



City of Abilene City Council Agenda

Weldon Hurt, Mayor Pro-tem
Shane Price, Council Member
Lynn Beard, 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 February 23, 2023, 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. Mayor Pro-tem Weldon Hurt

PLEDGE TO THE UNITED STATES FLAG AND THE TEXAS FLAG

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS

2. Proclamations:

- Communities in Schools Day

CONSENT AGENDA AND PUBLIC COMMENTS

All items listed in the Consent Agenda are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion or presentation of these items unless otherwise requested by a Council Member. In the event one or more Council Members remove an item from the consent Agenda for separate discussion or presentation, the item or items removed will be considered in numerical order as part of the Regular Agenda and shall include a public hearing.

After the Council Members have requested any item on the consent Agenda be considered separately, the public comment period will be held. The public comment section of the consent agenda allows members of the public to present any ideas or information to the City Council and staff, and also allows for public comment on the consent agenda items not otherwise pulled for separate consideration. Neither the City Council nor staff will engage in discussion with the public during the public comments unless the item is

listed on the Council agenda.

Members of the public will have a total time limit of three (3) minutes to speak during the public comments section.

3. **Minutes:** Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on February 9, 2023 **(Shawna Atkinson)**
4. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Appointing Members to Various Boards and Commissions per the City Charter **(Shawna Atkinson)**
 - Planning & Zoning Commission
5. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Enter into a Contract with Precision Unlimited for HVAC Services for the City of Abilene **(Lesli Andrews)**
6. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Enter into a Contract with Cary Services, Inc. for Ice Machine Services for the City of Abilene **(Lesli Andrews)**
7. **Resolution:** Receive a Report, Hold a Discussion and Take Action to Approve a Professional Services Agreement with Jacob Martin for Resident Project Representative Services During the Construction Phase of the Terminal Modernization Phase 1 **(Don Green)**
8. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the Purchase of Rifle Bullet Resistant Shields from GT Distributors, Inc. **(Marcus Dudley)**
9. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the Application of Grant Funding for FY24 Rifle Resistant Body Armor through the Office of the Governor **(Marcus Dudley)**
10. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Execute an Agreement with Daco Fire Equipment for the Purchase of Structural Firefighting Protective Gear for the Abilene Fire Department **(Cande Flores)**
11. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Award of Bid No. CB-2326 – Sale of Land at 2232 West Lake Road **(Max Johnson)**
12. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Awarding Bid #2331 EN 10th St Roadway Improvements From Judge Ely Blvd to Loop 322 to Bontke Brothers Construction, Inc. **(Max Johnson)**
13. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Awarding Bid #2327 Street Resurfacing Project Work zone S9C to Raydon, Inc. **(Max Johnson)**
14. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving Change Order #1 with Bontke Brothers Construction, Inc. for N 6th and Cypress Street Improvements **(Max Johnson)**
15. **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 **(Julee Hatton)**
16. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Approve Library Materials Purchases from Baker & Taylor **(Julee Hatton)**

17. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with OverDrive **(Julee Hatton)**
18. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with the Abilene Library Consortium **(Julee Hatton)**
19. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the Collection Development Policy for the Abilene Public Library **(Julee Hatton)**
20. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the Purchase of New Furniture for the City Hall First Floor Remodel of the Planning and Development Services Department **(Tim Littlejohn)**
21. **Ordinance (First Reading) HOZ-2022-01:** Receive a Report, Hold a Discussion and Take Action on A Request From Martha Mckinzie Shipp Graves, To Apply Historic Overlay Zoning To Approximately 0.32 Acres Zoned Multi-Family Residential (MF) Located At 689 EN 18th Street **(Tim Littlejohn)**
22. **Ordinance (First Reading) SNC-2023-03:** Receive a Report, Hold a Discussion and Take Action on A Request From The City Of Abilene To Permanently Change The Name Of Blackhawk Road To Blackhawk Drive Between Wildflower Way And Maple Street. **(Tim Littlejohn)**
23. **Ordinance (First Reading) Z-2023-02:** Receive a Report, Hold a Discussion and Take Action on A Request From Chaile Allen, Represented By Borden Bluff, To Change The Zoning Of Approximately 0.32 Acres From Multi-Family Residential (MF) To Office (O) Located At 508 Mulberry Street **(Tim Littlejohn)**
24. **Ordinance (First Reading) Z-2023-03:** Receive a Report, Hold a Discussion and Take Action on A Request From Clayton Coffey, To Change The Zoning Of Approximately 40 Acres From Agricultural Open (AO) To Planned Development District 179 (PDD-179) To Allow One Manufactured Home, Uses Permitted In The Agricultural Open (AO) District, And Agriculture Related Commercial Uses. This land is currently addressed as 6441-B East Lake Road in Jones County. **(Tim Littlejohn)**
25. **Ordinance (First Reading):** Receive a Report, Hold a Discussion and Take Action to Amended Chapter 1, "General Provisions;" Section 1-9, "General penalty for violation of code, continuing violations, culpable mental state not required," Abilene Code of Ordinances to Increase the Misdemeanor Penalty for Zoning Violations. **(Stanley Smith)**

REGULAR AGENDA - ORDINANCES AND PUBLIC HEARINGS - RESOLUTIONS

26. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Directing Publication of Notice of Intention to Issue Combination Tax and Revenue Certificates of Obligation for Street Projects **(Mike Rains)**
27. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Adoption of a Resolution Expressing Official Intent to Reimburse Costs of Projects for Street and Fire Department Improvements **(Mike Rains)**
28. **Ordinance (Final Reading):** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Adding Chapter 2, Article 1, Section 2-6 to the City Code of Ordinances for the Termination of Inactive Campaign Treasurer Appointments **(Shawna Atkinson)**

EXECUTIVE SESSION

29. **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. 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
3. 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
4. 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
5. Sharra Sampson v. City of Abilene; Cause No. 8144-B, In the 104th Judicial District Court, Taylor County, Texas; filed September 14, 2020
6. 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
7. Alton H. Smith, Jr. and Alicia Malorie Smith v. City of Abilene, Texas; Cause No. 51055-A, In the 42nd Judicial District Court, Taylor County, Texas; filed March 11, 2021
8. Steve Van Horne, et al. v. City of Abilene, et al.; Cause No. 12530-D, In the 350th Judicial District Court, Taylor County, Texas; filed September 7, 2021
9. The City of Abilene, Texas v. Ken Paxton, Attorney General of Texas; Cause No. D-1-GN-21-006299, In the 250th Judicial District Court, Travis County, Texas; filed October 20, 2021

B. 551.072 (Deliberations about Real Property)

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)

RECONVENE

REGULAR AGENDA

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 17th day of February, 2023, at 11:00 a.m.

Shawna Atkinson, TRMC, CMC
City Secretary

