
- Councilmember McAlister: Item 24.

Councilmember Hurt moved to approve the consent agenda, now consisting of items 7-16 and 18-23. Mayor Pro-tem Price seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

7. Ordinance: (First Reading) OAM-2018-01 A request to amend Abilene's Land Development Code (LDC) regarding Section 3.1.1.3 in Chapter 3, Article 1 and pertaining to subdivision procedures and, specifically, concerning exemptions from platting requirements on certain properties adjoining Lake Ft. Phantom Hill; and setting a public hearing for May 10, 2018
8. Ordinance: (First Reading) SNC-2018-01 A request from LTG Real Estate Group, Agent eHT to change the name of Corley Drive to Cason Way as it extends east to west from Plum Street to West Lake Road (aka FM 600); and setting a public hearing for May 10, 2018
9. Ordinance: (First Reading) TC-2018-03 A request from Hardin Simmons University, agent Jacob and Martin, to abandon the portion of Sandefer Street running west to east between Pine Street and Walnut Street; and setting a public hearing for May 10, 2018
10. Ordinance: (First Reading) Z-2018-08 A request from Edwin and Martin McDonald, to amend the terms and conditions of PD95 (Planned Development 95) to allow for the permanent placement and use of Recreational Vehicles (RV's) within the Planned Development located at 402 Arnold Boulevard; and setting a public hearing for May 10, 2018
11. Ordinance: (First Reading) Z-2018-09 A request from Jonathan and Jared Sharp to rezone property from Residential Single-Family/Corridor Overlay (RS-8/COR) to Neighborhood Office/Corridor Overlay (NO/COR) located at 5629 Buffalo Gap Road; and setting a public hearing for May 10, 2018
12. Ordinance: (First Reading) Z-2018-10 A request from Barbara Tucker, to rezone property from Agricultural Open Space/Corridor Overlay (AO/COR) and Residential Single-Family/Corridor Overlay (RS-8/COR) to General Retail/Corridor Overlay (GR/COR), and a Conditional Use Permit (CUP) to allow for an Automobile Wash on the same properties located at 6110 and 6118 Buffalo Gap Road; and setting a public hearing for May 10, 2018
13. Resolution: Authorizing the City Manager to approve the Abilene Public Library purchases from Baker & Taylor
[ASSIGNED RESOLUTION NO. 42-2018]
14. Resolution: Authorizing the City Manager to continue the agreement between the City of Abilene and Abilene Library Consortium
[ASSIGNED RESOLUTION NO. 43-2018]
15. Resolution: Authorizing the City Manager to continue the Abilene Public Library purchases from Midwest Tape for Hoopla
[ASSIGNED RESOLUTION NO. 44-2018]
16. Resolution: Authorizing the City Manager to continue the Agreement between the Abilene Public Library and Overdrive, Inc.
[ASSIGNED RESOLUTION NO. 45-2018]

18. Resolution: Authorizing the purchase of Level IV Body Armor for Abilene Police Department
[ASSIGNED RESOLUTION NO. 47-2018]
19. Resolution: Authorizing annual Sexual Assault Nurse Examiner (SANE) evaluations for the Abilene Police Department
[ASSIGNED RESOLUTION NO. 48-2018]
20. Resolution: Authorizing funding for the Regional Victim Crisis Center (RVCC) for the Abilene Police Department
[ASSIGNED RESOLUTION NO. 49-2018]
21. Resolution: Authorizing the purchase of replacement Mobile Data Computers (MDC's) for Police Department and Marshals Division
[ASSIGNED RESOLUTION NO. 50-2018]
22. Resolution: Authorizing funding for O'Bar Wrecker Service during Fiscal Year 2017-2018
[ASSIGNED RESOLUTION NO. 51-2018]
23. Resolution: Authorizing an amendment to the Professional Services Contract-Nurse Practitioner (Abilene-Taylor County Public Health District)
[ASSIGNED RESOLUTION NO. 52-2018]

ITEM PULLED FROM CONSENT FOR INDIVIDUAL CONSIDERATION

17. Resolution: Authorizing the City Manager to execute an amendment with Bontke Brothers Construction Co., Inc. for the Lake Kirby Nature Play Improvements CB-1825, Alternates 1 through 4
[ASSIGNED RESOLUTION NO. 46-2018]
Mayor Pro-tem Price pulled the item.

