

**CITY COUNCIL MEETING**  
**August 25, 2022 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 August 25, 2022, at 8:30 a.m. in the Council Chambers, 555 Walnut St. Mayor Anthony Williams was present and presiding, along with Mayor Pro-tem Weldon Hurt, Deputy Mayor Pro-tem Donna Albus, and Councilmembers Shane Price, Lynn Beard, Kyle McAlister and Travis Craver. Also present were City Manager Robert Hanna, City Attorney Stanley Smith, and Deputy City Secretary Kaitlin Richardson.

Mayor Anthony Williams delivered the invocation and led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

**PRESENTATION OF CONSENT AGENDA**

The Consent Agenda consisted of items 2-13. No items were pulled for individual consideration.

**PUBLIC COMMENTS**

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

- David Swart – stated that Bontke is going to be awarded the Cedar Creek Trail project and questioned if they were actually the lowest bidder. Also spoke about various bond projects.
- Marie Noon – spoke in opposition to the Library’s parental responsibility policy.
- Dorothy Clay – read a bible verse.
- Eric Bangs – stated that he read on the city’s website that there are two different times that the council meetings should be held, in the mornings and evenings, and that is not occurring.
- Erica Batten – stated her concern for the lack of transportation the city has for parolees to get to probation offices.
- Doug Offermann – spoke about parliamentary procedures and how he has held training classes to help run meetings.
- Cindy Torres – spoke in opposition to the Library’s parental responsibility policy.
- Rebecca Gingrich – spoke in opposition to the Library’s parental responsibility policy.
- Samuel Garcia – stated that it is very disturbing how the council is handling outburst from the public and that it should be consistent in what is allowed.

Mayor Williams answered Mr. Bangs’ concerns about the posted time schedule for the council meeting and stated that the council made a decision to change them to morning meetings. However, the council can change them back if they thought the citizens would like to have evening meetings again.

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

**CONSENT AGENDA**

Mayor Pro-tem Hurt moved to approve the consent agenda consisting of items 2-13. Councilmember Craver seconded the motion. Motion carried.

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

Mayor Williams, and Councilmembers Price and McAlister had conflicts of interest on items 11 and 12 and abstained from voting on those items. Conflict of Interest Affidavits were filled out before the meeting and filed with the City Secretary's office. The vote for items 11 and 12 alone was:

AYES (4): Mayor Pro-tem Hurt, Deputy Mayor Pro-tem Albus, Councilmembers Beard and Craver

NAYS (0): None

ABSTAIN (3): Mayor Williams, Councilmembers Price and McAlister

2. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on August 11, 2022, and the Special Meeting Held on August 18, 2022
3. Resolution: Receive a Report, Hold a Discussion and Take Action on awarding the bid for the Buck Creek Caterpillar Engine Rebuild  
**[ASSIGNED RESOLUTION NO. 142-2022]**
4. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing Addendum II to Water Supply Contract with the Hawley Water Supply Corporation  
**[ASSIGNED RESOLUTION NO. 143-2022]**
5. Resolution: Receive a Report, Hold a Discussion and Take Action on Approval for the City Manager to enter into a contract with Bontke Brothers Construction, Inc. for the Park Trail Improvements  
**[ASSIGNED RESOLUTION NO. 144-2022]**
6. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to enter into a contract with Bontke Brothers Construction Company, Inc. for the Cedar Creek Trail Development Project  
**[ASSIGNED RESOLUTION NO. 145-2022]**
7. Resolution: Receive a Report, Hold a Discussion and Take Action on Receipt and Review of the Abilene-Taylor County Events Venue District Revised FY 2022 and Approved FY 2023 Budgets  
**[ASSIGNED RESOLUTION NO. 146-2022]**
8. Resolution: Receive a Report, Hold a Discussion and Take Action on a Resolution of the City Council of the City of Abilene, Texas, Approving a Negotiated Settlement Between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division Regarding the Company's 2022 Rate Review Mechanism Filing; Declaring Existing Rates to be Unreasonable; Adopting Tariffs that Reflect Rate Adjustments Consistent with the Negotiated Settlement; Finding the Rates to be set by the Attached Settlement Tariffs to be Just and Reasonable and in the Public Interest; Approving an Attachment Establishing a Benchmark for Pensions and Retiree Medical Benefits; Requiring the Company to Reimburse ACSC's Reasonable Ratemaking Expenses; Determining that this Resolution was Passed in Accordance with the Requirements of the Texas Open Meetings Act; Adopting a Savings Clause; Declaring an Effective Date; and Requiring Delivery of this Resolution to the Company and the ACSC's Legal Counsel  
**[ASSIGNED RESOLUTION NO. 147-2022]**
9. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding a Professional Services Contract to Kimley-Horn and Associates, Inc. For N 5th St Intersection Modifications  
**[ASSIGNED RESOLUTION NO. 148-2022]**

