

CITY COUNCIL MEETING
January 09, 2020 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 the 9th day of January, 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, City Attorney Stanley Smith, City Secretary Shawna Atkinson, and various members of the City staff.

Mayor Anthony Williams delivered the invocation.

Braden Jaramillo, 5th grader, and Ethan Jaramillo, 4th grader, from Martinez Elementary, led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS, ANNOUNCEMENTS

- Employee Service Awards
 - Mike Baird - 25 Years - Police Department
 - Stanley Standridge - 25 Years - Police Department

CONSENT AGENDA

The Consent Agenda consisted of items 3-5. Item 4 was pulled for individual consideration.

Items pulled for individual consideration were as follows:

- Deputy Mayor Pro-tem Albus – Item 4

Mayor Pro-tem Hurt moved to approve the consent agenda, now consisting of items 3 and 5. Councilmember McAlister 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 Public Hearing, and Take Action on Approving the Minutes from the Regular Meeting Held on December 19, 2019
5. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding a Contract for the emergency repair to/replacement of a gas line at the Abilene Zoo in an amount to exceed \$50,000
[ASSIGNED RESOLUTION NO. 02-2020]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

4. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding a Contract to Frontier Waterproofing, Inc. for Waterproofing & Restoration Work - Main Library
[NOT APPROVED]

The item was pulled by Deputy Mayor Pro-tem Albus.

Having pulled the item, Deputy Mayor Pro-tem Albus stated that since the Library will be moving to the Abilene Heritage Square location in the near future, would it be wise to spend money on the current building.

City Manager Hanna addressed Deputy Mayor Pro-tem Albus' concerns and stated that Council had directed staff to protect these facilities, but it has just taken a little while to make it happen, and since then the Abilene Heritage Square deal went through. The building is not in danger of falling down and no records are at risk though.

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

- Ron Kinder - questioned if this was located in the basement and what actually needs to be waterproofed
- David Swart – stated his concerns on using tax payer money for this since there are greater concerns in the City. He thinks the money could be used to fix an intersection or streets.

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

Deputy Mayor Pro-tem Albus moved to deny the item as presented. Councilmember Craver 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

REGULAR AGENDA

6. Presentation: Receive a Report, and Hold a Discussion and Public Hearing on Abilene Convention Center North Plaza Proposed Design

Molly Moser, Director of the Abilene Convention Center, presented the item and the plans for the improvements to the North Plaza of the Abilene Convention Center.

Council and Staff discussed where the money was coming from for the project, a memorial to employees who have passed in the line of duty, and ADA upgrades to the area.

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

- Ron Kinder- stated his concerns over the lack of lighting currently there. Stated he went there at night and you cannot see the steps or ramps. Mr. Kinder stated he witnessed a lady fall off the steps and would like lights put on them to avoid this.

Ms. Moser addressed Mr. Kinder's concerns and let him know that they were already planning on including lighting on the steps and handrails for the project.

This item was for presentation only. No vote or action was taken at this time.

7. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Professional Services Contract Awarded to Enprotec/Hibbs & Todd for Engineering Design of Pavement Roadway & Drainage Improvements for Sayles Boulevard

[ASSIGNED RESOLUTION NO. 03-2020]

Greg McCaffery, Director of Public Works, presented the item. Adoption of the item would award the bid for engineering design for the project of resurfacing and complete major base repairs to Sayles Boulevard from South Danville to Buffalo Gap Road to Enprotec/Hibbs & Todd., for the amount of \$250,000.

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

- David Swart – Mr. Swart questioned if South 27th would be covered under this project. He thinks the project should start by the Post Office and leap frog over 27th if they aren't doing that part and continue south from there. He also thinks that it is a good idea to use the bond surplus for these streets, and that this needs to be done during school break.
- Ron Kinder – stated he was for the item

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

Councilmember Price 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

8. Resolution: Receive a Report, Hold a Discussion and Public Hearing and Take Action on Awarding of Bid No. CB#-2018 to Raydon, Inc. for Street Resurfacing Project of Work Zones N10 & N3
[ASSIGNED ORDINANCE NO. 04-2020]

Greg McCaffery, Director of Public Works, presented the item. Adoption of the item would award the bid for the resurfacing of several streets located in the street maintenance work zones of N10 & N3.

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

- David Swart – stated his excitement that these funds are available to use. He thinks wording such as “work zone is bound by these specific streets” should be added to the presentation for people watching from home, as the map is very small.

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

Mayor Pro-tem Hurt moved to approve the item 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

9. Ordinance (Final Reading) CUP-2019-11: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from JR Team Holdings LLC, agent Jody Team, for Conditional Use Permit allowing an active outdoor recreation facility (a community swimming pool) in a Rural Residential (RR-1) zoning district and located specifically at 1722 Aces Trail
[ASSIGNED ORDINANCE NO. 01-2020]

Mike Warrix, Director of Planning and Development Services, presented the item. Adoption of the item would approve a Conditional Use Permit to allow a community swimming pool in a platted subdivision at the above listed address.

