

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, January 5, 2016

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

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 9:08 a.m. on Tuesday, January 5, 2016, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Prayer and Pledge

An invocation was provided by Lance Overstreet with Engineering Services; and the pledges were led by Dana Winter with KLST.

3. Proclamations/Recognitions

Cristian Alvarado, Chris Burney and Magen Cantrell were recognized for their heroism in saving a distressed driver.

Proclamation of "School Board Recognition Month", January 2016, was accepted by Lanny Layman, San Angelo Independent School District Board President.

4. Public Comment

No public comments were made.

5. Consent Agenda

- a. Approval of the December 15, 2015 City Council regular meeting minutes
- b. Item pulled for separate discussion
- c. Item pulled for separate discussion
- d. Approval of adopting a resolution accepting a WIC grant for the twelve months from October 1, 2015 through September 30, 2016 including that the City of San Angelo provide certain services for the WIC program; authorization for the City Manager to execute a contract in substantially the attached form therefore with the Texas Department of State Health Services for an award of \$799,764, for the fiscal year; authorization for the City Manager to negotiate and execute such other contracts or addendums for grant funding for the balance of the fiscal year, and any related documents. (Pg. 99, #2016-01-01)
- e. Approval of adopting a resolution authorizing a tax resale deed (Quitclaim) to be executed by the Mayor on behalf of the city and all taxing units in the Tax Foreclosure Judgment or Tax Warrant to the following property): (Pg. 101, #2016-01-02)
50' of the E 250' of the S 1/2 of Block 2, Wade and Turner Addition; 316 W. 15th St.; Cesar Dela Torre (\$1,500)

- f. Approval of adopting a resolution authorizing the City Manager to enter into a contract on behalf of the City with Ray Bunnell for the purchase of 0.976 acres, for use as a stormwater channel, and allocating closing and related costs and authorizing the City Manager to execute such related documents as may be necessary or convenient to complete the purchase for a total price, including costs, not to exceed Sixty Thousand Dollars (\$60,000) (Pg. 103, #2016-01-03)
- g. Approval of awarding RFQ No. ES-07-15 Indefinite Delivery Indefinite Quantity (IDIQ) for Professional Services to include Construction Materials Testing to the following testing firms and authorizing staff to negotiate a contract, and authorizing the City Manager to execute said contracts and any related documents:
 Construction Services, San Angelo, Texas
 SKG Engineering, San Angelo, Texas
 Enprotech/Hibbs & Todd (eHT), Abilene, Texas
 Terracon, Midland, Texas
 Professional Services Industries (PSI), Odessa, Texas
- h. Approval and authorization for the City Manager to negotiate and execute a Purchase And Services Agreement with Western Towers for purchase and installation of a free standing communications tower in an amount not to exceed \$200,000)
- i. Approval of Second Reading for Case Z15-06 and adoption of 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 (Pg. 105, #2016-01-04)
- j. Approval of Second Reading for Case Z15-09 and adoption of 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 (Pg. 109, #2016-01-05)
- k. Approval of Second Reading and adoption of an ordinance amending Chapter 2 "Administration and Personnel," Article 2.07 "Boards, Committees and Commissions," Division 3 "Zoning Board of Adjustment"(Pg. 111, #2016-01-06)
- l. Approval of Second Reading and adoption 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" (Pg. 113, #2016-01-07)
- m. Item pulled for separate discussion

Motion: Council Member Silvas made a motion, seconded by Council Member Self, to approve the Consent Agenda, as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

- a. Approval of adopting a resolution authorizing the City Manager to execute an interlocal agreement with Tom Green County providing for Mental Health Unit (MHU) Services; making provision for city participation in the costs associated with the MHU not to exceed \$116,690, for fiscal year 2015-2016; and finding a public purpose and benefit (Pg. 121, #2016-01-08)
- b. Approval of adopting a resolution authorizing the City Manager to execute an interlocal agreement with Tom Green County providing for Crisis Intervention Unit (CIU) Services; making provision for city participation in the costs associated with the CIU not to exceed \$40,361.00, for fiscal year 2015-2016; and finding a public purpose and benefit (Pg. 123, #2016-01-09)

Police Chief Tim Vasquez answered questions from Council.

Motion: Council Member Grindstaff made a motion, seconded by Council Member Fleming, to approve the resolutions (items 5a and 5b), as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

- m. Approval of Second Reading and adoption 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 (Pg. 125, #2016-01-10)

Assistant Police Chief Jeff Fant answered questions from Council.

Citizen Paul Alexander expressed concerns with the ordinance, as written. Citizen David Nowlin expressed support for the ordinance. Citizen Bill Ware expressed concern over exemptions in the ordinance.

Motion: Council Member Fleming made a motion, seconded by Council Member Gonzales, to approve the ordinance (item 5m), as presented. The motion carried unanimously seven (5) ayes to one (1) nay with Council Member Self casting the dissenting vote.

