

**CITY COUNCIL MEETING
December 19, 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 December 19, 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 Deputy City Secretary Kaitlin Richardson.

Mayor Pro-tem Kyle McAlister delivered the invocation.

Iris Bass, 5th grader from Bowie 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

- Presentation:
 - Receive Donation Check from Mosaic Church by Dr. Jay Miller

PRESENTATION OF CONSENT AGENDA

The Consent Agenda consisted of items 3-23. Items 7, 10, 11 & 18 were pulled for individual consideration.

Items pulled for individual consideration:

- Items 7 & 11 – Councilmember Regan
- Item 10 – Mayor Hurt
- Item 18 – Councilmember Price

PUBLIC COMMENTS

Mayor Hurt opened the public comment period. The following addressed the City Council:

- Tim Smith
- Tammy Fogle
- Jennifer Bell

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

CONSENT AGENDA

Mayor Pro-tem McAlister moved to approve the consent agenda consisting of 3-6, 8, 9, & 12-17. Deputy Mayor Pro-tem Craver 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 December 5, 2024

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.
[ASSIGNED RESOLUTION NO. 276-2024]
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
[ASSIGNED RESOLUTION NO. 276-2024]
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
[ASSIGNED RESOLUTION NO. 277-2024]
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
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
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[ASSIGNED RESOLUTION NO. 280-2024]
12. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the Special Events Permit Policy
[Reconsidered later in meeting]
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
14. Ordinance (First Reading): Receive a Report, Hold a Discussion and Take Action on Amending the Fees and Charges Ordinance to Special Events Fees
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.
[ASSIGNED RESOLUTION NO. 282-2024]
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
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
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

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.
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
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
[ASSIGNED RESOLUTION NO. -2024]
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

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

7. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving a Professional Services Contract with La Terra Studio, LLC
[ASSIGNED RESOLUTION NO. 278-2024]

Having pulled the item, Councilmember Regan asked for clarification as to who would own the property and if not the city, questioned why it is being funded.

Robert Hanna, City Manager, clarified that the Abilene Improvement Corporation would actually own the property, but the City is paying for it and then being reimbursed by a donation from the private sector, as the project is being funded solely with private donations.

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

10. Resolution: Receive a Report, Hold a Discussion and Take Action on Accepting Plum/Turtles Sculptures as part of the Storybook Series
[ASSIGNED RESOLUTION NO. 282-2024]

Having pulled the item, Mayor Hurt stated he meant to pull item #12 and did not have questions on this item.

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

- Tammy Fogle

With no other 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

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
[ASSIGNED RESOLUTION NO. 282-2024]

Having pulled the item, Councilmember Regan stated that the bid came under budget, and he would like to see some of the cost savings go towards improving the aesthetic of the outside of the building, as he thinks it looks dated.

Collin Zalesak, architect for Parkhill, spoke about the materials for the project, and window placement in the building.

Councilmember Price would like to make sure to advertise the libraries on the outside of the building.

Mayor Hurt opened the public hearing. The following spoke on the item:

- Tammy Fogle
- Jason Groves

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

Lesli Andrews, Director of Parks and Recreation, spoke on the numbers on this project.

Mayor Pro-tem McAlister moved to approve the item as presented. Councilmember Yates 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

Councilmember Price called for a Point of Order. Mayor Hurt moved to reconsider Item #12. 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

12. Resolution: Receive a Report, Hold a Discussion and Take Action on Approving the Special Events Permit Policy
[TABELED]

Having pulled the item, Mayor Hurt spoke about the public notification on parades, and questioned if the council needs to limit the number of parades to make it easier on staff.

The consensus from council was for the Mayor to create a subcommittee of no more than three Councilmembers to meet with staff and parade coordinators from each event to discuss this further.

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

Councilmember Price moved to table this item. Mayor Hurt 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

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

Councilmember McAlister had a conflict of interest on this item and left the room during deliberation, and abstained from voting. A Conflict of Interest Affidavit was filled out before the meeting and filed with the City Secretary's office.

Having pulled the item, Councilmember Price stated that the proposed ordinance language still limits off-site advertising to specific zoning districts and does not include the Central Business District and the SoDA District.

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

- Tim Smith

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

Councilmember Price moved to approve the item as presented, with the addition of the allowance of offsite advertising in the Central Business District zoning within the boundaries of the South Downtown Area (SoDA District). Councilmember Regan seconded the motion; motion carried.

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

REGULAR AGENDA

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
[ASSIGNED RESOLUTION NO. 61-2024]

Rodney Taylor, Director of Water Utilities, praised his staff, and introduced Jeremiah Bihl, Assistant Director of Water Utilities, who presented the item. Adoption of the item would approve a contract with Daupler, Inc for an incident response management system for the Water Utilities Department. This system would also alleviate the call volume for customer service representatives.

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

Councilmember Beard moved to approve the item as presented. Mayor Pro-tem McAlister 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. 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
[ASSIGNED RESOLUTION NO. 61-2024]

Rodney Taylor, Director of Water Utilities, presented the item. Adoption of the item would authorize an application for financial assistance from the Texas Water Development Board. This assistance would cover the remaining costs of projects and needs that our current water rates can not, for improvements to the Northeast Water Treatment Plant.

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

Councilmember Price moved to approve the resolution authorizing the application for financial assistance from the Texas Water Development Board and making certain findings in connection therewith. 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

EXECUTIVE SESSION

Mayor Hurt recessed into Executive Session at 10:19 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. Claim of Republic Services

2. Claim of Eddie Pugh

26.D.551.074 (Personnel Matters)

1. City Manager

26.F.551.087 (Economic Development)

1. Edmundson Subdivision

26.F.551.087 (Economic Development)

1. Project Bay

The Executive Session ended at 11:55 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 Appointing Members to Various Boards and Commissions per the City Charter
[ASSIGNED RESOLUTION NO. 274-2024]

Adoption of the item would approve the (re)appointments of the following board and commission members, per the city Charter:

Board	Term End Date
<i>Development Corporation of Abilene, Inc.</i>	
Floyd Miller [Reappointment]	December 2026
Tracy Howle [Reappointment]	December 2026
Shae Hall [Reappointment]	December 2026

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

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.
[ASSIGNED RESOLUTION NO. 61-2024]

Misty Mayo, CEO of the Development Corporation of Abilene, presented the item. Adoption of the item would approve Project Bay, which is a locally owned business expansion project.

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

Councilmember Beard 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

ADJOURNMENT

There being no further business, the meeting adjourned at 12:05 p.m.

Shawna Atkinson
City Secretary

Weldon Hurt
Mayor

Minutes approved on: _____