City Council Agenda
08/02/2016

Notice is hereby given of a regular meeting of the City Council of City of San Angelo to be held on August 2, 2016 at 8:30 AM at the McNease Convention Center – South Meeting Room, 501 Rio Concho Drive, San Angelo, Texas, for the purpose of considering the following agenda items.

1. **Call to Order**
2. **Prayer and Pledge**
3. **Proclamations/Recognitions**
   a. Recognition of Concho Valley Master Gardeners' Water Smart Landscape of the Month program
4. **Public Comment**

Issues or items that are not on the agenda may be raised by the public at this time. Citizens should speak from the podium, begin by stating their name and limit remarks to less than five minutes. Council members may request that a discussed item be placed on a future agenda. The Council takes public comment on all Regular Agenda items during the discussion of those items.

5. **Consent Agenda**
   a. Consider approving the July 12, 2016 City Council regular meeting minutes (B.Kendrick)
   b. Consider approving and authorizing the City Manager to negotiate and execute a DIR Purchase Agreement with Weaver Technologies, Inc., budgeted for purchase FY2016, for purchase of core networking switches for the City Hall data center in an amount not to exceed $65,275 (B. Hasty)
   c. Consider ratifying a resolution of the City of San Angelo Development Corporation board of directors authorizing the board president to execute a memorandum of understanding with the City of San Angelo providing funding not to exceed $110,000 for a project authorized under the Texas Local Government Code chapter 501 for infrastructure improvements necessary to construct an extension of a sewer main into Phase I of the San Angelo Business and Industrial Park (R. Pena)
   d. Consider approving the Federal Aviation Administration's FY-2016 Grant No. 34 (AIP Project No. 3-48-0191-034-2016) estimated at $387,678 for improvements at San Angelo Regional Airport and authorizing City Manager to negotiate and execute all related documents (L.Elguezabal)
   e. Consider approving Task Order 104 with KSA Engineers in the amount of $231,000 and authorizing City Manager to negotiate and execute all related documents (L.Elguezabal)
   f. Consider approving Task Order 105 with KSA Engineers in the amount of $120,000 and authorizing City Manager to negotiate and execute all related documents (L.Elguezabal)

g. Consider approving a new month-to-month commercial lease with Tri-Star Fleet Sales and Services, LP for the lease of 0.604 acres out of Emil Hermes Survey-174, commonly known as 4202 S Bryant Blvd and being located on the corner of Ben Ficklin and S. Bryant Blvd., San Angelo, Tom Green County (C. Preas)

h. Second Reading and Public Hearing of an Ordinance for a Street Name Change from “Creswell Street” to “Lighthouse Way” for a 472-foot length of the right-of-way from Vaughn Street to Austin Street (J. James)

i. Second Reading and consider adopting an ordinance amending chapter 11 "utilities", article 11.5 "water conservation and drought contingency plant", section 11.5.003 "drought stages and water management measures", by amending the minimum criteria for establishing water supply stage drought levels I, II, and III (A. Strube)

j. Second Reading and Public Hearing on ordinances to repeal an Ordinance approved on September 18, 2012, naming a private drive as "Time Clock Drive" and to designate an unnamed private drive in the 2900 block of Southwest Boulevard as “Time Clock Drive” (J. James)

k. Second Reading and Public Hearing for Case Z16-04, an Ordinance approving a request from George Draper to authorize a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District, on 0.642 acres, generally located at the intersection of Freeland Avenue and North Campus Boulevard (J. James)

6. Regular Agenda

a. First Reading and Public Hearing on an Ordinance amending Chapter 12, Exhibit “A,” Zoning Ordinance, for Bed and Breakfast Establishments and Short Term Rentals - (Presentation by Planning & Development Services Director Jon James)

b. Consider adopting a resolution authorizing the San Angelo Police Department to apply for the Body-Worn Camera Program Grant with a 25% match of $35,268.75, which is not yet budgeted, and designating the City Manager as the authorized official - (Presentation by Police Chief Frank Carter)

c. Discussion and possible action regarding the most recent increase of water rates in relation to the funding of future water projects - (Presentation by Water Utilities Director, Bill Riley)

d. First public hearing and consideration of an ordinance amending Appendix A, Article A8.000 monthly landscape volumetric water rates- (Presentation by Water Utilities Director Bill Riley)

e. Consider a record vote to propose a property tax rate and discussion regarding the fiscal year 2016-2017 budget preparation - (Presentation by Budget Manager Morgan Chegwidden)

f. Second reading and consideration of an ordinance amending the 2015-2016 budget for grants and capital projects - (Presentation by Budget Manager Morgan Chegwidden)

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. Templeton Construction, Inc.;
   3. City of San Angelo v. Liza Carrasco; and
   4. Alsay, Inc.

b. 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 assignment of water rights on the Ford Ranch

8. Follow Up and Administrative Issues

a. Consider items discussed in Executive/Closed Session, if needed

b. Consideration of approving various Board nominations:

   Design & Historic Review Commission: Stephen Mclaughlin (SMD4) to a 1st term ending September 2018

c. Consider appointments to the Concho River Watermaster Advisory Committee: Daniel Valenzuela (City Manager) Bill Riley (Director of Water Utilities), and Stephen Brown (Consultant/Upper Colorado River Authority) to a terms ending August 2018

d. Announcements and consideration of Future Agenda Items

9. Adjournment

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of San Angelo, Texas, on the 28th day of July 2016, at 4:00 p.m.

_____

Bryan Kendrick, City Clerk

All agenda items are subject to action. All contracts/agreements are presented in substantially the attached form. 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.

City Council meetings are broadcast on Channel 17-Government Access at 10:30 A.M. and 7:00 P.M. every day for two weeks beginning on the Thursday after each meeting.

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, July 12, 2016

Present:

Mayor Dwain Morrison
Council Member Bill Richardson, SMD 1
Council Member Marty Self, SMD 2
Council Member Harry Thomas, SMD 3
Council Member Lucy Gonzales, SMD 4
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 8:31 a.m. on Tuesday, July 12, 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 Reverend Andrew Holden with the Church of Pentecost; and the pledges were led by Jonathan Thompson (7th grader/Glenn Middle School) and Meagan Thompson (4th grader/Fort Concho Elementary) children of City of San Angelo Staff Members: Steven Thompson (Information Technology) and Juanita Thompson (Water Utility Billing).

3. Proclamations/Recognitions

a. "Jordan Holden Day" July 20th, 2016 was accepted by the Holden Family
b. The City of San Angelo was recognized for receiving the Gold Award from the American Heart Association for a Fit Friendly Worksite
c. "Kids Eat! Summer Meals Initiative Month" July 2016, was accepted by Betty Teston, Child Hunger Outreach Specialist with the Texas Hunger Initiative - San Angelo Regional Office
d. The coordinators for the Texas Police Games were recognized
e. "Mosaic Possibilities Month" July 2016 was accepted by Mosaic Community Relations Manager Ami Mizell-Flint

4. Public Comment

Sylvia Martinez made comments concerning her son's business on North Oakes Street.

5. Consent Agenda

a. Approval of the June 21, 2016 City Council regular meeting minutes
b. Approval of authorizing the City Manager to execute a contract with Gary Donaldson Architect and Facilities Planning in the amount not to exceed $152,000 for architectural services for the new Station #4
c. Approval of adopting a resolution accepting a FY2016/2017 National Oceanic & Atmospheric Administration (NOAA) Sectoral Applications Research Program (SARP) grant for $15,000 to carry out implementation of a rain capture system at The Bosque used both to maintain plant life in the area and to provide an educational tool for residents and visitors on the use and importance of water conservation in building resilience to projected climate patterns

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d. Approval of a resolution authorizing the City Manager to Execute an Agreement with the Department of State Health Services and accepting the FY2017 CPS/HAZARDS Public Health Emergency Preparedness (PHEP) Grant in the amount of $100,296 with the City providing a 10% Match of $10,030

e. Approval to pay Midwest Employers Casualty Company for $85,224 renewal premium for Excess Workers Compensation insurance for policy year 2016-2017. This Premium is budgeted for in current fiscal year

f. Approval of authorization to increase amount for awarded contract VM-05-13 Auto Body Repair Service from not to exceed $75,000 to an amount budgeted each fiscal year of $120,000 annually for auto body repair services

g. Approval of second reading and public hearing for Case Z16-03, adopting an ordinance approving a request from SA Bent Tree Apartments, LP to authorize a Rezoning from the General Commercial (CG) Zoning District and the Office Commercial (CO) Zoning District to the Low Rise Multi-Family Residence (RM-1) Zoning District, on 7.31 acres generally located 300 feet west of the intersection of Sunset Drive and Foster Road

h. Approval of second reading and public hearing for Case PD16-01, adopting an ordinance approving a request from Paul Holden to authorize a Rezoning from the General Commercial (CG) Zoning District to a Planned Development (PD) Zoning District, on 5.116 acres generally located 90 feet southwest of the intersection of Martin Luther King Drive and West 29th Street

Motion: Council Member Charlotte Farmer made a motion, seconded by Council Member Harry Thomas, to approve the Consent Agenda, with the exception of item 5f. The motion carried unanimously (6) ayes to (0) nays.

Motion: Council Member Thomas made a motion, seconded by Council Member Self, to approve item 5f, as presented. The motion carried unanimously (6) ayes to (0) nays.

6. Special Agenda

a. Consider adopting a resolution canvassing returns and declaring the results of the Runoff Election held on the 2nd day of July, 2016; providing a severability clause; and providing for an effective date

A presentation was made by Mayor Morrison

Motion: Council Member Marty Self made a motion, seconded by Council Member Lucy Gonzales, to adopt the resolution, as presented. The motion carried unanimously (6) ayes to (0) nays.

b. Administration of Oaths of Office by Judge Allen Gilbert and presentation of Certificates of Election by Mayor Morrison

c. Introduction of Special Guests

City Council Member Carter and Police Chief Carter thanked all the people who supported them during the election.

d. Approval of appointing Council Member Farmer as Mayor Pro-Tempore

Motion: Council Member Lucy Gonzales made a motion, seconded by Council Member Bill Richardson, to appoint Council Member Farmer as Mayor Pro-Tempore. The motion carried unanimously (7) ayes to (0) nays.

Recess: At 9:54 A.M. Mayor called for a recess

Reconvene: at 10:29 A.M. the meeting was reconvened.

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7. Regular Agenda

a. Approval of public hearing of the 2016 Annual Action Plan for use of CDBG and HOME grant funds and adoption of a resolution authorizing City Manager to execute the applications, required certifications, related documents and annual funding agreements

A presentation was made by Neighborhood Services Director Bob Salas

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

b. Approval of conceptual design of a set of three sculptures regarding the "Historic Beginnings of San Angelo," landscaping and its placement at Bart DeWitt Park

A presentation was made by Parks and Recreation Director Carl White

Several citizens spoke in support of this item. Council Members Farmer and Thomas spoke in support of this item. Mayor Morrison expressed concern about using public land for a religious project.

Motion: Council Member Charlotte Farmer made a motion, seconded by Council Member Harry Thomas, to approve the concept, as presented. The motion carried (6) ayes to (0) nays, with Mayor Morrison casting the dissenting vote.

c. Approval of first reading and public hearing of an ordinance for a Street Name Change from "Creswell Street" to "Lighthouse Way" for a 472-foot length of the right-of-way from Vaughn Street to Austin Street

A presentation was made by Planning & Development Services Director Jon James

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

d. Approval of first reading and public hearing of ordinances to repeal an ordinance approved on September 18, 2012 naming a private drive as "Time Clock Drive" and to designate an unnamed private drive in the 2900 block of Southwest Blvd as "Time Clock Drive"

A presentation was made by Planning & Development Services Director Jon James

Motion: Council Member Charlotte Farmer made a motion, seconded by Council Member Harry Thomas, to approve the recommendation of the Planning Commission. The motion carried (6) ayes to (1) nays, with Council Member Self casting the dissenting vote.

e. Approval of first reading and public hearing for Case Z16-04, an Ordinance approving a request from George Draper to authorize a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District, on 0.642 acres, generally located at the intersection of Freeland Avenue and North Campus Boulevard

A presentation was made by Planning & Development Services Director Jon James

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

f. Update on the progress of the Auditorium Project and approval of authorizing the City Manager to execute Change Order No. 2 to the Lee Lewis Construction contract as Construction Manager at Risk (CE 02-14) for a total of $445,948; funded by the project budget

A presentation was made by Construction Manager David Knapp

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Motion: Council Member Harry Thomas made a motion, seconded by Council Member Lucy Gonzales, to approve the change order, as presented. The motion carried unanimously (6) ayes to (0) nays.

g. Approval of first public hearing of an ordinance amending chapter 11 "utilities," article 11.5 "water conservation and drought contingency plan", section 11.5.003 "drought stages and water management measures", by amending the minimum criteria for establishing water supply stage drought levels I, II and III

A presentation was made by Water Utilities Assistant Director Allison Strube

Motion: Council Member Harry Thomas made a motion, seconded by Council Member Charlotte Farmer, to approve the ordinance, as presented. The motion carried unanimously (6) ayes to (0) nays.

h. Discussion and direction to staff regarding the most recent increase of water rates in relation to the funding of future water projects

This item was requested by Council Member Farmer, and Water Utilities Director Bill Riley provided information

No action was taken on this item.

i. Postponement of public hearing and consideration of the removal of Ryan Smith from the Planning Commission

This item was postponed indefinitely

j. Approval of first public hearing of an ordinance amending the 2015-2016 budget for grants and capital projects

A presentation was made by Budget Manager Morgan Chegwidden

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

k. Approval of appointing Council Member representation on following Boards and Committees:
   1. Concho River Water Master Advisory Committee;
   2. CVCOG General Assembly;
   3. CVCOG Transit Board;
   4. Investment Oversight Committee; and
   5. I-14 Gulf Coast Strategic Highway Coalition

A presentation was made by City Clerk Bryan Kendrick

Motion: Council Member Self made a motion, seconded by Council Member Gonzales, to appoint Council Member Richardson to the Concho River Water Master Advisory Committee; Council Member Carter to the CVCOG General Assembly; Council Member Thomas to the CVCOG Transit Board and the Investment Oversight Committee; and Mayor Morrison to the I-14 Gulf Coast Strategic Highway Coalition. The motion carried unanimously (7) ayes to zero (0) nays.

8. 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

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2. Templeton Construction, Inc.;
3. City of San Angelo v. Liza Carrasco; and
4. Alsay, Inc.

b. 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 Professional Services Agreement with P.E. Consulting Services, Inc.

