

CITY COUNCIL MEETING
August 8, 2019 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 August 8, 2019, at 8:30 a.m. in the Council Chambers, 555 Walnut St. Mayor Anthony Williams was present and presiding with Mayor Pro-tem Weldon Hurt, Deputy Mayor Pro-tem Donna Albus and Councilmembers Shane Price, Jack Rentz, Kyle McAlister and Travis Craver. Also present were City Manager Robert Hanna, Assistant City Attorney Kelley Messer, City Secretary Shawna Atkinson, and various members of the City staff.

Deputy Mayor Pro-tem Donna Albus delivered the invocation.

Sierra Billiet, 7th grader at Madison Middle School, led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS, ANNOUNCEMENTS

- Proclamation
 - A proclamation to honor the victims of the El Paso, Texas, mass shooting that occurred on August, 3rd, 2019.
- Employee Service Award
 - Wallace McDaniel, Police Department – 30 Years

CONSENT AGENDA

The Consent Agenda consisted of items 3-5. No items were pulled for individual consideration.

Councilmember McAlister moved to approve the Consent Agendas as presented. Councilmember Price seconded the motion; motion carried.

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

3. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Special Budget Workshop Meeting held on July 22, 2019, and the Regular Meeting held on July 25, 2019
4. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Execute a Contract with BKD, LLP for Professional Auditing Services
[ASSIGNED RESOLUTION NO. 163-2019]
5. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding a Bid to Dowtech Specialty Contractors, Inc. for the Northeast and Grimes WTPs Chlorination System Upgrades
[ASSIGNED RESOLUTION NO. 164-2019]

REGULAR AGENDA

6. **Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Applications for State Tax Credit to Renovate the St. Ann's Hospital**
[ASSIGNED RESOLUTION NO. 165-2019]

Mike Warrix, Director of Planning and Development Services, presented the item. Adoption of the item would approve a resolution of no objection for City Square Housing for state tax credit to renovate the St. Ann's Hospital.

Mike Warrix introduced Chad Baker with City Square Housing, who presented their plan for the project and answered questions from Council. They hope to break ground on the project by the end of the year and anticipate it to be done nine months after the ground breaking.

Mayor Williams opened the public hearing; and with no speakers coming forward, the public hearing was closed.

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

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

7. **Discussion: Receive a Report and Hold a Discussion on Accessibility Recommendations Received from the Citizens Advisory Board for People with Disabilities for the Convention Center, City Hall and Airport**

Brenda Alexander, Director of Human Resources and staff liaison to the Citizens Advisory Board for People with Disabilities, gave a brief overview of what the board does. She then introduced the Chairman of the board, JoAnne Fluke, who presented Council with the board's findings and recommendations regarding City Hall, the Convention Center, and the Airport, and how to make them more accessible for the disabled community.

This item was for discussion only. No votes or action were taken.

8. **Ordinance and Public Hearing (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending Chapter 18, Article X, by Adding Division 7, "Resident Only Parking Program," Sections 18-258–18-263, which establishes a Resident Only Parking program**
[ASSIGNED ORDINANCE NO. 45-2019]

This item was tabled from the last meeting. Councilmember McAlister moved to remove the item from the table. Councilmember Price seconded the motion; motion carried.

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

Michael Rice, Assistant City Manager, presented the item. Adoption of the item would allow the City to address parking issues within neighborhoods in response to neighborhood concerns. The program would be solely neighborhood initiated.

Mayor Williams opened the public hearing; and with no speakers coming forward, the public hearing was closed.

Councilmember Price moved to approve the item as presented. Councilmember Craver seconded the motion; motion carried.

AYES (5): Mayor Williams, Deputy Mayor Pro-tem Albus and Councilmembers Price, Rentz and Craver
NAYS (2): Mayor Pro-tem Hurt and Councilmember McAlister

9. Ordinance and Public Hearing (Final Reading): **CUP-2019-06** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from Hendrick Health System, agent Chip Whitlock/Parkhill Smith and Cooper, for a Conditional Use Permit to allow a 'Day-Care Operation, Center-Based' in a Residential Medium Density (MD) zoning district located at 1450 N 17th Street [ASSIGNED ORDINANCE NO. 47-2019]

Mike Warrix, Director of Planning and Development Services, presented the item. Adoption of the item would approve a conditional use permit to allow "day-care operation – center-based" in Medium Density (MD) zoning.

Mayor Williams opened the public hearing. The following addressed the city council:

- Cynthia Pearson, President/CEO of Day Nursery of Abilene – spoke about the child care issue in the area and how more families are working now and need child care. She stated that Hendricks is helping them transform the building for their new day care. They currently have over 500 children in their current facilities with a waiting list of over 150, which is how many children they will be able to accommodate at this new facility.

