



The City Council for the City of Abernathy met in regular session on Tuesday, August 8th, 2023, at 6:30 P.M. in the City Hall building at 811 Ave D. Members present were Mayor Ron Johnson, Gary Stephenson, Eva Cortez, Jared Shannon, Bilinda Prater, and Tammy Mahan. Also present were City Staff including Delano Smith, Dwain Read, Krista Adames, Ricky Patterson, Melissa Jackson, and Robert Prater. Members of the public included Rich Oller.

MINUTES

1. Call to Order
Mayor Johnson called the meeting to order.
2. Roll Call of Council Members
Members present were Ron Johnson, Tammy Mahan, Eva Cortez, Bilinda Prater, Gary Stephenson, and Jared Shannon.
3. Welcome Guest
Mayor Johnson welcomed the guest.
4. Invocation
Councilwoman Prater gave the invocation.
5. Pledge of Allegiance to the American Flag
Councilwoman Prater led the Pledge of Allegiance to the American Flag.
6. Texas Pledge – “Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”
Councilman Shannon led the Texas Pledge.
7. Public Comment (non-action)
No public comments were received.
8. Review/Approval minutes of the previous meeting
Councilman Stephenson made a motion to approve the minutes of the previous meeting. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.
9. Presentation/Approval of monthly financial reports
Councilman Shannon made a motion to approve the monthly financial reports. Councilwoman Prater seconded the motion. The motion passed with a vote of 5/0.
10. Discussion/Action Items
 - a. Discussion about TXDOT Work in Areas Surrounding the City of Abernathy – *TXDOT Representative*
A TXDOT Representative was not present for discussion. No action taken.
 - b. Discussion and Action about Selecting an Acceptable Bidder for the 500k Ground Storage Tank and Booster Station Project – *Rich Oller, Oller Engineering, Inc*
Rich Oller presented council with a bid from Gates Utilities – Dumas, TX in the amount of \$1,375,000.00 and a bid from Brown – McKee Construction Co. – Lubbock, TX in the amount of \$1,275,651.00. Councilman Stephenson made a motion to accept the lowest bid from Brown- McKee in the amount of \$1,275,651.00. Councilwoman Mahan seconded the motion. The motion passed with a vote of 5/0.
 - c. Discussion and Action about Municipal Airport Lease Agreement – *Wade Wilson, Legacy LSC, LLC*
No action. Legacy is still working on a Lease Agreement.
 - d. Discussion about possible Fire Hydrant Installation Interlocal Agreement with the City of New Deal – *Delano Smith & Ricky Patterson*
Councilman Shannon made a motion to give Ricky Patterson and Delano Smith

Permission to work on an interlocal agreement. Councilman Stephenson seconded the motion. The motion passed with a vote of 5/0.

- e. Discussion and Action about UMC Ambulance Contract – *UMC Representative / Delano Smith*

Councilman Stephenson made a motion to accept the UMC Ambulance Contract.

Councilman Shannon seconded the motion. The motion passed with a vote of 5/0.

- f. Consider and take possible action to order a Local Option Election to legalize the sale of malt beverages and wine for off-premises consumption only to be held on November 7, 2023 in accordance with Texas Election Code Sections 501.032 and 501.109.

Considerar y tal vez para ordenar elecciones especiales el 7 de Noviembre de 2023 para una elección de opción local para legalizar la venta de Bebidas de malta y vino para el consumo fuera de las instalaciones solo de acuerdo con las secciones 501.032 and 501.109 del Código Electoral de Texas.”

Councilman Shannon made a motion to order a Local Option Election to legalize the sale of malt beverages and wine for off-premises consumption only to be held on November 7, 2023 in accordance with Texas Election Code Sections 501.032 and 501.109.

Councilwoman Cortez seconded the motion. The motion passed with a vote of 4/1 with Councilman Shannon, Councilwoman Cortez, Councilwoman Mahan, and Councilwoman Prater voting for and Councilman Stephenson voting against.

- g. Discussion about City of Abernathy FY2024 Proposed Tax Rate – *Delano Smith*
Delano Smith presented the council with a document with the different tax rates from the Hale County Appraisal District.
- h. Executive Session – Convene into executive session in accordance with Texas Government Code §551.074 Personnel Matters
City Council entered into executive session at 7:47 P.M.
- i. Reconvene Open Session – Take action on items discussed in Executive Session
City Council reconvened open session at 8:31 P. M.
Councilman Shannon made a motion for the city to take bids on a time clock systems, specifically with proximity capabilities. Councilwoman Prater seconded the motion. The motion passed with a vote of 5/0.
Councilman Shannon made a motion to special a special meeting workshop for Tuesday August 22, 2023 at 7:00 P.M. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.

11. Informational Items

- a. Police Chief Read gave his report to council.
- b. City Manager Delano Smith gave the Code Enforcement & Animal Control Report to council.
- c. Public Works Director Ricky Patterson gave his report to council.
- d. City Manager Delano Smith gave his report to council.
- e. Council gave their reports.
- f. Mayor Johnson gave his report.

12. Adjournment

Councilwoman Prater made a motion to adjourn at 8:34 P.M. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.