City of San Angelo, Texas
Regular City Council Meeting
Tuesday, December 15, 2015

Present:

Mayor Dwain Morrison
Mayor Pro tem Johnny Silvas, SMD 3
Council Member Rodney Fleming, SMD 1
Council Member Marty Self, SMD 2
Council Member Lucy Gonzales, SMD 4
Council Member Elizabeth Grindstaff, SMD 5
Council Member Charlotte Farmer, SMD 6

1. Call to Order

With a quorum of the City Council Members present, Mayor Morrison called the regular session of the San Angelo City Council to order at 9:00 a.m. on Tuesday, December 15, 2015, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Prayer and Pledge

An invocation was provided by Bryan Kendrick, Pastor at Equip Church; and the pledges were led by the McKenzie Huckaby and the 2nd graders of Goliad Elementary.

The Goliad Elementary Choir led by Ms. Amaro, performed "Santa Clause is Coming to Town", "Rockin' Around the Christmas Tree" and "Feliz Navidad"

3. Proclamations/Recognitions

a. The Miles Bulldogs and San Angelo Gators youth flag football teams were recognized for winning state championships

b. Several City employees were recognized for successfully completing the Supervisor Safety Program

4. Public Comment

No public comments were made.

5. Consent Agenda

a. Approval of the December 1, 2015 City Council regular meeting minutes
b. Approval of authorization for the City Manager to execute and deliver a fourth amendment to the interlocal cooperation agreement between the Concho Valley Transit District (CVTD) and the City of San Angelo, in substantially the attached form
c. Approval of a contract with Harrison Roofing in the amount of $69,363.00 and authorizing City Manager to negotiate and execute all related documents for re-roofing of the Southside Recreation Center, 2750 Ben Ficklin Road
d. Item 5d was pulled for separate discussion
e. Item 5e was pulled for separate discussion
f. Approval of declaring the north 1.5 acres of W. R. Probst 5.0 acre tract out of the James Williams Survey 121 1/2 surplus property and disposing of said surplus property under published RFB No. RE-03-16 for the highest sealed bid, being $13,100.50 submitted by Miguel Duran and

authorizing the Mayor, City Manager or his designee to execute all documents necessary to convey the surface estate only in the surplus property by Special Warranty Deed, reserving unto the City of San Angelo mineral interests, surface and ground water rights

g. Approval of a new 40-year lake lot residential lease with the following Tenant:
Sammie Angela Brown Management Trust: Lot 11, Group Lincoln Park East, Lake Nasworthy Addition

h. Approval of adopting a resolution authorizing the Mayor to execute a Resolution authorizing sale of the following Tax Lot under the Urban Redevelopment Program
711 W. 19th Street (Galilee Community Development Corporation)

i. Approval of authorizing the sale of the following Lake Nasworthy property to current residential lake lot lease holder for the appraised value:
Lot 4, Block 1, Group 20 (2109 Hillside Drive) $51,400
Lot 1, Block 1, Group 15 (2302 Fisherman's Road) $110,000

j. Second reading and approval of adoption of an ordinance amending the 2015-2016 budget for capital projects, incomplete projects, new projects, and grants

k. Second reading and approval of adoption of an ordinance amending Appendix A, Article A8.000 by updating the Monthly Water and Sewer Rates

Motion: Council Member Farmer made a motion, seconded by Council Member Self, to approve the Consent Agenda, with the exception of items 5d and 5e. The motion carried unanimously seven (7) ayes to zero (0) nays.

d. Approval of an agreement between the City of San Angelo and The Corporation for National and Community Service (AmeriCorps National Civilian Community Corps - NCCC) for a service project (from February 19 to April 1, 2016) and authorizing the Mayor or the City Manager to execute this agreement

Parks & Recreation Director Carl White provided background information.

