



**City Council Agenda
Emergency Meeting via Audio/Video Broadcast
04/30/2020**

Notice is hereby given in accordance with an order of the Office of the Governor issued March 16, 2020, of an Emergency Meeting of the City Council of the City of San Angelo scheduled for April 30, 2020 at 8:30 a.m. The McNease Convention Center – South Meeting Room, 501 Rio Concho Drive, San Angelo, Texas will not be open to the public. Council members and staff will attend virtually in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19). There will be no public access to the regular meeting location. A public, free-of-charge audio/video broadcast of the meeting will be available on the City’s YouTube channel at [youtube.com/CityofSanAngelo](https://www.youtube.com/CityofSanAngelo).

The Meeting Agenda and the Agenda Packet are posted online at <https://www.cosatx.us/government/city-council/agenda-minutes-and-agenda-packets>.

Members of the public who wish to submit **Public Comment** on agenda items must send their written comments via email to Julia.Antilley@cosatx.us by 9:00 p.m. April 29, 2020.

The subject must be in the following format: “Public Comment - April 30, 2020.”

All emails must include your name and address or SMD.

Please note all Public Comment emails relevant to posted agenda items received by the deadline will be published as part of the agenda packet prior to the meeting and are therefore public record. Call 325-657-4405 for staff assistance.

A recording of the meeting will be available to the public in accordance with the Open Meetings Act upon written request.

Emergency Provision Notice: In accordance with Texas Government Code Section 551.045, this is an emergency meeting of the City Council, declaring an emergency/urgent public necessity, for the purpose of considering the following emergency agenda items:

1. Call to Order/Roll Call to Establish Quorum

2. Special Instructions

All members of the City Council and staff should begin speaking by stating their full name and SMD position or role within the City.

3. Public Comment

At this time Council Members may ask staff members questions regarding Public Comments submitted via email.

4. Emergency Agenda

- a. Consider extending the declaration of a local disaster (Presentation made by City Attorney Theresa James)

5. Adjournment

CERTIFICATION

I hereby certify that the above notice of meeting was published on the City of San Angelo's website on the 29th day of April 2020, at 5:10 p.m.



Julia Antilley, City Clerk

All agenda items are subject to action. The City Council reserves the right to consider business out of posted order and/or meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

In compliance with the Americans with Disabilities Act, the City of San Angelo will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please contact the City Clerk's Office at 325-657-4405.

Citizen requests to display materials on the city's monitors must submit the request 96 hours prior to the meeting by email to Julia.Antilley@cosatx.us. Time limits for discussion are as stated above and materials cannot exceed 10-pages. Citizens bringing materials for distribution to City Council members during the meeting must bring a minimum of 12 copies.

City Council regular meetings are broadcast on SATV Channel 17-Government Access at 10:30 a.m. and 7:00 p.m. every day, beginning the evening of the meeting until the evening of the next meeting.

**Texas Government Code Section 551.045 requires notice is posted
a minimum of one hour before an Emergency Meeting is convened.**

**ORDER CONTINUING DECLARATION of DISASTER DUE TO
PUBLIC HEALTH EMERGENCY
FOR
THE CITY OF SAN ANGELO, TEXAS**

WHEREAS, on March 16, 2020 the Mayor of the City of San Angelo, Texas declared a local disaster under Section 418.108 of the Texas Government Code (the Declaration) and enacted the municipal powers to protect health of the community under §122.006 of the Texas Health and Safety Code due to a public health emergency due to the COVID-19 coronavirus; and

WHEREAS, in accordance with Texas Government Code Section 418.108(b), the Declaration of disaster may not be continued or renewed for a period of more than seven (7) days except with the consent of the San Angelo City Council; and

WHEREAS, the requirements adopted in the Declaration related to Chapter 122.006 of the Texas Health and Safety Code shall remain in place; and

WHEREAS, since the Declaration was issued the Center for Disease Control has issued more restrictive requirements than were recommended at the time of the Declaration; and

WHEREAS, since March 16, 2020 it has become clear that there is community spread of the COVID-19 virus within the State of Texas; and