9. Follow Up and Administrative Issues

a. Consider items discussed in Executive/Closed Session, if needed

No action was taken on this item.

b. Approval of various Board nominations:

Fort Concho: Wayland Cooksey (SMD4) to a first term ending January 2019

TIRZ: Casey Barrett (SMD1) to a first term ending July 2018 and Dudra Butler (SMD4) to a first term ending July 2018

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

c. Approval of William Dendle as the chairperson of the Tax Increment Reinvestment Zone Board (TIRZ)

Motion: Council Member Self made a motion, seconded by Council Member Thomas, to appoint William Dendle as the chairperson of the TIRZ board. The motion carried unanimously seven (7) ayes to zero (0) nays.

d. If necessary, consider the possible replacement of a member of the Planning Commission: Randal Schkade (SMD1) to an unexpired term ending January 2017

No action was taken on this item.

e. Consider scheduling potential workshops for the fiscal 2017 budget process

No action was taken on this item.

f. Announcements and consideration of Future Agenda Items

Council Member Farmer requested an update on the COSA DC fund regarding recaptures. Ms. Farmer also requested for City Manager to visit with TxDOT regarding weeds on 2288.

Council Member Self requested a review of R & E requirements, and asked for an update on the Spillman Technologies project.

Council Member Richardson requested a review of Utility Billing for Trailer Parks and Code Enforcement issues.

Mayor Morrison asked for a discussion on bulk pickup.

10. Adjournment

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

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There being no further business, the meeting was adjourned at 12:50 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.)

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REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Bucky Hasty, IT Manager, Information Technology, 325-486-3767

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider approving and authorizing the City Manager to negotiate and execute a DIR Purchase Agreement with Weaver Technologies, Inc., budgeted for purchase FY2016, for purchase of core networking switches for the City Hall data center in an amount not to exceed $65,275 (B. Hasty)

Summary/History:

Purchase of computer networking switches for the main data center located in City Hall. These switches serve the networking and phone services for users in City Hall as well as users in remote offices. They will provide faster access for server functions and data transfers throughout the City's network. The current switches in use have reached their recommended lifespan and are unable to have warranties extended.

Financial Impact:

The funds were approved by City Council on June 7th, 2016 for the CIP project "Information Technology Core Switches" for an amount of $80,000. The funds were made available via the Communications Fund - Fund Balance.

Other Information/Recommendation:

Attachments:

1. Weaver Technologies Quote Quote_COSA_Networking_11July2016.pdf

Presentation:

Approvals/Reviews:

Bucky Hasty	Created/Initiated
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

P.O. Box 2779
Fredericksburg, Texas 78624

Quotation

Date	Estimate #
7/11/2016	1851

Name / Address
City of San Angelo 72 W. College Ave. San Angelo, Texas 76903

Contract #:	Valid Until	Project
DIR-SDD-1951	8/11/2016	

Description	Qty	Rate	Total
Dell Networking N4032, 24x 10GBASE-T Ports, 1x Modular Bay, 2x AC PSU, IO to PSU Airflow (210-ABVS) (723473309)	5	7,047.20	35,236.00
Dell Networking N4064F, 48x 10GbE SFP+, 2x 40GbE QSFP+ Ports, 1x Modular bay, 2x AC PSU, IO to PSU Airflow (210-ABVW) QSFP+ 40GbE Module, 2-Port, Hot Swap, used for 40GbE Uplink, Stacking Dell Networking, Cable, QSFP+ to QSFP+, 40GbE Passive Copper Direct Attach Cables, Qty: 4	2	11,268.86	22,537.72
Dell Networking N2048P, L2, POE+, 48x 1GbE + 2x 10GbE SFP+ fixed ports, Stacking, IO to PSU air, AC (210-ABNY) Stacking Cable, for Dell Networking N2000/N3000/S3100 series switches	2	3,197.01	6,394.02
Dell Networking,Cable,SFP+ to SFP+,10GbE,Copper Twinax Direct Attach Cable, 10 Meter	2	151.08	302.16
Dell Networking,Cable,SFP+ to SFP+,10GbE,Copper Twinax Direct Attach Cable,7 Meter	2	119.76	239.52
Dell Networking,Cable,SFP+ to SFP+,10GbE,Copper Twinax Direct Attach Cable,0.5 Meter	2	46.14	92.28
Dell Networking, Cable, SFP+ to SFP+, 10GbE, Copper Twinax Direct Attach Cable, 3 Meter	4	70.32	281.28
Dell Networking, Cable, SFP+ to SFP+, 10GbE, Copper Twinax Direct Attach Cable, 5 Meter	2	95.52	191.04

We look forward to working with you!

Total $65,274.02

Phone #	Fax #	E-mail	Web Site
(512) 436-0415	(512) 519-8048	sales@weavertech.us	www.weavertech.us

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Robert Schneeman, Economic Development Coordinator, Economic Development, 325.653.7197

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider ratifying a resolution of the City of San Angelo Development Corporation board of directors authorizing the board president to execute a memorandum of understanding with the City of San Angelo providing funding not to exceed $110,000 for a project authorized under the Texas Local Government Code chapter 501 for infrastructure improvements necessary to construct an extension of a sewer main into Phase I of the San Angelo Business and Industrial Park (R. Pena)

Summary/History:

Todays action simply ratifies the City of San Angelo Development Corporation Board approval of a project resolution and the execution of a Memorandum of Understanding (MOU) with the City of San Angelo. The COSADC Board unanimously approved both with a 7-0 vote at its meeting on July 27, 2016 . A Public Hearing relating to this project was held at the same meeting.

The resolution and MOU fulfills COSADC Board's determination of project and approval to work with the City of San Angelo Engineering Department to design, prepare bid documents and oversee construction of approximately 1,260 linear feet of 8" sewer main at the San Angelo Business and Industrial Park (see attached minutes excerpt). The design is complete and the length has been extended to 1,500 linear feet to accommodate a parcel currently under contract for sale.

The construction of this main must be identified as a project by a resolution of the Board in accordance with Section 501.103 of the Development Corporation Act, and a Public Hearing must be held at least 60 days prior to the expenditure of any funds on the project in accordance with Sections 505.159 & 160 of the Act. In addition, a Memorandum of Understanding must be executed and funding authorized in order for the Engineering Department to move forward with the bidding and construction phases of the project.

Financial Impact:

$110,000 expenditure from Future Projects account number 452900. A budget amendment will be required.

Other Information/Recommendation:

Attachments:

1. Sewer Exhibit 5g1b_SEWER EXHIBIT.pdf
2. Sewer MOU 5g3_16-503_ED_ES_SEWER_EXTEND_INDUST_PK_MOU (final).pdf
3. Resolution 5g2_16-503_COSADC_ES_SEWER_EXTEND_INDUST_PK_RESOLUTION (final) (7-9-16).pdf

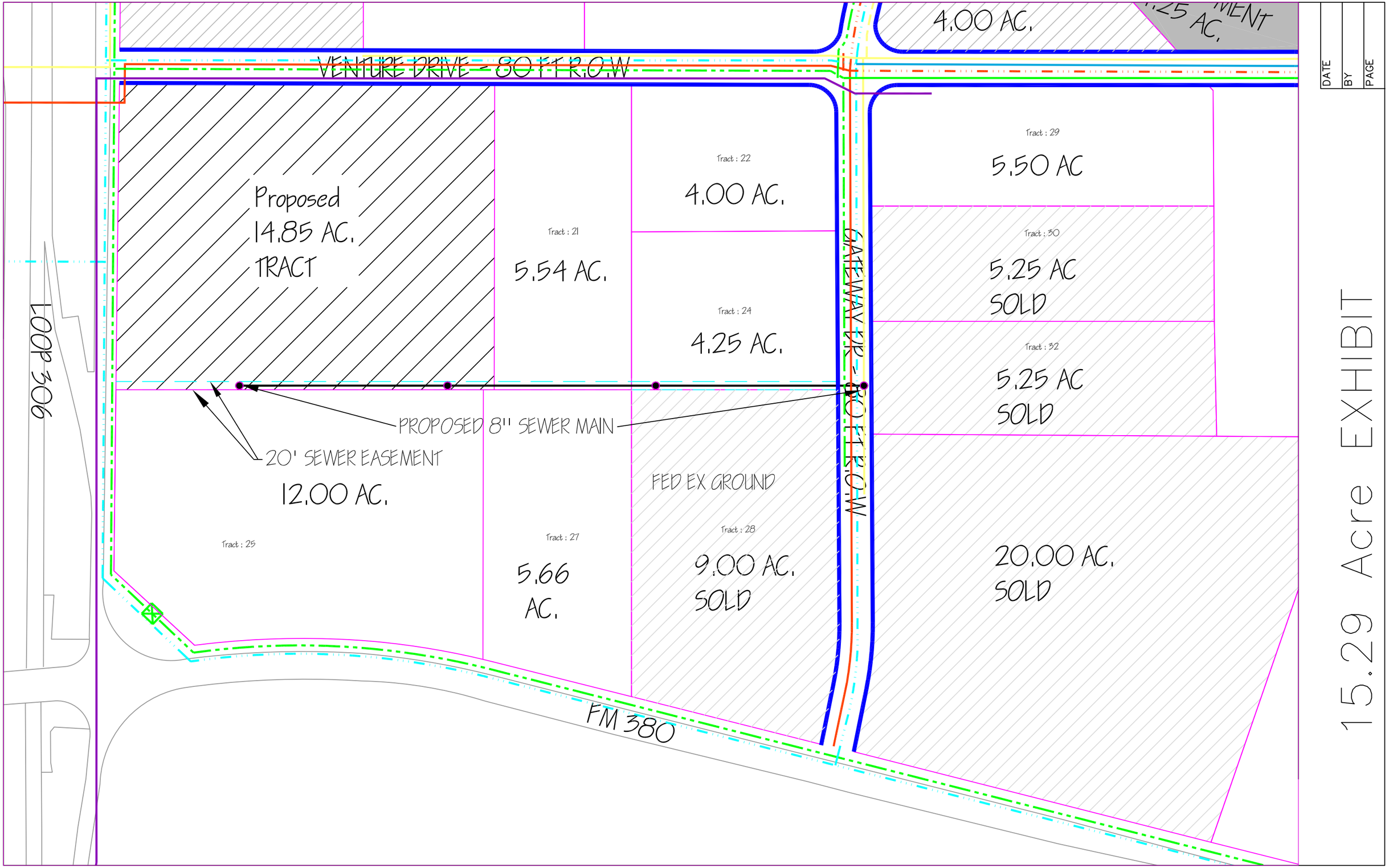
Presentation:

None

Approvals/Reviews:

Robert Schneeman	Created/Initiated
Roland Pena	Approved

Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval


4.00 AC.
VENTURE DRIVE - 80 FT R.O.W
Proposed
14.85 AC.
TRACT
Tract : 21
5.54 AC.
Tract : 22
4.00 AC.
Tract : 24
4.25 AC.
Tract : 29
5.50 AC
Tract : 30
5.25 AC
SOLD
Tract : 32
5.25 AC
SOLD
GATEWAY DR - 80 FT R.O.W
PROPOSED 8" SEWER MAIN
20' SEWER EASEMENT
12.00 AC.
Tract : 25
Tract : 27
5.66
AC.
FED EX GROUND
Tract : 28
9.00 AC.
SOLD
20.00 AC.
SOLD
FM 380
DATE
BY
PAGE
EXHIBIT
15.29 Acre

MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF SAN ANGELO DEVELOPMENT CORPORATION AND THE CITY OF SAN ANGELO RELATING TO A PROJECT AUTHORIZED UNDER THE TEXAS LOCAL GOVERNMENT CODE CHAPTER 501 FOR INFRASTRUCTURE IMPROVEMENTS NECESSARY TO CONSTRUCT AN EXTENSION OF A SEWER MAIN INTO PHASE I OF THE SAN ANGELO BUSINESS AND INDUSTRIAL PARK.

This Memorandum of Understanding ("MOU") entered into by and between the CITY OF SAN ANGELO DEVELOPMENT CORPORATION ("COSADC"), a State of Texas non-profit Type B development corporation ("COSADC") and the CITY OF SAN ANGELO, TEXAS, a home rule municipal corporation ("CITY"), effective _____, 2016 ("Effective Date"), relates to COSADC awarding funding for an approved Project for construction of a sewer main extension at the San Angelo Business and Industrial Park.

RECITALS

WHEREAS**,** the voters of the City of San Angelo on November 2, 2010 approved the use of sales and use tax proceeds for the continued economic development projects authorized under Section 4B of the Development Corporation Act (the "Act"), including but not limited to, the development, promotion, creation, retention, or expansion of business enterprises that create or retain primary jobs, including suitable infrastructure; and,

WHEREAS, COSADC is a Type B development corporation authorized under state law to fund projects suitable for infrastructure necessary to promote or develop new or expanded business enterprises including sewer utilities; and,

WHEREAS, COSADC is in need of professional engineering services to design, prepare all bid documents and oversee the bidding and construction, and to contract with one or more third parties for construction of, approximately 1,260 linear feet of 8" (inch) sewer main at the San Angelo Business and Industrial Park (the "Project"); and,

WHEREAS, the City of San Angelo Engineering Department agrees to provide the services to complete the Project as specifically described herein, subject to any special terms and conditions set forth in a subsequent contract for construction of the Project approved by the parties, and,

WHEREAS on February 24, 2016, the COSADC Board approved allocation of an amount not to exceed One Hundred Ten Thousand and No/100 Dollars ($110,000.00) of sales and use tax proceeds for payment of costs to be incurred by City in providing engineering and construction services for the Project; and,

WHEREAS, the Board will submit to City Council on August 2, 2016, or as soon thereafter as practical, a Memorandum of Understanding to be entered into with the City providing funding for the Project not to exceed the amount allocated; and,

WHEREAS, on July 27th, the COSADC Board held a public hearing on the Project as required prior to the expenditure of any funds in support of the Project;

NOW THEREFORE, the Parties hereto cause this MOU to be executed by their duly authorized representatives for the purpose of memorializing the terms expressed herein.

1. **Recitals:** The foregoing recitals are true and correct and are adopted by the parties as part of this MOU.

2. **Term:** This MOU shall become enforceable upon its Effective Date first hereinabove provided; and, except as may be otherwise agreed to between the Parties, shall automatically terminate upon completion of the Project.

3. **Funding Obligation of COSADC:** COSADC shall be responsible for funding the Project as provided for herein in a sum, notwithstanding anything to the contrary in this MOU, which shall not exceed ONE HUNDRED TEN THOUSAND AND NO/100 DOLLARS ($110,000.00). COSADC shall deposit said sum with the City of San Angelo through its Finance Department for draws as needed for timely payment of Project expenses incurred by CITY under construction contracts with third parties.

