

CITY COUNCIL MEETING
June 13, 2024 at 8:30 a.m.

CITY COUNCIL OF THE CITY OF ABILENE, TEXAS
COUNCIL CHAMBERS, CITY HALL

The City Council of the City of Abilene, Texas met in Regular Session on June 13, 2024, at 8:30 a.m. in the Council Chambers, 555 Walnut St. Mayor Weldon Hurt was present and presiding, along with Mayor Pro-tem Kyle McAlister, Deputy Mayor Pro-tem Travis Craver, and Councilmembers Shane Price, Lynn Beard, Blaise Regan and Brian Yates. Also present were City Manager Robert Hanna, City Attorney Stanley Smith, and City Secretary Shawna Atkinson.

Councilmember Shane Price delivered the invocation.

Boy Scout Troop 206 led the Pledge of Allegiance to the Flag of the United States of America and State of Texas Flag.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS

- Service Awards:
 - Larry Brooks – 40 years – Fleet Services
- Proclamations:
 - Elder Abuse Awareness Month – accepted by Adult Protective Services.
 - Motorcycle & Scooter Ride to Work Day – accepted by E’Lisa Smentana and MPO staff.
 - Solid Waste & Recycling Workers Week – accepted by Max Johnson and Public Works staff.

PRESENTATION OF CONSENT AGENDA

The Consent Agenda consisted of items 4-20. Items 14 and 15 were pulled for individual consideration.

Items pulled for individual consideration:

- Item 14: Councilmember Regan
- Item 15: Mayor Pro-tem McAlister

PUBLIC COMMENTS

Mayor Hurt opened the public comment period. The following spoke:

- Dorothy Clay
- Tammy Fogle
- Elizabeth Powell
- Sammy Garcia
- Billy Enriquez
- Erin Spence
- Justin Whitely
- Jason Hernandez
- Jo Bengs

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

CONSENT AGENDA

Deputy Mayor Pro-tem Craver moved to approve the consent agenda consisting of items 4-13 and 16-20. Councilmember Beard seconded the motion. Motion carried.

AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates
NAYS (0): None

Councilmember Yates had a conflict of interest on item 19 and abstained from voting on that item. A Conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary's office. The vote for item 19 alone was:

AYES (6): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard and Regan
NAYS (0): None
ABSTAIN (1): Councilmember Yates

Mayor Pro-tem McAlister had a conflict of interest on item 20 and abstained from voting on that item. A Conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary's office. The vote for item 20 alone was:

AYES (6): Mayor Hurt, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates
NAYS (0): None
ABSTAIN (1): Mayor Pro-tem McAlister

4. Minutes: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on May 23, 2024

5. 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. 126-2024]

Board	Term End Date
<i>Board of Adjustment</i>	
Josh Rader [Alternate] [New]	November 2024 [unexpired term]
<i>Mayor's Advisory Board for People with Disabilities</i>	
Meka Allen [New]	October 2025
<i>Street Maintenance Advisory & Appeals Board</i>	
Jennifer Martinez [New]	March 2026

6. Resolution: Receive a Report, Hold a Discussion and Take Action on the Approval to Acquire Annual Service of Google Workspace for the City's Boards and Commissions through SADA Systems, Inc. via the State of Texas Contract DIR-TSO-4162
[ASSIGNED RESOLUTION NO. 127-2024]
7. Resolution: Receive a Report, Hold a Discussion and Take Action on Final Approval of Donation of approximately 115.35 acres to the State of Texas, Veteran's Land Board, for Expansion of the Texas State Veterans' Cemetery in Abilene
[ASSIGNED RESOLUTION NO. 128-2024]