Mayor Pro-tem Price inquired of the City Council if it desired to use CIP funds for this project is it could consider using these funds for the project as proposed under Agenda Item 30 [Abilene Youth Sports Authority Lease Agreement) since it is City Council's decision on where CIP funds are used. Staff clarified there were certain stipulations within the bond program that provided for funds to be spent in certain areas.

Councilmember McAlister moved to approve the item as presented. Councilmember Hurt seconded the motion; motion carried.

AYES (6): Mayor Williams, Deputy Mayor Pro-tem Savage, and Councilmembers Kreidler, Albus, Hurt, and McAlister

NAYS (1): Mayor Pro-tem Price

24. Resolution: Authorizing the bid award for the Police Academy Roof Replacement
Councilmember McAlister pulled the item.
[ASSIGNED RESOLUTION NO. 53-2018]

Councilmember McAlister was informed that paying for this project would not negate the City's ability to reimburse itself.

Mayor Pro-tem Price moved to approve the item as presented. Councilmember McAlister seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

REGULAR AGENDA

Note: Agenda item 34 was considered at this time. The details of action taken are available within that item.

25. Resolution: Authorizing the acceptance of a \$40,000 donation from Rescue the Animals, SPCA (ASSIGNED RESOLUTION NO. 54-2018)

Mirenda Walden, Animal Services Director, presented the item. Paul Washburn, President/Volunteer with Rescue the Animals, SPCA, presented the City with two checks: (1) \$20,000 for a mobile unit, and (2) \$20,000 for the first phase of the spay/neuter program.

Mayor Pro-tem Price moved to approve the item as presented. Councilmember Albus seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

26. Ordinance & Public Hearing: (Final Reading) An Ordinance Granting to Taylor Electric Cooperative, Inc. the Right, Privilege and Franchise to Conduct Within the City of Abilene, Taylor and Jones Counties, Texas, an Internet Service Provider Business and to Utilize the Public Right-of Way for Broadband Internet Services Facilities, Providing for the Payment of a Fee or Charge for the Use of the Public Right-of Way (ASSIGNED ORDINANCE NO. 21-2018)

Andy Anderson, Interim Director of Public Works, presented the item. Adoption of the item would allow Taylor Electric Cooperative, Inc. to utilize the City's public rights-of-way for the addition of infrastructure necessary to provide those services.

Mayor Williams opened the public hearing. With no speakers coming forward, Mayor Williams closed the public hearing.

Deputy Mayor Pro-tem Savage moved to approve the item as presented. Councilmember Kreitler seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

27. Ordinance: (First Reading) Nominating Abilene Regional Medical Center as an Enterprise Zone Project

Michael Rice, Assistant City Manager, presented the item. Adoption of the item would allow the Abilene Regional Medical Center to apply for designation as an Enterprise Zone by the Office of the Governor.

Deputy Mayor Pro-tem Savage moved to approve the item as presented. Councilmember McAlister seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

28. Resolution: Authorizing the City Manager to enter into an agreement for software services with SeeClickFix in the amount of \$16,997.40 per twelve-month service agreement
(ASSIGNED RESOLUTION NO. 55-2018)

Michael Rice, Assistant City Manager, presented the item. Adoption of the item would replace the GovQA program currently used by the City with a more robust set of tools for both citizen sand employees in addressing reported needs of repair, service requests received and simple requests for information. This would further eliminate duplicate work orders.