4. **City's Obligations:**

A. CITY shall provide all engineering designs, plans, and specifications necessary for completion of the Project.

B. CITY shall prepare and issue such requests for bid, qualifications, and/or proposals as necessary and shall enter into construction contracts with qualified third parties for construction of Project improvements necessary to complete the Project. Copies of any such executed contracts shall be provided to COSADC on or before their effective dates.

C. CITY shall provide construction oversight during the course of the Project, as well as post construction inspection services.

D. CITY shall endeavor to complete the Project within the time provided under the contract to be awarded for construction of the Project improvements, but notwithstanding the term of such contract, in no event shall CITY complete construction of the Project improvements later than 180 days from the Effective Date of this MOU without first securing the approval of the COSADC Board for an extension of time, which in no event shall exceed an additional 90 days.

E. CITY shall periodically as required by COSADC, and upon completion of the Project or at other times on request of COSADC staff, report progress on the Project and provide accountings of the application of COSADC Project funds until final payment under the construction contract. City shall refund and remit any and all excess Project funds provided by COSADC no later than sixty (60) days after completion of the Project.

5. **Assignment:** This MOU shall not be assigned by any of the Parties to it, in whole or in part, without the prior written consent of each of the other Parties, which consent may be arbitrarily withheld or conditioned.

6. **Notices:** All notices required under this MOU shall be in writing and shall be given by hand-delivery or by certified U.S. Mail, return receipt requested, addressed to the other Party at the address indicated herein or to such other address as a Party may designate by notice given as herein provided. Notice shall be deemed given on the day on which personally delivered; or, if by mail, on the third day after being deposited with the U.S. Mail or the date of actual receipt, whichever is earlier.

CITY OF SAN ANGELO DEVELOPMENT CORPORATION
Attention: Director of Economic Development

69 N. Chadbourne Street
San Angelo, Texas 76903

CITY OF SAN ANGELO
Attention: City Manager
72 W. College Avenue
San Angelo, Texas 76903

With a mandatory copy to:

City Attorney's Office
72 W. College Avenue
San Angelo, Texas 76903

7. <u>Contingency Clause</u>: The funding obligation of COSADC under this MOU is contingent on the availability of funds and continued authorization for project activities. This MOU is subject to amendment due to lack of funds, reduction of funds and/or change in regulations, upon thirty (30) days' written notice thereof to CITY.

8. <u>No Joint Venture</u>: It is acknowledged and agreed by the Parties hereto that the terms of this MOU are not intended to and shall not be deemed to create any partnership or joint venture between the Parties. COSADC, its past and future officers, employees and agents do not assume responsibilities or liabilities of any third Party in connection with CITY's operations, employees or contractors.

9. <u>Miscellaneous Provisions</u>:

A. This MOU shall be construed and enforced according to the laws of the State of Texas. The Parties acknowledge that this MOU can be performed in Tom Green County, Texas, and that venue for the resolution of any dispute between the Parties relating to this MOU shall be in Tom Green County, Texas.

B. Title and paragraph headings are for convenient reference and are not a part of this MOU.

C. The meaning of capitalized terms shall be as defined under this MOU.

D. Should any provision, paragraph, sentence, word or phrase contained in this MOU be determined by a court of competent jurisdiction to be invalid, illegal or otherwise unenforceable under the laws of the State of Texas or the City of San Angelo, such provision, paragraph, sentence, word or phrase shall be deemed modified to the extent necessary in order to conform with such laws, or if not modifiable, then same shall be deemed severable, and in either event, the remaining terms and provisions of this MOU shall remain unmodified and in full force and effect or limitation of its use.

E. This MOU constitutes the sole and entire agreement between the Parties hereto relating to the subject matter of this MOU. No modification or amendment hereto shall be valid unless in writing and executed by properly authorized representatives of the Parties hereto.

F. Any delay or failure in the performance by either Party hereunder shall be excused if and to the extent caused by the occurrence of a Force Majeure. For purposes of this MOU, Force Majeure shall mean a cause or event that is not reasonably foreseeable or otherwise caused by or under the control of the Party claiming Force Majeure, including acts of God, fires, floods, explosions, riots, wars, hurricane,

sabotage terrorism, vandalism. accident, restraint of government, governmental acts, injunctions, labor strikes that prevent a Party from performing, and other like events that are beyond the reasonable anticipation and control of the Party affected thereby, despite such Party's reasonable efforts to prevent, avoid, delay, or mitigate the effect of such acts, events or occurrences, and which events or the effects thereof are not attributable to a Party's failure to perform its obligations under this MOU.

G. This MOU shall be binding upon the Parties hereto, their legal representatives, successors or permitted assigns.

H. This MOU may be executed in multiple counterparts, each of which shall be deemed an original, and all of which, taken together, shall constitute but one and the same instrument, which may be sufficiently evidenced by one counterpart.

I. No waiver or breach of any provision of this MOU shall constitute a waiver of any subsequent breach of the same or any other provision hereof, and no waiver shall be effective unless made in writing. Failure by a Party on one or more occasions to exercise one or more of its rights under this MOU shall not be construed as waiver of such right or rights, and rights granted hereunder are in addition to those available under law and equity.

J. The provisions of this MOU, which by their nature extend beyond the expiration or termination of this MOU, will survive expiration or termination of this MOU.

K. This MOU has been officially authorized by the governing body of each Party hereto and each signatory to this MOU guarantees and warrants that the signatory has full authority to execute this MOU and to legally bind the respective Party to it.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be executed by their respective officials thereunto duly authorized, on the dates indicated below.

ATTEST:	**CITY OF SAN ANGELO DEVELOPMENT CORPORATION**
_____	_____
Bryan Kendrick, Secretary / CITY Clerk	Tommy Hiebert, President

Date: _____, 2016

ATTEST:	**CITY OF SAN ANGELO**
_____	_____
Bryan Kendrick, CITY Clerk	Daniel Valenzuela, CITY Manager

Date: _____, 2016

APPROVED AS TO CONTENT

_____
Roland Peña, Economic Development Director

APPROVED AS TO FORM

_____
Dan Saluri, Deputy City Attorney

A RESOLUTION OF THE CITY OF SAN ANGELO DEVELOPMENT CORPORATION BOARD OF DIRECTORS AUTHORIZING THE BOARD PRESIDENT TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF SAN ANGELO PROVIDING FUNDING NOT TO EXCEED $110,000, FOR A PROJECT AUTHORIZED UNDER THE TEXAS LOCAL GOVERNMENT CODE CHAPTER 501 FOR INFRASTRUCTURE IMPROVEMENTS NECESSARY TO CONSTRUCT AN EXTENSION OF A SEWER MAIN INTO PHASE I OF THE SAN ANGELO BUSINESS AND INDUSTRIAL PARK.

WHEREAS, the City of San Angelo Industrial Park is in need of an extension of a sewer main, being approximately 1,500 linear feet of 8" (inch) sewer main, into Phase I of the San Angelo Business and Industrial Park necessary to develop new business in the Park (the "Project"); and,

WHEREAS, the City's Engineering Department can provide professional engineering services to design, prepare bid documents, contract for the construction of and oversee construction of the Project, subject to any special terms and conditions set forth in a construction contract for the Project to be approved by the City and COSADC; and,

WHEREAS, the board of directors of COSADC determines that the Project and provision for project funding are in compliance with the requirements and purposes of the Development Corporation Act, Section 501.103, authorizing infrastructure improvements necessary to promote or develop new or expanded business enterprises; and,

WHEREAS, on February 24, 2016, the COSADC Board approved allocation of an amount not to exceed One Hundred Ten Thousand and No/100 Dollars ($110,000.00) of sales and use tax proceeds for payment of costs to be incurred by City for the Project; and,

WHEREAS, at least sixty (60) days prior to undertaking a project, a public notice of the specific project shall be published and at least one public hearing shall be held by the Development Corporation before expending funds on the Project in compliance with the requirements of the Development Corporation Act, Sections 505.159 and 505.160 of the Local Government Code;

NOW, THEREFORE, BE IT RESOLVED BY THE SAN ANGELO DEVELOPMENT CORPORATION THAT:

The City of San Angelo Development Corporation Board of Directors offers this Resolution in support of: City Council approval of the "Project" for infrastructure improvements necessary to construct an extension of a sewer main into Phase 1 of the San Angelo Business and Industrial Park in a sum not to exceed One Hundred Ten Thousand and No/100 Dollars ($110,000.00); authorizing the COSADC Board President to execute a Memorandum of Understanding with the City of San Angelo in substantially the attached form; publication of

notice of the Project; and holding public hearing as required by law.

PASSED, APPROVED, and ADOPTED on this the ___ day of _____, 2016.

CITY OF SAN ANGELO
DEVELOPMENT CORPORATION

By: _____
Tommy Hiebert, President

ATTEST:
By: _____
Bryan Kendrick, Corporation Secretary

APPROVED AS TO CONTENT

By: _____
Roland Pena, Director of Economic Development

APPROVED AS TO FORM:

_____
Dan T. Saluri, Deputy City Attorney

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Luis Elguezabal, Airport Director, Airport, (325) 659-6409 X 101

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider approving the Federal Aviation Administration's FY-2016 Grant No. 34 (AIP Project No. 3-48-0191-034-2016) estimated at $387,678 for improvements at San Angelo Regional Airport and authorizing City Manager to negotiate and execute all related documents (L.Elguezabal)

Summary/History:

Each year the airport applies for a grant under the Federal Aviation Administration's (FAA) Airport Improvement Program (AIP). The AIP is authorized by Title-49 of the United States Code. The AIP's objective is to provide funding for airport capital improvement projects.

Grant No. 34 is for: the creation of a wildlife hazard management plan in accordance with FAA requirements, design of taxiway reconfiguration of taxiways charlie and echo and electrical improvements, and creation of a pavement condition evaluation in accordance with FAA requirements.

The federal share of this Grant is $348,910. The City is obligated to pay 10% of the cost of all FAA funded projects, in this case that estimated sum is $38,768. The airport will fund this obligation through the Passenger Facility Charge (PFC) program. No General Funds will be utilized for this Grant.

The FAA requests that the grant be accepted, attorney certified, and executed prior to August 12, 2016.

Financial Impact:

This grant generates federal funds ($348,910) that are augmented by Passenger Facility Charges ($38,768) for a total of $387,678 for the City of San Angelo.

Other Information/Recommendation:

Attachments:

1. FAA Grant No. 34 FAA Grant No. 34.pdf

Presentation:

None

Approvals/Reviews:

Luis Elguezabal	Created/Initiated
Luis Elguezabal	Approved
Theresa James	Approved
Julia Antilley	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

ORIGINAL

U.S. Department
of Transportation
Federal Aviation
Administration

GRANT AGREEMENT

PART I – OFFER

Date of Offer	July 6, 2016
Airport/Planning Area	San Angelo Regional/Mathis Field
AIP Grant Number	3-48-0191-034-2016
DUNS Number	078547502

TO: City of San Angelo
(herein called the "Sponsor")

FROM: **The United States of America** (acting through the Federal Aviation Administration, herein called the "FAA")

WHEREAS, the Sponsor has submitted to the FAA a Project Application dated April 4, 2016, for a grant of Federal funds for a project at or associated with the San Angelo Regional/Mathis Field Airport, which is included as part of this Grant Agreement; and

WHEREAS, the FAA has approved a project for the San Angelo Regional/Mathis Field Airport (herein called the "Project") consisting of the following:

Wildlife Hazard Management Plan, Conduct Pavement Condition Evaluation Study, Taxiway Reconfiguration (Design)

which is more fully described in the Project Application.

NOW THEREFORE, According to the applicable provisions of the former Federal Aviation Act of 1958, as amended and recodified, 49 U.S.C. 40101, et seq., and the former Airport and Airway Improvement Act of 1982 (AAIA), as amended and recodified, 49 U.S.C. 47101, et seq., (herein the AAIA grant statute is referred to as "the Act"), the representations contained in the Project Application, and in consideration of (a) the Sponsor's adoption and ratification of the Grant Assurances dated March 2014, and the Sponsor's acceptance of this Offer, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and compliance with the Grant Assurances and conditions as herein provided,

THE FEDERAL AVIATION ADMINISTRATION, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay ninety (90) percent of the allowable costs incurred accomplishing the Project as the United States share of the Project.

This Offer is made on and **SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS**:

CONDITIONS

1. **Maximum Obligation.** The maximum obligation of the United States payable under this Offer is **$348,910**.

   The following amounts represent a breakdown of the maximum obligation for the purpose of establishing allowable amounts for any future grant amendment, which may increase the foregoing maximum obligation of the United States under the provisions of 49 U.S.C. § 47108(b):
   $0 for planning
   $0 for airport development or noise program implementation
   $0 for land acquisition.

2. **Period of Performance**. The period of performance begins on the date the Sponsor formally accepts this agreement. Unless explicitly stated otherwise in an amendment from the FAA, the end date of the project period of performance is 4 years (1,460 calendar days) from the date of formal grant acceptance by the Sponsor.

   The Sponsor may only charge allowable costs for obligations incurred prior to the end date of the period of performance (2 CFR § 200.309). Unless the FAA authorizes a written extension, the sponsor must submit all project closeout documentation and liquidate (pay off) all obligations incurred under this award no later than 90 calendar days after the end date of the period of performance (2 CFR § 200.343).

   The period of performance end date does not relieve or reduce Sponsor obligations and assurances that extend beyond the closeout of a grant agreement.

3. **Ineligible or Unallowable Costs**. The Sponsor must not include any costs in the project that the FAA has determined to be ineligible or unallowable.

4. **Indirect Costs – Sponsor.** Sponsor may charge indirect costs under this award by applying the indirect cost rate identified in the project application and as accepted by the FAA to allowable costs for Sponsor direct salaries and wages.

5. **Determining the Final Federal Share of Costs.** The United States' share of allowable project costs will be made in accordance with the regulations, policies and procedures of the Secretary. Final determination of the United States' share will be based upon the final audit of the total amount of allowable project costs and settlement will be made for any upward or downward adjustments to the Federal share of costs.

6. **Completing the Project Without Delay and in Conformance with Requirements**. The Sponsor must carry out and complete the project without undue delays and in accordance with this agreement, and the regulations, policies and procedures of the Secretary. The Sponsor also agrees to comply with the assurances which are part of this agreement.

7. **Amendments or Withdrawals before Grant Acceptance.** The FAA reserves the right to amend or withdraw this offer at any time prior to its acceptance by the Sponsor.

8. **Offer Expiration Date.** This offer will expire and the United States will not be obligated to pay any part of the costs of the project unless this offer has been accepted by the Sponsor on or before **August 12, 2016**, or such subsequent date as may be prescribed in writing by the FAA.