10. Resolution: Receive a Report, Hold a Discussion and Take Action on approval of \$65,571.25 one-time payment to Southern Switching Company for railroad crossing improvement at College Drive crossing [ASSIGNED RESOLUTION NO. 149-2022]
11. Ordinance (First Reading) TC-2022-01: Receive a Report, Hold a Discussion and Take Action on a Request from Griffith Lake Estates, LLC Represented by Jacob & Martin to Abandon the Entire southern portion of the Existing Scottish Road south of E. Stamford Road in Abilene, Taylor County, Texas
12. Ordinance (First Reading) Z-2022-12: Receive a Report, Hold a Discussion and Take Action on a Request from Griffith Lake Estates Represented by Jacob & Martin, LLC to Change Zoning Of Approximately 30.7 Acres from Agricultural Open (AO) and Residential Multi-Family (MF) to Residential Multi-Family (MF) and General Commercial (GC)
13. Ordinance (First Reading) Z-2022-19: Receive a Report, Hold a Discussion and Take Action on a Request from Rondo Properties PTSH, Represented by Anderson Engineering Inc. to Change Zoning of Approximately .8249 Acres from Residential Single-Family (RS-6) to General Commercial (GC)

#### REGULAR AGENDA

14. Ordinance (Final Reading) Z-2022-14: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From Weatherbee Construction Represented By Jacob & Martin To Amend The Terms And Conditions Of Planned Development District Number 104 Specifically Rezone approximate 14.34 acres currently Residential Medium Density to create and add tract 6 of Planned Development District (PD- 104) and modifying PD-104 to add and allow 50' wide residential lots as a permitted use within all tracts, save and except, Lot 1, Block A (MF), Trails of Abilene Addition [ASSIGNED ORDINANCE NO. 43-2022]

Mayor Pro-tem Hurt had a conflict of interest on this item. He left the room and abstained from voting. A Conflict of Interest Affidavit was filed out before the meeting and filed with the City Secretary's office.

Councilmember Price moved to remove this item from the table. Councilmember Beard seconded the motion; motion carried

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

NAYS (0): None

ABSTAIN (1): Mayor Pro-tem Hurt

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would rezone the above referenced property from Residential Medium Density to create and add tract 6 of Planned Development District (PD-104) and modifying PD-104 to add and allow 50' wide residential lots as a permitted use within all tracts, save and except Lot 1, Block A (MF) of Trails of Abilene Addition.

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

- Tal Filingham – agent for the applicant. Stated the applicant's interest is in building single family homes.

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

Councilmember Price moved to approve the item as presented. Councilmember Beard seconded the motion; motion carried.

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

NAYS (0): None

ABSTAIN (1): Mayor Pro-tem Hurt

15. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Parental Responsibility Policy for the Abilene Public Library, Approving Amendments to the Library Advisory Board, and Discussion on Changes Recommended by Library Staff  
**[ASSIGNED RESOLUTIONS NO. 150-2022]**

Robert Hanna, City Manager, presented these items. Adoption of these items would approve a Parental Responsibility Policy for the Abilene Public Library and amendments to the Library Advisory Board.

