

**CITY COUNCIL MEETING
October 28, 2021 at 4:30 p.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 October 28, 2021, at 4:30 p.m. in the Council Chambers, 555 Walnut St. 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:

- 20. F. 551.087 (Business Prospect/Economic Development)
 - 1. Abilene Convention Center Hotel Project
 - 2. Project Artemis

The Executive Session ended at 5:09 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 Shane Price left at the conclusion of Executive Session and did not attend the remainder of the meeting.

Deputy Mayor Pro-tem Travis Craver 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

- Dr. David Young with AISD and Leslye Roberts, Principle of Taylor Elementary, wanted to thank the City Council and City employees who assisted in making the flow of traffic at Taylor Elementary a success.
- Billy Enriquez spoke about the passing of Ovelia Campos.

CONSENT AGENDA

The Consent Agenda consisted of items 3-14. Item 13 was pulled for individual consideration.

Item pulled for individual consideration were as follows:

- Jenny Henley and Mikaela Allmand, citizens – Item #13

Councilmember Albus moved to approve items 3-12 and 14. Councilmember Beard seconded the motion. Motion carried.

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

NAYS (0): None

ABSENT (1) Councilmember Price

Councilmember Hurt had a conflict of interest on item #14 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 #14 was as follows:

AYES (5): Mayor Williams, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers, Beard and Albus
NAYS (0): None
ABSENT (1) Councilmember Price
ABSTAIN (1): Councilmember Hurt

3. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on October 14, 2021
4. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving a Water Storage Services Agreement with the City of Clyde, Texas
[ASSIGNED RESOLUTION NO. 172-2021]
5. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving an Interlocal Agreement with the City of Clyde, Texas, regarding the Extra Territorial Jurisdiction (ETJ) boundary line and Release of a portion of Abilene's ETJ
[ASSIGNED RESOLUTION NO. 173-2021]
6. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Texas Attorney General Global Opioid Settlement Agreement
[ASSIGNED RESOLUTION NO. 174-2021]
7. Resolution: Receive a Report, Hold a Discussion and Public Hearing and Take Action on Approving a Contract Renewal for Employee Assistance Program (EAP) Services
[ASSIGNED RESOLUTION NO. 175-2021]
8. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Approve the Purchase of two El Dorado 32 feet-long Replacement Buses for CityLink
[ASSIGNED RESOLUTION NO. 176-2021]
9. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Approve an Extended Term Street Use License with The Half King (dba) The Pour House (401 Pine St, Suite C)
[ASSIGNED RESOLUTION NO. 177-2021]
10. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approval of Change Order of Contract: Downtown Pavement Marking Project
[ASSIGNED RESOLUTION NO. 178-2021]
11. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding a Bid to Toter LLC. for Solid Waste 95 Gallon Refuse Containers
[ASSIGNED RESOLUTION NO. 179-2021]
12. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding a Bid (CB-2202) to Tank Holding Corp. for Solid Waste 300 Gallon Refuse Containers
[ASSIGNED RESOLUTION NO. 180-2021]

14. Ordinance (First Reading) Z-2021-29: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Weatherbee Construction Inc. (Represented by Enprotec/Hibbs & Todd, Engineering Consultants) to Amend Terms and Conditions of Planned Development District Number 104 (PD 104) as They Affect Approximately 18 Acres of Now-Vacant Land Located Therein and Planned for Low to Medium Densities of Single and Two-Family Homes

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

13. Ordinance (First Reading) Z-2021-28: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request to Change Zoning from Residential Single-Family (RS-6) to a Heavy Commercial (HC) District on Approximately 0.482 Acre of Land at 437, 541 and 557 North 11th Street, at or Near the Southeast Corner of Ash and North 11th Streets

The item was pulled by Jenny Henley and Mikaela Allmand.

Mikaela Allmand did not wish to speak, but submitted a card in support of the item.

Having pulled the item, Jenny Henley, attorney for the property owner, clarified her client's intentions for the rezone and his intentions to fence across the three properties.