9. **Improper Use of Federal Funds.** The Sponsor must take all steps, including litigation if necessary, to recover Federal funds spent fraudulently, wastefully, or in violation of Federal antitrust statutes, or misused in any other manner in any project upon which Federal funds have been expended. For the purposes of this grant agreement, the term "Federal funds" means funds however used or dispersed by the Sponsor that were originally paid pursuant to this or any other Federal grant agreement. The Sponsor must obtain the approval of the Secretary as to any determination of the amount of the Federal share of such funds. The Sponsor must return the recovered Federal share, including funds recovered by

settlement, order, or judgment, to the Secretary. The Sponsor must furnish to the Secretary, upon request, all documents and records pertaining to the determination of the amount of the Federal share or to any settlement, litigation, negotiation, or other efforts taken to recover such funds. All settlements or other final positions of the Sponsor, in court or otherwise, involving the recovery of such Federal share require advance approval by the Secretary.

10. **United States Not Liable for Damage or Injury.** The United States is not responsible or liable for damage to property or injury to persons which may arise from, or be incident to, compliance with this grant agreement.

11. **System for Award Management (SAM) Registration And Universal Identifier.**

    A. Requirement for System for Award Management (SAM): Unless the Sponsor is exempted from this requirement under 2 CFR 25.110, the Sponsor must maintain the currency of its information in the SAM until the Sponsor submits the final financial report required under this grant, or receives the final payment, whichever is later. This requires that the Sponsor review and update the information at least annually after the initial registration and more frequently if required by changes in information or another award term. Additional information about registration procedures may be found at the SAM website (currently at http://www.sam.gov).

    B. Requirement for Data Universal Numbering System (DUNS) Numbers

        1. The Sponsor must notify potential subrecipient that it cannot receive a contract unless it has provided its DUNS number to the Sponsor. A subrecipient means a consultant, contractor, or other entity that enters into an agreement with the Sponsor to provide services or other work to further this project, and is accountable to the Sponsor for the use of the Federal funds provided by the agreement, which may be provided through any legal agreement, including a contract.

        2. The Sponsor may not make an award to a subrecipient unless the subrecipient has provided its DUNS number to the Sponsor.

        3. Data Universal Numbering System: DUNS number means the nine-digit number established and assigned by Dun and Bradstreet, Inc. (D & B) to uniquely identify business entities. A DUNS number may be obtained from D & B by telephone (currently 866–705–5771) or on the web (currently at http://fedgov.dnb.com/webform).

12. **Electronic Grant Payment(s).** Unless otherwise directed by the FAA, the Sponsor must make each payment request under this agreement electronically via the Delphi eInvoicing System for Department of Transportation (DOT) Financial Assistance Awardees.

13. **Informal Letter Amendment of AIP Projects.** If, during the life of the project, the FAA determines that the maximum grant obligation of the United States exceeds the expected needs of the Sponsor by $25,000 or five percent (5%), whichever is greater, the FAA can issue a letter amendment to the Sponsor unilaterally reducing the maximum obligation.

    The FAA can also issue a letter to the Sponsor increasing the maximum obligation if there is an overrun in the total actual eligible and allowable project costs to cover the amount of the overrun provided it will not exceed the statutory limitations for grant amendments. The FAA's authority to increase the maximum obligation does not apply to the "planning" component of condition No. 1.

    The FAA can also issue an informal letter amendment that modifies the grant description to correct administrative errors or to delete work items if the FAA finds it advantageous and in the best interests of the United States.

    An informal letter amendment has the same force and effect as a formal grant amendment.

14. **Air and Water Quality.** The Sponsor is required to comply with all applicable air and water quality

standards for all projects in this grant. If the Sponsor fails to comply with this requirement, the FAA may suspend, cancel, or terminate this grant.

15. **Financial Reporting and Payment Requirements.** The Sponsor will comply with all federal financial reporting requirements and payment requirements, including submittal of timely and accurate reports.

16. **Buy American.** Unless otherwise approved in advance by the FAA, the Sponsor will not acquire or permit any contractor or subcontractor to acquire any steel or manufactured products produced outside the United States to be used for any project for which funds are provided under this grant. The Sponsor will include a provision implementing Buy American in every contract.

17. **Maximum Obligation Increase For Primary Airports.** In accordance with 49 U.S.C. § 47108(b), as amended, the maximum obligation of the United States, as stated in Condition No. 1 of this Grant Offer:

    A. May not be increased for a planning project;

    B. May be increased by not more than 15 percent for development projects;

    C. May be increased by not more than 15 percent for land project.

18. **Audits for Public Sponsors.** The Sponsor must provide for a Single Audit in accordance with 2 CFR Part 200. The Sponsor must submit the Single Audit reporting package to the Federal Audit Clearinghouse on the Federal Audit Clearinghouse's Internet Data Entry System at http://harvester.census.gov/facweb/. The Sponsor must also provide one copy of the completed 2 CFR Part 200 audit to the Airports District Office.

19. **Suspension or Debarment.** When entering into a "covered transaction" as defined by 2 CFR § 180.200, the Sponsor must:

    A. Verify the non-federal entity is eligible to participate in this Federal program by:

        1. Checking the excluded parties list system (EPLS) as maintained within the System for Award Management (SAM) to determine if non-federal entity is excluded or disqualified; or

        2. Collecting a certification statement from the non-federal entity attesting they are not excluded or disqualified from participating; or

        3. Adding a clause or condition to covered transactions attesting individual or firm are not excluded or disqualified from participating.

    B. Require prime contractors to comply with 2 CFR § 180.330 when entering into lower-tier transactions (e.g. Sub-contracts).

    C. Immediately disclose to the FAA whenever the Sponsor: (1) learns they have entered into a covered transaction with an ineligible entity or (2) suspends or debars a contractor, person, or entity.

20. **Ban on Texting While Driving.**

    A. In accordance with Executive Order 13513, Federal Leadership on Reducing Text Messaging While Driving, October 1, 2009, and DOT Order 3902.10, Text Messaging While Driving, December 30, 2009, the Sponsor is encouraged to:

        1. Adopt and enforce workplace safety policies to decrease crashes caused by distracted drivers including policies to ban text messaging while driving when performing any work for, or on behalf of, the Federal government, including work relating to a grant or subgrant.

        2. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as:

a. Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and

b. Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

B. The Sponsor must insert the substance of this clause on banning texting while driving in all subgrants, contracts and subcontracts.

21. Trafficking in Persons.

A. Prohibitions: The prohibitions against trafficking in persons (Prohibitions) apply to any entity other than a State, local government, Indian tribe, or foreign public entity. This includes private Sponsors, public Sponsor employees, subrecipients of private or public Sponsors (private entity). Prohibitions include:

1. Engaging in severe forms of trafficking in persons during the period of time that the agreement is in effect;

2. Procuring a commercial sex act during the period of time that the agreement is in effect; or

3. Using forced labor in the performance of the agreement, including subcontracts or subagreements under the agreement.

B. In addition to all other remedies for noncompliance that are available to the FAA, Section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)), allows the FAA to unilaterally terminate this agreement, without penalty, if a private entity –

1. Is determined to have violated the Prohibitions; or

2. Has an employee who the FAA determines has violated the Prohibitions through conduct that is either:

a. Associated with performance under this agreement; or

b. Imputed to the Sponsor or subrecipient using 2 CFR part 180, "OMB Guidelines to Agencies on Government wide Debarment and Suspension (Nonprocurement)," as implemented by the FAA at 2 CFR part 1200.

22. AIP Funded Work Included in a PFC Application:

Within 90 days of acceptance of this award, Sponsor must submit to the Federal Aviation Administration an amendment to any approved Passenger Facility Charge (PFC) application that contains an approved PFC project also covered under this grant award. The airport sponsor may not make any expenditure under this award until project work addressed under this award is removed from an approved PFC application by amendment.

23. Exhibit "A" Property Map. The Exhibit "A" Property Map dated September 16, 2015, is incorporated herein by reference or is submitted with the project application and made part of this grant agreement.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and this Offer and Acceptance shall comprise a Grant Agreement, as provided by the Act, constituting the contractual obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and compliance with the assurances and conditions as provided herein. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer.

UNITED STATES OF AMERICA
FEDERAL AVIATION ADMINISTRATION

D. Cameron Bryan

Manager, Texas Airports Development Office

PART II - ACCEPTANCE

The Sponsor does hereby ratify and adopt all assurances, statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer, and does hereby accept this Offer and by such acceptance agrees to comply with all of the terms and conditions in this Offer and in the Project Application.

I declare under penalty of perjury that the foregoing is true and correct.[1]
Executed this_____day of _____,_____.

City of San Angelo
(Name of Sponsor)

(Signature of Sponsor's Authorized Official)

By: _____
(Typed Name of Sponsor's Authorized Official)

Title: _____
(Title of Sponsor's Authorized Official

CERTIFICATE OF SPONSOR'S ATTORNEY

I, _____, acting as Attorney for the Sponsor do hereby certify:

That in my opinion the Sponsor is empowered to enter into the foregoing Grant Agreement under the laws of the State of_____. Further, I have examined the foregoing Grant Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said State and the Act. In addition, for grants involving projects to be carried out on property not owned by the Sponsor, there are no legal impediments that will prevent full performance by the Sponsor. Further, it is my opinion that the said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at _____ (location) this _____ day of _____,_____.

By: _____
(Signature of Sponsor's Attorney)

---

[1] Knowingly and willfully providing false information to the Federal government is a violation of 18 U.S.C. Section 1001 (False Statements) and could subject you to fines, imprisonment, or both.

ASSURANCES

AIRPORT SPONSORS

A. General.

a. These assurances shall be complied with in the performance of grant agreements for airport development, airport planning, and noise compatibility program grants for airport sponsors.

b. These assurances are required to be submitted as part of the project application by sponsors requesting funds under the provisions of Title 49, U.S.C., subtitle VII, as amended. As used herein, the term "public agency sponsor" means a public agency with control of a public-use airport; the term "private sponsor" means a private owner of a public-use airport; and the term "sponsor" includes both public agency sponsors and private sponsors.

c. Upon acceptance of this grant offer by the sponsor, these assurances are incorporated in and become part of this grant agreement.

B. Duration and Applicability.

1. **Airport development or Noise Compatibility Program Projects Undertaken by a Public Agency Sponsor.**

   The terms, conditions and assurances of this grant agreement shall remain in full force and effect throughout the useful life of the facilities developed or equipment acquired for an airport development or noise compatibility program project, or throughout the useful life of the project items installed within a facility under a noise compatibility program project, but in any event not to exceed twenty (20) years from the date of acceptance of a grant offer of Federal funds for the project. However, there shall be no limit on the duration of the assurances regarding Exclusive Rights and Airport Revenue so long as the airport is used as an airport. There shall be no limit on the duration of the terms, conditions, and assurances with respect to real property acquired with federal funds. Furthermore, the duration of the Civil Rights assurance shall be specified in the assurances.

2. **Airport Development or Noise Compatibility Projects Undertaken by a Private Sponsor.**

   The preceding paragraph 1 also applies to a private sponsor except that the useful life of project items installed within a facility or the useful life of the facilities developed or equipment acquired under an airport development or noise compatibility program project shall be no less than ten (10) years from the date of acceptance of Federal aid for the project.

3. **Airport Planning Undertaken by a Sponsor.**

   Unless otherwise specified in this grant agreement, only Assurances 1, 2, 3, 5, 6, 13, 18, 25, 30, 32, 33, and 34 in Section C apply to planning projects. The terms, conditions, and assurances of this grant agreement shall remain in full force and effect during the life of the project; there shall be no limit on the duration of the assurances regarding Exclusive Rights and Airport Revenue so long as the airport is used as an airport.

C. Sponsor Certification.

The sponsor hereby assures and certifies, with respect to this grant that:

1. **General Federal Requirements.**

   It will comply with all applicable Federal laws, regulations, executive orders, policies, guidelines, and requirements as they relate to the application, acceptance and use of Federal funds for this project including but not limited to the following:

FEDERAL LEGISLATION

a. Title 49, U.S.C., subtitle VII, as amended.

b. Davis-Bacon Act - 40 U.S.C. 276(a), et seq.[1]

c. Federal Fair Labor Standards Act - 29 U.S.C. 201, et seq.

d. Hatch Act – 5 U.S.C. 1501, et seq.[2]

e. Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 Title 42 U.S.C. 4601, et seq.[1 2]

f. National Historic Preservation Act of 1966 - Section 106 - 16 U.S.C. 470(f).[1]

g. Archeological and Historic Preservation Act of 1974 - 16 U.S.C. 469 through 469c.[1]

h. Native Americans Grave Repatriation Act - 25 U.S.C. Section 3001, et seq.

i. Clean Air Act, P.L. 90-148, as amended.

j. Coastal Zone Management Act, P.L. 93-205, as amended.

k. Flood Disaster Protection Act of 1973 - Section 102(a) - 42 U.S.C. 4012a.[1]

l. Title 49, U.S.C., Section 303, (formerly known as Section 4(f))

m. Rehabilitation Act of 1973 - 29 U.S.C. 794.

n. Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252) (prohibits discrimination on the basis of race, color, national origin);

o. Americans with Disabilities Act of 1990, as amended, (42 U.S.C. § 12101 et seq.), prohibits discrimination on the basis of disability).

p. Age Discrimination Act of 1975 - 42 U.S.C. 6101, et seq.

q. American Indian Religious Freedom Act, P.L. 95-341, as amended.

r. Architectural Barriers Act of 1968 -42 U.S.C. 4151, et seq.[1]

s. Power plant and Industrial Fuel Use Act of 1978 - Section 403- 2 U.S.C. 8373.[1]

t. Contract Work Hours and Safety Standards Act - 40 U.S.C. 327, et seq.[1]

u. Copeland Anti-kickback Act - 18 U.S.C. 874.1

v. National Environmental Policy Act of 1969 - 42 U.S.C. 4321, et seq.[1]

w. Wild and Scenic Rivers Act, P.L. 90-542, as amended.

x. Single Audit Act of 1984 - 31 U.S.C. 7501, et seq.[2]

y. Drug-Free Workplace Act of 1988 - 41 U.S.C. 702 through 706.

z. The Federal Funding Accountability and Transparency Act of 2006, as amended (Pub. L. 109-282, as amended by section 6202 of Pub. L. 110-252).

