

CITY COUNCIL MEETING
October 13, 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 October 13, 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.

Councilmember Shane Price delivered the invocation.

Hunter Thomas, 5th grader at Wylie West Junior High, led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS, ANNOUNCEMENTS

- Service Awards:
 - Jason Aulerich – Police Department – 25 Years

- Proclamations:
 - Disability Awareness Month accepted by Jamie Thomas on behalf of the Disability Board.
 - Fire Prevention Week accepted by Fire Marshall Jeremy Williams and Deputy Fire Marshall Scott Lackey .
 - Physical Therapy Month accepted by Jill Jumper and students from Hardin Simmons University.
 - National Chiropractic Health Month accepted by Nick Anthony and Dr. Deidra Wright.

PRESENTATION OF CONSENT AGENDA

The Consent Agenda consisted of items 4-19. Item 11 was pulled for individual consideration. Item 14 was pulled from consideration prior to the meeting.

Item pulled for individual consideration were as follows:

- Councilmember Price – Item 11

Item pulled from consideration:

- Item 14

PUBLIC COMMENTS

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

- David Swart – stated that today is the United States Navy’s birthday. Mr. Swart also spoke about the items on the November election ballot, and the fire at the old Saint Anne’s Church.
- Samuel Garcia – spoke about a disability awareness event he participated in while he was on the school board, where he witnessed firsthand how difficult it was to get around in a wheelchair. Mr. Garcia also spoke about the recent street maintenance fee increase.
- Ryan Goodwin – questioned if the pay and benefit structure for the current city employees who will now be under the All Kind Animal Initiative management will remain the same. He also questioned if Bontke Brothers was the only bidder for the splash pad, as well as sponsorship opportunities for splash pads.

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

Mr. Hanna recognized All Kind Animal Initiative at this time and their efforts to make Animal Services better.

CONSENT AGENDA

Mayor Pro-tem Hurt moved to approve the consent agenda consisting of items 4-10, 12-13 and 15-19.
Councilmember Beard 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

4. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on September 22, 2022
5. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving a Professional Services Agreement for Information Technology Services
[ASSIGNED RESOLUTION NO. 175-2022]
6. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving Safety/Security Cameras and Access Controls
[ASSIGNED RESOLUTION NO. 176-2022]
7. Resolution: Receive a Report, Hold a Discussion, and Take Action on Completing the City-Wide Voice Over Internet Protocol (VoIP) by Installing and Connecting Equipment at East Lake Road, Hamby, North Library and South Library City Facilities
[ASSIGNED RESOLUTION NO. 177-2022]
8. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding Annual Street Services Division Materials Bid #CB-2261
[ASSIGNED RESOLUTION NO. 178-2022]
9. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding Bid #2266 Water Department Street And Miscellaneous Repair Work 2022-2023 to Bontke Brothers, Inc.
[ASSIGNED RESOLUTION NO. 179-2022]
10. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing a Professional Services Agreement with Sheppard Surveying for the Surveying of Undeveloped Land Around Lake Ft. Phantom
[ASSIGNED RESOLUTION NO. 180-2022]
12. Resolution: Receive a Report, Hold a Discussion and Take Action on a Buyboard Purchase of Vortex Equipment for Coach James Valentine Park Splash Pad
[ASSIGNED RESOLUTION NO. 182-2022]
13. Resolution: Receive a Report, Hold a Discussion and Take Action on a Buyboard Purchase of Restroom Facilities LTD restroom for Cobb Park
[ASSIGNED RESOLUTION NO. 183-2022]

15. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing Amendment No. 1 to the Professional Services Contract with Enprotec/Hibbs & Todd, Inc.
[ASSIGNED RESOLUTION NO. 185-2022]
16. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving a Contract with Patagonia Health for the Abilene-Taylor County Public Health District's Electronic Health Record System
[ASSIGNED RESOLUTION NO. 186-2022]
17. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving a Professional Services Management Agreement with All Kind Animal Initiative for management services at Abilene Animal Services
[ASSIGNED RESOLUTION NO. 187-2022]
18. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the Fallen Hero Memorial
[ASSIGNED RESOLUTION NO. 188-2022]
19. Resolution: Receive a Report, Hold a Discussion and Take Action to Approve the Appointment of Jonathan Seabourn as an Assistant City Attorney
[ASSIGNED RESOLUTION NO. 189-2022]

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

11. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the Special Events Permit Policy
[ASSIGNED RESOLUTION NO. 181-2022]

Councilmember Price moved to remove this item from the table. Councilmember Beard 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

Adoption of the item would approve the Special Events Permit Policy, which will create one location where citizens and organizations can access the Special Event Application, make payments, and access all City of Abilene resources needed to support an event.

Having pulled the item, Councilmember Price wanted to ensure that the updated attachment A would be the one they are approving today. Mr. Hanna verified that it was the updated version.