8. Resolution: Receive a Report, Hold a Discussion and Take Action on the Purchase of Four (4) 2025 Kenworth T480 Chassis with Ox Body Stampede 10-12 Yd Dump Bodies for Water Distribution through MHC Kenworth Using BuyBoard Cooperative Contract #723-23
[ASSIGNED RESOLUTION NO. 129-2024]
9. Resolution: Receive a Report, Hold a Discussion and Take Action on the Purchase of One (1) 2024 Caterpillar CW16 Model Pneumatic Roller for Streets Division from WarrenCat Using Sourcewell Cooperative Contract #011723-CAT
[ASSIGNED RESOLUTION NO. 130-2024]
10. Resolution: Receive a Report, Hold a Discussion, and Take Action on Awarding Bid# CB-2445 Street Resurfacing Project Work Zone N6B (Pasadena Heights neighborhood) to Bontke Brothers Construction Co., Inc.
[ASSIGNED RESOLUTION NO. 131-2024]
11. Resolution: Receive a Report, Hold a Discussion, and Take Action on Awarding Project # CB-2439 Stormwater Utility Rate Study to Freese and Nichols, Inc.
[ASSIGNED RESOLUTION NO. 132-2024]
12. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding a #CB-2446 Construction Manager At-Risk Services for Abilene Recreation Centers - G.V. Daniels and Cesar Chavez to Teinert Construction
[ASSIGNED RESOLUTION NO. 133-2024]
13. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding a Bid #CB-2447 Nelson Wilson Park Enhancements to Bontke Brothers Construction Co., Inc.
[ASSIGNED RESOLUTION NO. 134-2024]
16. Resolution: Receive a Report, Hold a Discussion, and Take Action on the Purchase of Ten (10) 2025 Ram 1500's from Sames Bastrop Chrysler, Dodge, Jeep, and Ram of Laredo, Texas Through Bids Received from CB-2444 for Engineering, Building Inspection, and Water Utilities
[ASSIGNED RESOLUTION NO. 137-2024]
17. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving a Professional Services Contract with Enprotec/Hibbs & Todd, Inc. for the Hamby WRF Sludge Pond Rehabilitation
[ASSIGNED RESOLUTION NO. 138-2024]
18. Resolution: Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement with Chowning Realty LLC for 5290 Questa Drive
[ASSIGNED RESOLUTION NO. 139-2024]
19. Resolution: Receive a Report, Hold a Discussion and Take Action on an Economic Development Agreement with Prettiest Town Properties for 1310 Locust St.
[ASSIGNED RESOLUTION NO. 140-2024]
20. Resolution: Receive a Report, Hold a Discussion and Take Action to Approve an Agreement with Uber Displays LLC for New LED Marquee at the Abilene Convention Center
[ASSIGNED RESOLUTION NO. 141-2024]

ITEM PULLED FOR INDIVIDUAL CONSIDERATION

14. Resolution: Receive a Report, Hold a Discussion and Take Action on Awarding Bid # CB-2448 Camp Barkeley Dog Park Relocation Project to Teinert Construction
[ASSIGNED RESOLUTION NO. 135-2024]

Having pulled the item, Councilmember Regan expressed his concerns on the cost for this project and asked for a breakdown. Adoption of the item would award bid CB-2448 to Teinert Construction for the construction of a new dog park.

Mayor Hurt opened the public hearing. The following spoke in opposition to the item:

- Tammy Fogle
- Eric Bengs

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

Councilmember Regan moved to table the item to allow staff to come up with a more cost effective option. Motion failed for a lack of a second.

Mayor Pro-tem McAlister moved to approve the item as presented. Councilmember Beard seconded the motion. Motion carried.

AYES (6): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard and Yates
NAYS (1): Councilmember Regan

15. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving a CMAR Agreement with Sedalco Construction Services for the Abilene Zoo Africa Series of Exhibits Project
[ASSIGNED RESOLUTION NO. 136-2024]

Having pulled the item, Mayor Pro-tem McAlister asked Jesse Pottebaum, Zoo Director, to give details about this project. Adoption of the item would approve the issuance of \$15,000,000 in General Obligation Bonds for improvements to the Zoo, authorized by voters on November 7, 2023.

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

Mayor Pro-tem McAlister moved to approve the item as presented. Councilmember Price seconded the motion. Motion carried.

AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates
NAYS (0): None

Mayor Hurt recessed the meeting for a break from 9:46 a.m. to 9:53 a.m.

Mayor Hurt recognized Mari Cockrell, Director of Communications, and her staff for the awards their department won recently.

21. Discussion: Receive a Report, Hold a Discussion and Public Hearing on FY24 and FY25 Budget Reductions, and the Demolition and Re-Construction of G.V. Daniels and Cesar Chavez Recreation Centers

Robert Hanna, City Manager, presented the item. He went over budget cuts and position freezes for Fiscal Year 2024. Recreation centers were discussed, with the proposal to close and demolish both Cesar Chavez and GV Daniels at the same time. 13 FTE will be done away with but those employees can move to other departments. Parks is working with non-profits and AISD to see if there is an option for them to take after school care and summer camp on. Budget reductions for Fiscal Year 2025 were also discussed. Council had questions about the logistics of the closures, the tax rate, and sales tax numbers.

Mr. Hanna presented Council with four capital improvement projects, AHS Main Library Branch, Microwave Radio Station, TxDOT Aircraft Ramp Grant Match, and Rose Park Pickleball Courts. It was the consensus of Council to move forward with all of these, except the Rose Park Pickleball Courts, at this time.

Mayor Hurt opened the public hearing. The following spoke:

- Tammy Fogle

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

This item was for discussion only. No votes or action were taken.