WHEREAS, on March 19, 2020 the Governor of the State of Texas made a statewide Declaration that has more restrictive requirements than the Declaration; and

WHEREAS, on March 19, 2020, the City Council extended the emergency declaration of March 16, 2020 until April 3, 2020 and placed additional requirements on the citizens of San Angelo, and

WHEREAS, on April 1, 2020, the City Council again extended the emergency declaration through 11:59 p.m. April 30, 2020; and

WHEREAS, on April 17, 2020 and April 27, 2020 the Governor issued executive orders that govern the operation of businesses and other public places in the State of Texas

WHEREAS, since the April 1, 2020 declaration, San Angelo has continued to receive test results showing positive cases of COVID-19 related to travel as well as community spread; and

WHEREAS, the Mayor and Council of the City of San Angelo have determined that further measures must be taken to protect the health, safety and welfare of the citizens of the City of San Angelo and the health systems which serve those citizens; and

WHEREAS, the City Council of the City of San Angelo, Texas, pursuant to Texas Government Code Section 418.108(b), has consented to continue the declaration of local state of medical emergency for the City of San Angelo.

NOW THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF SAN ANGELO, that:

- 1.) The Declaration of state of public health emergency for the City of San Angelo resulting from the COVID-19 coronavirus is hereby continued and amended as follows. All provisions of the executive orders of the Governor of the State of Texas issued prior to or after the date of this declaration are hereby adopted by the City of San Angelo as local emergency orders and shall be subject to all penalties available under law.

2.) In addition to the above, the following actions are hereby enacted:

- a. No itinerant or temporary health permits shall be issued by the City of San Angelo for the duration of this order.
- b. All fee increases to take place in Fiscal Year 2020/2021 under the adopted San Angelo Budget Policy are hereby postponed and will be re-evaluated in accordance with the policy in preparation for the Fiscal Year 2021/2022 annual Budget.
- c. The City Manager is authorized to enter into any agreements necessary to provide shelter or basic needs related to this declaration.
- d. Hillside Drive and Gun Club Road, otherwise known as the KOA trail, shall reopen to pedestrian traffic beginning Monday, May 4, 2020 at 12:00 a.m. and staff is directed to delineate appropriate parking and to place signage prohibiting parking in the right-of-way or on pavement outside of designated parking areas.
- e. All late fees for late payments to the water utility shall continue to be waived through May 31, 2020.

3.) This Declaration continues to activate the City's Emergency Management Plan.

4.) This Declaration continues to activate all applicable local or inter-jurisdictional emergency management plans and authorizes the furnishing of aid and assistance under the Declaration.

5.) This Declaration continuing a local disaster shall be effective immediately upon passage on April 30, 2020 and shall continue through the expiration of all executive orders of the Governor of the State of Texas that are related to the COVID-19 pandemic, provided however that this declaration may be continued or renewed beyond that date or terminated prior to that date only with the consent of the City Council of the City of San Angelo, Texas. In the event of a conflict between this and any Executive Order of the Governor of the State of Texas, then the Executive Order of the Governor shall control.

6.) The sections, paragraphs, sentences, clauses and phrases of this Declaration are severable and if any phrase, clause, sentence, paragraph or section of this Declaration should be declared invalid by the final judgment or decree of any court or competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Declaration that can be given effect without the invalid provision, and to this end the provisions of this Order are severable.

7.) This Declaration shall be given prompt and general publicity and shall be filed promptly with the City of San Angelo City Clerk.

It is hereby ORDERED, this 30th day of April, 2020.

