

# CITY OF ABERNATHY

The City Council for the City of Abernathy met in regular session on Monday, March 8<sup>th</sup>, 2021 at 7:00 P.M. in the City Hall building at 811 Ave D. Members present were Mayor Lindsey Webb, Ron Johnson, Matt Riley, Jared Shannon, and Bilinda Prater. Also present were City Staff including Joe Hines, Krista Adames, Desiree Stephenson, Oscar Martinez, Bruce Kastning. and Ryan King with Terry & King, CPAs, P.C. Members of the public are on the attached sign in sheet.

## MINUTES

- I. Call to Order  
Mayor Webb called the meeting to order.
- II. Welcome Guests  
Mayor Webb welcomed the guest.
- III. Invocation  
Councilwoman Prater gave the invocation.
- IV. Pledge of Allegiance to the American Flag  
Mayor Webb led the Pledge of Allegiance.
- V. Texas Pledge  
Mayor Webb led the Texas Pledge.
- VI. Public Comment (non-action)  
Jay Stephenson spoke on behalf of Interim Chief Bruce Kastning and is impressed with his leadership.
- VII. Approval minutes of the previous meeting  
Councilman Johnson made a motion to approve the February 8, 2021 minutes. Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.
- VIII. Approval of monthly financial reports  
Councilman Riley made a motion to approve the following monthly financial reports items A - F.  
Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.
  - A. Monthly Bank Balances an CD report 2 pages
  - B. Actual vs Budget report 7 pages
  - C. General fund check summary 2 pages
  - D. Water fund check summary 1 page
  - E. Payroll check report 2 pages
  - F. Credit card statements
- IX. Approval of Fleet maintenance report  
Councilman Riley made a motion to approve January and February's fleet maintenance reports.  
Councilwoman Prater seconded the motion. The motion passed with a vote of 3/0.
- X. Conduct a Public Hearing on Southwestern Public Service Company (SPS) rate case
  - A. Resolution 030821A denying increase.  
Councilman Riley made a motion to approve Resolution 030821A, a Resolution by the City of Abernathy, Texas denying the application of Southwestern Public Service Company for approval of its statement of intent and application for authority to change rates. Councilman Johnson seconded the motion. The motion passed with a vote of 4/0.
- XI. Discussion / Action Items
  - A. Discussion / Action 2019-2020 Audit  
Ryan King with Terry & King, CPAs, P.C. presented the Auditor's Financial Statement for FY 2020-2021.  
Councilman Riley made a motion to approve the Auditor's Financial Statement for FY 2020-2021. Councilman Shannon seconded the motion. The motion passed with vote of 4/0.

- B. Discussion / Action 4<sup>th</sup> of July Parade**  
 Doug Evans with the American Legion presented a plan to have the 4<sup>th</sup> of July Parade starting at 13<sup>th</sup> Street to 6<sup>th</sup> Street ending at the park. He would like to have activities and vendors set up in the park. Depending on if the American Legion can come up with the funds, the burn ban, and if the fire department is able to help, the American Legion would also like to have a fire work show.  
 Councilman Johnson made a motion that we contour with the route starting at 13<sup>th</sup> Street to 6<sup>th</sup> street and end at the park and have the 4<sup>th</sup> of July activities at the park with vendors with the stipulation to come back and review before July 1<sup>st</sup>. Councilman Shannon seconded the motion. The motion passed with a vote of 4/0.
- C. Discussion / Action Family Dollar Exception for construction**  
 Michael Hankins came to City Council proposing to build a Family Dollar/Dollar Tree, dual brand store. It is a new prototype that they are just starting to roll out. It will be a larger store with convenience items and with dollar tree items as well. Working with City Manager Joe Hines they have identifying some issues with the plans and they are here today to resolve some of the issues. They are asking for approval of allowing 97-foot curb-cut, reducing 50 spaces to 32 parking spaces, and allowing a reduction in the alley side setback.  
 Councilman Shannon made a motion to approve all the following items they are asking for. Councilwoman Prater seconded the motion. The motion passed with a vote of 4/0. Councilman Johnson amended the motion from allowing a 97-foot curb-cut from the west lot line to the east. Councilman Shannon seconded the amended motion. The amended motion passed with a vote of 4/0.
- D. Discussion / Action Temporary water to 1808 Avenue K until annex can be completed.**  
 City Manager Joe Hines asked City Council for temporary water at 1808 Ave K until we complete an annexation.  
 Councilman Johnson made a motion to allow temporary water service at 1808 Ave K until annexation is completed. Councilwoman Prater seconded the motion. The motion passed with a vote of 4/0.
- E. Discussion / Action Kasandra Poole Property Setback Exception**  
 Kasandra Poole requested a variance on a set back from a side road. They are building a garage metal building. They were hoping to put the garage on the property line.  
 Councilman Johnson made a motion on allowing an exception on a setback from the side road for Kasandra Poole to build the proposed building that they have shown from the 0-lot line at 106 E 14<sup>th</sup> Street. Councilwoman Prater seconded the motion. The motion passed with a vote of 4/0.
- F. Discussion / Action Chase Parten 1605 G Property Setback Exception**  
 Chase Parten and his contractor asked City Council for an exception on a building in the back yard that he has already started working on that lines up on the fence line.  
 Councilman Johnson made a motion to allow an exception on the building being built in the back yard at 1605 Ave G. Councilman Shannon seconded the motion. The motion passed with a vote of 4/0.
- G. Discussion / Action Genia Rapp 907 Ave F Property Setback Exception**  
 Genia Rapp came to City Council asking for a property setback exception on 20x24 carport.  
 Councilman Johnson made a motion to allow an exception, but the gable needs to be similar in appearance to the house. Councilwoman Prater seconded the motion. The motion passed with a vote of 4/0.
- H. Discussion / Action Police Body Camera upgrade**  
 Councilman Shannon made a motion to allow \$22,000 from capital expenditures to upgrade the Police Departments body cameras. Councilman Riley seconded the motion. The motion passed with a vote of 4/0.

**XII. Executive session – Convene into executive session in accordance with Texas Government Code §551.074, “Personnel Matters”**  
 City Council went into executive session at 9:04 P.M.

- XIII.** Reconvene Open Session – Take action on Personal Matters discuss in Executive session.  
City Council reconvened open session at 10:00 P.M.  
No action taken.
- XIV.** Informational Items
- A.** Interim Police Chief Report to Council  
Interim Chief Kastning gave his report to Council.
  - B.** Director of Public Utilities Report to Council  
Public Utilities Director Oscar Martinez gave his report to Council.
  - C.** City Manager report  
City Manager Joe Hines gave his report to Council.
- XV.** Adjournment  
Councilman Riley made a motion to adjourn. Councilman Shannon seconded the motion. The motion passed with a vote of 4/0.

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Mayor Lindsey Webb

ATTEST

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Krista Adames, City Secretary