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

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

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

REGULAR AGENDA

15. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Approve a Contract with JBT Aerotech Corporation to Replace the Airport's Two Passenger Boarding Bridges [ASSIGNED RESOLUTION NO. 181-2021]

Don Green, Director of Transportation, presented the item. Adoption of the item would approve a contract with JBT Aerotech Corporation to replace the Airport's two passenger boarding bridges.

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

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

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

16. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Approve a Contract with ArkStar Group for Airport Marketing Assistance
[ASSIGNED RESOLUTION NO. 182-2021]

Councilmember Beard had a conflict of interest and left the room during discussion. A conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary's office.

Don Green, Director of Transportation, presented the item. Adoption of the item would approve a contract with ArkStar Group for Airport marketing assistance.

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

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

AYES (5): Mayor Williams, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers, Albus and Hurt

NAYS (0): None

ABSENT (1) Councilmember Price

ABSTAIN (1): Councilmember Beard

17. 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
[NOT CONSIDERED]

This item was pulled from consideration prior to the meeting.

18. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on an Amendment to Ordinance 43-2021 Adopting Fees and Charges, by Amending Alcoholic Beverage Permit Fees
[ASSIGNED ORDINANCE NO. 60-2021]

Shawna Atkinson, City Secretary, presented the item. Adoption of the item would amend the fee schedule to allow for mixed beverage alcohol billing beginning in the 4th year of billing, in accordance with the Texas Alcoholic Beverage Commissions' Maximum Local Fee Schedule.

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

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

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

NAYS (0): None

ABSENT (1) Councilmember Price

19. 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. 183-2021]

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

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

Board	Term End Date
<i>Abilene-Taylor County Public Health Advisory Board</i>	
Randy Williams [Reappointment]	November 2024
<i>Abilene-Taylor County Venue District Board</i>	
Anthony Williams [Reappointment]	November 2023
Downing Bolls [Reappointment]	November 2023
Kyle McAlister [Reappointment]	November 2023
<i>Airport Development Board</i>	
Randy Williams [Reappointment]	November 2024
Woody Gililand [Reappointment]	November 2024
<i>Board of Adjustment</i>	
Bob Beerman [Reappointment]	November 2021
Morton Langholz [Reappointment]	November 2024
<i>Board of Building Standards</i>	
Wayne Paris [Reappointment]	November 2023
David Beard [Reappointment]	November 2023
Lloyd Turner [Reappointment]	November 2023
Melissa Sparks [Alternate] [Reappointment]	November 2023
<i>Citizens Advisory Board for People with Disabilities</i>	
JoAnne Fluke [Reappointment]	October 2023
Jamie Thomas [Reappointment]	October 2023
Katherine Ballard [Reappointment]	October 2023
<i>Library Advisory Board</i>	
Clint Buck [Reappointment]	November 2023
<i>Neighborhood Services Advisory Board</i>	
Rachel Slaymaker [Reappointment]	November 2023
Kenneth Bowles [Reappointment]	November 2023
<i>Planning & Zoning Commission</i>	
Clint Rosebaum [Reappointment]	November 2024

Councilmember Beard seconded the motion; motion carried

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

NAYS (0): None

ABSENT (1) Councilmember Price

PUBLIC COMMENTS


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

- David Swart – spoke about Boo at the Zoo this weekend, the drive-in movie theatre showing free movies, and his thoughts on public comments being limited to 2 minutes.
- Paul James – spoke about the degradation of un-encapsulated Styrofoam at Lake Fort Phantom Hill and the issues it is causing.
- Jeanna Hall – spoke in favor of making Abilene a sanctuary city for the unborn.
- Dorothy Clay – spoke in favor of making Abilene a sanctuary city for the unborn.
- Andrew Turnbull – spoke on behalf of the Toasted Traveler food truck, and urged Council to reconsider the fire code amendments that will hurt local food trucks.

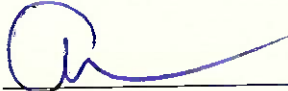
With no other speakers coming forward, the public comment period was closed.

ADJOURNMENT

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



Shawna Atkinson
City Secretary



Anthony Williams
Mayor

Minutes approved on: November 18, 2021