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, Beard, McAlister and Craver
NAYS (0): None

ITEMS PULLED FROM CONSIDERATION

14. Resolution: Receive a Report, Hold a Discussion, and Take Action on Entering Into a 5-Year Contract with Brightly for Predictor Software Upgrade and One-Time Cost of Building Evaluation
[PULLED FROM CONSIDERATION]

REGULAR AGENDA

20. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending Chapter 18, "Motor Vehicles and Traffic," Article XIII, "Schedules," Section 18-285, "Increased Speed Limits," of the Abilene Municipal Code, by Amending the Extent of Listed Speed Limit of 55 mph on Oldham Lane to 1,250 feet south of Hardison Lane and Adding a 60 mph Speed Limit on Oldham Lane from 1,250 feet south of Hardison Lane to the south City Limits
[ASSIGNED ORDINANCE NO. 50-2022]

Max Johnson, Director of Public Works, presented the item. Adoption of the item would amend the Chapter 18 of the Code of Ordinances, by changing the speed limit at the above referenced locations. TXDoT completed a speed study for this area due to the new school zone that was placed.

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

Councilmember Craver 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, Beard, McAlister and Craver

NAYS (0): None

21. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending Chapter 29, Article IX, "Special Events License" of the Code of Ordinances
[ASSIGNED ORDINANCE NO. 51-2022]

Lesli Andrews, Director of Parks & Recreation, presented the item. Adoption of the item would amend Chapter 29 of the Code of Ordinances in regards to Special Events Licenses. This license process would be a one-stop shop for all citizens to request a special events license, upload all their documents, and see the status of their request. This will be a much more streamlined process.

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. 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, Beard, McAlister and Craver

NAYS (0): None

22. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending the Fees and Charges Ordinance adding Special Events Fees
[ASSIGNED ORDINANCE NO. 52-2022]

Lesli Andrews, Director of Parks & Recreation, presented the item. Adoption of the item would add various fees and charges for Special Events, in particular an application fee for the process.

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, with the addition of North Side or South Side in the language. 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

23. Ordinance (Final Reading) TC-2022-02: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Hardin Simmons University, Represented by Enprotech Hibbs & Todd, to Abandon Hickory Street Between North 26th Street and Vogel Avenue; Cedar Street Between North 26th Street to Vogel Ave., Located in the city of Abilene, Taylor County, Texas
[ASSIGNED ORDINANCE NO. 53-2022]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would abandon the rights-of-way on the Hardin Simmons University Campus, at the above referenced locations.

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

- BJ Prichard, agent for the applicant – availed himself to any questions council may have.
- Andrew Briscoe, on behalf of Hardin Simmons – asked for council’s support on this item, as this change is for the safety of their students that utilize this area.

With no other 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, Beard, McAlister and Craver
NAYS (0): None

24. Ordinance (Final Reading) Z-2022-20: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Choi Fser Ventures, LIC to Change the Zoning of Approximately 3.37 Acres from Agricultural Open (AO) to General Commercial (GC)
[ASSIGNED ORDINANCE NO. 54-2022]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would rezone the above referenced property from Agriculture Open Space (AO) to General Commercial (GC).

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. 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, Beard, McAlister and Craver

NAYS (0): None

25. Ordinance (Final Reading) Z-2022-21: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Pak Harris Enterprises Ltd, Represented by Harris Acoustics Ltd, to Change the Zoning of Approximately 4.76 Acres from Heavy Commercial (HC) to General Commercial (GC) [ASSIGNED ORDINANCE NO. 55-2022]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would rezone the above referenced property from Heavy Commercial (HC) to General Commercial (GC).

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

Councilmember Beard 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, Beard, McAlister and Craver

NAYS (0): None

EXECUTIVE SESSION

Mayor Williams recessed into Executive Session at 9:23 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:

- 26. A. 551.071 (Consultation with Attorney)
 - 14. West Texas Water Partnership
- 26. D. 551.074 (Personnel Matters)
 - 1. Annual Evaluation of the City Manager
 - 2. Annual Evaluation of the Municipal Court Judge
 - 3. Annual Evaluation of the City Attorney
 - 4. Annual Evaluation of the City Secretary
- 26. F. 551.087 (Business Prospect/Economic Development)
 - 1. Rainey Creek Development
 - 2. Trail Ridge Subdivision

The Executive Session ended at 10:19 a.m. and reconvened to Open Session. Mayor Williams reported no votes or action were taken in Executive Session.

Mayor Williams stated items 27- 30 will not be considered.

REGULAR AGENDA

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

28. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Annual Evaluation of the City Attorney
[NOT CONSIDERED]
29. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Annual Evaluation of the City Manager
[NOT CONSIDERED]
30. Oral Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Annual Evaluation of the Municipal Court Judge
[NOT CONSIDERED]

ADJOURNMENT

There being no further business, the meeting adjourned at 10:20 a.m.



Shawna Atkinson
City Secretary



Anthony Williams
Mayor

Minutes approved on: October 27, 2022

