



The City Council for the City of Abernathy met in regular session on Monday, August 12th, 2024, at 6:30 P.M. in the City Hall building at 811 Ave D. Members present were Eva Cortez, Gary Stephenson, Tammy Mahan, Bilinda Prater, and Luis Villarreal. Also present were City Staff including Don Provost, Krista Adames, Ricky Patteson, Luis Hernandez, and Dwain Read. Members of the Public are on the attached sign in sheet.

MINUTES

1. Call to Order
Mayor ProTem Bilinda Prater called the meeting to order.
2. Roll Call of Council Members
Members present were Bilinda Prater, Luis Villarreal, Eva Cortez, Tammy Mahan, and Gary Stephenson.
3. Welcome Guests
Mayor ProTem Bilinda Prater welcomed the guest.
4. Invocation
Councilman Stephenson gave the invocation.
5. Pledge of Allegiance to the American Flag
Mayor ProTem Bilinda 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.”
Mayor ProTem Bilinda Prater led the Texas Pledge.
7. Public Comment (non-action)
Dawn Westmoreland spoke on issues she had with the Police Dept.
8. Review/Approval Minutes of the Previous City Council Meeting
Councilman Stephenson made a motion to approve the minutes of the previous city council meetings. Councilwoman Mahan seconded the motion. The motion passed with a vote of 5/0.
9. Approval of Monthly Financial Reports
Mayor ProTem Bilinda Prater made a motion to approve the monthly financial reports. Councilman Stephenson seconded the motion. The motion passed with a vote of 5/0.
10. Discussion/Action Items
 - a. Update Council on the City’s Lead Line Inventory with HBK Engineering
Riley Watson with HBK Engineering gave council an update on where they are on getting the city in compliance with the Lead Line Inventory.
 - b. Consider and take action on Closing Main Street September 28, 2024, for Ex- Students Dance
Councilman Stephenson made a motion to allow the Ex-Students to block main street on Saturday, September 28th, 2024. Councilman Villarreal seconded the motion. The motion passed with a vote of 5/0.
 - c. Consider and take action on the MOU, municipal consulting agreement with Darrell Newsome
Councilman Stephenson made a motion to accept the MOU, municipal consulting agreement with Darrell Newsome. Mayor ProTem Bilinda Prater seconded the motion. The motion passed with a vote of 5/0.
 - d. Schedule Budget Workshop – FY 2024-2025 city budget – August 19th, 2024
Council agreed to conduct a budget workshop – FY 2024-2025 on August 19th, 2024.

- e. Update Council on the Bid Results for the sale of the Pivot
City Manager Don Provost updated Council on the bid results.
- f. Consider and take action on appointing a Local Rabies Control Authority Officer
Mayor ProTem Bilinda Prater made a motion to appoint Cindy Tapia and Nadia Micheletti as the Local Rabies Control Authority Officers. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.
- g. Consider and take action on moving up to the Core Plus Plan and Approval of The Cyber Liability and Data Breach Response Interlocal Agreement with TML Intergovernmental Risk Pool
Councilwoman Mahan made a motion to accept the Cyber Liability and Data Breach Response Interlocal Agreement with TML Intergovernmental Risk Pool and to move up to the Core + Plan. Councilman Stephenson seconded the motion. The motion passed with a vote of 5/0.
- h. Consider and take action on the Interlocal Agreement between Lubbock County, Texas and City of Abernathy for Fire Suppression and Rescue Services
Councilman Stephenson made a motion to accept the Interlocal Agreement for Fire Suppression and Rescue Services. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.
- i. Consider and take action on Resolution 080624A - Denying SPS Rate Case
Councilwoman Mahan made a motion to approve Resolution 080624A. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.
- j. Consider and take action on Resolution 080624B- Atmos West-Tex 2024 RRM Settlement
Councilman Stephenson made a motion to approve Resolution 080624B. Councilwoman Prater seconded the motion. The motion passed with a vote of 5/0.
- k. Consider and take action to approve the Lease Agreement between the City of Abernathy and Covenant Health
Councilman Stephenson made a motion to approve the Lease Agreement with Covenant Health. Councilwoman Mahan seconded the motion. The motion passed with a vote of 5/0.
- l. Consider and take action on Renewing the Contract with South Plains Waste Service with Rate Increase
Councilwoman Mahan made a motion to renew the contract with South Plains Waste Service with the Rate Increase. Councilwoman Cortez seconded the motion. The motion passed with a vote of 5/0.
- m. Consider and take action on Ordinance 637 Dumpster Diving
Councilman Stephenson made a motion to adopt Ordinance 637, AMENDING THE CODE OF ORDINANCES, CITY OF ABERNATHY, TEXAS, CHAPTER 13, ARTICLE 13.03, SECTION 13.03.005, TO PROHIBIT THE DISTURBANCE OF, REMOVAL OF, OR TAMPERING WITH THE CONTENTS OF A GARBAGE DISPOSAL CONTAINER; PROVIDING SEVERABILITY, REPEALER, CONTINUATION OF PRIOR LAW, PENALTY, PUBLICATION, AND EFFECTIVE DATE. Councilman Villarreal seconded the motion. The motion passed with a vote of 5/0.
- n. Update Council on the Insurance Claim on the Radio Tower Repeater
City Manager Don Provost gave Council and update on the Radio Tower Repeater.
- o. Executive Session – In accordance with Texas Government Code, Section, §551.072 Deliberation Regarding Real Property and §551.074 Personnel Matters
Councilman Villarreal made a motion to table §551.074 Personnel Matters to the September meeting. Councilman Stephenson seconded the motion. The motion passed with a vote of 5/0. City Council went into executive session at 7:35 p.m.
- p. Reconvene Open Session - in accordance with Texas Government Code, consider any action necessary regarding matters discussed in Executive Session
City Council reconvened open session at 8:07 p.m. No action taken.

11. Adjournment

Councilman Stephenson made a motion to adjourn at 8:09 P.M. Councilman Villarreal seconded the motion. The motion passed with a vote of 5/0.