

CITY COUNCIL MEETING
September 23, 2021 at 4:30 p.m.

CITY COUNCIL OF THE CITY OF ABILENE, TEXAS
SOUTH BRANCH LIBRARY

The City Council of the City of Abilene, Texas met in Regular Session on September 23, 2021, at 4:30 p.m. at the South Branch Library, Mall of Abilene, 4310 Buffalo Gap Road. Mayor Anthony Williams was present and presiding, along with Mayor Pro-tem Kyle McAlister, Deputy Mayor Pro-tem Travis Craver, and Councilmembers Shane Price, Lynn Beard, Donna Albus, and Weldon Hurt. Also present were City Manager Robert Hanna, City Attorney Stanley Smith, City Secretary Shawna Atkinson, and various members of the City staff.

EXECUTIVE SESSION

Mayor Williams recessed into Executive Session at 4:30 p.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:

- 24. B. 551.071 (Consultation with Attorney)
 - 1. Steve Van Horne v. City of Abilene
 - 2. Clyde Water
 - 3. ETJ with Clyde, Texas
 - 4. Agenda Item #7
 - 5. Central Appraisal District of Taylor County vs. Veronica Jakstas
- 24. D. 551.074 (Personnel Matters)
 - 1. City Attorney (and Agenda Item #22)
 - 2. City Secretary (and Agenda Item #23)
- 24. F. 551.087 (Business Prospect/Economic Development)
 - 1. Abilene Convention Center Hotel Project

The Executive Session ended at 5:15 p.m. and reconvened to Open Session at 5:30 p.m. as noted on the posted agenda. Mayor Williams reported no votes or action were taken in Executive Session.

Councilmember Lynn Beard delivered the invocation.

Cecelia Cockerell, Kindergartner at Austin 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
 - Annette Lerma – 20 Years – Health Department
- Chief Flores spoke about the parade and 9/11 services that will be taking place at the West Texas Fair Proclamation
 - Fire Prevention Week was accepted by Fire Chief Cande Flores and Sparky the Fire Dog

CONSENT AGENDA

The Consent Agenda consisted of items 5-19. Item 6 was pulled for individual consideration.

Item pulled for individual consideration were as follows:

- Councilmember Albus – Item #6

Councilmember Hurt moved to approve items 5, and 7-19. Mayor Pro-tem McAlister seconded the motion.
Motion carried.

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

Councilmember Beard had a conflict of interest on item #16 and abstained from voting on that item. A conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary's office. The vote for Item #16 was as follows:

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

5. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on September 9, 2021
7. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding Annual Street Services Division Materials Bid #CB-2161
[ASSIGNED RESOLUTION NO. 162-2021]

Earlier in the meeting, under Section 551.071 (Consultation with Attorney) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 4:30 p.m., and ended at 5:15 p.m. No votes or actions were taken at that time.

8. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approval of a Professional Services Contract with Parkhill for the Abilene Zoo Master Plan
[ASSIGNED RESOLUTION NO. 163-2021]
9. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Authorizing the Purchase of a Wachs Grand LX Valve Maintenance Trailer Through Buyboard Cooperative Purchasing for the Water Utilities Department
[ASSIGNED RESOLUTION NO. 164-2021]
10. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Authorizing the Purchase of a CleverScan Manhole Inspection System Through BuyBoard Cooperative Purchasing for the Water Utilities Department
[ASSIGNED RESOLUTION NO. 165-2021]

11. 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 2022
[ASSIGNED RESOLUTION NO. 166-2021]
12. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Execution of Professional Services Contracts in Support of the Public Health Workforce and Health Equity Grants
[ASSIGNED RESOLUTION NO. 167-2021]
13. Ordinance (First Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending the Fiscal Year 2021-22 Budgets
14. Ordinance (First Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending the Fiscal Year 2020-2021 Budgets
15. Ordinance (First Reading) Z-2021-22: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from The Conder Company (Represented by Jacob Martin LLC) to Change Zoning from Agricultural Open Space (AO) to a Planned Development (PD) District of Single-Family Home Sites on Approximately 7.77 Acres of Now-Vacant Land Bordering the 7700-7900 Blocks (West Side) of Hardwick Road in Far South Abilene. Legal Description Being Approximately 7.77 Acres Out of the W.J. Reddell Survey in Abilene, Taylor County, Texas
16. Ordinance (First Reading) Z-2021-24: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Brookhollow Christian Church (Represented by Paul Johnson & Associates) to Change Zoning from Residential Medium-Density (MD) to a Neighborhood Retail (NR) District on Properties at 2310 South Willis Street and 2325 Ivanhoe Lane in Southwest Central Abilene. Legal Description Being Lots 1, 2 And 22 (And Intervening Abandoned Alleyway) Block 13 of Brookhollow Addition Section 4, Abilene, Taylor County, Texas
17. Ordinance (First Reading) Z-2021-25: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Christian Evenson to Change Zoning from Heavy Industrial (HI) to a Heavy Commercial (HC) District on Approximately 1.5 Acres of Now-Vacant Land at 1425 Dunnam Drive, Situated Approximately 1000 Feet East of South Treadaway Boulevard in South Abilene. Legal Description Being Lots 20, 21 and 22 in the Atlas Industrial Subdivision, Abilene, Taylor County, Texas
18. Ordinance (First Reading) Z-2021-26: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Dewayne Blair to Change Zoning from Agricultural Open Space (AO) to a Manufactured/Mobile Home (MH) District on Approximately 57.442 Acres of Land Located on the 100 Block (West Side) of Chapel Hill Road in Far West Abilene. Legal Description Being 21.656 Acres Out of the Northwest Part of the H.B. Martin Survey in Abilene, Taylor County, Texas
19. Ordinance (First Reading) Z-2021-27: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request From KPLB LLC, Agents Jacob & Martin LLC, to Rezone Property from Residential Medium-Density (MD) District to a Planned Development (PD) District on 5.85 Acres of Now-Vacant Land at 1826 Colony Hill Road in Southeastern Abilene. Legal Description Being 5.85 Acres Out of Southwest Quarter of Lunatic Asylum Lands Section 8 in Abilene, Taylor County, Texas