6. Regular Agenda

- a. 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.

- b. Approval of an agreement with the State of Texas to receive a MRAP armored vehicle to be used by the SAPD for critical incident response and authorizing City Manager to negotiate and execute all related documents - A presentation was made by Police Chief Tim Vasquez. A copy of the report is part of the permanent supplemental record.

Citizens David Nowlin and Jim Turner expressed concerns with this agreement. Citizens Bill Ware and Harry Thomas expressed support for the agreement.

Motion: Council Member Grindstaff made a motion, seconded by Council Member Fleming, to approve the MRAP agreement, as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

Recess: At 10:04 a.m. Mayor Morrison called for a recess.

Reconvene: At 10:21 a.m. the meeting was reconvened.

- c. First public hearing and consideration of an ordinance amending Appendix A, Article A8.000, Subsection A8.007 Water Billing Charges - A presentation was made by Water Utilities Director Bill Riley. A copy of the report is part of the permanent supplemental record.

Citizen Jim Turner spoke in support of an agreement with a professional collection agency.

Motion: Council Member Fleming made a motion, seconded by Council Member Silvas, to deny the ordinance, as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

- d. Discussion and possible consideration of City logo following results of public online survey - A presentation was made by Public Information Officer Anthony Wilson. A copy of the report is part of the permanent supplemental record.

No action was taken on this item.

- e. Approval of proposed terms of an agreement with the Concho Cruises concession at Lake Nasworthy - A presentation was made by Parks & Recreation Director Carl White. A copy of the report is part of the permanent supplemental record.

Motion: Council Member Fleming made a motion, seconded by Council Member Grindstaff, to approve the agreement, for 5 years at \$ 6,000 annually with a renewal option for an additional 5 years at \$ 6,500 annually. The motion carried unanimously six (6) ayes to zero (0) nays.

- f. Postponement of Consideration of authorizing staff to develop plans for the renovation of the 29th street Sports Complex using half-cent sales tax funds in the amount of \$1,750,000 designated for this purpose

This item was postponed to a future meeting.

7. Closed Session – POSTPONED

Executive Session 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:
 - 1. 2013 Sealcoating Program Contract;
 - 2. Martifer-Hirschfeld Energy Systems, LLC ET. AL. ; and
 - 3. 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

8. Follow Up and Administrative Issues

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

Executive/Closed Session was postponed to a future meeting.

- b. Consideration of approving various Board nominations
 - 1. Animal Services Advisory Board: Faye Doepp (SMD1) to a 2nd term ending January 2018; Jenie Wilson (SMD2/Animal Welfare) to a 1st term ending January 2018; Mo Soupiset (SMD5/Citizen) to an unexpired term ending January 2017; Brian Stevens (Mayor/Veterinarian) to an unexpired term ending January 2017

Motion: Council Member Self made a motion, seconded by Council Member Grindstaff, to approve the nominations, as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

2. Civic Events Board: Scott Zaruba (Mayor) to a 1st term ending October 2017

Motion: Council Member Silvas made a motion, seconded by Council Member Gonzales, to approve the nominations, as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

3. MHMR Services: Tim Davenport-Herbst to a 1st term ending October 2017; Jeff Gibson to a 2nd Term ending October 2017; Pat Trevino to 1st Term ending October 2017; Linda Kujawski to a third term ending October 2017; and Diana Speiker to 1st Term ending October 2017

Motion: Council Member Fleming made a motion, seconded by Council Member Self, to approve the nominations, as presented. The motion carried unanimously six (6) ayes to zero (0) nays.

c. Announcements and consideration of Future Agenda Items

Council Member Grindstaff noted the upcoming neighborhood chat for SMD5 would be held at St. Paul Presbyterian on January 11, 2016 at 6:00 p.m. Ms. Grindstaff also asked for an update on the Planning and Development Services progress and a discussion for a point of contact for trash complaints at a future Council Meeting.

Council Member Silvas asked for an update on the Reconstruction of Bell Street.

Mayor Morrison asked for staff to look into a concrete obstruction that is hindering Concho Cruises.

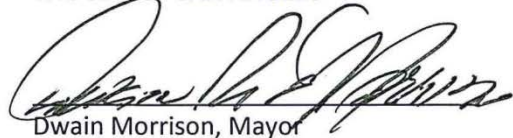
Council Member Fleming asked for a discussion concerning the boat dock at the Nature Center.

9. Adjournment

Motion: Council Member Grindstaff made a motion, seconded by Council Member Self, to adjourn the meeting. The motion carried unanimously six (6) ayes to zero (0) nays.

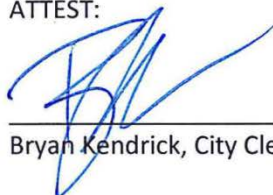
There being no further business, the meeting was adjourned at 11:15 a.m.

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.)