

CITY COUNCIL MEETING

May 12, 2022 at 8:30 a.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 May 12, 2022, at 8:30 a.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, Donna Albus, and Weldon Hurt. Councilmember Lynn Beard was absent. Also present were City Manager Robert Hanna, City Attorney Stanley Smith, and City Secretary Shawna Atkinson.

Deputy Mayor Pro-tem Travis Craver delivered the invocation and Councilmember Hurt led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

PRESENTATION OF CONSENT AGENDA

- Proclamations:
 - Bicycle Safety Week & Ride of Silence – accepted by E’Lisa Smentana with the Abilene Metropolitan Planning Organization, and Mark Spurlock, Cathy Strong and Jill Christy.
 - Public Works Week – accepted by the Max Johnson and Public Works Department staff.

The Consent Agenda consisted of items 3-11. No items were pulled for individual consideration.

PUBLIC COMMENTS

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

- David Swart – spoke about item 4, and that he would like to know what TxDOT has to do with a railroad crossing, and is concerned that the fire trucks will have to come up Sayles now if this street is closed permanently. Mr. Swart also stated that someone missed his point when he spoke about making Abilene a sanctuary city for the unborn at the last meeting, and that Saturday the 14th, postal workers are collecting non-perishable food for a food drive.

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

CONSENT AGENDA

Mayor Pro-tem McAlister moved to approve the consent agenda, consisting of items 3-11. Councilmember Price 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

ABSENT (1): Councilmember Beard

3. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on April 28, 2022
4. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving Agreement to Close Victoria Street Railroad Crossing Upon TXDOT's Completion of Improvements at Sayles BLVD Railroad Crossing
[ASSIGNED RESOLUTION NO. 73-2022]

5. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving Funds for Railroad Improvement on EN 10th Street
[ASSIGNED RESOLUTION NO. 74-2022]
6. Resolution: Receive a Report, Hold a Discussion and Take Action on Adopting a Resolution Amending Resolution 05-2021 by Adopting Article VII - Utility Policies
[ASSIGNED RESOLUTION NO. 75-2022]
7. Resolution: Receive a Report, Hold a Discussion and Take Action on awarding the bid for the Possum Kingdom Drought Response Improvements RO Concentrate Pipeline - Phase I
[ASSIGNED RESOLUTION NO. 76-2022]
8. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Approve Library Materials Purchases from Midwest Tape for Hoopla
[ASSIGNED RESOLUTION NO. 77-2022]
9. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Approve Library Materials Purchases from Baker & Taylor
[ASSIGNED RESOLUTION NO. 78-2022]
10. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with OverDrive
[ASSIGNED RESOLUTION NO. 79-2022]
11. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with the Abilene Library Consortium
[ASSIGNED RESOLUTION NO. 80-2022]

REGULAR AGENDA

12. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Modifying and Extending the Declaration of Local Disaster (COVID-19)
[ASSIGNED RESOLUTION NO. 81-2022]

Robert Hanna, City Manager, presented the item. Adoption of the item would modify and extend the Declaration of Local Disaster for COVID-19.

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

Council discussed their concerns and view on this item.

Councilmember Price moved to approve the modified version of the disaster declaration that renews and expires in accordance with the Governor's declaration, with the removal of section 9. Mayor Pro-tem McAlister seconded the motion; motion carried.

AYES (5): Mayor Williams, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver and Councilmembers Price and Albus
NAYS (1): Councilmember Hurt
ABSENT (1): Councilmember Beard

13. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Authorizing the Issuance of City of Abilene, Texas Combination Tax and Limited Surplus Revenue Certificates of Obligation, Series 2022; Authorizing the Sale and Delivery of the Certificates; Providing an Effective Date; and Enacting other Provisions Relating to the Subject
[ASSIGNED ORDINANCE NO. 17-2022]

Mike Rains, Finance Director, presented the item. Adoption of the item is Authorizing the Issuance of City of Abilene, Texas Combination Tax and Limited Surplus Revenue Certificates of Obligation, Series 2022; and Authorizing the Sale and Delivery of the Certificates. George Williford with Hilltop Securities also spoke and gave a summary of the ratings and pricing.

