



## City of Abilene City Council Agenda

Shane Price, Mayor Pro-tem  
Weldon Hurt, Council Member  
Jack Rentz, Council Member  
Robert Hanna, City Manager

Anthony Williams, Mayor

Donna Albus, Council Member  
Kyle McAlister, Council Member  
Travis Craver, Council Member  
Stanley Smith, City Attorney  
Shawna Atkinson, City Secretary

**Notice is hereby given of a meeting of the City Council of City of Abilene to be held on March 11, 2021, at 8:30 a.m., at City Hall, 555 Walnut Street, Council Chambers, Abilene, Texas, for the purpose of considering the following agenda items. All agenda items are subject to action. The City Council reserves the right to meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.**

### **CALL TO ORDER**

### **INVOCATION**

1. Councilmember Weldon Hurt

### **PLEDGE TO THE UNITED STATES FLAG AND THE TEXAS FLAG**

### **PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS**

### **CONSENT AGENDA**

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember or Citizen so requests, in which event the item will be removed from the Consent Agenda and considered separately.

2. **Minutes:** Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Special Emergency Meeting Held on February 19, 2021, and the Regular Meeting Held on February 25, 2021 (**Shawna Atkinson**)
3. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Accepting the FY 2020 Comprehensive Annual Financial Report (CAFR) (**Mike Rains**)
4. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approval of Expenditure of Funds in Excess of the General Fund Three Month Operating Reserve (**Mike Rains**)

5. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approval of the Investment Policy (Mike Rains)
6. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Modifying and Extending the Declaration of Local Disaster (COVID-19) Issued February 11, 2021 (Robert Hanna)
7. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action Extending the Declaration of Local Disaster (Winter Weather) Issued February 19, 2021 (Robert Hanna)
8. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Five Points Business Park Roadway / Driveway Engineering Services Contract (Michael Rice)
9. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Water Main Participation Interlocal Agreement between the City of Abilene, Texas and Wylie Independent School District (Michael Rice)

#### **REGULAR AGENDA - ORDINANCES AND PUBLIC HEARINGS - RESOLUTIONS**

10. **Discussion:** Receive a Report, Hold a Discussion and Public Hearing on the Consideration of Creating an Entertainment District and Directing Staff to Bring Forth an Ordinance Authorizing the Consumption of Alcohol and Open Containers in Said Entertainment District (Robert Hanna)
11. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on authorizing a one time adjustment to Municipal Services Water Accounts in response to the February 2021 Winter Storm Event (Rodney Taylor)
12. **Ordinance (Final Reading) Z-2021-03:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from Abi Harvest, LLC to rezone property from Agricultural Open Space (AO) to a mixture of both General Commercial (GC) and Residential Single Family (RS-6) District and located on approximately 172.98 acres near the northwest corner of FM 707 & FM 89. (Mike Warrix)
13. **Ordinance (Final Reading) Z-2021-04:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from Kickapoo Land Company and 5KLM Properties, LP to rezone property from Agricultural Open Space (AO) to General Commercial (GC) and located on approximately 82.3 acres near the northwest corner of FM 707 & FM 89. (Mike Warrix)
14. **Ordinance (Final Reading) Z-2021-05:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from Hardin-Simmons University to rezone property from Residential Single Family (RS-6) District to General Retail (GR) and located on approximately 1.203 acres at the 1500 and 1600 blocks (north side) of Ambler Avenue in north Abilene. (Mike Warrix)
15. **Ordinance (Final Reading) TC-2021-03:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a request from Hardin-Simmons University to abandon an approximately 60-foot-width of public right-of-way available for Beech Street wedged between the westernmost boundary of Block C in Darby of North Park Subdivision and the easternmost boundary of Block B in Darby of North Park Subdivision. Extending approximately 150-feet north from northernmost right-of-way boundary for Ambler Avenue. Additionally the request is to abandon the 20-foot-wide alley north of lots 5 & 6 of Block C in Darby of North Park Subdivision extending approximately 98-feet from the easternmost right-of-way boundary of Beech Street in Abilene, Taylor County, Texas. (Mike Warrix)

## **PUBLIC COMMENTS**

There will be no votes or any formal actions taken on subjects presented during public comment. The public comment period will only allow members of the public to present ideas and information to city officials and staff.