EXECUTIVE ORDERS

a. Executive Order 11246 - Equal Employment Opportunity[1]

b. Executive Order 11990 - Protection of Wetlands

c. Executive Order 11998 – Flood Plain Management

d. Executive Order 12372 - Intergovernmental Review of Federal Programs

e. Executive Order 12699 - Seismic Safety of Federal and Federally Assisted New Building Construction[1]

f. Executive Order 12898 - Environmental Justice

FEDERAL REGULATIONS

a. 2 CFR Part 180 - OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement).

b. 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards. [OMB Circular A-87 Cost Principles Applicable to Grants and Contracts with State and Local Governments, and OMB Circular A-133 - Audits of States, Local Governments, and Non-Profit Organizations].[4, 5, 6]

c. 2 CFR Part 1200 – Nonprocurement Suspension and Debarment

d. 14 CFR Part 13 - Investigative and Enforcement Procedures14 CFR Part 16 - Rules of Practice For Federally Assisted Airport Enforcement Proceedings.

e. 14 CFR Part 150 - Airport noise compatibility planning.

f. 28 CFR Part 35- Discrimination on the Basis of Disability in State and Local Government Services.

g. 28 CFR § 50.3 - U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964.

h. 29 CFR Part 1 - Procedures for predetermination of wage rates.[1]

i. 29 CFR Part 3 - Contractors and subcontractors on public building or public work financed in whole or part by loans or grants from the United States.[1]

j. 29 CFR Part 5 - Labor standards provisions applicable to contracts covering federally financed and assisted construction (also labor standards provisions applicable to non-construction contracts subject to the Contract Work Hours and Safety Standards Act).[1]

k. 41 CFR Part 60 - Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor (Federal and federally assisted contracting requirements).[1]

l. 49 CFR Part 18 - Uniform administrative requirements for grants and cooperative agreements to state and local governments.[3]

m. 49 CFR Part 20 - New restrictions on lobbying.

n. 49 CFR Part 21 – Nondiscrimination in federally-assisted programs of the Department of Transportation - effectuation of Title VI of the Civil Rights Act of 1964.

o. 49 CFR Part 23 - Participation by Disadvantage Business Enterprise in Airport Concessions.

p. 49 CFR Part 24 – Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally Assisted Programs.[1 2]

q. 49 CFR Part 26 – Participation by Disadvantaged Business Enterprises in Department of Transportation Programs.

r. 49 CFR Part 27 – Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance.[1]

s. 49 CFR Part 28 – Enforcement of Nondiscrimination on the Basis of Handicap in Programs or Activities conducted by the Department of Transportation.

t. 49 CFR Part 30 - Denial of public works contracts to suppliers of goods and services of countries that deny procurement market access to U.S. contractors.

u. 49 CFR Part 32 – Governmentwide Requirements for Drug-Free Workplace (Financial Assistance)

v. 49 CFR Part 37 – Transportation Services for Individuals with Disabilities (ADA).

w. 49 CFR Part 41 - Seismic safety of Federal and federally assisted or regulated new building construction.

SPECIFIC ASSURANCES

Specific assurances required to be included in grant agreements by any of the above laws, regulations or circulars are incorporated by reference in this grant agreement.

FOOTNOTES TO ASSURANCE C.1.

[1] These laws do not apply to airport planning sponsors.

[2] These laws do not apply to private sponsors.

[3] 49 CFR Part 18 and 2 CFR Part 200 contain requirements for State and Local Governments receiving Federal assistance. Any requirement levied upon State and Local Governments by this regulation and circular shall also be applicable to private sponsors receiving Federal assistance under Title 49, United States Code.

[4] On December 26, 2013 at 78 FR 78590, the Office of Management and Budget (OMB) issued the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards in 2 CFR Part 200. 2 CFR Part 200 replaces and combines the former Uniform Administrative Requirements for Grants (OMB Circular A-102 and Circular A-110 or 2 CFR Part 215 or Circular) as well as the Cost Principles (Circulars A-21 or 2 CFR part 220; Circular A-87 or 2 CFR part 225; and A-122, 2 CFR part 230). Additionally it replaces Circular A-133 guidance on the Single Annual Audit. In accordance with 2 CFR section 200.110, the standards set forth in Part 200 which affect administration of Federal awards issued by Federal agencies become effective once implemented by Federal agencies or when any future amendment to this Part becomes final. Federal agencies, including the Department of Transportation, must implement the policies and procedures applicable to Federal awards by promulgating a regulation to be effective by December 26, 2014 unless different provisions are required by statute or approved by OMB.

[5] Cost principles established in 2 CFR part 200 subpart E must be used as guidelines for determining the eligibility of specific types of expenses.

[6] Audit requirements established in 2 CFR part 200 subpart F are the guidelines for audits.

2. **Responsibility and Authority of the Sponsor.**

a. Public Agency Sponsor:

It has legal authority to apply for this grant, and to finance and carry out the proposed project; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.

b. Private Sponsor:

It has legal authority to apply for this grant and to finance and carry out the proposed project and comply with all terms, conditions, and assurances of this grant agreement. It shall designate an official representative and shall in writing direct and authorize that person to file this application, including all understandings and assurances contained therein; to act in connection with this application; and to provide such additional information as may be required.

3. **Sponsor Fund Availability.**

   It has sufficient funds available for that portion of the project costs which are not to be paid by the United States. It has sufficient funds available to assure operation and maintenance of items funded under this grant agreement which it will own or control.

4. **Good Title.**

   a. It, a public agency or the Federal government, holds good title, satisfactory to the Secretary, to the landing area of the airport or site thereof, or will give assurance satisfactory to the Secretary that good title will be acquired.

   b. For noise compatibility program projects to be carried out on the property of the sponsor, it holds good title satisfactory to the Secretary to that portion of the property upon which Federal funds will be expended or will give assurance to the Secretary that good title will be obtained.

5. **Preserving Rights and Powers.**

   a. It will not take or permit any action which would operate to deprive it of any of the rights and powers necessary to perform any or all of the terms, conditions, and assurances in this grant agreement without the written approval of the Secretary, and will act promptly to acquire, extinguish or modify any outstanding rights or claims of right of others which would interfere with such performance by the sponsor. This shall be done in a manner acceptable to the Secretary.

   b. It will not sell, lease, encumber, or otherwise transfer or dispose of any part of its title or other interests in the property shown on Exhibit A to this application or, for a noise compatibility program project, that portion of the property upon which Federal funds have been expended, for the duration of the terms, conditions, and assurances in this grant agreement without approval by the Secretary. If the transferee is found by the Secretary to be eligible under Title 49, United States Code, to assume the obligations of this grant agreement and to have the power, authority, and financial resources to carry out all such obligations, the sponsor shall insert in the contract or document transferring or disposing of the sponsor's interest, and make binding upon the transferee all of the terms, conditions, and assurances contained in this grant agreement.

   c. For all noise compatibility program projects which are to be carried out by another unit of local government or are on property owned by a unit of local government other than the sponsor, it will enter into an agreement with that government. Except as otherwise specified by the Secretary, that agreement shall obligate that government to the same terms, conditions, and assurances that would be applicable to it if it applied directly to the FAA for a grant to undertake the noise compatibility program project. That agreement and changes thereto must be satisfactory to the Secretary. It will take steps to enforce this agreement against the local government if there is substantial non-compliance with the terms of the agreement.

d. For noise compatibility program projects to be carried out on privately owned property, it will enter into an agreement with the owner of that property which includes provisions specified by the Secretary. It will take steps to enforce this agreement against the property owner whenever there is substantial non-compliance with the terms of the agreement.

e. If the sponsor is a private sponsor, it will take steps satisfactory to the Secretary to ensure that the airport will continue to function as a public-use airport in accordance with these assurances for the duration of these assurances.

f. If an arrangement is made for management and operation of the airport by any agency or person other than the sponsor or an employee of the sponsor, the sponsor will reserve sufficient rights and authority to insure that the airport will be operated and maintained in accordance Title 49, United States Code, the regulations and the terms, conditions and assurances in this grant agreement and shall insure that such arrangement also requires compliance therewith.

g. Sponsors of commercial service airports will not permit or enter into any arrangement that results in permission for the owner or tenant of a property used as a residence, or zoned for residential use, to taxi an aircraft between that property and any location on airport. Sponsors of general aviation airports entering into any arrangement that results in permission for the owner of residential real property adjacent to or near the airport must comply with the requirements of Sec. 136 of Public Law 112-95 and the sponsor assurances.

6. **Consistency with Local Plans.**

   The project is reasonably consistent with plans (existing at the time of submission of this application) of public agencies that are authorized by the State in which the project is located to plan for the development of the area surrounding the airport.

7. **Consideration of Local Interest.**

   It has given fair consideration to the interest of communities in or near where the project may be located.

8. **Consultation with Users.**

   In making a decision to undertake any airport development project under Title 49, United States Code, it has undertaken reasonable consultations with affected parties using the airport at which project is proposed.

9. **Public Hearings.**

   In projects involving the location of an airport, an airport runway, or a major runway extension, it has afforded the opportunity for public hearings for the purpose of considering the economic, social, and environmental effects of the airport or runway location and its consistency with goals and objectives of such planning as has been carried out by the community and it shall, when requested by the Secretary, submit a copy of the transcript of such hearings to the Secretary. Further, for such projects, it has on its management board either voting representation from the communities where the project is located or has advised the communities that they have the right to petition the Secretary concerning a proposed project.

10. **Metropolitan Planning Organization.**

    In projects involving the location of an airport, an airport runway, or a major runway extension at a medium or large hub airport, the sponsor has made available to and has provided upon request to the metropolitan planning organization in the area in which the airport is located, if any, a copy

of the proposed amendment to the airport layout plan to depict the project and a copy of any airport master plan in which the project is described or depicted.

11. **Pavement Preventive Maintenance.**

    With respect to a project approved after January 1, 1995, for the replacement or reconstruction of pavement at the airport, it assures or certifies that it has implemented an effective airport pavement maintenance-management program and it assures that it will use such program for the useful life of any pavement constructed, reconstructed or repaired with Federal financial assistance at the airport. It will provide such reports on pavement condition and pavement management programs as the Secretary determines may be useful.

12. **Terminal Development Prerequisites.**

    For projects which include terminal development at a public use airport, as defined in Title 49, it has, on the date of submittal of the project grant application, all the safety equipment required for certification of such airport under section 44706 of Title 49, United States Code, and all the security equipment required by rule or regulation, and has provided for access to the passenger enplaning and deplaning area of such airport to passengers enplaning and deplaning from aircraft other than air carrier aircraft.

13. **Accounting System, Audit, and Record Keeping Requirements.**

    a. It shall keep all project accounts and records which fully disclose the amount and disposition by the recipient of the proceeds of this grant, the total cost of the project in connection with which this grant is given or used, and the amount or nature of that portion of the cost of the project supplied by other sources, and such other financial records pertinent to the project. The accounts and records shall be kept in accordance with an accounting system that will facilitate an effective audit in accordance with the Single Audit Act of 1984.

    b. It shall make available to the Secretary and the Comptroller General of the United States, or any of their duly authorized representatives, for the purpose of audit and examination, any books, documents, papers, and records of the recipient that are pertinent to this grant. The Secretary may require that an appropriate audit be conducted by a recipient. In any case in which an independent audit is made of the accounts of a sponsor relating to the disposition of the proceeds of a grant or relating to the project in connection with which this grant was given or used, it shall file a certified copy of such audit with the Comptroller General of the United States not later than six (6) months following the close of the fiscal year for which the audit was made.

14. **Minimum Wage Rates.**

    It shall include, in all contracts in excess of $2,000 for work on any projects funded under this grant agreement which involve labor, provisions establishing minimum rates of wages, to be predetermined by the Secretary of Labor, in accordance with the Davis-Bacon Act, as amended (40 U.S.C. 276a-276a-5), which contractors shall pay to skilled and unskilled labor, and such minimum rates shall be stated in the invitation for bids and shall be included in proposals or bids for the work.

15. **Veteran's Preference.**

    It shall include in all contracts for work on any project funded under this grant agreement which involve labor, such provisions as are necessary to insure that, in the employment of labor (except in executive, administrative, and supervisory positions), preference shall be given to Vietnam era veterans, Persian Gulf veterans, Afghanistan-Iraq war veterans, disabled veterans, and small business concerns owned and controlled by disabled veterans as defined in Section 47112 of Title

49, United States Code. However, this preference shall apply only where the individuals are available and qualified to perform the work to which the employment relates.

16. **Conformity to Plans and Specifications.**

    It will execute the project subject to plans, specifications, and schedules approved by the Secretary. Such plans, specifications, and schedules shall be submitted to the Secretary prior to commencement of site preparation, construction, or other performance under this grant agreement, and, upon approval of the Secretary, shall be incorporated into this grant agreement. Any modification to the approved plans, specifications, and schedules shall also be subject to approval of the Secretary, and incorporated into this grant agreement.

17. **Construction Inspection and Approval.**

    It will provide and maintain competent technical supervision at the construction site throughout the project to assure that the work conforms to the plans, specifications, and schedules approved by the Secretary for the project. It shall subject the construction work on any project contained in an approved project application to inspection and approval by the Secretary and such work shall be in accordance with regulations and procedures prescribed by the Secretary. Such regulations and procedures shall require such cost and progress reporting by the sponsor or sponsors of such project as the Secretary shall deem necessary.

18. **Planning Projects.**

    In carrying out planning projects:

    a. It will execute the project in accordance with the approved program narrative contained in the project application or with the modifications similarly approved.

    b. It will furnish the Secretary with such periodic reports as required pertaining to the planning project and planning work activities.

    c. It will include in all published material prepared in connection with the planning project a notice that the material was prepared under a grant provided by the United States.

    d. It will make such material available for examination by the public, and agrees that no material prepared with funds under this project shall be subject to copyright in the United States or any other country.

    e. It will give the Secretary unrestricted authority to publish, disclose, distribute, and otherwise use any of the material prepared in connection with this grant.

    f. It will grant the Secretary the right to disapprove the sponsor's employment of specific consultants and their subcontractors to do all or any part of this project as well as the right to disapprove the proposed scope and cost of professional services.

    g. It will grant the Secretary the right to disapprove the use of the sponsor's employees to do all or any part of the project.

    h. It understands and agrees that the Secretary's approval of this project grant or the Secretary's approval of any planning material developed as part of this grant does not constitute or imply any assurance or commitment on the part of the Secretary to approve any pending or future application for a Federal airport grant.

19. **Operation and Maintenance.**

    a. The airport and all facilities which are necessary to serve the aeronautical users of the airport, other than facilities owned or controlled by the United States, shall be operated at all times in a safe and serviceable condition and in accordance with the minimum standards as may be

required or prescribed by applicable Federal, state and local agencies for maintenance and operation. It will not cause or permit any activity or action thereon which would interfere with its use for airport purposes. It will suitably operate and maintain the airport and all facilities thereon or connected therewith, with due regard to climatic and flood conditions. Any proposal to temporarily close the airport for non-aeronautical purposes must first be approved by the Secretary. In furtherance of this assurance, the sponsor will have in effect arrangements for-

1) Operating the airport's aeronautical facilities whenever required;

2) Promptly marking and lighting hazards resulting from airport conditions, including temporary conditions; and

3) Promptly notifying airmen of any condition affecting aeronautical use of the airport. Nothing contained herein shall be construed to require that the airport be operated for aeronautical use during temporary periods when snow, flood or other climatic conditions interfere with such operation and maintenance. Further, nothing herein shall be construed as requiring the maintenance, repair, restoration, or replacement of any structure or facility which is substantially damaged or destroyed due to an act of God or other condition or circumstance beyond the control of the sponsor.

b. It will suitably operate and maintain noise compatibility program items that it owns or controls upon which Federal funds have been expended.

