

CITY COUNCIL MEETING
January 13, 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 January 13, 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.

Councilmember Weldon Hurt delivered the invocation.

Brady Gardner, 5th grader at Taylor Elementary, led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS, ANNOUNCEMENTS

- Mayor Williams gave a brief report on COVID-19.
- Employee Service Awards:
 - Toby Dyer – 25 Years – Planning & Development Services

PRESENTATION OF CONSENT AGENDA

The Consent Agenda consisted of items 3-10. 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 COVID funding, and questioned why the City is looking to spend \$3 million on a road we don't own. He also spoke about Rose Park Senior Center and that they haven't changed their senior menu online, and the lights on the Mockingbird underpass being out.
- Jim Baily – spoke in favor of the Fort Phantom Hill road project, and asked a few questions about it.
- Alonso Garcia – spoke in favor of item #15, and explained they are trying to build houses there.
- Carla Ovally – 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.
- Candy Fogle – spoke in favor of making Abilene a sanctuary city for the unborn.

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

CONSENT AGENDA

Councilmember Hurt moved to approve the consent agenda, consisting of items 3-10. 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

Councilmember Hurt voted differently on item 5 only. The vote for item 5 was as follows:

AYES (5): Mayor Williams, Deputy Mayor Pro-tem Craver, and Councilmembers Price and Albus
NAYS (1): Councilmember Hurt
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 December 17, 2021
4. Resolution: Receive a Report, Hold a Discussion and Take Action on Appointing Members to Various Boards and Commissions per the City Charter
[ASSIGNED RESOLUTION NO. 01-2022]

<i>9-1-1 District Board of Directors</i>	
Michael Rice [Nomination Only]	
<i>Abilene-Taylor County Public Health Advisory Board</i>	
Paige LeMasters [New]	November 2024
<i>Landmarks Commission</i>	
Andrew Penns [New]	November 2024

5. Resolution: Receive a Report, Hold a Discussion and Take Action on Modifying and Extending the Declaration of Local Disaster (COVID-19)
[ASSIGNED RESOLUTION NO. 02-2022]
6. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding Bid #2214 to Bo Simon, Inc.
[ASSIGNED RESOLUTION NO. 03-2022]
7. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving Change Order #1 with Contract Paving, Co. for S 27th St Reconstruction
[ASSIGNED RESOLUTION NO. 04-2022]
8. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving an Advanced Funding Agreement (AFA) with TXDOT to Relocate FM 1082
[ASSIGNED RESOLUTION NO. 05-2022]
9. Resolution: Receive a Report, Hold a Discussion and Take Action on the Purchase of Five 2023 Heil Automated Side Loader (ASL) Refuse Trucks from Chastang Autocar
[ASSIGNED RESOLUTION NO. 06-2022]
10. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding the Bid for the Northeast Water Treatment Plant SCADA System Improvements
[ASSIGNED RESOLUTION NO. 07-2022]

REGULAR AGENDA

11. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving a Contract with Incircle Management Inc. for Mowing Services
[ASSIGNED RESOLUTION NO. 08-2022]

Michael Rice, Assistant City Manager, presented the item. Adoption of the item would approve a contract with Incircle Management, Inc., for 9 of the 15 mowing categories, funded through various departmental budgets.

Council questioned what the Fire Department will be doing instead of mowing, and if anyone will be fired over this. Mr. Rice answered Council's questions and stated that the Fire Department will begin doing inspections again and no, no one will be fired.

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

- David Swart – questioned if this will take away some jobs. Also spoke about the issues he's had at the cemetery in the past – high weeds and broken headstones, and hoped that this will be a better deal for that.

With no other speakers 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 Price, Albus and Hurt

NAYS (0): None

ABSENT (1): Councilmember Beard

12. Ordinance (Final Reading) CUP-2021-02: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Request from Thomas Paul Anthony (Represented by Enprotec/Hibbs & Todd, Engineering Consultants) for Approval of a Conditional Use Permit Allowing a Vacation Travel Trailer/Recreational Vehicle Park on 60.01 Acres Bordering the 2600-2700 Blocks (West Side) of West Lake Road in North Central Abilene
[ASSIGNED ORDINANCE NO. 01-2022]

Tim Littlejohn, Interim Director of Planning & Development Services, presented the item. Adoption of the item would approve a conditional use permit (CUP) for the above referenced property, to allow for an RV park.

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

- Jonathan Baum, represents the applicant – let Council know that the preliminary concept drawing is being redesigned.

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

Councilmember Price 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

13. Ordinance (Final Reading) Z-2021-37: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From Abilene Forrest Hill LLC (Represented By Jacob & Martin, Civil Engineering) To Change Zoning On Approximately 10.6 Acres Of Now-Vacant Land From Residential Single-Family (RS-6) To A Residential Medium-Density (MD) District, And To Change Zoning On Approximately 22 Acres Of Now-Vacant Land From Residential Single-Family (RS-8) To A Residential Single-Family (Rs-6) District, All Approximately 32.6 Acres Of Which Are Located Approximately 1000 Feet East From The 6900 Block Of Old Forrest Hill Road And 1200-2200 Feet West From The 7100 Block Of Hardwick Road In South Abilene

[ASSIGNED ORDINANCE NO. 68-2021]

Tim Littlejohn, Interim Director of Planning & Development Services, presented the item. Adoption of the item would rezone the above referenced property from Residential Single-Family (RS-6) District to Medium Density (MD) District, and Residential Single-Family (RS-8) District to Residential Single-Family (RS-6) District.

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

- Tal Fillingham, represents the applicant – stated that the MD is in place to support duplexes, and that they hope that staff can come up with a better zoning option for duplexes in the future.

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

14. Ordinance (Final Reading) Z-2021-39: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From Bobby Brown To Change Zoning From Residential Single-Family (RS-6) To A Neighborhood Retail (NR) District On Approximately 0.308 Acre Of Land At 2549 And 2601 Ross Street In South Central Abilene. Legal Description Being The West 78 Feet Of The North 172 Feet Of Lot 4 In Block 1 Of The Over Place Addition To The City Of Abilene, Taylor County, Texas

[ASSIGNED ORDINANCE NO. 68-2021]

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

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

Deputy Mayor Pro-tem Craver 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

15. Ordinance (Final Reading) TC-2021-07: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From Severo Garcia (Represented By Geotex Property Solutions LLC) To Abandon Certain Segments Of Unimproved Right-Of-Way Dedicated For Benbrook Street Extending As Much As 500 Feet West From Baker Street In Western Abilene, Leaving At Least A 30-Foot Width Of Right-Of-Way Therein To Function As An Alleyway
[ASSIGNED ORDINANCE NO. 68-2021]

Jared Smith, Interim Planning Manager, presented the item. Adoption of the item would abandon certain north portions of existing unimproved right-of-way for Benbrook Street projecting West from Barker Street, leaving a 30-foot wide right-of-way to someday function as an alley.
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. 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

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:

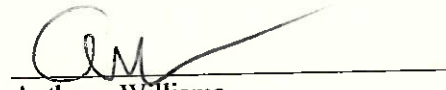
16. D. 551.072 (Deliberations about Real Property)
1. 4810 S 3rd Street
 2. 204 S San Jose Dr
 3. 4674 S 3rd
 4. 4809 S 3rd
 5. 550 & 610 E S 11th St
 6. 4725 Loop 322 & 4902 Eagle Pass
16. C. 551.073 (Deliberations About Gifts & Donations)
1. Train Sculpture

The Executive Session ended at 10:09 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 10:09 a.m.


Shawna Atkinson
City Secretary


Anthony Williams
Mayor

Minutes approved on: January 27, 2022