

CITY COUNCIL MEETING
October 17, 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 October 17, 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 Blaise Regan delivered the invocation.

Aalyah Hernandez and Deacon Alcorta, 5th graders from Alcorta Elementary led the Pledge of Allegiance to the Flag of the United States of America and the State of Texas Flag.

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS

- Proclamations:
 - Disability Awareness Month – accepted by the Mayor’s Advisory Board for People with Disabilities.

PRESENTATION OF CONSENT AGENDA

The Consent Agenda consisted of items 3-23. Item #18 was pulled for individual consideration. Item #5 was pulled from consideration prior to the meeting.

Items pulled from consideration:

- Item 5

Items pulled for individual consideration:

- Item 18 – Councilmember Regan

PUBLIC COMMENTS

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

CONSENT AGENDA

Mayor Pro-tem McAlister moved to approve the consent agenda now consisting of items 3-4, 6-17 & 19-23. Councilmember Regan 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

3. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on September 26, 2024, and the Regular Meeting Held on October 3, 2024

4. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Donate the Carver Park Playground and Shade Structure to Abilene Volunteer Services Council
[ASSIGNED RESOLUTION NO. 238-2024]
6. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving Bid CB-2500 to 1st Priority Environmental Services, LLC. for the Polymer Gymnasium Floor Abatement at Cesar Chavez Recreation Center
[ASSIGNED RESOLUTION NO. 239-2024]
7. Resolution: Receive a Report, Hold a Discussion, and Take Action to Approve an Increase of the Car Rental Customer Facility Charge to \$4.50 Per Day
[ASSIGNED RESOLUTION NO. 240-2024]
8. Resolution: Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving Change Order No. 1 to the Contract with Adventures Outback LP, dba AO Services, for the Possum Kingdom Drought Response Improvements RO Concentrate Pipeline Phase II Project
[ASSIGNED RESOLUTION NO. 241-2024]
9. Resolution: Receive a Report, Hold a Discussion and Take Action on the Approval to Purchase Hardware, Software and Services to Provision Additional Mobile Dispatch Computers for the Police Department from Dell Via the Contract Using the Texas Contract, DIR-TSO-3763
[ASSIGNED RESOLUTION NO. 242-2024]
10. Resolution: Receive a Report, Hold a Discussion and Take Action on the Approval to Purchase Additional Hardware and Services from RCN Technologies for the Police Department as a Provider of Wireless Communication Hardware Through the Texas State Contract DIR-CPO-4458 and the OMNIA Partners Contract #R200803
[ASSIGNED RESOLUTION NO. 243-2024]
11. Resolution: Receive a Report, Hold a Discussion and Take Action on the Approval to Purchase 21 Additional WatchGuard systems, Warranty Services, and Storage Services for the Police Department from Motorola Solutions as a Provider via Texas State Contract DIR-TSO-4101
[ASSIGNED RESOLUTION NO. 244-2024]
12. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the Purchase of Annual Subscription Support Services from OpenGov for the Cartegraph Asset Management Software System
[ASSIGNED RESOLUTION NO. 245-2024]
13. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving an Interlocal Agreement with Taylor County and Betty Hardwick for Two Jail Navigator Position
[ASSIGNED RESOLUTION NO. 246-2024]
14. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with the Abilene Library Consortium
[ASSIGNED RESOLUTION NO. 247-2024]
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
[ASSIGNED RESOLUTION NO. 248-2024]

16. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Approve Library Materials Purchases from Baker & Taylor
[ASSIGNED RESOLUTION NO. 249-2024]
17. Resolution: Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Continue the Agreement with OverDrive
[ASSIGNED RESOLUTION NO. 250-2024]
19. Ordinance (First Reading) CUP-2024-09: Receive a Report, Hold a Discussion and Take Action on a Request from the Owner to Apply a Conditional Use Permit to Allow an Antenna Tower – Commercial at 2588 East Lake Road
20. Ordinance (First Reading) TC-2024-02: Receive a Report, Hold a Discussion and Take Action on a Request from the City of Abilene to Abandon Certain Portions of Right-of-Way (ROW) along Oldham Lane. Specifically, 10 Feet of ROW Adjacent to the Following Lots: Lots 1-4, Block A, Oldham Farms Addition, Section 1; Lot 1, Block A, Oldham Farms Addition, Section 2; Lots 203, 2, and 101, Oldham Farms Addition, Section 3; Lot 1, Block A, Don Fite Addition; Lots 201 and 202, Block A, Oldham Lane Church of Christ Addition and; Lot 35, Block A, Bunny Run Addition, Section 2, Abilene, Taylor County, Texas
21. Ordinance (First Reading) Z-2024-27: Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, Represented by Law Firm of Chaile Allen, PLLC, to Change the Zoning of Approximately 0.49 Acres from Central Business to Planned Development District 189 to Allow the Outdoor Storage of Freight Containers, Located At 633 and 641 Pecan Street, Abilene, Texas
22. Ordinance (First Reading) Z-2024-28: Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, to Change the Zoning of Approximately 0.30 Acres from Residential Single-Family (RS-6) to Heavy Commercial (HC), Located at 602 & 610 N 16th Street
23. Ordinance (First Reading) Z-2024-29: Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, to Change the Zoning of Approximately 4.78 Acres from Multi-Family (MF) to a Planned Development District (PDD-188) that Proposes Townhomes with a Maximum of Two Dwelling Units, and Duplexes. Located at 898-991 Minda Street