20. **Hazard Removal and Mitigation.**

It will take appropriate action to assure that such terminal airspace as is required to protect instrument and visual operations to the airport (including established minimum flight altitudes) will be adequately cleared and protected by removing, lowering, relocating, marking, or lighting or otherwise mitigating existing airport hazards and by preventing the establishment or creation of future airport hazards.

21. **Compatible Land Use.**

It will take appropriate action, to the extent reasonable, including the adoption of zoning laws, to restrict the use of land adjacent to or in the immediate vicinity of the airport to activities and purposes compatible with normal airport operations, including landing and takeoff of aircraft. In addition, if the project is for noise compatibility program implementation, it will not cause or permit any change in land use, within its jurisdiction, that will reduce its compatibility, with respect to the airport, of the noise compatibility program measures upon which Federal funds have been expended.

22. **Economic Nondiscrimination.**

a. It will make the airport available as an airport for public use on reasonable terms and without unjust discrimination to all types, kinds and classes of aeronautical activities, including commercial aeronautical activities offering services to the public at the airport.

b. In any agreement, contract, lease, or other arrangement under which a right or privilege at the airport is granted to any person, firm, or corporation to conduct or to engage in any aeronautical activity for furnishing services to the public at the airport, the sponsor will insert and enforce provisions requiring the contractor to-

1) furnish said services on a reasonable, and not unjustly discriminatory, basis to all users thereof, and

2) charge reasonable, and not unjustly discriminatory, prices for each unit or service,

provided that the contractor may be allowed to make reasonable and nondiscriminatory discounts, rebates, or other similar types of price reductions to volume purchasers.

a.) Each fixed-based operator at the airport shall be subject to the same rates, fees, rentals, and other charges as are uniformly applicable to all other fixed-based operators making the same or similar uses of such airport and utilizing the same or similar facilities.

b.) Each air carrier using such airport shall have the right to service itself or to use any fixed-based operator that is authorized or permitted by the airport to serve any air carrier at such airport.

c.) Each air carrier using such airport (whether as a tenant, non-tenant, or subtenant of another air carrier tenant) shall be subject to such nondiscriminatory and substantially comparable rules, regulations, conditions, rates, fees, rentals, and other charges with respect to facilities directly and substantially related to providing air transportation as are applicable to all such air carriers which make similar use of such airport and utilize similar facilities, subject to reasonable classifications such as tenants or non-tenants and signatory carriers and non-signatory carriers. Classification or status as tenant or signatory shall not be unreasonably withheld by any airport provided an air carrier assumes obligations substantially similar to those already imposed on air carriers in such classification or status.

d.) It will not exercise or grant any right or privilege which operates to prevent any person, firm, or corporation operating aircraft on the airport from performing any services on its own aircraft with its own employees [including, but not limited to maintenance, repair, and fueling] that it may choose to perform.

e.) In the event the sponsor itself exercises any of the rights and privileges referred to in this assurance, the services involved will be provided on the same conditions as would apply to the furnishing of such services by commercial aeronautical service providers authorized by the sponsor under these provisions.

f.) The sponsor may establish such reasonable, and not unjustly discriminatory, conditions to be met by all users of the airport as may be necessary for the safe and efficient operation of the airport.

g.) The sponsor may prohibit or limit any given type, kind or class of aeronautical use of the airport if such action is necessary for the safe operation of the airport or necessary to serve the civil aviation needs of the public.

23. **Exclusive Rights.**

It will permit no exclusive right for the use of the airport by any person providing, or intending to provide, aeronautical services to the public. For purposes of this paragraph, the providing of the services at an airport by a single fixed-based operator shall not be construed as an exclusive right if both of the following apply:

a. It would be unreasonably costly, burdensome, or impractical for more than one fixed-based operator to provide such services, and

b. If allowing more than one fixed-based operator to provide such services would require the reduction of space leased pursuant to an existing agreement between such single fixed-based operator and such airport. It further agrees that it will not, either directly or indirectly, grant or permit any person, firm, or corporation, the exclusive right at the airport to conduct any aeronautical activities, including, but not limited to charter flights, pilot training, aircraft

rental and sightseeing, aerial photography, crop dusting, aerial advertising and surveying, air carrier operations, aircraft sales and services, sale of aviation petroleum products whether or not conducted in conjunction with other aeronautical activity, repair and maintenance of aircraft, sale of aircraft parts, and any other activities which because of their direct relationship to the operation of aircraft can be regarded as an aeronautical activity, and that it will terminate any exclusive right to conduct an aeronautical activity now existing at such an airport before the grant of any assistance under Title 49, United States Code.

24. **Fee and Rental Structure.**

It will maintain a fee and rental structure for the facilities and services at the airport which will make the airport as self-sustaining as possible under the circumstances existing at the particular airport, taking into account such factors as the volume of traffic and economy of collection. No part of the Federal share of an airport development, airport planning or noise compatibility project for which a grant is made under Title 49, United States Code, the Airport and Airway Improvement Act of 1982, the Federal Airport Act or the Airport and Airway Development Act of 1970 shall be included in the rate basis in establishing fees, rates, and charges for users of that airport.

25. **Airport Revenues.**

a. All revenues generated by the airport and any local taxes on aviation fuel established after December 30, 1987, will be expended by it for the capital or operating costs of the airport; the local airport system; or other local facilities which are owned or operated by the owner or operator of the airport and which are directly and substantially related to the actual air transportation of passengers or property; or for noise mitigation purposes on or off the airport. The following exceptions apply to this paragraph:

1) If covenants or assurances in debt obligations issued before September 3, 1982, by the owner or operator of the airport, or provisions enacted before September 3, 1982, in governing statutes controlling the owner or operator's financing, provide for the use of the revenues from any of the airport owner or operator's facilities, including the airport, to support not only the airport but also the airport owner or operator's general debt obligations or other facilities, then this limitation on the use of all revenues generated by the airport (and, in the case of a public airport, local taxes on aviation fuel) shall not apply.

2) If the Secretary approves the sale of a privately owned airport to a public sponsor and provides funding for any portion of the public sponsor's acquisition of land, this limitation on the use of all revenues generated by the sale shall not apply to certain proceeds from the sale. This is conditioned on repayment to the Secretary by the private owner of an amount equal to the remaining unamortized portion (amortized over a 20-year period) of any airport improvement grant made to the private owner for any purpose other than land acquisition on or after October 1, 1996, plus an amount equal to the federal share of the current fair market value of any land acquired with an airport improvement grant made to that airport on or after October 1, 1996.

3) Certain revenue derived from or generated by mineral extraction, production, lease, or other means at a general aviation airport (as defined at Section 47102 of title 49 United States Code), if the FAA determines the airport sponsor meets the requirements set forth in Sec. 813 of Public Law 112-95.

a.) As part of the annual audit required under the Single Audit Act of 1984, the sponsor will direct that the audit will review, and the resulting audit report will provide an opinion concerning, the use of airport revenue and taxes in paragraph (a), and indicating whether funds paid or transferred to the owner or operator are paid or transferred in a

manner consistent with Title 49, United States Code and any other applicable provision of law, including any regulation promulgated by the Secretary or Administrator.

b.) Any civil penalties or other sanctions will be imposed for violation of this assurance in accordance with the provisions of Section 47107 of Title 49, United States Code.

26. **Reports and Inspections.**

It will:

a. submit to the Secretary such annual or special financial and operations reports as the Secretary may reasonably request and make such reports available to the public; make available to the public at reasonable times and places a report of the airport budget in a format prescribed by the Secretary;

b. for airport development projects, make the airport and all airport records and documents affecting the airport, including deeds, leases, operation and use agreements, regulations and other instruments, available for inspection by any duly authorized agent of the Secretary upon reasonable request;

c. for noise compatibility program projects, make records and documents relating to the project and continued compliance with the terms, conditions, and assurances of this grant agreement including deeds, leases, agreements, regulations, and other instruments, available for inspection by any duly authorized agent of the Secretary upon reasonable request; and

d. in a format and time prescribed by the Secretary, provide to the Secretary and make available to the public following each of its fiscal years, an annual report listing in detail:
   1) all amounts paid by the airport to any other unit of government and the purposes for which each such payment was made; and
   2) all services and property provided by the airport to other units of government and the amount of compensation received for provision of each such service and property.

27. **Use by Government Aircraft.**

It will make available all of the facilities of the airport developed with Federal financial assistance and all those usable for landing and takeoff of aircraft to the United States for use by Government aircraft in common with other aircraft at all times without charge, except, if the use by Government aircraft is substantial, charge may be made for a reasonable share, proportional to such use, for the cost of operating and maintaining the facilities used. Unless otherwise determined by the Secretary, or otherwise agreed to by the sponsor and the using agency, substantial use of an airport by Government aircraft will be considered to exist when operations of such aircraft are in excess of those which, in the opinion of the Secretary, would unduly interfere with use of the landing areas by other authorized aircraft, or during any calendar month that –

a. by gross weights of such aircraft) is in excess of five million pounds Five (5) or more Government aircraft are regularly based at the airport or on land adjacent thereto; or

b. The total number of movements (counting each landing as a movement) of Government aircraft is 300 or more, or the gross accumulative weight of Government aircraft using the airport (the total movement of Government aircraft multiplied.

28. **Land for Federal Facilities.**

It will furnish without cost to the Federal Government for use in connection with any air traffic control or air navigation activities, or weather-reporting and communication activities related to air traffic control, any areas of land or water, or estate therein, or rights in buildings of the sponsor as the Secretary considers necessary or desirable for construction, operation, and maintenance at

Federal expense of space or facilities for such purposes. Such areas or any portion thereof will be made available as provided herein within four months after receipt of a written request from the Secretary.

29. **Airport Layout Plan.**

a. It will keep up to date at all times an airport layout plan of the airport showing:

1) boundaries of the airport and all proposed additions thereto, together with the boundaries of all offsite areas owned or controlled by the sponsor for airport purposes and proposed additions thereto;

2) the location and nature of all existing and proposed airport facilities and structures (such as runways, taxiways, aprons, terminal buildings, hangars and roads), including all proposed extensions and reductions of existing airport facilities;

3) the location of all existing and proposed nonaviation areas and of all existing improvements thereon; and

4) all proposed and existing access points used to taxi aircraft across the airport's property boundary. Such airport layout plans and each amendment, revision, or modification thereof, shall be subject to the approval of the Secretary which approval shall be evidenced by the signature of a duly authorized representative of the Secretary on the face of the airport layout plan. The sponsor will not make or permit any changes or alterations in the airport or any of its facilities which are not in conformity with the airport layout plan as approved by the Secretary and which might, in the opinion of the Secretary, adversely affect the safety, utility or efficiency of the airport.

a.) If a change or alteration in the airport or the facilities is made which the Secretary determines adversely affects the safety, utility, or efficiency of any federally owned, leased, or funded property on or off the airport and which is not in conformity with the airport layout plan as approved by the Secretary, the owner or operator will, if requested, by the Secretary (1) eliminate such adverse effect in a manner approved by the Secretary; or (2) bear all costs of relocating such property (or replacement thereof) to a site acceptable to the Secretary and all costs of restoring such property (or replacement thereof) to the level of safety, utility, efficiency, and cost of operation existing before the unapproved change in the airport or its facilities except in the case of a relocation or replacement of an existing airport facility due to a change in the Secretary's design standards beyond the control of the airport sponsor.

30. **Civil Rights.**

It will promptly take any measures necessary to ensure that no person in the United States shall, on the grounds of race, creed, color, national origin, sex, age, or disability be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in any activity conducted with, or benefiting from, funds received from this grant.

a. Using the definitions of activity, facility and program as found and defined in §§ 21.23 (b) and 21.23 (e) of 49 CFR § 21, the sponsor will facilitate all programs, operate all facilities, or conduct all programs in compliance with all non-discrimination requirements imposed by, or pursuant to these assurances.

b. Applicability

1) Programs and Activities. If the sponsor has received a grant (or other federal assistance) for any of the sponsor's program or activities, these requirements extend to all of the

sponsor's programs and activities.

2) Facilities. Where it receives a grant or other federal financial assistance to construct, expand, renovate, remodel, alter or acquire a facility, or part of a facility, the assurance extends to the entire facility and facilities operated in connection therewith.

3) Real Property. Where the sponsor receives a grant or other Federal financial assistance in the form of, or for the acquisition of real property or an interest in real property, the assurance will extend to rights to space on, over, or under such property.

c. Duration.

The sponsor agrees that it is obligated to this assurance for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property, or interest therein, or structures or improvements thereon, in which case the assurance obligates the sponsor, or any transferee for the longer of the following periods:

1) So long as the airport is used as an airport, or for another purpose involving the provision of similar services or benefits; or

2) So long as the sponsor retains ownership or possession of the property.

d. Required Solicitation Language. It will include the following notification in all solicitations for bids, Requests For Proposals for work, or material under this grant agreement and in all proposals for agreements, including airport concessions, regardless of funding source:

"The **(Name of Sponsor)**, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises and airport concession disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award."

e. Required Contract Provisions.

1) It will insert the non-discrimination contract clauses requiring compliance with the acts and regulations relative to non-discrimination in Federally-assisted programs of the DOT, and incorporating the acts and regulations into the contracts by reference in every contract or agreement subject to the non-discrimination in Federally-assisted programs of the DOT acts and regulations.

2) It will include a list of the pertinent non-discrimination authorities in every contract that is subject to the non-discrimination acts and regulations.

3) It will insert non-discrimination contract clauses as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a sponsor.

4) It will insert non-discrimination contract clauses prohibiting discrimination on the basis of race, color, national origin, creed, sex, age, or handicap as a covenant running with the land, in any future deeds, leases, license, permits, or similar instruments entered into by the sponsor with other parties:

a.) For the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and

b.) For the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.

f. It will provide for such methods of administration for the program as are found by the Secretary to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the acts, the regulations, and this assurance.

g. It agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the acts, the regulations, and this assurance.

