



City of Abilene City Council Agenda

Kyle McAlister, Mayor Pro-tem
Travis Craver, Deputy Mayor Pro-tem
Shane Price, Council Member
Lynn Beard, Council Member
Robert Hanna, City Manager

Weldon Hurt, Mayor

Blaise Regan, Council Member
Brian Yates, 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 December 19, 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. Mayor Pro-tem Kyle McAlister

PLEDGE TO THE UNITED STATES FLAG AND THE TEXAS FLAG

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS

2. **Presentation:**

- Receive Donation Check from Mosaic Church

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 December 5, 2024 **(Shawna Atkinson)**
4. **Resolution:** Receive a Report, Hold a Discussion, and Take Action on Awarding Glen Abbey Storm Sewer Repair Contract to Bontke Brothers Construction Co., Inc. **(Max Johnson)**
5. **Resolution:** Receive a Report, Hold a Discussion, and Take Action on Purchase of HES (High Early Strength) Concrete Material from Strong Ready Mix for Fire Station #6 Driveway Project **(Max Johnson)**
6. **Resolution:** Receive a Report, Hold a Discussion, and Take Action to Approve an Agreement with Voya Financial, a Part of Reliastar Insurance Company, to Provide Stop Loss Insurance and Amwins Group, Inc. to Provide Gene Therapy Solutions **(Pamela Williams)**
7. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving a Professional Services Contract with La Terra Studio, LLC **(Michael Rice)**
8. **Ordinance (First Reading):** Receive a Report, Hold a Discussion and Take Action on an Ordinance of the City of Abilene, Texas, and Providing for the Extension of the Boundary Limits of the City of Abilene, Texas, and for the Annexation of Certain Territory - 440.2 acres - Lying Adjacent and Contiguous to the Present Boundary Limits of the City of Abilene, and Granting to All the Inhabitants of Territory, all the rights and Privileges of other citizens and Binding the Inhabitants by All of the Acts, Ordinances, Resolutions and Regulations of the City of Abilene; and Adopting a Service Plan Agreement **(Michael Rice)**
9. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the City Manager to Enter into a Memorandum of Understanding with Abilene Cultural Affairs Council for Storybook Garden 2 **(Lesli Andrews)**
10. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Accepting Plum/Turtles Sculptures as part of the Storybook Series **(Lesli Andrews)**
11. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Authorizing the City Manager to Execute the Guaranteed Maximum Price for the G.V. Daniels and Cesar Chavez Recreation Centers **(Lesli Andrews)**
12. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving the Special Events Permit Policy **(Lesli Andrews)**
13. **Ordinance (First Reading):** Receive a Report, Hold a Discussion and Take Action on Amending Chapter 29, "Streets and Sidewalks," Article IX, "Special Events Permit" of the Code of Ordinances **(Lesli Andrews)**
14. **Ordinance (First Reading):** Receive a Report, Hold a Discussion and Take Action on Amending the Fees and Charges Ordinance to Special Events Fees **(Lesli Andrews)**
15. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Entering into an Economic Development Agreement with Doby Investments for 1233 Marshall St. **(Tim Littlejohn)**
16. **Ordinance (First Reading) CUP-2024-11:** Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, to Apply a Conditional Use Permit to Approximately 0.15 Acres to Allow a 150' Monopole Tower within General Retail (GR). Located at 2560 X Barrow

Street (Tim Littlejohn)

17. **Ordinance (First Reading) CUP-2024-12:** Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, to Apply a Conditional Use Permit to Approximately 2.75 Acres to Allow for a Tattoo Parlor, More Specifically Applied to Building 4, Suite 403. Located at 4601 Antilley Road, Suite 403 (Tim Littlejohn)
18. **Ordinance (First Reading) OAM-2024-02:** Receive a Report, Hold a Discussion and Take Action on a Request from the City of Abilene to Amend the Land Development Code to Amend the Sign Regulations. Specifically, to Allow for Type III Off-Site Signage and Provide Development Standards Including, but Not Limited to, Size, Location, and Separation (Tim Littlejohn)
19. **Ordinance (First Reading) Z-2024-32:** Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, to Change the Zoning of Approximately 2.59 acres from Planned Development District 28 (PDD-28) to General Commercial (GC), Located at the 4300 block of Southwest Drive (Tim Littlejohn)
20. **Ordinance (First Reading) Z-2024-35:** Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, Represented by Jacob & Martin, to Change the Zoning of Approximately 64.25 Acres from Agricultural Open to Planned Development District 191, Specifically, to Have a Residential Single-Family Base Zoning, Located at 7501 Old Forrest Hill Road. (Tim Littlejohn)
21. **Ordinance (First Reading) Z-2024-36:** Receive a Report, Hold a Discussion and Take Action on a Request from the Owner, to Change the Zoning of Approximately 134.86 Acres from Agricultural Open (AO) to General Retail (GR), General Commercial (GC), and Multi-Family (MF), Located at 7450 HWY 83-84 (Tim Littlejohn)
22. **Resolution:** Receive a Report, Hold a Discussion and Take Action on Approving a Professional Services Contract with Jacob & Martin LLC. for the 30-Inch Raw Water Transmission Line Replacement (Rodney Taylor)
23. **Ordinance (First Reading):** Receive a Report, Hold a Discussion and Take Action on Repealing Ordinance 53-2000 and Permanently Terminating the Fluoridation of Water Supplies Within the City of Abilene's Water Distribution System (Rodney Taylor)

REGULAR AGENDA - ORDINANCES AND PUBLIC HEARINGS - RESOLUTIONS

24. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving the Services Contract with Daupler, Inc. for Incident Response Management System for the Water Utilities Department (Jeremiah Bihl)
25. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Resolution Authorizing Application For Financial Assistance From The Texas Water Development Board; And Making Certain Findings In Connection Therewith (Rodney Taylor)

EXECUTIVE SESSION

26. **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
12. Mary Lou Gonzales v. City of Abilene, Board of Building Standards; Cause No. 29156-B; In the District Court, 104th Judicial District, Taylor County, Texas; filed April 10, 2024
13. Claim of Republic Services
14. Claim of Eddie Pugh

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)

1. Edmundson Subdivision

RECONVENE

REGULAR AGENDA

27. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Appointing Members to Various Boards and Commissions per the City Charter **(Kaitlin Richardson)**
- Development Corporation of Abilene
28. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving Project Bay for the Development Corporation of Abilene, Inc. **(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 13th day of December, 2024, at 11:05 a.m.

Shawna Atkinson, TRMC, CMC
City Secretary