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

6. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Abilene Cultural Affairs Council FY 2022 Budget
[ASSIGNED RESOLUTION NO. 161-2021]

The item was pulled by Councilmember Albus.

Having pulled the item, Councilmember Albus thanked Lynn Barnett with the Abilene Cultural Affairs Council for making the quality of life better in Abilene, and for bringing visitors to our city and showing them what we can be.

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

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

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

NAYS (0): None

REGULAR AGENDA

20. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending Chapter 10, Article III, "Fire Prevention Code", Division 1, Sec. 10-46 of the Abilene Municipal Code
[ASSIGNED ORDINANCE NO. 52-2021]

Cande Flores, Fire Chief, presented the item. Adoption of the item would Amend Chapter 10, Article III, "Fire Prevention Code", Division 1, Sec. 10-46 of the Abilene Municipal Code, adopting the 2021 version of the Abilene Fire Code.

Councilmembers Price and Beard had concerns over some of the language in the ordinance. After discussion, City Manager Hanna recommended tabling the item until the next meeting so staff can make the changes before Council votes.

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

Councilmember Beard moved to table the item until the October 14, 2021 meeting. Councilmember Price seconded the motion; motion carried.

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

NAYS (0): None

21. 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. 168-2021]

Councilmember Beard had a conflict of interest on this item and abstained from voting. A conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary’s office.

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

- David Swart – spoke about the Street Maintenance Advisory and Appeals Board not being able to get a quorum. He let Council know he would be available to attend all meetings.

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

Councilmember Hurt moved to (re)appoint the following:

Board	Term End Date
<i>Animal Services Advisory Board</i>	
Andrew Houser [Reappointment]	November 2023
Lora Jones [Reappointment]	November 2024
Justin Lelesch [New]	November 2024
Lynn Beard [New]	November 2024
<i>Keep Abilene Beautiful</i>	
Akane Thaxton [Reappointment]	September 2024
Garrett Strickland [New]	September 2024
Aida Pantoja [New]	September 2024
Deborah Williams [New]	September 2022 [unexpired term]
<i>Street Maintenance Advisory & Appeals Board</i>	
Tony Pallarez [New]	March 2022 [unexpired term]

Councilmember Albus seconded the motion; motion carried

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

22. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Attorney [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 4:30 p.m., and ended at 5:15 p.m. No votes or actions were taken at that time.

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

Mayor Pro-tem McAlister moved to approve the evaluation and salary adjustment of the City Attorney. Councilmember Beard seconded the motion; motion carried

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

23. 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 4:30 p.m., and ended at 5:15 p.m. No votes or actions were taken at that time.

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

Councilmember Hurt moved to approve the evaluation and salary adjustment of the City Secretary. Deputy Mayor Pro-tem Craver seconded the motion; motion carried

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

NAYS (0): None

PUBLIC COMMENTS

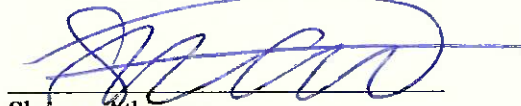
Mayor Williams opened the public comment period. The following addressed the city council:

- David Swart – spoke about the Street Maintenance Advisory & Appeals Board and AEP not fixing street lights.
- Elizabeth Smyser – spoke against making Abilene a Sanctuary City for the Unborn
- Jim Sullivan – spoke about the Historic Hickory Street Association and asking Council to consider expanding the Western Border of the Art & Cultural District to include Hickory Street.

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

ADJOURNMENT

There being no further business, the meeting adjourned 6:07 p.m.



Shawna Atkinson
City Secretary



Anthony Williams
Mayor

Minutes approved on: October 14, 2021