31. **Disposal of Land.**

a. For land purchased under a grant for airport noise compatibility purposes, including land serving as a noise buffer, it will dispose of the land, when the land is no longer needed for such purposes, at fair market value, at the earliest practicable time. That portion of the proceeds of such disposition which is proportionate to the United States' share of acquisition of such land will be, at the discretion of the Secretary, (1) reinvested in another project at the airport, or (2) transferred to another eligible airport as prescribed by the Secretary. The Secretary shall give preference to the following, in descending order, (1) reinvestment in an approved noise compatibility project, (2) reinvestment in an approved project that is eligible for grant funding under Section 47117(e) of title 49 United States Code, (3) reinvestment in an approved airport development project that is eligible for grant funding under Sections 47114, 47115, or 47117 of title 49 United States Code, (4) transferred to an eligible sponsor of another public airport to be reinvested in an approved noise compatibility project at that airport, and (5) paid to the Secretary for deposit in the Airport and Airway Trust Fund. If land acquired under a grant for noise compatibility purposes is leased at fair market value and consistent with noise buffering purposes, the lease will not be considered a disposal of the land. Revenues derived from such a lease may be used for an approved airport development project that would otherwise be eligible for grant funding or any permitted use of airport revenue.

b. For land purchased under a grant for airport development purposes (other than noise compatibility), it will, when the land is no longer needed for airport purposes, dispose of such land at fair market value or make available to the Secretary an amount equal to the United States' proportionate share of the fair market value of the land. That portion of the proceeds of such disposition which is proportionate to the United States' share of the cost of acquisition of such land will, (1) upon application to the Secretary, be reinvested or transferred to another eligible airport as prescribed by the Secretary. The Secretary shall give preference to the following, in descending order: (1) reinvestment in an approved noise compatibility project, (2) reinvestment in an approved project that is eligible for grant funding under Section 47117(e) of title 49 United States Code, (3) reinvestment in an approved airport development project that is eligible for grant funding under Sections 47114, 47115, or 47117 of title 49 United States Code, (4) transferred to an eligible sponsor of another public airport to be reinvested in an approved noise compatibility project at that airport, and (5) paid to the Secretary for deposit in the Airport and Airway Trust Fund.

c. Land shall be considered to be needed for airport purposes under this assurance if (1) it may be needed for aeronautical purposes (including runway protection zones) or serve as noise buffer land, and (2) the revenue from interim uses of such land contributes to the financial self-sufficiency of the airport. Further, land purchased with a grant received by an airport operator or owner before December 31, 1987, will be considered to be needed for airport purposes if the Secretary or Federal agency making such grant before December 31, 1987, was

notified by the operator or owner of the uses of such land, did not object to such use, and the land continues to be used for that purpose, such use having commenced no later than December 15, 1989.

d. Disposition of such land under (a) (b) or (c) will be subject to the retention or reservation of any interest or right therein necessary to ensure that such land will only be used for purposes which are compatible with noise levels associated with operation of the airport.

32. **Engineering and Design Services.**

It will award each contract, or sub-contract for program management, construction management, planning studies, feasibility studies, architectural services, preliminary engineering, design, engineering, surveying, mapping or related services with respect to the project in the same manner as a contract for architectural and engineering services is negotiated under Title IX of the Federal Property and Administrative Services Act of 1949 or an equivalent qualifications-based requirement prescribed for or by the sponsor of the airport.

33. **Foreign Market Restrictions.**

It will not allow funds provided under this grant to be used to fund any project which uses any product or service of a foreign country during the period in which such foreign country is listed by the United States Trade Representative as denying fair and equitable market opportunities for products and suppliers of the United States in procurement and construction.

34. **Policies, Standards, and Specifications.**

It will carry out the project in accordance with policies, standards, and specifications approved by the Secretary including, but not limited to, the advisory circulars listed in the Current FAA Advisory Circulars for AIP projects, dated December 31, 2015 and included in this grant, and in accordance with applicable state policies, standards, and specifications approved by the Secretary.

35. **Relocation and Real Property Acquisition.**

a. It will be guided in acquiring real property, to the greatest extent practicable under State law, by the land acquisition policies in Subpart B of 49 CFR Part 24 and will pay or reimburse property owners for necessary expenses as specified in Subpart B.

b. It will provide a relocation assistance program offering the services described in Subpart C and fair and reasonable relocation payments and assistance to displaced persons as required in Subpart D and E of 49 CFR Part 24.

c. It will make available within a reasonable period of time prior to displacement, comparable replacement dwellings to displaced persons in accordance with Subpart E of 49 CFR Part 24.

36. **Access By Intercity Buses.**

The airport owner or operator will permit, to the maximum extent practicable, intercity buses or other modes of transportation to have access to the airport; however, it has no obligation to fund special facilities for intercity buses or for other modes of transportation.

37. **Disadvantaged Business Enterprises.**

The sponsor shall not discriminate on the basis of race, color, national origin or sex in the award and performance of any DOT-assisted contract covered by 49 CFR Part 26, or in the award and performance of any concession activity contract covered by 49 CFR Part 23. In addition, the sponsor shall not discriminate on the basis of race, color, national origin or sex in the administration of its DBE and ACDBE programs or the requirements of 49 CFR Parts 23 and 26. The sponsor shall take all necessary and reasonable steps under 49 CFR Parts 23 and 26 to ensure

nondiscrimination in the award and administration of DOT-assisted contracts, and/or concession contracts. The sponsor's DBE and ACDBE programs, as required by 49 CFR Parts 26 and 23, and as approved by DOT, are incorporated by reference in this agreement. Implementation of these programs is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the sponsor of its failure to carry out its approved program, the Department may impose sanctions as provided for under Parts 26 and 23 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1936 (31 U.S.C. 3801).

38. **Hangar Construction.**

    If the airport owner or operator and a person who owns an aircraft agree that a hangar is to be constructed at the airport for the aircraft at the aircraft owner's expense, the airport owner or operator will grant to the aircraft owner for the hangar a long term lease that is subject to such terms and conditions on the hangar as the airport owner or operator may impose.

39. **Competitive Access.**

    a. If the airport owner or operator of a medium or large hub airport (as defined in section 47102 of title 49, U.S.C.) has been unable to accommodate one or more requests by an air carrier for access to gates or other facilities at that airport in order to allow the air carrier to provide service to the airport or to expand service at the airport, the airport owner or operator shall transmit a report to the Secretary that-

        1) Describes the requests;

        2) Provides an explanation as to why the requests could not be accommodated; and

        3) Provides a time frame within which, if any, the airport will be able to accommodate the requests.

    b. Such report shall be due on either February 1 or August 1 of each year if the airport has been unable to accommodate the request(s) in the six month period prior to the applicable due date.

FAA
Airports

Current FAA Advisory Circulars Required for Use in AIP Funded and PFC Approved Projects

Updated: 12/31/2015

View the most current versions of these ACs and any associated changes at:
http://www.faa.gov/airports/resources/advisorycirculars

NUMBER	TITLE
70/7460-1L	Obstruction Marking and Lighting
150/5020-1	Noise Control and Compatibility Planning for Airports
150/5070-6B Changes 1- 2	Airport Master Plans
150/5070-7 Change 1	The Airport System Planning Process
150/5100-13B	Development of State Standards for Nonprimary Airports
150/5200-28E	Notices to Airmen (NOTAMS) for Airport Operators
150/5200-30C Change 1	Airport Winter Safety And Operations
150/5200-31C Changes 1-2	Airport Emergency Plan
150/5210-5D	Painting, Marking, and Lighting of Vehicles Used on an Airport
150/5210-7D	Aircraft Rescue and Fire Fighting Communications
150/5210-13C	Airport Water Rescue Plans and Equipment
150/5210-14B	Aircraft Rescue Fire Fighting Equipment, Tools and Clothing
150/5210-15A	Aircraft Rescue and Firefighting Station Building Design
150/5210-18A	Systems for Interactive Training of Airport Personnel

NUMBER	TITLE
150/5210-19A	Driver's Enhanced Vision System (DEVS) Ground Vehicle Operations on Airports
150/5220-10E	Guide Specification for Aircraft Rescue and Fire Fighting (ARFF) Vehicles
150/5220-16D	Automated Weather Observing Systems (AWOS) for Non-Federal Applications
150/5220-17B	Aircraft Rescue and Fire Fighting (ARFF) Training Facilities
150/5220-18A	Buildings for Storage and Maintenance of Airport Snow and Ice Control Equipment and Materials
150/5220-20A	Airport Snow and Ice Control Equipment
150/5220-21C	Aircraft Boarding Equipment
150/5220-22B	Engineered Materials Arresting Systems (EMAS) for Aircraft Overruns
150/5220-23	Frangible Connections
150/5220-24	Foreign Object Debris Detection Equipment
150/5220-25	Airport Avian Radar Systems
150/5220-26 Change 1	Airport Ground Vehicle Automatic Dependent Surveillance - Broadcast (ADS-B) Out Squitter Equipment
150/5300-7B	FAA Policy on Facility Relocations Occasioned by Airport Improvements of Changes
150/5300-13A Change 1	Airport Design
150/5300-14C	Design of Aircraft Deicing Facilities
150/5300-16A	General Guidance and Specifications for Aeronautical Surveys: Establishment of Geodetic Control and Submission to the National Geodetic Survey
150/5300-17C	Standards for Using Remote Sensing Technologies in Airport Surveys
150/5300-18C	Survey and Data Standards for Submission of Aeronautical Data Using Airports GIS
150/5300-18B Change 1	General Guidance and Specifications for Submission of Aeronautical Surveys to NGS: Field Data Collection and Geographic Information System (GIS) Standards
150/5320-5D	Airport Drainage Design
150/5320-6E	Airport Pavement Design and Evaluation

NUMBER	TITLE
150/5320-12C Changes 1-8	Measurement, Construction, and Maintenance of Skid Resistant Airport Pavement Surfaces
150/5320-15A	Management of Airport Industrial Waste
150/5235-4B	Runway Length Requirements for Airport Design
150/5335-5C	Standardized Method of Reporting Airport Pavement Strength - PCN
150/5340-1L	Standards for Airport Markings
150/5340-5D	Segmented Circle Airport Marker System
150/5340-18F	Standards for Airport Sign Systems
150/5340-26C	Maintenance of Airport Visual Aid Facilities
150/5340-30H	Design and Installation Details for Airport Visual Aids
150/5345-3G	Specification for L-821, Panels for the Control of Airport Lighting
150/5345-5B	Circuit Selector Switch
150/5345-7F	Specification for L-824 Underground Electrical Cable for Airport Lighting Circuits
150/5345-10H	Specification for Constant Current Regulators and Regulator Monitors
150/5345-12F	Specification for Airport and Heliport Beacons
150/5345-13B	Specification for L-841 Auxiliary Relay Cabinet Assembly for Pilot Control of Airport Lighting Circuits
150/5345-26D	FAA Specification For L-823 Plug and Receptacle, Cable Connectors
150/5345-27E	Specification for Wind Cone Assemblies
150/5345-28G	Precision Approach Path Indicator (PAPI) Systems
150/5345-39D	Specification for L-853, Runway and Taxiway Retro reflective Markers
150/5345-42H	Specification for Airport Light Bases, Transformer Housings, Junction Boxes, and Accessories
150/5345-43G	Specification for Obstruction Lighting Equipment
150/5345-44K	Specification for Runway and Taxiway Signs
150/5345-45C	Low-Impact Resistant (LIR) Structures

NUMBER	TITLE
150/5345-46D	Specification for Runway and Taxiway Light Fixtures
150/5345-47C	Specification for Series to Series Isolation Transformers for Airport Lighting Systems
150/5345-49C	Specification L-854, Radio Control Equipment
150/5345-50B	Specification for Portable Runway and Taxiway Lights
150/5345-51B	Specification for Discharge-Type Flashing Light Equipment
150/5345-52A	Generic Visual Glideslope Indicators (GVGI)
150/5345-53D	Airport Lighting Equipment Certification Program
150/5345-54B	Specification for L-884, Power and Control Unit for Land and Hold Short Lighting Systems
150/5345-55A	Specification for L-893, Lighted Visual Aid to Indicate Temporary Runway Closure
150/5345-56B	Specification for L-890 Airport Lighting Control and Monitoring System (ALCMS)
150/5360-12F	Airport Signing and Graphics
150/5360-13 Change 1	Planning and Design Guidelines for Airport Terminal Facilities
150/5360-14	Access to Airports By Individuals With Disabilities
150/5370-2F	Operational Safety on Airports During Construction
150/5370-10G	Standards for Specifying Construction of Airports
150/5370-11B	Use of Nondestructive Testing in the Evaluation of Airport Pavements
150/5370-13A	Off-Peak Construction of Airport Pavements Using Hot-Mix Asphalt
150/5370-15B	Airside Applications for Artificial Turf
150/5370-16	Rapid Construction of Rigid (Portland Cement Concrete) Airfield Pavements
150/5370-17	Airside Use of Heated Pavement Systems
150/5380-6C	Guidelines and Procedures for Maintenance of Airport Pavements
150/5380-9	Guidelines and Procedures for Measuring Airfield Pavement Roughness
150/5390-2C	Heliport Design

NUMBER	TITLE
150/5395-1A	Seaplane Bases

THE FOLLOWING ADDITIONAL APPLY TO AIP PROJECTS ONLY

Updated: 12/31/2015

NUMBER	TITLE
150/5100-14E, Change 1	Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects
150/5100-17 Changes 1 - 6	Land Acquisition and Relocation Assistance for Airport Improvement Program Assisted Projects
150/5300-15A	Use of Value Engineering for Engineering Design of Airports Grant Projects
150/5320-17A	Airfield Pavement Surface Evaluation and Rating (PASER) Manuals
150/5370-12B	Quality Management for Federally Funded Airport Construction Projects
150/5380-6C	Guidelines and Procedures for Maintenance of Airport Pavements
150/5380-7B	Airport Pavement Management Program
150/5380-9	Guidelines and Procedures for Measuring Airfield Pavement Roughness

OMB Number: 4040-0004
Expiration Date: 08/31/2016

Application for Federal Assistance SF-424

* 1. Type of Submission	* 2. Type of Application	* If Revision, select appropriate letter(s):
☐ Preapplication	☒ New	- Select One -
☒ Application	☐ Continuation	* Other (Specify)
☐ Changed/Corrected Application	☐ Revision	

* 3. Date Received:
4. Application Identifier:

5a. Federal Entity Identifier: 3-48-0191-034-2016

* 5b. Federal Award Identifier:

State Use Only:

6. Date Received by State:
7. State Application Identifier:

8. APPLICANT INFORMATION:

* a. Legal Name: City of San Angelo, Texas

* b. Employer/Taxpayer Identification Number (EIN/TIN): 75-6000659

*c. Organizational DUNS: 07-8547502

d. Address:

* Street1: 8618 Terminal Circle
Street 2: Suite 101
* City: San Angelo
County: Tom Green
* State: Texas
Province:
Country: USA
*Zip/ Postal Code: 76904

e. Organizational Unit:

Department Name: San Angelo Regional Airport

Division Name: Airport

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:
First Name: Luis
Middle Name: E.
* Last Name: Elguezabal
Suffix:

Title: Airport Director

Organizational Affiliation:

* Telephone Number: (325) 659-6409
Fax Number: (325) 657-0050

* Email: luis.elguezabal@cosatx.us

OMB Number: 4040-0004
Expiration Date: 08/31/2016

Application for Federal Assistance SF-424

*9. Type of Applicant 1: Select Applicant Type:

C. City or Township Government

Type of Applicant 2: Select Applicant Type:

- Select One -

Type of Applicant 3: Select Applicant Type:

- Select One -

* Other (specify):

* 10. Name of Federal Agency:
Federal Aviation Administration

11. Catalog of Federal Domestic Assistance Number:

20.106

CFDA Title:

Airport Improvement Program

*12. Funding Opportunity Number: 3-48-0191-034-2016

Title:
Wildlife Hazard Management Plan
Pavement Condition Evaluation
Taxiway Reconfiguration

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

City of San Angelo, Texas
Tom Green County

* 15. Descriptive Title of Applicant's Project:

There are three projects associated with this grant request. A wildlife hazard management plan is the first project and is for the preparation of the plan in accordance with applicable FAA requirements. The second project is a pavement condition evaluation that provides for current pavement condition, pavement condition number (PCN), and will include a plan for maintaining airfield pavements and planning for future needs. The third project is a taxiway reconfiguration project to provide for increased safety on the airport and reduce the possibility for future runway incursions. The project consists of relocating Taxiway C, reconfiguring Taxiway E, and providing apron islands per FAA requirements

Attach supporting documents as specified in agency instructions.