Brenda Gunter, Mayor

Approved as to Form:

Attest:

Theresa James, City Attorney

Julia Antilley, City Clerk

DECLARACIÓN CONTINUA DE ORDEN DE DESASTRES DEBIDO A
EMERGENCIA DE SALUD PÚBLICA
PARA
LA CIUDAD DE SAN ANGELO, TEJAS

EN TANTO QUE, el 16 de marzo de 2020, la Alcalde de la Ciudad de San Angelo, Tejas, declaró un desastre local bajo la Sección 418.108 del Código de Gobierno de Tejas (la Declaración) y promulgó los poderes municipales para proteger la salud de la comunidad según §122.006 de Tejas Código de Salud y Seguridad debido a una emergencia de salud pública debido al coronavirus COVID-19; y

EN TANTO QUE, de acuerdo con la Sección 418.108 (b) del Código de Gobierno de Tejas, la Declaración de desastre no puede continuarse ni renovarse por un período de más de siete (7) días, excepto con el consentimiento del Concejo de la Ciudad de San Angelo; y

EN TANTO QUE, los requisitos adoptados en la Declaración relacionados con el Capítulo 122.006 del Código de Salud y Seguridad de Tejas permanecerán vigentes; y

EN TANTO QUE, desde que se emitió la Declaración, el Centro para el Control de Enfermedades ha emitido requisitos más restrictivos que los recomendados en el momento de la Declaración; y

EN TANTO QUE, desde el 16 de marzo de 2020, ha quedado claro que existe una propagación comunitaria del virus COVID-19 dentro del Estado de Tejas; y

EN TANTO QUE, el 19 de marzo de 2020, el Gobernador del Estado de Tejas hizo una Declaración estatal que tiene requisitos más restrictivos que la Declaración; y

EN TANTO QUE, el 19 de marzo de 2020, el Concejo de la Ciudad extendió la declaración de emergencia del 16 de marzo de 2020 hasta el 3 de abril de 2020 y estableció requisitos adicionales para los ciudadanos de San Angelo, y

EN TANTO QUE, el 1 de abril de 2020, el Concejo de la Ciudad nuevamente extendió la declaración de emergencia hasta las 11:59 p.m. 30 de abril de 2020; y

EN TANTO QUE, el 17 de abril de 2020 y el 27 de abril de 2020, el Gobernador emitió órdenes ejecutivas que rigen la operación de negocios y otros lugares públicos en el Estado de Tejas; y

EN TANTO QUE, desde la declaración del 1 de abril de 2020, San Ángel ha seguido recibiendo resultados de pruebas que muestran casos positivos de COVID-19 relacionados con viajes y propagación comunitaria; y

EN TANTO QUE, que la Alcalde y el Concejo de la Ciudad de San Angelo han determinado que se deben tomar medidas adicionales para proteger la salud, la seguridad y el bienestar de los ciudadanos de la Ciudad de San Angelo y los sistemas de salud que sirven a esos ciudadanos; y

EN TANTO QUE, el Concejo de la Ciudad de San Angelo, Tejas, de conformidad con la Sección 418.108 (b) del Código de Gobierno de Tejas, ha consentido continuar con la declaración del estado local de emergencia médica para la Ciudad de San Angelo.

AHORA POR LO TANTO, SEA DECLARADO POR LA ALCALDE DE LA CIUDAD DE SAN ANGELO,
que:

- 1.) La Declaración de estado de emergencia de salud pública para la Ciudad de San Angelo resultante del coronavirus COVID-19 se continúa y modifica de la siguiente manera. La Ciudad de San Angelo adopta todas las disposiciones de las órdenes ejecutivas del Gobernador del Estado de Tejas emitidas antes o después de la fecha de esta declaración como órdenes de emergencia locales y estarán sujetas a todas las sanciones disponibles según la ley.
- 2.) Además de lo anterior, se promulgan las siguientes acciones:
 - a. La Ciudad de San Angelo no emitirá ningún permiso de salud itinerante o temporal mientras dure este pedido.
 - b. Todos los aumentos de tarifas que se llevarán a cabo en el año fiscal 2020/2021 según la Política presupuestaria adoptada de San Angelo se aplazan y se reevaluarán de acuerdo con la política en preparación para el presupuesto anual del año fiscal 2021/2022.
 - c. El Administrador de la Ciudad está autorizado a celebrar cualquier acuerdo necesario para proporcionar refugio o necesidades básicas relacionadas con esta declaración.
 - d. Hillside Drive y Gun Club Road, también conocido como el sendero KOA, se reabrirán al tráfico peatonal a partir del lunes 4 de mayo de 2020 a las 12:00 a.m. y el personal debe indicar el estacionamiento apropiado y colocar letreros que prohíban el estacionamiento a la derecha de o en el pavimento fuera de las áreas de estacionamiento designadas.
 - e. Todos los cargos por demora en los pagos atrasados a la empresa de servicios de agua continuarán sin aplicarse hasta el 31 de mayo de 2020.
- 3.) Esta Declaración continúa activando el Plan de Manejo de Emergencias de la Ciudad.
- 4.) Esta Declaración continúa activando todos los planes locales o interjurisdiccionales de manejo de emergencias y autoriza el suministro de ayuda y asistencia bajo la Declaración.
- 5.) Esta Declaración que continúa un desastre local entrará en vigencia inmediatamente después de su aprobación el 30 de abril de 2020 y continuará hasta el vencimiento de todas las órdenes ejecutivas del Gobernador del Estado de Tejas que estén relacionadas con la pandemia COVID-19, siempre y cuando que esta declaración se puede continuar o renovar más allá de esa fecha o terminar antes de esa fecha solo con el consentimiento del Concejo de la Ciudad de San Angelo, Tejas. En caso de conflicto entre esta y cualquier Orden Ejecutiva del Gobernador del Estado de Tejas, entonces prevalecerá la Orden Ejecutiva del Gobernador.
- 6.) Las secciones, párrafos, oraciones, cláusulas y frases de esta Declaración son separables y si alguna frase, cláusula, oración, párrafo o sección de esta Declaración debe declararse inválida por la sentencia o decreto final de cualquier tribunal o jurisdicción competente, dicha invalidez no afectará ninguna de las frases, cláusulas, oraciones, párrafos y secciones restantes de esta Declaración que puedan tener efecto sin la disposición inválida, y para este fin las disposiciones de esta Orden son separables.

7.) Esta Declaración se dará publicidad rápida y general y se archivará sin demora ante la Secretaria Municipal de la Ciudad de San Angelo.

Por la presente se ORDENA, el 30 de abril de 2020.

Brenda Gunter, Alcalde

Aprobado en cuanto a forma:

Theresa James, Abogada de la
Cuidad

Atestiguar:

Julia Antilley, Secretaria Municipal

Antilley, Julia

From: mistycusick <[REDACTED]>
Sent: Wednesday, April 29, 2020 5:48 PM
To: Antilley, Julia
Subject: Public Comment- Apri 30th, 2020

CAUTION: This email was received from an EXTERNAL source, use caution when clicking links or opening attachments.

Please open up overnight camping at Lake Nasworthy/Middle Concho Park for those of us that have self contained RVs or Motorhomes. Overnight camping has more social distancing then going to HEB or Walmart or even the movie theater.

We don't need the restrooms nor the play area, I have my own bathroom in my RV and want to overnight camp with my family.

Misty Caldwell
3517 Cedar Ridge Lane
San Angelo, TX 76904

Sent from my Verizon, Samsung Galaxy smartphone

Antilley, Julia

From: mistycusick [REDACTED]
Sent: Wednesday, April 29, 2020 8:25 PM
To: Antilley, Julia
Subject: Public Comments...April 30, 2020

CAUTION: This email was received from an EXTERNAL source, use caution when clicking links or opening attachments.

Open up the KOA walking area..

Misty Caldwell
3517 Cedar Ridge Lane
San Angelo, TX 76904

Sent from my Verizon, Samsung Galaxy smartphone

Antilley, Julia

From: brandon brandon [REDACTED]
Sent: Wednesday, April 29, 2020 8:28 PM
To: Antilley, Julia
Subject: Public Comment - April 30, 2020

CAUTION: This email was received from an EXTERNAL source, use caution when clicking links or opening attachments.

Brandon R. Pilcik
5751 Green Hill Rd
San Angelo, TEXAS 76901

Re: Extending declaration of local disaster

There is no local disaster, except for your leadership over the last few weeks. Taking ~400k from the federal gov is criminal, given the reality of what's happening IN COSA, which is statistically and literally... nothing.

You should be ashamed.

I will not comply.

Best regards,

Brandon R. Pilcik