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

- David Swart – spoke about the first amendment and suggested we filter library cards issued to juveniles, as there is no need for a different card to be issued to this age group.
- Eric Bangs – spoke in opposition to the parental responsibility policy.
- Barbara Sanders – did not speak, but indicated their opposition to the parental responsibility policy.
- Jacob Clark – did not speak, but indicated their opposition to the parental responsibility policy.
- Carlos Quinonez – did not speak, but indicated their opposition to the parental responsibility policy.
- Gary Gemoets – did not speak, but indicated their opposition to the parental responsibility policy.
- Joanna Bengs – did not speak, but indicated their opposition to the parental responsibility policy.
- Lisa Stai – did not speak, but indicated their opposition to the parental responsibility policy.
- Chris Turner – did not speak, but indicated their opposition to the parental responsibility policy.
- Linda Buckman – did not speak, but indicated their opposition to the parental responsibility policy.
- Joan Batson – did not speak, but indicated their opposition to the parental responsibility policy.
- Elizabeth Powell – stated that the Library is not a daycare center therefore, we do not need a parental responsibility policy.
- Rebecca Gingrich – asked for council to table this item as she thinks the policy lacks detail.
- Jim Gingrich – spoke in favor of the parental responsibility policy.
- Gail Baker – did not speak, but indicated their opposition to the parental responsibility policy.
- Randall Baker – did not speak, but indicated their opposition to the parental responsibility policy.
- Francisca Rodriguez – spoke in opposition to the parental responsibility policy.
- Karen Light – did not speak, but indicated their appreciation for the changes being made.
- Dorothy Clay – read from a book called The Hiding Place.
- Joey Devora – spoke in favor of the parental responsibility policy.
- Jane Bearing – spoke in favor of the parental responsibility policy.
- Bob Chatfield – questioned if there was an advisory board already in place.
- Ryan Goodwin – spoke in favor of the parental responsibility policy, but believes it needs more detail to be effective.
- James Sargent – spoke in opposition to the parental responsibility policy.
- Carolyn Walden – spoke in opposition to the parental responsibility policy.
- James Wisner – spoke about another city removing the Bible due to explicit language. Mr. Wisner also stated that as children get older they need to be educated on this subject, so they are not sexualized and can protect themselves.

- Monica Walker – stated that the library should not be limited on resources and that she is against removing of any books.
- Erica Batten – spoke in favor of the parental responsibility policy, but believes it needs more detail to be effective.
- Brandt Fisher – asked the council to table the parental responsibility policy until more detail is added.
- Linda Buckman – spoke in opposition to the parental responsibility policy.
- Mario Centron – spoke in opposition to the parental responsibility policy.
- John Adams – spoke about his open records request.
- Patrick Batten – spoke in opposition to the parental responsibility policy.

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

Councilmember Beard moved to approve the Library's Parental Responsibility Policy as written, with the provision that more details and cleanup will be done or added in the future. Councilmember McAlister seconded the motion; motion carried.

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

NAYS (0): None

Councilmember McAlister moved to approve the re-creation of the Library Advisory Board with the following additions: 1) procurement of materials needs to be adopted and written to include all Library materials, not just purchased materials, 2) reasonable time frame must be given to the Advisory Board and the public prior to the Advisory Board hearing, and 3) to add public comment to all agendas for this board. Councilmember Price seconded the motion; motion carried.

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


NAYS (0): None

### EXECUTIVE SESSION

Executive Session was not held.

### ADJOURNMENT

There being no further business, the meeting adjourned at 11:12 a.m.



Shawna Atkinson  
City Secretary



Anthony Williams  
Mayor

Minutes approved on: September 8, 2022