ITEMS PULLED FROM CONSIDERATION

5. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the City Manager to Enter into a Contract with Campos Engineering, Inc. for Building Commissioning Services, which is a Process that Checks Document Design, Installation, Testing, Training, and Operation of Building Systems
[NOT CONSIDERED]

This item was pulled from consideration prior to the meeting.

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

18. Resolution: Receive a Report, Hold a Discussion and Take Action on Amending Resolution 192-2023 to Add Coleman County State Bank as an Approved Lender and to Amend the Incentive Payout for Major Renovations and Amend the Chapter 380 Agreement Forms
[ASSIGNED RESOLUTION NO. 251-2024]

Having pulled the item, Councilmember Regan asked for clarification on why the requirements are

changing from a straight 10% to \$20,000. Robert Hanna, City Manager, clarified that staff received feedback on the program and changing it to \$20,000 makes it more fair to everyone and helps the money go further.

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

Councilmember Price moved to approve the item as presented. Councilmember Regan 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

REGULAR AGENDA

24. Ordinance (First Reading): Receive a Report, Hold a Discussion, Public Hearing and Take Action on Temporarily Suspending the Fluoridation of the City of Abilene's Water Supply, and **Discussion Only** regarding a Permanent Termination of Fluoridation of the City's Water Supply

Robert Hanna, City Manager, presented the item. Adoption of the item would temporarily suspend the fluoridation of the City of Abilene's water supply. Council also discussed the possibility of permanently ending fluoridation and the legal process to do so in the future.

Mayor Hurt opened the public comment period. The following indicated their support, or spoke in support of the item:

- Amanda Hardin – did not speak
- Jennifer Bell
- Anna Vail – did not speak
- Ashley Hurley – did not speak
- Tammy Fogle

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

Deputy Mayor Pro-tem Craver moved to approve the item as presented, to temporarily suspend the fluoridation for 24 months. 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

25. Discussion: Receive a Report, Hold a Discussion and Public Hearing, and Take Direction on a Possible Amendment to the Sign Ordinance Regarding Off-Site Advertising.

Mayor Pro-tem McAlister had a conflict of interest on this item and left the room during discussion. A Conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary's office.

Tim Littlejohn, Director of Planning & Development Services, presented the item. Mr. Littlejohn went over the requirements for advertising, sister city examples, and staff's recommendation on this going forward. Council discussed the definitions of On-Site and Off-Site advertising and different possible

changes. The consensus of council was that we cannot regulate what is being advertised, but the actual sign regulations would need to be adhered to. Council's recommendation is for staff to take this to the Planning & Zoning Commission for direction before it comes to Council for a final decision.

Mayor Hurt opened the public hearing. The following spoke in support of the item:

- Greg Ehlers
- 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.

EXECUTIVE SESSION

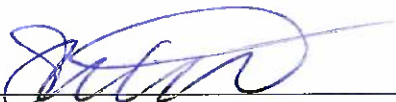
Mayor Hurt recessed into Executive Session at 10:00 a.m., pursuant to the following of the Open Meetings Act, with the following issues discussed during this session, as listed on the agenda and authorized by the noted Texas Government Code Section:

- 26.A.551.071 (Consultation with Attorney)
 - 1. Alton H. Smith, Jr. and Alicia Malorie Smith
 - 2. Woodlands Pride, Inc
- 26.D.551.074 (Personnel Matters)
 - 1. City Manager
 - 2. Boards & Commissions

The Executive Session ended at 10:33 a.m. and reconvened to Open Session. Mayor Hurt reported no votes or action were taken in Executive Session.

ADJOURNMENT

There being no further business, the meeting adjourned at 10:33 a.m.


Shawna Atkinson
City Secretary


Weldon Hurt
Mayor

Minutes approved on: November 7, 2024