22. Ordinance (Final Reading) Z-2024-08: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, Represented By CJ Chaney, To Change The Zoning Of Approximately 0.29 Acres From Heavy Industrial (HI) To Light Industrial (LI). Located At 917 & 919 S Treadaway Blvd.
[ASSIGNED ORDINANCE NO. 25-2024]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would change the zoning of the above referenced property from Heavy Industrial (HI) to Light Industrial (LI).

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

Councilmember Price moved to approve the item as presented. Councilmember Beard seconded the motion; motion carried.

AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates
NAYS (0): None

23. Ordinance (Final Reading) Z-2024-09: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, Represented By CJ Chaney, To Change The Zoning Of Approximately 0.08 Acres From Heavy Industrial (HI) To Light Industrial (LI). Located On The East Side Of The 2500 Block Of N Treadaway Blvd.
[ASSIGNED ORDINANCE NO. 26-2024]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would change the zoning of the above referenced property from Heavy Industrial (HI) to Light Industrial (LI).

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

Mayor Pro-tem McAlister moved to approve the item as presented. Councilmember Yates seconded the motion; motion carried.

AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates

NAYS (0): None

24. Ordinance (Final Reading) Z-2024-10: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on A Request From The Owner, To Change The Zoning Of Approximately 0.35 Acres Zoned General Retail (GR) To General Commercial (GC). Located At 542 E. Ambler Avenue.
[ASSIGNED ORDINANCE NO. 27-2024]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would change the zoning of the above referenced property from General Retail (GR) to General Commercial (GC).

Mayor Hurt opened the public hearing. With no 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 (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates

NAYS (0): None

25. Ordinance (Final Reading): Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Amending Chapter 3, Subdivision Regulations, Article 1, Subdivision Procedures, Division 4, Final Plat, Sections 3.1.4.2 and 3.1.4.3
[ASSIGNED ORDINANCE NO. 28-2024]

Tim Littlejohn, Director of Planning & Development Services, presented the item. Adoption of the item would amend Chapter 3 Subdivision Regulations, of the City Code, which would give the Director of Planning and Zoning the ability to approve or deny plat requests. This amendment will also give an appeal process to the City Manager and the Planning and Zoning Board.

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

Councilmember Regan moved to approve the item as presented. Deputy Mayor Pro-tem Craver seconded the motion; motion carried.

AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates

NAYS (0): None

EXECUTIVE SESSION

Mayor Hurt recessed into Executive Session at 10:48 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:

- 26. A.551.072 (Deliberations about Real Property)
 - 1. Maxwell Golf Course
 - 2. Agenda Item #28
- 26.D.551.087 (Business Prospect/Economic Development)
 - 1. Agenda Item #27

The Executive Session ended at 11:12 a.m. and reconvened to Open Session. Mayor Hurt reported no votes or action were taken in Executive Session.

REGULAR AGENDA

27. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Updated Tax Abatement Policy, Guidelines and Criteria, and Chapter 380 Economic Development Agreements Policy
[ASSIGNED RESOLUTION NO. 142-2024]

Earlier in the meeting, under Section 551.087 (Business Prospect/Economic Development) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 10:48 a.m., and ended at 11:12 a.m. No votes or actions were taken at that time.

Robert Hanna, City Manager, presented the item. Adoption of the item would approve an updated Tax Abatement policy and Chapter 380 Economic Development Agreement Policy.

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

Councilmember Price moved to approve the item as presented. Councilmember Beard seconded the motion; motion carried.

AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates
NAYS (0): None

28. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving an Amendment to Tax Abatement Agreements for Property Located in Abilene, Taylor County, Texas with Lancium, LLC.
[ASSIGNED RESOLUTION NO. 143-2024]

Earlier in the meeting, under Section 551.072 (Consultation with Attorney) of the Open Meetings Act, the item was discussed during the Executive Session, which started at 10:48 a.m., and ended at 11:12 a.m. No votes or actions were taken at that time.

Robert Hanna, City Manager, presented the item. Adoption of the item would authorize the City Manager to complete negotiations and execute an amendment to the Tax Abatement Agreements for property located in Abilene with Lancium, LLC.

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

Mayor Pro-tem McAlister moved to approve the item as presented. Councilmember Beard seconded the motion; motion carried.

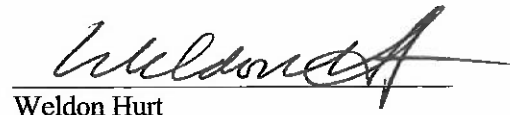
AYES (7): Mayor Hurt, Mayor Pro-tem McAlister, Deputy Mayor Pro-tem Craver, and Councilmembers Price, Beard, Regan and Yates

NAYS (0): None

ADJOURNMENT

There being no further business, the meeting adjourned at 11:19 a.m.


Shawna Atkinson
City Secretary


Weldon Hurt
Mayor

Minutes approved on: June 27, 2024

