

CITY COUNCIL MEETING
September 10, 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 September 10, 2020, 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, and City Secretary Shawna Atkinson.

Councilmember Kyle McAlister delivered the invocation and 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
 - Patricia Perez – 30 Years – COACH Clinic
- Proclamations
 - Lissencephaly Awareness Day Proclamation was accepted by Alysha Trego and her son Josiah.

CONSENT AGENDA

The Consent Agenda consisted of items 4-14. No items were pulled for individual consideration.

Items 5 and 6 were pulled from consideration prior to the meeting.

Councilmember Price moved to approve the consent agenda, now consisting of items 4 and 7-14. 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

4. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on August 27, 2020
7. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Contract with Corgan Associates to Provide Construction Management Services During the Construction of the New Aircraft Rescue and Fire Fighting Station at Abilene Regional Airport
[ASSIGNED RESOLUTION NO. 168-2020]
8. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Purchase Three (3) Support Vehicles for CityLink
[ASSIGNED RESOLUTION NO. 169-2020]
9. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Approve a Purchase from On Site Marketing for Bus Lifts for CityLink
[ASSIGNED RESOLUTION NO. 170-2020]

10. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding Bids for Purchase of Bulk Chemicals to be Used by Water and Wastewater Treatment Plants in Fiscal Year 2021
[ASSIGNED RESOLUTION NO. 171-2020]
11. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Authorizing Combined Purchases from the Specified Vendors in Amounts Exceeding \$50,000 during Fiscal Year 2020
[ASSIGNED RESOLUTION NO. 172-2020]
12. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Award of Bid No. CB-2072 – Sale of Land (1642 Merchant Street)
[ASSIGNED RESOLUTION NO. 173-2020]
13. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving a Negotiated Settlement between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2020 Rate Review Mechanism Filing
[ASSIGNED RESOLUTION NO. 174-2020]
14. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Utilizing Cares Act Grant Funds for Wylie ISD's Operation Connectivity
[ASSIGNED RESOLUTION NO. 175-2020]

ITEMS PULLED FROM CONSIDERATION

5. Resolution: Receive a Report, Hold a Discussion and Public Hearing and Take Action to Award a Contract to Collier Construction to Build the New Aircraft Rescue and Fire Fighting Station at Abilene Regional Airport
[NOT CONSIDERED]
6. Resolution: Receive a Report, Hold a Discussion and Public Hearing and Take Action to Approve Change Order 1 to the Contract with Collier Construction for the Aircraft Rescue and Fire Fighting Station
[NOT CONSIDERED]

REGULAR AGENDA

15. Presentation: Receive a Report, Hold a Discussion and Public Hearing on the Texas Ave and Dub Wright Intersection Improvements

Greg McCaffery, Director of Public Works, presented the item. This was a request from Dyess Air Force Base, as there have been many accidents at that intersection, which have caused damage to their fence. This area does not warrant a traffic signal, so staff is recommending brush clearing along Texas Avenue, and an illuminated stop sign at the intersection. The Public Works Department has enough money in their budget for the brush clearing, but not the stop sign. It is the consensus of Council to move forward with both the brush clearing and the illuminated stop sign.

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

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

16. **Presentation: Receive a Report, Hold a Discussion and Public Hearing regarding the Summary of the 2015 Traffic Signal Bond Project**

Greg McCaffery, Director of Public Works, introduced Nader Ayub with Iteris to present this item. Mr. Ayub stated that the goal of this bond project was to enhance the safety and efficiency of the traffic signal operations in the city, as well as to be more proactive to citizens and staff. They have implemented new technology that links all the traffic signals together in one mainframe, and is able to detect problems with the signals before a citizen makes a complaint. This has also reduced traffic time, making it more efficient for drivers.

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

- David Swart - stated his enthusiasm for this project, but that he did wonder why the signal at Ross Street changes for no reason sometimes.

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

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

PUBLIC COMMENTS

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

- David Swart – wanted to remind everyone that Friday is 9/11 and wanted to say how much he appreciates veterans and service members. Mr. Swart also stated that staff should create an option when reporting street lights to have it directed to AEP on the SeeClickFix app.

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

EXECUTIVE SESSION

Mayor Williams recessed into Executive Session at 9:24 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:

- 17. A. 551.071 (Consultation with Attorney)
 - 1. Governor's Executive Orders COVID-19
 - 2. Claim of Tommy Milliorn
- 17. D 557-074 (Personnel Matters)
 - 1. Personnel Matters – City Manager (also agenda item #25)
 - 2. Personnel Matters – City Secretary (also agenda item #27)
- 17. F. 551-087 (Business Prospect/Economic Development)
 - 1. Abilene Convention Center Hotel Development Project
 - 2. Economic Development Agreement with KKP Investments, LLC (also agenda item #22)
 - 3. DCOA Project Grasshopper (also agenda item #20)
 - 4. DCOA Project ERG-10 (also agenda item #21)

The Executive Session ended at 11:15 a.m. and reconvened to Open Session. Mayor Williams reported no votes or action were taken in Executive Session. Councilmember Craver left the meeting at the conclusion of Executive Session.

