

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, February, 2, 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
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 9:02 a.m. on February, 2, 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 Kasey Murphy, Associate Pastor with San Angelo First Assembly of God; and the pledges were led by John Marc Mota and Mathew Mota from San Angelo Catholic School, and the 8th Grade Class from Trinity Lutheran School.

3. Proclamations/Recognitions

Central High School Student Joseph Cortese was recognized for being named to the Texas Music Educators Association's All State Choir.

Central High School Student Marcos Garcia was recognized for being named to the Texas Music Educators Association's All State Band.

4. Public Comment

Citizen Sanford Mouton expressed concern on the lack of restroom facilities at Martin Luther King Jr. Memorial Park.

Chuck Brown made comments about successes concerning the City's Storm Water management directly related to the Concho River.

Council Member Gonzales invited everyone to the upcoming SMD 4 Town Hall meeting at Holiman Elementary on Monday February 15th beginning at 6 p.m.

Council Member Grindstaff invited everyone to the upcoming SMD 5 Neighborhood Chat at Nacho's Restaurant on February 8th beginning at 6 p.m.

5. Consent Agenda

- a. Approval of the January 19, 2016 City Council regular meeting minutes
- b. Approval of awarding WU-01-16 Liquid Ferrous Chloride for treatment purposes at the Water Reclamation Facility to OFS (Oklahoma City, OK) in the amount of \$69,552, budgeted for purchase FY2016, and authorizing the City Manager or designee to execute any related documents

- c. Approval of authorizing the San Angelo Fire Department to participate in the 2016 Muscular Dystrophy Association (MDA) Fill the Boot Campaign
- d. Approval and ratification of the City of San Angelo Development Corporation's approval of authorizing staff to negotiate and the COSADC Board President to execute an Economic Development Performance Agreement with the San Angelo Performing Arts Coalition and the City of San Angelo in an amount up to \$1,500,000 for the expansion of the City Auditorium with an annex, in substantially the same form as the attached
- e. *This item was pulled for separate discussion.*
- f. Approval of awarding "Rec-01-16" Food Products for the Senior Services Nutrition Program to Sysco West Texas from Lubbock, TX, in the amount of \$74,644 , and authorizing the Mayor or City Manager to execute any necessary related documents
- g. Approval of terminating a Recreational and Agricultural Lease Agreement of approximately 11.5 acres for failure to pay annual rent
- h. Approval of adopting the following resolutions:
 - 1. a resolution (English/Spanish) calling and ordering the General Election for May 7, 2016
 - 2. a resolution authorizing the City Manager to execute an Interlocal Agreement for Joint Election providing for holding of a joint election to be administered by Tom Green County Election Administration
- i. Second reading and Approval of adopting an ordinance amending Chapter 2"Administration and Personnel", Section 2.01.002 "Corporate seal" of the Code of Ordinances, by substituting a design; and, providing for an effective date
- j. Second reading and Approval of adopting an ordinance amending the 2015-2016 budget for capital projects

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

Item 5e Postponement of considering adopting a resolution authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity effective January 1, 2018; authorizing TCAP to act as an agent on behalf of the city to enter into a contract for electricity; authorizing Daniel Valenzuela or Michael Dane or Tina Carriger or Julia Antilley to execute an electric supply agreement for deliveries of electricity effective January 1, 2018 and committing to budget for energy purchases in 2018 through 2022 and to honor the city's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP.

Purchasing Manager Julia Antilley spoke about the considerations related to this type of contract for the City.

Consensus of the City Council was to postpone this item until the next City Council Meeting.

6. Regular Agenda

- a. Presentation of report from the Chamber of Commerce Economic Development Council and the Convention & Visitors Bureau (CVB)

A presentation was made by CVB Vice President Pamela Miller and Chamber Vice President for Economic Development Michael Looney. *A copy of the report is part of the permanent supplemental record.*

No action was taken on this item.

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

A presentation was made by Building Official Al Torres. *A copy of the report is part of the permanent supplemental record.*

Council Member Grindstaff expressed concern regarding processes which may slow development approvals

Responding to a concern from Citizen Gary Cortese, Mr. Torres clarified that only a change in occupancy would require an owner to bring an older building up to modern building codes.