Mayor Pro-tem Price moved to approve the item as presented. Councilmember Kreitler seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

29. Resolution: Roadway Participation Interlocal Agreement between the City of Abilene, Texas and Wylie Independent School District
(ASSIGNED ORDINANCE NO. 56-2018)

Michael Rice, Assistant City Manager, presented the item. Adoption of the item would allow Wylie ISD and the City to work jointly on the new Wylie East Elementary School. Wylie ISD is required to improve substandard perimeter streets adjacent to that new school, while the City is required to participate in the costs of perimeter roads that are in excess of a Developer's fair share.

Councilmember Hurt moved to approve the item as presented. Mayor Pro-tem Price seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

30. Resolution: Authorizing the City Manager to Execute a Lease Agreement with the Abilene Youth Sports Authority (AYSA)

Wayne Lisenbee, Director of Capital Improvements, presented the item. Jon Smith, Director of the Abilene Youth Sports Authority, provided the particulars of the proposed lease/project. In-depth discussion was held on the stipulations outlined in the Memorandum of Agreement (MOA) executed on April 5, 2016 between the City and AYSA. The stipulations were not all included in the proposed agreement being presented. Confirmation was provided that delaying the item would have no detrimental effect on the project. The delay would allow the City and AYSA to regroup with all applicable parties and revisit the stipulations of the MOA and their applicability to the proposed lease agreement.

Mayor Pro-tem Price moved to table the item to May 10, 2018. Councilmember Kreitler seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None

Mayor Williams announced he would be departing the meeting due to a family emergency. The City Council recessed the meeting for a short break at 10:02 a.m. and reconvened at 10:09 a.m.

Mayor Pro-tem Price presided over the remainder of the meeting.

31. Resolution: Authorizing the City Manager to execute a Professional Services Agreement with Jacob & Martin for site work in support of the Abilene Youth Sports Authority project at Nelson Park

Wayne Lisenbee, Director of Capital Improvements, presented the item. With Agenda Item 30 related to the Abilene Youth Sports Authority and tabled to May 10, 2018, the City Council was informed there would be no detrimental effect if the item was delayed or approved.

Councilmember Kreitler moved to table the item to May 10, 2018. Deputy Mayor Pro-tem Savage seconded the motion; motion carried.

AYES (4): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler and Albus
NAYS (2): Councilmembers Hurt and McAlister
ABSENT WHEN VOTE TAKEN (1): Mayor Williams

32. Resolution: Authorizing the bid award for the Sanitary Sewer System Interceptor Line Inspection and Cleaning Project
(ASSIGNED RESOLUTION NO. 57-2018)

Rodney Taylor, Director of Water Utilities, presented the item. Adopting the item would award the bid to AIMS Companies, lowest bidder of six.

Deputy Mayor Pro-tem Savage moved to approve the item as presented. Councilmember Kreitler seconded the motion; motion carried.

AYES (6): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister
NAYS (0): None
ABSENT WHEN VOTE TAKEN: (1) Mayor Williams

33. Resolution: Authorizing the City Manager to execute the application for the Assistance to Firefighter Grant Application to increase staffing through the Staffing for Adequate Fire and Emergency Response (SAFER) Grant
(ASSIGNED RESOLUTION NO. 58-2018)

Larry Bell, Fire Chief, presented the item. Mike Burden, Deputy Fire Chief, presented the particulars of the item/grant. The item would allow the City to apply for a grant; and if awarded, the City would fund the remainder.

Councilmember Hurt moved to approve the item as presented. Deputy Mayor Pro-tem Savage seconded the motion; motion carried.

AYES (6): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreidler, Albus, Hurt, and McAlister

NAYS (0): None

ABSENT WHEN VOTE TAKEN (1): Mayor Williams

34. Resolution: Authorizing the City Manager to enter into an agreement with the Meadows Mental Health Policy Institute for Texas (MMHPI)
(ASSIGNED RESOLUTION NO. 59-2018)

Stan Standridge, Chief of Policy, presented the item. Adoption of the item would allow an objective review and quantitative analysis of the Abilene/Taylor County behavioral health and criminal justice systems. Costs for the study would be covered by: (1) The Dodge Jones Foundation at \$40,000; (2) The Diane Owen Graves Foundation at \$40,000; (3) City of Abilene at \$10,000; and (4) Hendrick Medical Center at \$10,000. The needs assessment is necessary in order for the City to apply for federal grant funding to help address mental health needs in the community.

