City of Abilene
City Council Agenda

Shane Price, Mayor Pro-tem
Lynn Beard, Deputy Mayor Pro-tem
Blaise Regan, Council Member
Robert Hanna, City Manager

Weldon Hurt, Mayor

Brian Yates, 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 July 27, 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. Councilmember Blaise Regan

PLEDGE TO THE UNITED STATES FLAG AND THE TEXAS FLAG

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS

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 seperately, 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.

2. **Minutes:** Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on July 13, 2023 ***(Shawna Atkinson)***

3. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Appointing Members to Various Boards and Commissions per the City Charter ***(Shawna Atkinson)***

   - Betty Hardwick Center Board of Trustees
   - Landmarks Commission

4. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving a Contract with Fifth Asset, Inc. for DebtBook Software ***(Mike Rains)***

5. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving Change Order No. 2 to Contract with Advanced Water Well Technologies, LLC for Repair of Grimes Pump No. 6 (***Rodney Taylor***)

6. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving Change Order No. 2 to the Contract with Purcell Contracting, LLC for the Huckleberry Lift Station Replacement Project (***Rodney Taylor***)

7. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing Expenditures to RailPros Field Services, Inc. for Utility Observation Associated with the Second Pressure Plane Supply Line - Phase II Project (***Rodney Taylor***)

8. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing a Professional Services Contract with Jacob & Martin, LLC for the Grimes Water Treatment Plant Rehabilitation (***Rodney Taylor***)

9. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving Change Order No. 1 to the Contract with Ace Pipe Cleaning, Inc. for the Heavy Cleaning, CCTV Inspection, and CIPP Insertion Lining of Certain Sewer Main Sections (***Rodney Taylor***)

10. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving a Contract with 720 Design Inc. for Providing Furniture, Fixtures, and Equipment (FFE) Consulting Services for the Library at Abilene Heritage Square ***(Julee Hammer)***

11. **Resolution:** Receive a Report, Hold a Discussion and Take Action to Award a Contract to Parkhill for Terminal Expansion and Improvements Design and Construction Management at the Airport ***(Don Green)***

12. **Resolution:** Receive a Report, Hold a Discussion and Take Action to Award a Contract for Airport Landside Engineering Services ***(Don Green)***

13. **Resolution:** Receive a Report, Hold a Discussion and Take Action to Accept the FY23 Airport Improvement Program Grant from the FAA ***(Don Green)***

14. **Resolution:** Receive a Report, Hold a Discussion and Take Action to Accept the FY23 Airport Infrastructure Grant from FAA ***(Don Green)***

15. **Ordinance (First Reading) CUP-2023-06:** Receive a Report, Hold a Discussion and Take Action on A Request From WV Meridian, LLC To Apply A Conditional Use Permit To Approximately 1.09 Acres On A Site Zoned PDD-130 To Allow An Automobile Wash Which Was Previously Abandoned To Be Reopened. Located At 5190 Buffalo Gap Road. ***(Tim Littlejohn)***

16. **Ordinance (First Reading) TC-2023-04:** Receive a Report, Hold a Discussion and Take Action on A Request From Southside Baptist Church To Abandon An Alley Located At 1425 South 7th Street. ***(Tim Littlejohn)***

17. **Ordinance (First Reading) TC-2023-05:** Receive a Report, Hold a Discussion and Take Action on A Request From Brandon Lee And Mirran Cassidy Caddell to Abandon Hilton Head cul-de-sac, Abilene, Taylor County, Texas. ***(Tim Littlejohn)***

18. **Ordinance (First Reading) Z-2023-14:** Receive a Report, Hold a Discussion and Take Action on A Request From Jose Valenzuela To Change The Zoning Of Approximately 1.95 Acres From Residential Single Family-6 (RS-6) To General Commercial (GC). Located At 1925 Henson Street. ***(Tim Littlejohn)***

19. **Ordinance (First Reading) Z-2023-21:** Receive a Report, Hold a Discussion and Take Action on A Request From CKG Rentals, LLC, Represented By Jacob & Martin, To Change The Zoning Of Approximately 2.00 Acres From Agricultural Open (AO) To General Commercial (GC). Located At 6010 Highway 277 South. ***(Tim Littlejohn)***

20. **Ordinance (First Reading) Z-2023-22:** Receive a Report, Hold a Discussion and Take Action on A Request From Teartex, LLC To Change The Zoning Of Approximately 6.0 Acres From Heavy Commercial (HC) To Planned Development District 182 To Allow A Vacation Travel Trailer Park In Addition To The Existing Uses Of The Property. Located At 1075 East Highway 80. ***(Tim Littlejohn)***

21. **Ordinance (First Reading) Z-2023-23:** Receive a Report, Hold a Discussion and Take Action on A Request From Industrial Blocks, LLC, Paul Grohman, And Frenchman's Creek Townhome Owners Association, Represented By Jacob & Martin, To Change The Zoning Of Approximately 2.21 Acres From Medium Density Residential (MD) And PDD-45 To Medium Density Residential (MD). Located At 45, 61, And 71 Rue Maison Street. ***(Tim Littlejohn)***

22. **Ordinance (First Reading) Z-2023-25:** Receive a Report, Hold a Discussion and Take Action on A Request From PB 6950, LLC, Represented By Jacob & Martin, To Change The Zoning Of Approximately 3.6 Acres From Medium Density Residential (MD) And Patio Home (PH) To General Retail (GR). Located At 6817x Horse Head Crossing. ***(Tim Littlejohn)***

23. **Ordinance (First Reading) Z-2023-27:** Receive a Report, Hold a Discussion and Take Action on A Request From Melinda Hill And Rebecca King Represented By Matthew Musechenko To Change The Zoning Of Approximately 3.4 Acres From Agricultural Open To Multi-Family (MF). Located At 2349 And 2333 Huckleberry Lane. ***(Tim Littlejohn)***

REGULAR AGENDA - ORDINANCES AND PUBLIC HEARINGS - RESOLUTIONS

24. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Acquisition of the Microsoft Enterprise License Agreement ***(Troy Swanson)***

25. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on amending Resolution No. 49-2016, Chapter 380 Economic Development Program ***(Robert Hanna)***

26. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Authorizing the City Manager to Enter into a Chapter 380 Agreement with NuHome Constructors of Abilene for the Construction of Up to Fourteen Single-Family Homes in the City of Abilene Neighborhood Empowerment Zone No. 1 or No. 2 ***(Robert Hanna)***

EXECUTIVE SESSION

27. **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. 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
4. Sharra Sampson v. City of Abilene; Cause No. 8144-B, In the 104th Judicial District Court, Taylor County, Texas; filed September 14, 2020
5. 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
6. 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
7. 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
8. 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
9. Richard Scheriger, et al. v. City of Abilene; Cause No. CV33253, In the 90th Judicial District Court, Stephens County, Texas, filed April 21, 2023
10. Drag Show Performances

B. 551.072 (Deliberations about Real Property)
1. 200 ES 11th

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

28. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Development Corporation of Abilene's Economic Development Plan ***(Misty Mayo)***

29. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Fiscal Year 2024 Budget for the Development Corporation of Abilene ***(Misty Mayo)***

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 21st day of July, 2023, at 10:20 a.m.

Shawna Atkinson, TRMC, CMC
City Secretary