



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 April 11, 2024, 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 Brian Yates

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 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.

2. **Minutes:** Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on March 28, 2024 **(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)**
 - Senior Citizens Advisory Board
 - West Central Texas Municipal Water District Board
4. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Accepting the Annual Comprehensive Financial Report for the Fiscal Year Ending September 30, 2023 **(Mike Rains)**
5. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the Expenditure of General Fund FY 2023 Fund Balance in Excess of the Three Month Reserve Requirement **(Mike Rains)**
6. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approval of the Investment Policy **(Mike Rains)**
7. **Resolution:** Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement with Ellis Island Holding for a New Construction Home Located at 325 Poplar St. **(Tim Littlejohn)**
8. **Resolution:** Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement Abilene Custom Homes for a New Single Family Construction Home Located at 2541 Bel Air Dr. **(Tim Littlejohn)**
9. **Resolution:** Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement with Abilene Custom Homes for a New Construction Home Located at 2545 Bel Air Dr. **(Tim Littlejohn)**
10. **Resolution:** Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement with Abilene Custom Homes for a New Construction Home Located at 2547 Bel Air Dr. **(Tim Littlejohn)**
11. **Resolution:** Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement with Abilene Custom Homes for a New Construction Home Located at 2551 Bel Air Dr. **(Tim Littlejohn)**
12. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Awarding the Bid to Yokogawa Fluid Imaging Technologies, Inc. for the Fluid Imaging System for the Abilene Environmental Laboratory **(Rodney Taylor)**
13. **Resolution:** Receive a Report, Hold a Discussion and Take Action on the Approval to Purchase Two (2) Pursuit Rated Pickups from Lake Country Chevrolet using TIPS USA Cooperative Purchasing Contract #210907 for Police Administration and Police Patrol **(Don Green)**
14. **Resolution:** Receive a Report, Hold a Discussion and Take Action on the Approval to Purchase Various Software and Services from SHI International Corp. Through DIR-CPO-5237 Contract **(Troy Swanson)**
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 Hammer)**

16. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with OverDrive **(Julee Hammer)**
17. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Approve Library Materials Purchases from Baker & Taylor **(Julee Hammer)**
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 Hammer)**

REGULAR AGENDA - ORDINANCES AND PUBLIC HEARINGS - RESOLUTIONS

19. **Ordinance (Final Reading) CUP-2024-02:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, Represented By Shelley Watson, To Apply A Conditional Use Permit To The Property At 2781 Beech St, Abilene, TX 79601 To Allow A Duplex **(Tim Littlejohn)**
20. **Ordinance (Final Reading) Z-2024-05:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, Represented By Larry Coon, To Change The Zoning Of Approximately 1.94 Acres From Single Family Residential (RS-8) To General Retail (GR). Located At 6466 Buffalo Gap Rd. **(Tim Littlejohn)**
21. **Ordinance (Final Reading) Z-2024-06:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, Represented By Jacob Martin To Change The Zoning Of Approximately 138.26 Acres From Agricultural Open (AO) To Residential Single Family (RS-6). Located West Of Butterfield Meadows Parkway. **(Tim Littlejohn)**
22. **Ordinance (Final Reading) Z-2024-07:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, Represented By JES Development, To Amend The Terms And Conditions Of A Planned Development District (PDD-178). Specifically, To Allow The Use Of The Existing Structures Located On The East Side Of The Property For Residential And Accessory Use And To Amend The Concept Plan. Located At 309 S Pioneer Drive. **(Tim Littlejohn)**
23. **Ordinance (Final Reading):** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending Chapter 15, "Lakes," Article II, "Lake Fort Phantom Hill," Section 15-18, "Prohibited Areas," Code of Ordinances **(Stanley Smith)**
24. **Ordinance (Final Reading):** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Adopting Amendments to the 2023-2024 Operating Budget **(Robert Hanna)**

EXECUTIVE SESSION

25. **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. 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
2. 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
3. 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
4. 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
5. 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

6. Richard Scheriger, et al. v. City of Abilene; Cause No. CV33253, In the 90th Judicial District Court, Stephens County, Texas, filed April 21, 2023

7. The Woodlands Pride, Inc., et al. v. Ken Paxton, Attorney General of Texas, et al., Case No. 4:23-cv-02847, In the United States District Court, Southern District of Texas, Houston Division, filed August 2, 2023

8. PFAS Litigation

9. Ginger Robertson v. City of Abilene and Abilene Zoological Society; Cause No. 13179-D, In the 350th Judicial District Court, Taylor County, Texas; filed December 5, 2023

10. City of Dallas, et al, v. Disney DTC, LLC, et al., Cause No. DC-22-09128, In the 14th Judicial District Court, Dallas County, Texas, filed August 3, 2022

11. Patricia Anderson v. City of Abilene; Cause No. 51867-A, IN the 42nd Judicial District Court, Taylor County, Texas; filed March 1, 2024

B. 551.072 (Deliberations about Real Property)

1. Donation of Land to Veterans Land Board

C. 551.073 (Deliberations about Gifts and Donations)

1. Donation of Land to Veterans Land Board

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

26. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on a Donation of Land to the Veteran's Land Board for the Veteran's Cemetery Expansion **(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 April, 2024, at 10:15 a.m.

Shawna Atkinson, TRMC, CMC
City Secretary