## **EXECUTIVE SESSION**

16. **The City Council of the City of Abilene reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed below, as authorized by the noted Texas Government Code Sections:**

**A. 551.071 (Consultation with Attorney)**

1. Robert Steven Reitz v. City of Abilene, Texas, et al., Case No. 1:16-cv-00181-BL; In the U.S. District Court, Northern District of Texas, Abilene Division, filed October 10, 2016
2. City of Abilene v. Patrick Sumrall; Cause No. 27,733-B, In the 104th Judicial District Court, Taylor County, Texas, filed May 28, 2019
3. City of Abilene v. 3118 South 22nd Street, Abilene, Texas, et al.; Cause No. 11968-D, In the 350th Judicial District Court, Taylor County, Texas; filed October 11, 2019
4. Chandler Brooks v. Taylor County, et al.; Civil Action No. 1:20-cv-00049, In the United States District Court, Northern District of Texas, Abilene Division; filed March 5, 2020
5. John Doe v. Robert Hanna, Individually and as City Manager; Cause No. 28078-B; In the 104th Judicial District Court, Taylor County, Texas; filed July 7, 2020
6. The City of Abilene, Texas v. Ken Paxton, Attorney General of Texas; Cause No. D-1-GN-20-004598, In the 53rd Judicial District Court, Travis County, Texas; filed September 1, 2020
7. Sharra Sampson v. City of Abilene; Cause No. 8144-B, In the 104th Judicial District Court, Taylor County, Texas; filed September 14, 2020
8. The City of Abilene, Texas v. Ken Paxton, Attorney General of Texas; Cause No. D-1-GN-20-007028, In the 459th Judicial District Court, Travis County, Texas; filed November 18, 2020
9. Rosie Tonche v. City of Abilene, Texas; Cause No. 50955-A, In the 42nd Judicial District Court, Taylor County, Texas; filed December 31, 2020
10. Natasha Jones v. City of Abilene, Texas; EEOC Charge of Discrimination, 450-2020-06446; filed September 15, 2020
11. Patrick Sumrall v. City of Abilene, Texas; Cause No. 28,269-B, In the 104th Judicial District Court, Taylor County, Texas; filed February 18, 2021
12. Governor's Executive Orders COVID-19

**B. 551.072 (Deliberations about Real Property)**

1. Clyde Water

**C. 551.073 (Deliberations about Gifts and Donations)**

**D. 551.074 (Personnel Matters)**

1. City Council may consider appointment, employment, compensation, reassignment, duties, discipline, or dismissal of public officers or employees, City Manager, City Attorney, Municipal Court Judge, City Secretary, and City Board and Commission Members
2. City of Abilene Boards & Commissions May be Discussed, as needed for (re)appointment

**E. 551.076 (Deliberations about Security Devices)**

**F. 551.087 (Business Prospect/Economic Development)**

1. Abilene Convention Center Hotel Project
2. Economic Development Agreement with Cimarron Meadows Addition

**RECONVENE**

**REGULAR AGENDA**

17. **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 **(Shawna Atkinson)**
  - Board of Adjustments
  - Board of Building Standards
  - Library Advisory Board
  - Street Maintenance Advisory & Appeals Board
  - Tax Increment Reinvestment Zone (TIRZ) Board
18. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving an Employee Appreciation Dinner **(Robert Hanna)**

**ADJOURNMENT**

*In compliance with the Americans with Disabilities Act, the City of Abilene will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please call 325-676-6208.*

**CERTIFICATION**

*I hereby certify the above meeting notice was posted on the bulletin board at the City Hall of the City of Abilene, Texas, on the 5th day of March, 2021, at 4:35 p.m.*

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Shawna Atkinson, TRMC  
City Secretary