Mayor Pro-tem Price moved to approve the item as presented. Councilmember Kreidler seconded the motion; motion carried.

AYES (7): Mayor Williams, Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreidler, Albus, Hurt, and McAlister

NAYS (0): None

35. Resolution: Directing publication of notice of intention to issue combination tax and revenue certificates of obligation to provide funds for municipal improvements, streets, and park and recreational improvements; and resolving other matters related to the subject
(ASSIGNED RESOLUTION NO. 60-2018)

Mike Rains, Director of Finance, presented the item. Adoption of the item would direct the publication of the Notice of Intention to Issue Certificates of Obligation in an amount not to exceed \$12,700,000.

Deputy Mayor Pro-tem Savage moved to approve the item as presented. Councilmember Hurt seconded the motion; motion carried.

AYES (6): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreidler, Albus, Hurt, and McAlister

NAYS (0): None

ABSENT WHEN VOTE TAKEN (1): Mayor Williams

36. Resolution: Ordering a public hearing for May 24, 2018 regarding the issuance of obligations for Park and Recreational Improvements
(ASSIGNED RESOLUTION NO. 61-2018)

Mike Rains, Director of Finance, presented the item. Adoption of the item would order a public hearing for May 24, 2018 on the City's intent to issue Certificates of Obligation in an amount not to exceed \$12,700,000.

Councilmember Kreitler moved to approve the item as presented. Councilmember McAlister seconded the motion; motion carried.

AYES (6): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister

NAYS (0): None

ABSENT WHEN VOTE TAKEN (1): Mayor Williams

37. Resolution: Expressing official intent to reimburse costs of Park and Recreational Improvements

Mike Rains, Director of Finance, presented the item. Adoption of the item would allow the City to reimburse itself at a maximum amount of \$1,703,000 when bonds are issued for costs incurred on the development of the Abilene Youth Sports Authority sports complex at Nelson Park.

Councilmember Kreitler moved to table the item to May 10, 2018. Deputy Mayor Pro-tem Savage seconded the motion; motion carried.

AYES (6): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister

NAYS (0): None

ABSENT WHEN VOTE TAKEN (1): Mayor Williams

EXECUTIVE SESSION

Mayor Pro-tem Price recessed into Executive Session at 11:02 a.m. pursuant to the following of the Open Meetings Act, with the following issues discussed during the closed session:

- 38. 551.071 (Consultation with Attorney)
 - (6) City of Abilene and Development Corporation of Abilene v. Texas Municipal League Governmental Risk Pool, Cause No. 11018-D In the 350th Judicial District Court, Taylor County, Texas, filed January 9, 2017
- 38. 551.087 (Deliberations about business prospects and economic development)
 - (1) Hotel Proposals

The meeting reconvened to Open Session at 11:14 a.m. Mayor Pro-tem Price reported no votes or action were taken in Executive Session.

REGULAR AGENDA

39. Resolution: Appointing members to various Boards & Commissions per the City Charter [ASSIGNED RESOLUTION NO. 62-2018]

Deputy Mayor Pro-tem Savage moved to approve appointment of the following:

Board	Term End Date
<i>Board of Adjustment</i>	
Jon Loudermilk (Alternate) [New]	November 2019
<i>Library Board</i>	
Ferdinand Patao [New]	November 2019 [unexpired]

Councilmember Kreitler seconded the motion; motion carried.

AYES (6): Mayor Pro-tem Price, Deputy Mayor Pro-tem Savage, and Councilmembers Kreitler, Albus, Hurt, and McAlister

NAYS (0): None


ABSENT WHEN VOTE TAKEN (1) Mayor Williams

ADJOURNMENT

There being no further business, the meeting adjourned at 11:16 a.m.



Rosa Rios, TRMC
City Secretary



Anthony Williams
Mayor

Minutes approved on: May 10, 2018