Motion: Council Member Farmer made a motion, seconded by Council Member Grindstaff, to approve the agreement, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

e. Approval of an agreement between the City of San Angelo and the San Angelo Symphony Society for In-Kind Support for the July 3rd Pops Concert, and authorizing the Mayor and/or the City Manager to execute said agreement

Parks & Recreation Director Carl White provided background information.

Motion: Council Member Farmer made a motion, seconded by Council Member Silvas, to approve the agreement, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

6. Regular Agenda

a. Approval of awarding VM-07-15 Fleet Data Monitoring Hardware and Service to AssetWorks LLC under the purchasing co-op U.S. General Services Administration (GSA) Contract #GS-35F-4731G, in an amount of $66,730 in initial hardware costs and $131,602 annual subscription costs thereafter, in substantially attached form, and authorizing City Manager to execute the said contract

A Presentation was made by Fleet Services Superintendent Ryan Kramer. *A copy of the report is part of the permanent supplemental record.*

Citizen Harry Thomas expressed support for this program.

Motion: Council Member Grindstaff made a motion, seconded by Council Member Farmer, to approve awarding VM-07-15, as presented. The motion carried four (4) ayes to three (3) nays with Council Member Gonzales, Council Member Silvas and Mayor Morrison casting the dissenting votes.

Recess: At 10:08 a.m. Mayor Morrison called for a recess.

Reconvene: At 10:27 a.m. the meeting was reconvened.

b. First public hearing and approval of an ordinance amending the San Angelo Code of Ordinances by amending Section 6.03.031 "Adoption And Amendments", deleting Section 6.03.063 " and adding Article 6.05 "Open Burning" as well as amending Chapter 10 "Traffic Control" Section 10.04.008 "Fire Lanes"
A Presentation was made by Fire Marshal Ross Coleman. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Farmer made a motion, seconded by Council Member Silvas, to approve the ordinance, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

c. First public hearing and approval of an ordinance amending the Code of Ordinances of the City of San Angelo, Texas by deleting and replacing Chapter 4 Article 4.05 "Dangerous Buildings" in its entirety; providing for severability; providing for a penalty; and providing for an effective date
A Presentation was made by Fire Marshal Ross Coleman and Dangerous Buildings/Fire Inspector Joanna Jackson. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Self made a motion, seconded by Council Member Farmer, to approve the ordinance, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

d. Postponement of First public hearing and consideration of introducing an ordinance amending Chapter 4, Article 4.04, Section 4.04.061 to adopt the 2015 edition of the International Building Code

This item was postponed to a future meeting.

e. Consider approval and public hearing of the 2014 Consolidated Annual Performance and Evaluation Report (CAPER)
A Presentation was made by Neighborhood Services Director Bob Salas. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Grindstaff made a motion, seconded by Council Member Farmer, to approve the CAPER, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

f. Review, discussion, and possible action on the ordinance and bylaws governing the Animal Shelter Advisory Committee (ASAC)
A Presentation was made by Neighborhood Services Assistant Director James Flores. *A copy of the report is part of the permanent supplemental record.*

Consensus of Council was to direct staff to proceed as presented, with the exception of City Manager recommending board members.

g. Approval of adoption of an resolution of general support for a Low Income Housing Tax Credit (LIHTC) project by Zimmerman Properties, LLC to construct affordable housing apartments in San Angelo on 29th and MLK Ave

A Presentation was made by Neighborhood Services Director Bob Salas and Zimmerman Properties Vice President Paul Holden. *A copy of the report is part of the permanent supplemental record.*

Citizens Garland Freeze and Dudra Butler spoke in support of this resolution.

Motion: Council Member Grindstaff made a motion, seconded by Council Member Farmer, to adopt the resolution, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

h. First public hearing and consideration of an ordinance amending chapter 10 "Traffic Control", Article 10.03 "Operation of Motor Vehicles" of the Code of Ordinance of the City of San Angelo, Texas by adding Division 6 " Use of wireless communication devices"; Providing for a penalty; providing for severability, and providing an effective date

A presentation was made by Assistant Police Chief Jeff Fant. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Fleming made a motion, seconded by Council Member Farmer, to approve the ordinance, as presented. The motion carried six (6) ayes to one (1) nay with Council Member Self casting the dissenting vote.

