



Notice is hereby given that a Regular Meeting of the Abernathy City Council will be held in the Council Chambers of the City Hall Building, 811 Ave. D, Abernathy, Texas on **Monday April 13, 2026, at 6:30 P.M.** This meeting will be recorded, and the recording will be available to the public in accordance with the Open Meetings Act upon written request.

Public Comment: Individual citizens desiring to address the Council during the public comment session may do so about any item on the agenda. All citizens desiring to speak during this time must fill out a comment form and comments will be limited to three (3) minutes per person and not more than five (5) people on the same subject matter.

AGENDA

1. Call to Order
2. Establishing Quorum
3. Welcome Guests
4. Invocation
5. 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.”
7. Public Comment (non-action)
This is the opportunity for visitors and guests to address the City Council on any issue at this time. (Attorney General Opinion-JC-0169)
8. Public Hearing
 - a. Variance request for a side yard and rear yard setback at 1203 Ave K, Abernathy, TX
 - b. Amending the Code of Ordinances Article 3.02 “Technical and Construction Codes and Standards”, Section 3.02.001 “Codes Adopted” by amending the building codes; providing for a penalty; providing a savings clause; providing a repealer clause; providing for publication; and providing for an effective date.
 - c. Amending the Code of Ordinances Article 3.03 “Building Permits”, Section 3.03.001 “Required Application” and Section 3.03.002 “Permit Fees” by amending the application requirements and fees charged for all inspections related to issuing building permits; providing for a penalty; providing a savings clause; providing a repealer clause; providing for publication; and providing for an effective date.
 - d. Amending the Abernathy Code of Ordinance Appendix A Fee Schedule
9. Consent Agenda
 - a. Review/Approval Minutes of the Previous City Council Meeting
 - b. Approval of Monthly Financial Reports
 - c. Discuss, consider and possible action on the approval of the Thunder Well Invoice for repairs to Well #7 in an amount not to exceed \$12,500.00.
 - d. Discuss, consider and possible action on the Fiscal Year 2026-2027 Employee Calendar.
 - e. Discuss, consider and possible action on the adoption of Resolution 04132026A, authorizing

temporary street closures during the Abernathy Hometown Jamboree celebration to be held on September 12, 2026.

- f. Discuss, consider and possible action on the collaboration with the Abernathy Chamber of Commerce for the Abernathy Hometown Jamboree celebration to be held on September 12, 2026.

a. Discussion/Action Items

- a. Discuss, consider and possible action on a variance request for 1203 Ave K Abernathy, Texas 79311 for a side yard and front yard setback that will violate Section 1635 of the Abernathy Code of Ordinances Chapter 310 Zoning requiring a 5-foot interior side yard and 25-foot front yard setback from the property line and 15-feet for the side yard facing a street.
- b. Discuss, consider and possible action on Resolution 04132026B, providing that the City of Abernathy, Texas elects to participate in tax abatements and establishing tax abatement guidelines and criteria for tax abatement agreements as authorized by Chapter 312 of the Texas Tax Code.
- c. Discussion on proposed Tax Abatement Zone location.
- d. Discuss, consider and possible action on accepting bids for the Oswalt and Riley Farm Leases.
- e. Discuss, consider and possible action on entering into an Interlocal Cooperation Agreement by and between the City of Abernathy, Texas and South Plains Association of Government for grant application preparation and grant administration services for the Community Development Block Grant.
- f. Discuss, consider and possible action on approving Resolution 04132026C requesting financial participation from the Texas Water Development Board; authorizing the filing of an application for financial participation; and making certain findings in connection therewith.
- g. Discuss, consider and possible action on entering into a Professional Service Agreement by and between the City of Abernathy, Texas and Birkhoff, Hendricks & Carter, L.L.P. to complete engineering analysis and reports for the Water and Wastewater Impact Fee Update study.
- h. Discuss, consider and possible action on entering into a Professional Service Agreement by and between the City of Abernathy, Texas and Birkhoff, Hendricks & Carter, L.L. P. to complete engineering evaluation and report for the 2026 Stormwater Master Plan and the Stormwater Utility District Rate Study.
- i. Discuss, consider and possible action on Ordinance 657, amending the code of ordinances Article 8 "Offenses and Nuisances", by adding Article 7 "Smoking Prohibited in City Buildings and Parks", providing for a penalty; providing for enforcement; providing a savings clause; providing a repealer clause; providing for publication; and providing for an effective date.
- j. Discuss, consider and possible action on an ordinance 658, amending the Code of Ordinances Article 3.02 "Technical and Construction Codes and Standards", Section 3.02.001 "Codes Adopted" by amending the building codes; providing for a penalty; providing a savings clause; providing a repealer clause; providing for publication; and providing for an effective date.
- k. Discuss, consider and possible action on Ordinance 659, amending the Code of Ordinances Article 3.03 "Building Permits", Section 3.03.001 "Required Application" and Section 3.03.002 "Permit Fees" by amending the application requirements and fees charged for all inspections related to issuing building permits; providing for a penalty; providing a savings clause; providing a repealer clause; providing for

publication; and providing for an effective date.

- I. Discuss, consider and possible action on amending the Abernathy Code of Ordinance Appendix A Fee Schedule.

10. Executive Session In accordance with Texas Government Code, Section 551.071: Consultations with Attorney
11. Reconvene Open Session - in accordance with Texas Government Code, consider any action necessary regarding matters discussed in Executive Session.
12. Administrative reports:
 - a. Staff Updates and Training
 - b. Holiday
 - c. Data Centers
 - d. Chamber of Commerce
 - e. See My Legacy
13. Mayor and Council remarks
14. Adjournment

POSTED:_____TIME:_____ATTEST_____

The Council may enter closed session at any time during the meeting in accordance with the Open Meetings Act, Gov. Code 551. This meeting is also being conducted in accordance with the Disabilities Act (42 U.S.C. of 1991). The facility where the meeting is held is wheelchair accessible and handicapped parking is available. Other handicapped services are available upon request if received at least 48 hours prior to the meeting.