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

Mayor Pro-tem McAlister moved to approve the ordinance authorizing the issuance of City of Abilene, Texas, combinations tax and limited surplus revenue certificates of obligation, series 2022; Authorizing the sale and delivery of the certificates; providing an effective date; and enacting other provisions relating to the subject. Councilmember Hurt 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

ABSENT (1): Councilmember Beard

14. Ordinance (Final Reading) Z-2022-07: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from the Collective Owner of Properties Within the Subdivision Known as Windmill Acres (Represented By Jacob & Martin LLC) to Amend the Zoning from Planned Development District (PDD 156) to Add Self-Storage as a Permitted Use in Windmill Acres in the City of Abilene, Taylor County, Texas
[ASSIGNED ORDINANCE NO. 18-2022]

Tim Littlejohn, Planning & Development Services Director, presented the item. Adoption of the item would rezone the above referenced property from Planned Development District (PDD 156) to add self-storage.

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

- Tal Filingham, agent – stated that this is an appropriate use of the area. Mr. Filingham is asking the council to support this third and final phase of Spare Feet Storage.

With no other 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 Price, Albus and Hurt

NAYS (0): None

ABSENT (1) Councilmember Beard

15. Ordinance (Final Reading) Z-2022-08: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from the Collective Owner of Property Within the Subdivision Known as Mill Ridge Estates to Change the Zoning of 27.859 Acres from Residential Single-Family District-6 (RS-6) to Residential Single-Family Patio Home District (PH) at the 200 Block of Hardison Lane, Abilene, Taylor County, Texas
[ASSIGNED ORDINANCE NO. 19-2022]

Tim Littlejohn, Planning & Development Services Director, presented the item. Adoption of the item would rezone the above referenced property from Residential Single-Family District-6 (RS-6) to Residential Single-Family Patio Home District (PH).

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

- BJ Prichard, represents the applicant – stated this subdivision has a unique shape and the applicant is trying to maximize billable space with a little extra flexibility.

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

Councilmember Hurt moved to approve the item as presented. 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

ABSENT (1): Councilmember Beard

16. Ordinance (Final Reading) CUP-2022-01: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from the collective owner of property within the subdivision known as Original Town of Abilene to allow the use of a tattoo parlor within the Central Business (CB) district, 536 Hickory Street, Abilene, Taylor County, Texas
[ASSIGNED ORDINANCE NO. 20-2022]

Tim Littlejohn, Planning & Development Services Director, presented the item. Adoption of the item would approve a conditional use permit to allow a tattoo parlor within the Central Business (CB) District, at the above referenced property.

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

- Bailey Hide – spoke in favor of the item.
- Daniel Meyers – spoke in favor of the item.
- Courtney Jort – spoke in favor of the item.
- David Swart – questioned if the location is the old Hamil Funeral Home. Mr. Swart spoke about his experience with tattoo parlors.

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

Councilmember Hurt moved to approve the item as presented. Councilmember Price 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

ABSENT (1): Councilmember Beard

17. Discussion: Receive a Report and Hold a Discussion on the 2021 International Building Code.

Van Watson, Building Official, presented the item. Mr. Watson went over the process for reviewing the codes and the committee that worked together to review.

Council and staff had a brief discussion on the item. It was decided to have Councilmembers Price and Beard work with staff to review the codes and present the findings to Council at a later date, so the whole of Council doesn't have to be involved in the process.

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

EXECUTIVE SESSION

Mayor Williams recessed into Executive Session at 9:28 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:

- 18. A. 551.071 (Consultation with Attorney)
 - 1. James Easley v City of Abilene
 - 2. Samuel Hightower v City of Abilene
 - 3. Zach Williams v City of Abilene
 - 4. Allstate Fire & Casualty Insurance Co as Subrogee of Del Davis v City of Abilene
 - 5. City Council Rules of Procedure
- 18. D. 551.074 (Personnel Matters)
 - 1. Street Maintenance Advisory & Appeals Board
- 18. F. 551.072 (Deliberations about Real Property)
 - 1. Council Chamber and City Hall Renovations

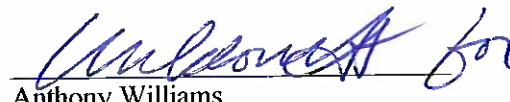
The Executive Session ended at 9:44 a.m. and reconvened to Open Session. Mayor Williams reported no votes or action were taken in Executive Session.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:44 a.m.



Kaitlin Richardson
Deputy City Secretary



Anthony Williams
Mayor

Minutes approved on: May 26, 2022

