

City of San Angelo, Texas
Regular City Council Meeting
Wednesday, May 18, 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 8:33 a.m. on Wednesday, May 18, 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 from the Engineering Department; and the pledges were led by Anya Patino (4th grader) from McGill Elementary.

3. Proclamations/Recognitions

The Central High School Speech & Debate teams were recognized for their success at the district, state and national levels

The City of San Angelo was recognized for receiving Class 1 ISO (Insurance Services Organization) Rating "Building Safety Month" May 2016 was received by Building Official Al Torres

"The Lady in Blue Celebration" was recieved by Gus Clements

Nikki Powell, a 4th Grade Teacher at McGill Elementary was recognized for her service

4. Public Comment

Citizen R.A. Cantrell spoke about the need for brush control.

Roland Pena made spoke about the benefits and implications of the new lower ISO rating for Economic Development.

5. Consent Agenda

- a. Approval of the:
 - 1) May 3, 2016 City Council regular meeting minutes; and
 - 2) May 3, 2016 City Council special joint meeting with City of San Angelo Development Corporation
- b. Approval of an agreement with the Texas Southwest Council, Inc. Boy Scouts of America for the property and camp at 7677 S. Country Club Rd. at Lake Nasworthy and authorizing the City Manager to execute said agreement

- c. Approval of a Memorandum of Understanding with Goodfellow Air Force Base (GAFB) for tour of water treatment plant facilities and authorizing City Manager to execute all related documents
- d. Approval of a recommendation by the COSADC Board for the negotiation and execution of a real estate sales contract for the sale of approximately 2 acres of land located at the San Angelo Business & Industrial Park to Falls Capital, Inc. (Wornat-Abilene, LLC) at a price of \$29,000 per acre, with 6% realtor fees to be paid by buyer
- e. Approval of an Interlocal Agreement between the Health and Human Services Commission of the State of Texas and the City of San Angelo for reimbursement of \$30,000 for architectural design services for project at Chase State Office Building
- f. Second Reading and adoption of an ordinance amending Chapter 2, "Administration and Personnel", Article 2.07, "Boards, Committees, and Commissions", Division 10, "Tax Increment Reinvestment Zone Board", and removing Chapter 2, "Administration and Personnel", Article 2.07, "Boards, Committees, and Commissions", Division 11, "Downtown Development Commission"
- g. Approval of amendments to the bylaws for the Tax Increment Reinvestment Zone Board
- h. Approval of an Interlocal Agreement between the Tom Green County Appraisal District and the City of San Angelo regarding the ownership, usage, service, maintenance and location of a certain Xerox model 6204 wide format printer/scanner/copier
- i. Approval of adoption of a resolution approving a change in the rates of Atmos Energy Corporation, Mid-Tex as a result of a settlement between Atmos and the Atmos Texas Municipalities under the Rate Review Mechanism

Motion: Council Member Silvas made a motion, seconded by Council Member Self, to approve the consent agenda, with the exception of item 5g. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Self made a motion, seconded by Council Member Fleming, to approved item 5g, as presented. The motion carried unanimously (0) ayes to (0) nays.

6. Special Agenda

- a. Approval of adopting a resolution canvassing returns and declaring the results of the General Election held on the 7th day of May, 2016; providing a severability clause; and providing for an effective date

The resolution was read by Mayor Morrison

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

- b. Administration of Oaths of Office and presentation of Certificates of Election

Judge Allen Gilbert administered the oaths of office for Single Member District representatives 1 and 3. Mayor Morrison presented the Certificates of Election.

Note: Council Members Rodney Fleming and Johnny Silvas stepped down as newly elected Council Members Bill Richardson and Harry Thomas took their seats at the dais

- c. Introduction of Special Guests

Newly elected officials introduced their special guests in attendance at the meeting.

- d. Appointment of Mayor Pro-Tempore Elizabeth Grindstaff

Motion: Council Member Farmer made a motion, seconded by Council Member Self, to nominate Council Member Grindstaff as Mayor Pro-Tempore. The motion carried unanimously (7) ayes to (0) nays.

7. **Note: A reception immediately followed the Special Agenda. The Regular Agenda with the newly seated Council Members began after the recess for the reception.**

8. **Regular Agenda**

- a. Presentation and discussion of the actuarial report by Towers Watson on the status of the workers' compensation, liability, and property insurance programs

A presentation was made by Human Resources Director Lisa Marley, Risk Manager Charles Hagen and Jason Martin, a Senior Consultant with Towers Watson.

No action was taken on this item.

- b. Approval of adopting a resolution for grant funding in the amount not to exceed \$300,000 from Bureau of Reclamation's WaterSMART Title XVI Water Reclamation and Reuse Program

A presentation was made by Water Utilities Assistant Director Allison Strube

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

- c. Approval of awarding RFB WU-05-15 Professional Services contract for the 2016 Water Master Plan to CDM Smith, Inc. of Austin, Texas in the amount of \$314,460, budgeted for purchase FY2016, and authorizing the City Manager or designee to execute any related documents

A presentation was made by Water Utilities Director Bill Riley

Motion: Council Member Grindstaff made a motion, seconded by Council Member Lucy Gonzales, to award the contract, as presented. The motion carried (6) ayes to (1) nays, with Mayor Morrison casting the dissenting vote.

- d. Approval of adopting a resolution ordering that a Runoff Election be held on July 2, 2016, for the purpose of electing municipal officers; ordering publication; making provisions for the conduct of the election; providing for severability; and providing for an effective date (una Resolución, convocando una segunda votación (elección de desempate) se celebrará en dicha ciudad el 2 de Julio, 2016, para la elección de oficiales municipales; ordenando publicación, haciendo provisiones para la conducta de dichas eleccion; previendo por divisibilidad; y previendo una fecha de vigencia

Note: This item was taken immediately following item 5c

A presentation was made by City Clerk Bryan Kendrick

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

9. **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(2) consult with attorney when the governmental body seeks the advice of its 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 a contract for electricity
- b. 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. Templeton Construction, Inc.; and
 3. Denise Kendall V COSA ZBA 16C070-L2 (3221 RED BLUFF ROAD)

10. Follow Up and Administrative Issues

- a. Action on matters discussed in Executive/Closed Session, if needed

Motion: Council Member Self made a motion, seconded by Council Member Farmer, to approve for the City Manager to negotiate and execute a contract for electricity based on the lowest bid by a qualified bidder. The motion carried unanimously (7) ayes to (0) nays.

- b. Approval of Board nomination:

- Zoning Board of Adjustments: Aaron Nelson (Mayor - Alternate) to a first term ending January 2018

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

- c. Announcements and consideration of Future Agenda Items

Council Member Grindstaff noted that she would be holding a neighborhood chat in the near future.

11. Adjournment

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

There being no further business, the meeting was adjourned at 11:49 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.)