City of Abilene
City Council Agenda

Weldon Hurt, Mayor Pro-tem
Shane Price, Council Member
Jack Rentz, Council Member
Robert Hanna, City Manager

Anthony Williams, Mayor

Donna Albus, Council Member
Kyle McAlister, Council Member
Travis Craver, Council Member
Stanley Smith, City Attorney
Shawna Atkinson, City Secretary

AMENDED

Notice is hereby given of a meeting of the City Council of City of Abilene to be held on September 10, 2020, 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 Kyle McAlister

PLEDGE TO THE UNITED STATES FLAG AND THE TEXAS FLAG

PRESENTATIONS, RECOGNITIONS, PROCLAMATIONS AND ANNOUNCEMENTS

2. **Service Awards Video Presentation:**

    - Patricia Perez - 30 Years - COACH Clinic

3. **Proclamation:** Lissencephaly Awareness Day

CONSENT AGENDA

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember or Citizen so requests, in which event the item will be removed from the Consent Agenda and considered separately.

4. **Minutes:** Receive a Report, Hold a Discussion and Take Action on Approving the Minutes from the Regular Meeting Held on August 27, 2020 ***(Shawna Atkinson)***

5. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing and Take Action to Award a Contract to Collier Construction to Build the New Aircraft Rescue and Fire Fighting Station at Abilene Regional Airport. ***(Don Green)***

6. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing and Take Action to Approve Change Order 1 to the Contract with Collier Construction for the Aircraft Rescue and Fire Fighting Station ***(Don Green)***

7. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Contract with Corgan Associates to Provide Construction Management Services During the Construction of the New Aircraft Rescue and Fire Fighting Station at Abilene Regional Airport ***(Don Green)***

8. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Purchase Three (3) Support Vehicles for CityLink ***(Don Green)***

9. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action to Approve a Purchase from On Site Marketing for Bus Lifts for CityLink ***(Don Green)***

10. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Awarding Bids for Purchase of Bulk Chemicals to be Used by Water and Wastewater Treatment Plants in Fiscal Year 2021 (***Rodney Taylor***)

11. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Authorizing Combined Purchases from the Specified Vendors in Amounts Exceeding $50,000 During Fiscal Year 2020 ***(Rodney Taylor)***

12. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Award of Bid No. CB-2072 – Sale of Land (1642 Merchant Street) ***(Travis McClure)***

13. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving a Negotiated Settlement between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2020 Rate Review Mechanism Filing ***(Stanley Smith)***

14. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Utilizing Cares Act Grant Funds for Wylie ISD's Operation Connectivity ***(Mike Rains)***

REGULAR AGENDA - ORDINANCES AND PUBLIC HEARINGS - RESOLUTIONS

15. **Presentation**: Receive a Report, Hold a Discussion and Public Hearing on the Texas Ave and Dub Wright Intersection Improvements ***(Greg McCaffery)***

16. **Presentation:** Receive a Report, Hold a Discussion and Public Hearing regarding the Summary of the 2015 Traffic Signal Bond Project ***(Greg McCaffery)***

PUBLIC COMMENTS

There will be no votes or any formal actions taken on subjects presented during public comment. The public comment period will only allow members of the public to present ideas and information to city officials and staff.

EXECUTIVE SESSION

17. **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. Ruby Flores and Cory Almanza v. Jesus Verastegui, Alfredo Verastegui, Rosalva Verastegui, and City of Abilene, Cause No. 49368-A, 42nd District Court, Abilene, Taylor County, Texas, filed April 13, 2016
2. Robert Steven Reitz v. City of Abilene, Texas, et al., Case No. 1:16-cv-00181-BL; In the U.S. District Court, Northern District of Texas, Abilene Division, filed October 10, 2016
3. Officer Patrick Sumrall and City of Abilene, Case No. 01-18-000-8653; Appeal of Indefinite Suspension to Arbitration, filed February 6, 2018
4. Alfredo Valencia v. Corey Davis and City of Abilene; Case No. 1:19-cv-00017-C; In the United States District Court, Northern District of Texas, Abilene Division, filed February 4, 2019.
5. City of Abilene v. Patrick Sumrall; Cause No. 27,733-B, In the 104th Judicial District Court, Taylor County, Texas, filed May 28, 2019
6. 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
7. City of Abilene, Texas and Garfield Public/Private LLC v. Ken Paxton, Attorney General of Texas; Cause No. D-1-GN-20-000900, In the 261st Judicial District Court, Travis County, Texas, filed February 13, 2020
8. Chandler Brooks v. Taylor County, et al.; Civil Action No. 1:20-cv-00049, In the United States District Court, Northern District of Texas, Abilene Division; filed March 5, 2020
9. John Doe v. Robert Hanna, Individually and as City Manager; Cause No. 28078-B; In the 104th Judicial District Court, Taylor County, Texas; filed July 7, 2020
10. Kimberly Mattson v. City of Abilene (Board of Building Standards); Cause No. 12197-D, In the 350th Judicial District Court, Taylor County, Texas, filed July 30, 2020
11. The City of Abilene, Texas v. Ken Paxton, Attorney General of Texas; Cause No. D-1-GN-20-004598, In the 53rd Judicial District Court, Travis County, Texas; filed September 1, 2020
12. Governor's Executive Orders - COVID-19
13. Claim of Tommy Milliorn

B. 551.072 (Deliberations about Real Property)

1. Clyde Water

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. Abilene Convention Center Hotel Project
2. Economic Development Agreement with KKP Investments, LLC

RECONVENE

REGULAR AGENDA

18. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on approval of a Resolution Authorizing Changes to the DCOA's Bylaws ***(Misty Mayo)***

19. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on approval of a Resolution approving of (i) a Restated Certificate of Formation (formerly Articles of Incorporation) of the DCOA with amendments and (ii) an Application to present to the Abilene City Council to amend the DCOA's Certificate of Formation (formerly Articles of Incorporation) ***(Misty Mayo)***

20. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approval of a Resolution approving an Agreement with Project Grasshopper ***(Misty Mayo)***

21. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on approval of a Resolution approving an Agreement with Project ERG-10 ***(Misty Mayo)***

22. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Approving an Economic Development Agreement with KKP Investments, LLC regarding approximately 150 acres of land out of the M. Talbot Survey No. 103, Taylor County, Texas, located on FM 707 S and west of Buffalo Gap Road ***(Robert Hanna)***

23. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on Nominating Voting Individuals for the Texas Municipal League Intergovernmental Risk Pool Board of Trustees ***(Shawna Atkinson)***

24. **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 ***(Shawna Atkinson)***

    - Keep Abilene Beautiful Board

25. **Oral Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Manager

26. **Oral Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Attorney

27. **Oral Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Take Action on the Evaluation of the City Secretary

28. **Resolution:** Receive a Report, Hold a Discussion and Public Hearing, and Provide Direction on Adopting a Resolution in Support of Local Businesses and Local Control of COVID-19 Response to the Governor of Texas ***(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 AMENDED meeting notice was posted on the bulletin board at the City Hall of the City of Abilene, Texas, on the 7th day of September, 2020 at 7:20 a.m.

Shawna Atkinson, City Secretary