Recess: At 11:31 a.m. Mayor Morrison took the Council into Executive Session *(Details below under Agenda Section 7 "Closed Session")*

Reconvene: At 12:45 a.m. the meeting was reconvened.

i. First Reading and Public Hearing for Case Z15-06, an Ordinance approving a request from the Petra Firma Development Group, Inc. to authorize a Rezoning from the Ranch & Estate (R&E) Zoning District to the Single-Family Residence (RS-1), Low Rise Multifamily Residence (RM-1), and General Commercial (CG) Zoning Districts, on 44.821 acres generally located north of Arden Road, west of F.M. 2288

A presentation was made by Planning & Development Services Director Jon James. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Farmer made a motion, seconded by Council Member Grindstaff, to approve the ordinance, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

j. First Reading and Public Hearing for Case Z15-09, an Ordinance approving a request from the Ninth & Main Church of Christ and the Concho Valley Baptist Association, Inc. to authorize a Rezoning from the Two-Family Residence (RS-2) Zoning District to the Office Commercial (CO) Zoning District, on 1.49 acres generally located at the northwest corner of North Main Street and East 8th Street

A presentation was made by Planning & Development Services Director Jon James. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Silvas made a motion, seconded by Council Member Fleming, to approve the ordinance, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

k. First Reading and Public Hearing on the adoption of an Ordinance amending Chapter 2 "Administration and Personnel," Article 2.07 "Boards, Committees and Commissions," Division 3 "Zoning Board of Adjustment"
A presentation was made by Planning & Development Services Director Jon James. *A copy of the report is part of the permanent supplemental record.*

Motion: Council Member Farmer made a motion, seconded by Council Member Grindstaff, to approve the ordinance, as presented. The motion carried unanimously seven (7) ayes to zero (0) nays

7. Closed Session

At 11:31 a.m. Executive Session was held under the provision of Government Code, Title 5. Open Government; Ethics, Subtitle A. Open Government, Chapter 551. Open Meetings, Subchapter D. Exceptions to Requirement that Meetings be Open under the following sections:

a. Section 551.071(1)(a) consult with attorney when the governmental body seeks the advice of its attorney about pending or contemplated litigation regarding:
2013 Sealcoating Program Contract;
Martifer-Hirschfeld Energy Systems, LLC ET. AL. ; and
Templeton Construction, Inc.

b. Section 551.071(2) to consult with attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter regarding the West Texas Water Partnership

c. Section 551.072 to deliberate the purchase, exchange, lease, or value of real property related to drainage

8. Follow Up and Administrative Issues

a. Consideration of and possible action on matters discussed in Executive/Closed Session, if needed

No Action Taken.

b. Announcements and consideration of Future Agenda Items

Council Member Grindstaff asked for a future presentation on the progress with Planning and Development Services (Including Permits, Plan Review, etc.) noting improvements and efficiencies.
Mayor Morrison asked for staff to provide information related to holding $10 Adoptions

9. Adjournment

Motion: Council Member Farmer made a motion, seconded by Council Member Gonzales, to adjourn the meeting. The motion carried unanimously seven (7) ayes to zero (0) nays.

There being no further business, the meeting was adjourned at 12:57 p.m.

THE CITY OF SAN ANGELO

Dwain Morrison, Mayor

ATTEST:

Bryan Kendrick, City Clerk

In accordance with Chapter 2, Article 2.300, of the Official Code of the City of San Angelo, the minutes of this meeting consist of the preceding Minute Record and the Supplemental Minute Record. Details on Council meetings may be obtained from the City Clerk's Office or a video of the entire meeting may be purchased from the Public Information Officer at 481-2727. (Portions of the Supplemental Minute Record video tape recording may be distorted due to equipment malfunction or other uncontrollable factors.)