REGULAR AGENDA

18. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on approval of a Resolution Authorizing Changes to the DCOA's Bylaws
[NOT CONSIDERED]
19. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on approval of a Resolution approving of (i) a Restated Certificate of Formation (formerly Articles of Incorporation) of the DCOA with amendments and (ii) an Application to present to the Abilene City Council to amend the DCOA's Certificate of Formation (formerly Articles of Incorporation)
[NOT CONSIDERED]
20. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approval of a Resolution approving an Agreement with Project Grasshopper
[ASSIGNED RESOLUTION NO. 178-2020]

Earlier in the meeting, under Section 551.087 (Business Prospect/Economic Development) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 9:24 a.m. and ended at 11:15 a.m. No votes or actions were taken at that time.

Misty Mayo, CEO of the Development Corporation of Abilene, presented the item. Adoption of the item would approve an agreement with Quality Implement Company for Project Grasshopper.

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

- Samuel Garcia – wanted to congratulate the DCOA and Quality Implements for investing in Abilene. Mr. Garcia is in favor of this item.

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

Councilmember McAlister 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

21. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on approval of a Resolution approving an Agreement with Project ERG-10
[ASSIGNED RESOLUTION NO. 179-2020]

Earlier in the meeting, under Section 551.087 (Business Prospect/Economic Development) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 9:24 a.m. and ended at 11:15 a.m. No votes or actions were taken at that time.

Misty Mayo, CEO of the Development Corporation of Abilene, presented the item. Adoption of the item would approve an agreement with BWJ Metalworks for Project ERG-10.

Mayor Williams opened the public hearing. 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

22. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving an Economic Development Agreement with KKP Investments, LLC regarding approximately 150 acres of land out of the M. Talbot Survey No. 103, Taylor County, Texas, located on FM 707 S and west of Buffalo Gap Road
[ASSIGNED RESOLUTION NO. 180-2020]

Robert Hanna, City Manager, presented the item. Adoption of the item would approve an Economic Development agreement with KKP Investments, LLC regarding approximately 150 acres of land out of the M. Talbot Survey No. 103, Taylor County, Texas, located on FM 707 S and west of Buffalo Gap Road.

Mayor Williams opened the public hearing. 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

23. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Nominating Voting Individuals for the Texas Municipal League Intergovernmental Risk Pool Board of Trustees
[ASSIGNED RESOLUTION NO. 181-2020]

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

Councilmember McAlister moved to nominate the following:

Place 1	Robert T. Herrera
Place 2	John W. (Buzz) Fullen
Place 3	Jeffrey Snyder
Place 4	Robert S. Hauck

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

24. 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. 182-2020]

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

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

Board	Term End Date
<i>Keep Abilene Beautiful</i>	
Ifeoluwa "Tobi" Popoola [Reappointment]	September 2023
Chase Robertson [New]	September 2023

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

25. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Manager
[ORAL RESOLUTION]

Earlier in the meeting, under Section 551.074 (Personnel Matters) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 9:24 a.m. and ended at 11:15 a.m. No votes or actions were taken at that time.

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

Deputy Mayor Pro-tem Albus moved to approve the evaluation and salary adjustment of the City Manager. 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

26. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Attorney
[NOT CONSIDERED]

27. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Secretary
[ORAL RESOLUTION]

Earlier in the meeting, under Section 551.074 (Personnel Matters) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 9:24 a.m. and ended at 11:15 a.m. No votes or actions were taken at that time.

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

Councilmember Price moved to approve the evaluation and salary adjustment of the City Secretary. 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

28. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Provide Direction on Adopting a Resolution in Support of Local Businesses and Local Control of COVID-19 Response to the Governor of Texas
[ASSIGNED RESOLUTION NO. 183-2020]

Robert Hanna, City Manager, presented the item. Adoption of the item would adopt a resolution in Support of Local Businesses and Local Control of COVID-19 Response to the Governor of Texas. Mayor Williams put together a committee of himself, Mayor Pro-tem Hurt and Councilmember Price to work with City staff to craft this document and review it before being sent.

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

- Samuel Garcia – stated that the reason for the lack of decisions about COVID-19 in America is because the President knew about the severity of the virus and didn't do anything. Abilene has had forty people die and it is because the President didn't act. Governor Abbott is trying to do the best he can, but the problem is no one is on the same page. The Council is doing the right thing by fighting for the City. Mr. Garcia thinks the President is responsible.


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

Mayor Pro-tem Hurt moved to have City Administration format a letter to send to the Governor of Texas in support of local businesses and local control of COVID-19 response, copied to Legislators, that the committee notated above can review before being sent, and that will be presented at the next City Council meeting. 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

ADJOURNMENT

There being no further business, the meeting adjourned at 11:51 a.m.


Shawna Atkinson

Deputy City Secretary


Anthony Williams

Mayor

Minutes approved on: September 24, 2020