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

Councilmember Price moved to approve the item with the six (6) conditions recommended by the Planning and Zoning Commission. 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

10. Ordinance (Final Reading) Z-2019-30: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from NuHome Construction of Abilene LLC, agent Barry Fletcher, to rezone property located at the corner of Corsicana Avenue and Sagehen Ridge Drive from Agricultural Open Space (AO) to Residential Single-Family (RS-6) District
[ASSIGNED ORDINANCE NO. 02-2020]

Mike Warrix, Director of Planning and Development Services, presented the item. Adoption of the item would rezone the above referenced property from Agricultural Open Space (AO) to Residential Single-Family (RS-6) to accommodate single family home construction.

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

- Barry Fletcher, NuHome Representative – stated their intentions to bring affordable homes to Abilene. Their company has already been working in San Angelo, where they have done 18 similar homes.

Councilmember McAlister moved to approve the item as presented. 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

PUBLIC COMMENTS

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

- David Swart – stated the new City website still has issues. His concerns are that the apps we have promoted do not go to the new website, and when you go to Report a Problem the captcha isn't working, but he likes that you can report problems as a guest as he cannot remember his login. He also stated that the water bill payment section crashes when you fail your login. He also spoke about traffic lights and congratulated Chief Standridge on 25 years of service.
- Ron Kinder- asked how many vehicles go under the Mockingbird underpass, and why can't we fix the curb that is breaking off there. He thinks the pieces should at least be picked up. He stated the intersection of Sewell and South 14th needs to be repaired, and also questioned why we are giving property to the county.

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

EXECUTIVE SESSION

Mayor Williams recessed into Executive Session at 9:49 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)
 - 1. Chad Carter v. City of Abilene
- 11. B. 551.072 (Deliberations about Real Property)
 - 1. Clyde Water
- 11.D. 551.074 (Personnel Matters)
 - 1. City Council Appointees – Municipal Court Judge (Also Agenda Item #16)
- 11. F. 551.087 (Business Prospect/Economic Development)
 - 1. Abilene Convention Center Hotel Development Project
 - Agenda Item 12 – Donation of Land to Taylor County
 - Agenda Item 13 – Housing Tax Credit Application – Tuscan Court Villas
 - Agenda Item 14 – Housing Tax Credit Application – Elm Creek Cottages

The Executive Session ended at 10:43 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 Public Hearing, and Take Action on Approval of Deed Donating 3.59 Acres of Land to Taylor County, Texas for Expansion of Taylor County Detention Center [ASSIGNED RESOLUTION NO. 05-2020]

City Manager Robert Hanna presented the item. Adoption of the item would donate the deed of 3.59 acres of land to Taylor County, for the expansion of the Taylor County Detention Center.

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 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

13. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on supporting a Housing Tax Credit Application for Tuscan Court Villas and Commitment of Development Incentives [ASSIGNED RESOLUTION NO. 06-2020]

Mike Warrix, Director of Planning & Development Services, presented the item. Adoption of the item would approve the support of the application for housing tax credits through the Texas Department of Housing and Community Development.

Jeff Beckler, the Development Associate for Tuscan Court Villas presented Council with their plans for the development.

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 (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 Public Hearing, and Take Action on supporting a Housing Tax Credit Application for Elm Creek Cottages and Commitment of Development Incentives [ASSIGNED RESOLUTION NO. 07-2020]

Mike Warrix, Director of Planning & Development Services, presented the item. Adoption of the item would approve the support of the application for housing tax credits through the Texas Department of Housing and Community Development.

Mike Ash, Development Manager for Elm Creek Cottages, presented Council with their plans for the development.

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. 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

15. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Appointing Members to Various Boards and Commissions per the City Charter [ASSIGNED RESOLUTION NO. 08-2020]

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

Deputy Mayor Pro-tem Albus moved to (re)appoint the following:

Board	Term End Date
<i>Board of Adjustment</i>	
Bob Beermann [Reappointment]	November 2021
<i>Child Advocacy Center Board</i>	
Jason Shaw [Reappointment]	December 2022
<i>Frontier Texas! Board of Directors</i>	
Brent Hill [New]	February 2023
Tim Chandler [Reappointment]	February 2023
Weldon Hurt [Reappointment]	February 2023
Jessica Haile [New]	February 2023
Jessica Adams [Reappointment]	February 2023
<i>Landmarks Commission</i>	
Steve Butman [Reappointment]	November 2022
Sidney Levesque [Reappointment] [Alternate] [At-Large]	November 2022
Morgan Roden [New] [Alternate] [At-Large]	November 2021 (unexpired term)

Councilmember Rentz seconded the motion; motion carried.

AYES (6): Mayor Williams, Deputy Mayor Pro-tem Albus and Councilmembers Price, Rentz, McAlister and Craver

NAYS (0): None

ABSTAINED (1): Mayor Pro-Tem Hurt

16. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the Municipal Court Judge

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

Mayor Williams stated that the salary adjustment for Judge Barton would be considered at the next Council meeting.


Deputy Mayor Pro-tem Albus moved to approve the evaluation of the Municipal Court Judge. Councilmember Rentz seconded the motion; motion carried.

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

NAYS (0): None

ADJOURNMENT

There being no further business, the meeting adjourned at 11:03 a.m.


Shawna Atkinson
City Secretary


Anthony Williams
Mayor

Minutes approved on: January 23, 2020