

The City Council for the City of Abernathy met in regular session on Monday, June 10, 2019 at 7:00 P.M. in the City Hall building at 811 Ave D. Members present were Mayor Pro Tem Ron Johnson, Matt Riley, and Bilinda Prater. Also present were City Staff including Mike Cypert, Krista Adames, Luis Villarreal, Oscar Martinez, Will DeWitt, and Raymond Kern. Members of the Fire Department were Robert Prater and Kelly Vandygriff.

MINUTES

- I. Call to Order
 - Mayor Pro Tem Johnson called the meeting to order at 7:03pm.
- II. Welcome Guests
 - Mayor Pro Tem Johnson welcomed the guests and had roll call. Councilwoman Prater, Councilman Riley, and Mayor Pro Tem Johnson were present.
- III. Invocation
 - Councilwoman Prater gave the invocation.
- IV. Public Comment (non-action)
 - No Public Comment was received.
- V. Consent Agenda (considered individually in lieu of in a consent agenda)
 - A. Approval minutes of the previous meeting
 - Councilwoman Prater made a motion to approve the minutes. Councilman Riley seconded the motion. The motion passed with a vote of 3/0.
 - B. Approval of monthly financial reports
 - Councilman Riley inquired as to why the city does not conduct aerial spraying for mosquitos with the City of Plainview. Councilman Riley asked City Manager Cypert to see if that service is still available and what the cost may be for the city. Councilman Riley then made a motion to approve the finance reports. Councilman Johnson seconded the motion. The motion passed with a vote of 3/0.
 - C. Approval of fleet maintenance report
 - Councilman Johnson made a motion to approve the fleet maintenance report. Councilman Riley seconded the motion. The motion passed with a vote of 3/0.
- VI. Discussion Items
 - A. Public Hearing – Junk Vehicles
 - Police Chief Villarreal vacated all pending cases due to compliance.
 - B. Discussion on vehicles and trailers of all types parked on city streets - Placed by Councilman Johnson
 - Councilman Johnson brought concerns on why vehicles and trailers of all types are being allowed to park on city streets. Chief Villarreal stated that the city does have a fine-only ordinance that prohibits parking for more than 48 hours, but according to the Transportation Code, parking tickets can only be issued where official signs prohibiting parking are posted. Councilman Johnson instructed City Manager Cypert to contact the City Attorney for his opinion on how to enforce the current parking ordinance.
 - C. Discussion on maintenance on all city owned buildings. - Placed by Councilman Johnson
 - Councilman Johnson inquired about who is responsible for maintenance on leased buildings that the city owns. City Manager Cypert stated that the maintenance responsibilities are included within each lease agreement.
- VII. Action Items
 - A. Consider determination and orders, junk vehicles
 - Police Chief Villarreal vacated all pending cases due to compliance.

- B. Schedule Budget Workshop(s) – FY 19-20 city budget
Councilman Riley made a motion to schedule the budget workshop to July 16, 2019 at 7:00 pm. Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.
- C. Review and consider accepting petition for annexation AX 05-19 – Lot 4 Legacy Acres Addition, petitioners: David and Kay Miller.
Councilman Riley made a motion to accept petition for annexation AX 05-19. Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.
- D. Review and consider approval Annexation Service Plan – AX 05-19 - Lot 4, Legacy Acres Addition
Councilman Riley made a motion to approve the annexation service plan AX 05-19. Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.
- E. Consider Resolution 061019A – Amending Personnel Policies section 4.01, Methods of Recruitment and Selection.
Councilwoman Prater made a motion to amend Resolution 061019A, amending the personnel policies section 4.01 as presented by striking “7 days” and inserting “10 business days” Councilman Riley seconded the motion to amend. The motion to amend passed with a vote of 3/0. Councilman Riley made a motion to approve the amended Resolution 061019A. Councilman Johnson seconded the motion. The motion passed with a vote of 3/0.
- F. Consider Ordinance 609 – Amending Code of Ordinances section 1.03.001 - Time and Place of City Council Meetings
Councilwoman Prater made a motion to approve Ordinance 609. Councilman Johnson seconded the motion. The motion passed with a vote of 3/0.
- G. Consider clarification of permitting fees for residential and commercial – Placed by Councilman Johnson
After discussion, Councilwoman Prater made a motion to table this item. Councilman Johnson seconded the motion. The motion passed with a vote of 3/0.
- H. Consider Second Reading of Ordinance 607 – Amending Fees Related to Building Permits
After discussion, Councilwoman Prater made a motion to deny and not accept Ordinance 607 upon second reading. Councilman Riley seconded the motion. The motion passed with a vote of 3/0. City Manager Cypert was instructed to consult with the City Attorney and redraft a new ordinance whereby permit cost will be equal to the exact anticipated inspection service fees; and where any additional fees for inspections or re-inspections are incurred, those fees shall be collected prior to issuance of a certificate of occupancy.
- I. Consider unapproved minutes publication following meetings - Placed by Councilman Johnson
Councilman Johnson made a motion to publish the unapproved minutes in the paper of record in the next edition following each meeting. Councilwoman Prater seconded the motion. Councilwoman Prater made a motion to amend the motion adding “if unable to publish in the edition following the meeting, follow up in the next edition.” Councilman Riley seconded the amendment to the motion. The amendment to the motion passed with a vote of 3/0. The amended motion passed with a vote of 3/0.

VIII. Informational Items

- A. Police Chief’s Report to Council
Police Chief Villarreal gave his report to Council.
- B. City Manager’s Report to Council

City Manager Cypert gave his report to Council.

IX.

Adjournment

Councilman Riley made a motion to adjourn at 9:13pm. Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.