With no other speakers coming forward, the public hearing was closed.

Councilmember Craver had a conflict on the item and abstained from voting. A Conflict of Interest Affidavit was filled out after the meeting and filed with the City Secretary's office.

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

AYES (6): Mayor Williams, Mayor Pro-tem Hurt, Deputy Mayor Pro-tem Albus and Councilmembers Price, Rentz, McAlister
NAYS (0): None
ABSTAIN (1): Councilmember Craver

10. Ordinance and Public Hearing (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Fiscal Year 2018-2019 Revised Budget
[ASSIGNED ORDINANCE NO. 48-2019]

Mike Rains, Director of Finance, presented the item. Adoption of the item would approve the fiscal year 2018-2019 Revised Budget, as presented.

Mayor Williams opened the public hearing; and with no speakers coming forward, the public hearing was closed.

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

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

NAYS (0): None

PUBLIC COMMENTS

Mayor Williams opened the public comment period. The following addressed the city council:

- Rodney Casey – thanked the Council for their service. Stated he doesn't live in Abilene, but his sister adopted a baby here in 1992. He encouraged Council to protect unborn babies and requested them to put the ordinance making Abilene a sanctuary city for the unborn on a future agenda.
- Jim Sullivan – reiterated his statements from the last Council meeting about abortion. Presented Council with a copy of an ordinance to stop abortion facilities from coming to Abilene in the future and gave a petition for the same thing. He encouraged Council to pass this ordinance and asked them to call it "Paula's Law".
- David Swart – spoke about the dangerous mosquitos recently found in the area and the spraying done to kill them. He stated he didn't think they could spray the whole area they were supposed to in only one hour. Also stated he has been overcharged on his water bill for a second time and has provided the City pictures of his meter to prove this.
- Maryann Blanchard Becking – spoke in support of the sanctuary city for the unborn ordinance. Spoke about the recent killing of an Abilene woman who was pregnant, and how the suspects are being charged for two murders – one for the mother and one for the unborn baby. She thinks this punishment should also stand for a mother who kills her own baby.
- Roberta Lambert – spoke in support of the sanctuary city for the unborn. Stated that since Council is talking about protecting the disabled and homeless, they should take a look at protecting what she calls "pre-born" babies, as they are also residents of Abilene.

With no other speakers coming forward, the public comment period was closed.

EXECUTIVE SESSION

Mayor Williams recessed into Executive Session at 9:51 a.m. pursuant to the following of the Open Meetings Act, with the following issues discussed during this session, as listed on the agenda and authorized by the noted Texas Government Code Section:

- 11.A 551.071 (Consultation with Attorney)
 - 2. Chad Carter v. City of Abilene
- 11.B 551.072 (Deliberations about Real Property)
 - 3. Clyde Water
- 11.F 551.087 (Business Prospect/Economic Development)
 - 1. Abilene Convention Center Hotel Project
 - 2. Windsor Hotel
 - 3. Civic Plaza Hotel
 - 4. Wooten Hotel
 - 5. New Horizons

The Executive Session ended at 10:59 a.m. and reconvened to Open Session. Mayor Williams reported no votes or action were taken in Executive Session.

REGULAR AGENDA

12. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving an Agreement to Release Lien with Sitzes Real Estate Holding, LLC regarding the Hotel Wooten
[ASSIGNED RESOLUTION NO. 166-2019]

This item was tabled from the last meeting. Mayor Pro-tem Hurt moved to remove the item from the table. Deputy Mayor Pro-tem Albus seconded the motion; motion carried.

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

NAYS (0): None

Robert Hanna, City Manager, presented the item. Adoption of the item would approve an agreement with Sitzes Real Estate Holdings, LLC, to release the lien on the Wooten Hotel.

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

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

NAYS (0): None

13. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving an Economic Development Agreement with Abilene Improvement Corporation for Purchase of 505 Pine Street
[ASSIGNED RESOLUTION NO. 167-2019]

Robert Hanna, City Manager, presented the item. Adoption of the item would approve an economic development agreement with Abilene Improvement Corporation for the purchase of 505 Pine Street, the Civic Plaza Hotel.

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

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

NAYS (0): None

14. Resolution: Receive a Report, Hold a Discussion and Take Action to Approve the Settlement Regarding Cause No. 10138-D, Carter v. City of Abilene
[ASSIGNED RESOLUTION NO. 167-2019 – NOT CONSIDERED]

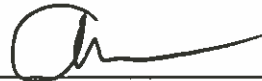
This item was pulled from consideration prior to the meeting.

ADJOURNMENT

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



Shawna Atkinson
City Secretary



Anthony Williams
Mayor

Minutes approved on: August 22, 2019