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

Recess: Mayor Morrison called a recess at 10:31 a.m.

Reconvene: At 10:47 a.m. the meeting was reconvened.

- c. Update and discussion related to the Red Arroyo Trails and Dog Park Project

A presentation was made by City Engineer Russell Pehl. *A copy of the report is part of the permanent supplemental record.*

No action was taken on this item.

- d. An appeal of a denial by the Planning Commission in regard to a Conditional Use to allow for Alcoholic Beverage Sales for On-Premises Consumption in the General Commercial / Heavy Commercial (CG/CH) Zoning District for property located at 1218 Martin Luther King Drive and 225 West 13th Street

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

Several citizens spoke in support of denial of the appeal.

The applicant and the property owner spoke in favor of the appeal.

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

- e. Presentation and discussion regarding improvements made to the City's development review process in 2015

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

No action was taken for this item.

7. Closed Session

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.
 - 3. Templeton Construction, Inc.; and
 - 4. SAP Hospitality, Inc. dba Knights Inn

Council Member Silvas left the meeting at 12:57 p.m.

6. Regular Agenda - Continued

- f. Consider approving a contract with McCreary, Veselka, Bragg and Allen, LLC (MVBA) of Roundrock, Texas for collection purposes in the amount of 20% of the collection balance and authorizing City Manager to negotiate and execute all related documents

A presentation was made by Water Utilities Assistant Director Allison Strube. A copy of the report is part of the permanent supplemental record.

Judge Gilbert spoke in support of MVBA's history as a vendor with the Municipal Court.

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

- g. Update and consider a resolution authorizing San Angelo Girls Fast Pitch Association (SAGFA) to utilize Texas Bank Sports Complex for the West Texas All Star Tournament July 13-17, 2016. Allowing COSA staff to assist with field maintenance for the tournament

A presentation was made by Recreation Manager Brent Casey. 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 adopt the resolution, providing SAGFA make a good faith effort to obtain funds through other resources instead of in-kind services from the City. The motion carried unanimously six (6) ayes to zero (0) nays.

Council Member Farmer left the meeting at 1:39 p.m.

- h. First public hearing and introduction of an ordinance amending the 2015-2016 budget for capital projects

A presentation was made by Budget Manager Morgan Chegwiddden. A copy of the report is part of the permanent supplemental record.

Motion: Council Member Grindstaff made a motion, seconded by Mayor Morrison, to approve the introduction of the ordinance, as presented. The motion carried unanimously five (5) ayes to zero (0) nays.

Council Member Farmer returned to the meeting at 1:41 p.m.

- i. Postponement of considering approval to negotiate a contract with Alan Plummer Associates, Inc. and Enprotec / Hibbs & Todd, Inc. for the Direct Potable Reuse Project

A presentation was made by Water Utilities Director Bill Riley. *A copy of the report is part of the permanent supplemental record.*

Water Advisory Board Members Chuck Brown and Kendall Hirschfeld expressed concern about moving forward with this project at this time.

Stephen Brown spoke in support of more discussion and research related to this project.

Consensus of City Council was to postpone this item to a future meeting.

- j. Discussion and possible action related to moving the scheduled starting time for Regular City Council Meetings from 9:00 a.m. to 8:30 a.m.

Motion: Council Member Fleming made a motion, seconded by Council Member Grindstaff, to change the starting time for future Council Meetings to 8:30 a.m., as presented. The motion carried five (5) ayes to one (1) nay with Council Member Farmer casting the dissenting vote.

8. Follow Up and Administrative Issues

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

No action was taken on this item.

- b. Announcements and consideration of Future Agenda Items

Council Member Grindstaff expressed concern over possible inconsistency in policy related to locations of park restrooms

Council Member Farmer expressed concern over trash related issues in the southwest portion of town.

City Manager Daniel Valenzuela spoke about an upcoming Strategic Planning Session.

City Clerk Bryan Kendrick spoke about the need to move the second meeting in May back one day to May 18th, in order to follow canvassing requirements.

9. Adjournment

Motion: Council Member Farmer 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 2:51 p.m.

THE CITY OF SAN ANGELO


Dwain Morrison, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read 'Bryan Kendrick', is written over a horizontal line.

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.)