OMB Number: 4040-0004
Expiration Date: 08/31/2016

Application for Federal Assistance SF-424

16. Congressional Districts Of:

*a. Applicant: 11 *b. Program/Project: 11

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

*a. Start Date: 07/01/2016 *b. End Date: 01/01/2017

18. Estimated Funding ($):

*a. Federal	348,910.00
*b. Applicant	38,768.00
*c. State	
*d. Local	
*e. Other	
*f. Program Income	
*g. TOTAL	387,678.00

***19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

☐ a. This application was made available to the State under the Executive Order 12372 Process for review on _____

☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.

☒ c. Program is not covered by E.O. 12372

***20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation on next page.)**

☐ Yes ☒ No

21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 18, Section 1001)

☑ ** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: *First Name: Luis

Middle Name: E.

*Last Name: Elguezabal

Suffix:

*Title: Airport Director

*Telephone Number: (325) 659-6409 Fax Number: (325) 657-0050

* Email: luis.elguezabal@cosatx.us

*Signature of Authorized Representative: LElguezabal *Date Signed: 4-14-16

OMB Number: 4040-0004
Expiration Date: 08/31/2016

Application for Federal Assistance SF-424

*Applicant Federal Debt Delinquency Explanation

The following field should contain an explanation if the Applicant organization is delinquent on any Federal Debt. Maximum number of characters that can be entered is 4,000. Try and avoid extra spaces and carriage returns to maximize the availability of space.

Application for Federal Assistance (Development Projects)

PART II – PROJECT APPROVAL INFORMATION

SECTION A	
Item 1. Does this assistance request require State, local, regional, or other priority rating? ☐ Yes ☑ No	Name of Governing Body: Priority:
Item 2. Does this assistance request require State, or local advisory, educational or health clearances? ☐ Yes ☑ No	Name of Agency or Board: (Attach Documentation)
Item 3. Does this assistance request require clearinghouse review in accordance with OMB Circular A-95? ☐ Yes ☑ No	(Attach Comments)
Item 4. Does this assistance request require State, local, regional, or other planning approval? ☐ Yes ☑ No	Name of Approving Agency: Date:
Item 5. Is the proposal project covered by an approved comprehensive plan? ☑ Yes ☐ No	Check one: State ☐ Local ☑ Regional ☐ Location of Plan: San Angelo Regional Airport Admin Office
Item 6. Will the assistance requested serve a Federal installation? ☐ Yes ☑ No	Name of Federal Installation: Federal Population benefiting from Project:
Item 7. Will the assistance requested be on Federal land or installation? ☐ Yes ☑ No	Name of Federal Installation: Location of Federal Land: Percent of Project: %
Item 8. Will the assistance requested have an impact or effect on the environment? ☐ Yes ☑ No	(See instructions for additional information to be provided.)
Item 9. Will the assistance requested cause the displacement of individuals, families, businesses, or farms? ☐ Yes ☑ No	Number of: Individuals: Families: Businesses: Farms:
Item 10. Is there other related Federal assistance on this project previous, pending, or anticipated? ☐ Yes ☑ No	(See instructions for additional information to be provided.)

PART II – SECTION C

The Sponsor hereby represents and certifies as follows:

1. Compatible Land Use – The Sponsor has taken the following actions to assure compatible usage of land adjacent to or in the vicinity of the airport:

Airport Master Plan, June 1995

2. Defaults – The Sponsor is not in default on any obligation to the United States or any agency of the United States Government relative to the development, operation, or maintenance of any airport, except as stated herewith:

None

3. Possible Disabilities – There are no facts or circumstances (including the existence of effective or proposed leases, use agreements or other legal instruments affecting use of the Airport or the existence of pending litigation or other legal proceedings) which in reasonable probability might make it impossible for the Sponsor to carry out and complete the Project or carry out the provisions of the Grant Assurances, either by limiting its legal or financial ability or otherwise, except as follows:

None

4. Consistency with Local Plans – The project is reasonably consistent with plans (existing at the time of submission of this application) of public agencies that are authorized by the State in which the project is located to plan for the development of the area surrounding the airport.

N/A

5. Consideration of Local Interest – It has given fair consideration to the interest of communities in or near where the project may be located.

N/A

6. Consultation with Users – In making a decision to undertake any airport development project under Title 49, United States Code, it has undertaken reasonable consultations with affected parties using the airport which project is proposed.

N/A

7. Public Hearings – In projects involving the location of an airport, an airport runway or a major runway extension, it has afforded the opportunity for public hearings for the purpose of considering the economic, social, and environmental effects of the airport or runway location and its consistency with goals and objectives of such planning as has been carried out by the community and it shall, when requested by the Secretary, submit a copy of the transcript of such hearings to the Secretary. Further, for such projects, it has on its management board either voting representation from the communities where the project is located or has advised the communities that they have the right to petition the Secretary concerning a proposed project.

N/A

8. Air and Water Quality Standards – In projects involving airport location, a major runway extension, or runway location it will provide for the Governor of the state in which the project is located to certify in writing to the Secretary that the project will be located, designed, constructed, and operated so as to comply with applicable and air and water quality standards. In any case where such standards have not been approved and where applicable air and water quality standards have been promulgated by the Administrator of the Environmental Protection Agency, certification shall be obtained from such Administrator. Notice of certification or refusal to certify shall be provided within sixty days after the project application has been received by the Secretary.

N/A

PART II – SECTION C (Continued)

9. **Exclusive Rights –** There is no grant of an exclusive right for the conduct of any aeronautical activity at any airport owned or controlled by the Sponsor except as follows:

None

10. **Land –** (a) The sponsor holds the following property interest in the following areas of land* which are to be developed or used as part of or in connection with the Airport subject to the following exceptions, encumbrances, and adverse interests, all of which areas are identified on the aforementioned property map designated as Exhibit "A":

See attached Exhibit "A" Airport Layout Plan (ALP)

The Sponsor further certifies that the above is based on a title examination by a qualified attorney or title company and that such attorney or title company has determined that the Sponsor holds the above property interests.

(b) The Sponsor will acquire within a reasonable time, but in any event prior to the start of any construction work under the Project, the following property interest in the following areas of land* on which such construction work is to be performed, all of which areas are identified on the aforementioned property map designated as Exhibit "A":

See attached Exhibit "A" Airport Layout Plan (ALP)

(c) The Sponsor will acquire within a reasonable time, and if feasible prior to the completion of all construction work under the Project, the following property interest in the following areas of land* which are to be developed or used as part of or in connection with the Airport as it will be upon completion of the Project, all of which areas are identified on the aforementioned property map designated as Exhibit "A"

See attached Exhibit "A" Airport Layout Plan (ALP)

*State the character of property interest in each area and list and identify for each all exceptions, encumbrances, and adverse interests of every kind and nature, including liens, easements, leases, etc. The separate areas of land need only be identified here by the area numbers shown on the property map.

PART III – BUDGET INFORMATION – CONSTRUCTION

SECTION A – GENERAL

1. Federal Domestic Assistance Catalog Number: _____
2. Functional or Other Breakout: _____

SECTION B – CALCULATION OF FEDERAL GRANT

Cost Classification	Use only for revisions		Total Amount Required
	Latest Approved Amount	Adjustment + or (-)	
1. Administration expense	$	$	$ 0.00
2. Preliminary expense			0.00
3. Land, structures, right-of-way			0.00
4. Architectural engineering basic fees	255,000.00		255,000.00
5. Other Architectural engineering fees	132,678.00		132,678.00
6. Project inspection fees			0.00
7. Land development			0.00
8. Relocation Expenses			0.00
9. Relocation payments to Individuals and Businesses			0.00
10. Demolition and removal			0.00
11. Construction and project improvement			0.00
12. Equipment			0.00
13. Miscellaneous			0.00
14. Total (Lines 1 through 13)	387,678.00	0.00	387,678.00
15. Estimated Income (if applicable)			0.00
16. Net Project Amount (Line 14 minus 15)	387,678.00	0.00	387,678.00
17. Less: Ineligible Exclusions			0.00
18. Add: Contingencies			0.00
19. Total Project Amt. (Excluding Rehabilitation Grants)	387,678.00	0.00	387,678.00
20. Federal Share requested of Line 19	348,910.00		348,910.00
21. Add Rehabilitation Grants Requested (100 Percent)			0.00
22. Total Federal grant requested (lines 20 & 21)	348,910.00	0.00	348,910.00
23. Grantee share	38,768.00		38,768.00
24. Other shares			0.00
25. Total Project (Lines 22, 23 & 24)	$ 387,678.00	$ 0.00	$ 387,678.00

SECTION C – EXCLUSIONS

Classification	Ineligible for Participation (1)	Excluded From Contingency Provision (2)
a.	$	$
b.		
c.		
d.		
e.		
f.		
g. Totals	$ 0.00	$ 0.00

SECTION D – PROPOSED METHOD OF FINANCING NON-FEDERAL SHARE

27. Grantee Share	
a. Securities	$
b. Mortgages	
c. Appropriations (By Applicant)	
d. Bonds	
e. Tax Levies	
f. Non Cash	
g. Other (Explain)	38,768.00
h. TOTAL - Grantee share	38,768.00
28. Other Shares	
a. State	
b. Other	
c. Total Other Shares	0.00
29. **TOTAL**	$ 38,768.00

SECTION E – REMARKS

27 g. Funds collected from Passenger Facility Charges will be used for financing grantee share as approved in SJT PFC Application 10.

PART IV – PROGRAM NARRATIVE (Attach – See Instructions)

PART IV
PROGRAM NARRATIVE
(Suggested Format)

PROJECT : 3-48-0191-034-2016

AIRPORT : San Angelo Regional Airport

1. Objective:

Airport will provide a Wildlife Hazard Management Plan (WHMP) in accordance with FAA requirements.

2. Benefits Anticipated:

The WHMP will be based upon recommendations produced by the previously conducted Wildlife Hazard Assessment. WHMP results may be mitigation measures implemented by the airport on a regular basis. The mitigation measures will address wildlife concerns at SJT while ensuring the facility remains operational and attractive to existing and potential users.

3. Approach: (See approved Scope of Work in Final Application)

The WHMP will be a livable document that will be implemented at the airport to ensure safte operating environment. The document will be prepared in accordance with FAA requirements and 14 CFR 139.337(f), and include all relevant items.

4. Geographic Location:

All project work is to be complete at the San Angelo Regional Airport/Mathis Field.

5. If Applicable, Provide Additional Information:

6. Sponsor's Representative: (include address & telephone number)

Luis E. Elguezabal, A.A.E., Airport Director
8618 Terminal Circle, Suite 101
San Angelo, TX 76904
(325) 659-6409 ext 3

PART IV
PROGRAM NARRATIVE
(Suggested Format)

PROJECT : 3-48-0191-034-2016

AIRPORT : San Angelo Regional Airport

1. Objective:

Airport will design of Taxiway Reconfiguration of Taxiways Charlie and Echo and electrical improvements in accordance with FAA requirements.

2. Benefits Anticipated:

The Airport anticipates that the taxiway reconfiguration of Taxiways Charlie and Echo will provide for increased airfield safety and is primarily aimed at reducing runway incursions.

3. Approach: (See approved Scope of Work in Final Application)

The Airport will provide a design (plans and specifications) to remove the existing Taxiway C and relocate it north of Runway 9-27, to reconfigure Taxiway E from a spiral taxiway to a taxiway that is perpindicular to Runway 18-36, install islands on the apron to prevent aircraft taxiing directly from the apron to the runway without making a 90 degree turn, and relocation of the runway hold position marking and signage on Taxiway F out of the POFZ for Runway 3. Additionally, the design will provide for airport lighting controls. The design will be provided in accordance with all applicable and current FAA design guidelines and AC's.

4. Geographic Location:

All project work is to be complete at the San Angelo Regional Airport/Mathis Field.

5. If Applicable, Provide Additional Information:

6. Sponsor's Representative: (include address & telephone number)

Luis E. Elguezabal, A.A.E., Airport Director
8618 Terminal Circle, Suite 101
San Angelo, TX 76904
(325) 659-6409 ext 3

PART IV
PROGRAM NARRATIVE
(Suggested Format)

PROJECT : 3-48-0191-034-2016

AIRPORT : San Angelo Regional Airport

1. Objective:

Airport will provide a Pavement Condition Evaluation in accordance with FAA requirements.

2. Benefits Anticipated:

The Airport anticipates that the Pavement Condition Evaluation will provide a pavement management program. The pavement management program will provide current pavement condition index, forecast pavement condition index, provide for the timing of maintenance and rehab activities, and provide budget analysis for future maintenance and rehab activities. PCN will be provided for all airport pavements for publishing.

3. Approach: (See approved Scope of Work in Final Application)

A visual inspection of airside pavements will be conducted. HWD and geotechnical borings will be taken to document existing pavement strength and layer thickness. The report will generate current and forecasted PCIs as well as PCN for airside pavements. All information will be completed in accordance with applicable FAA standards and requirements.

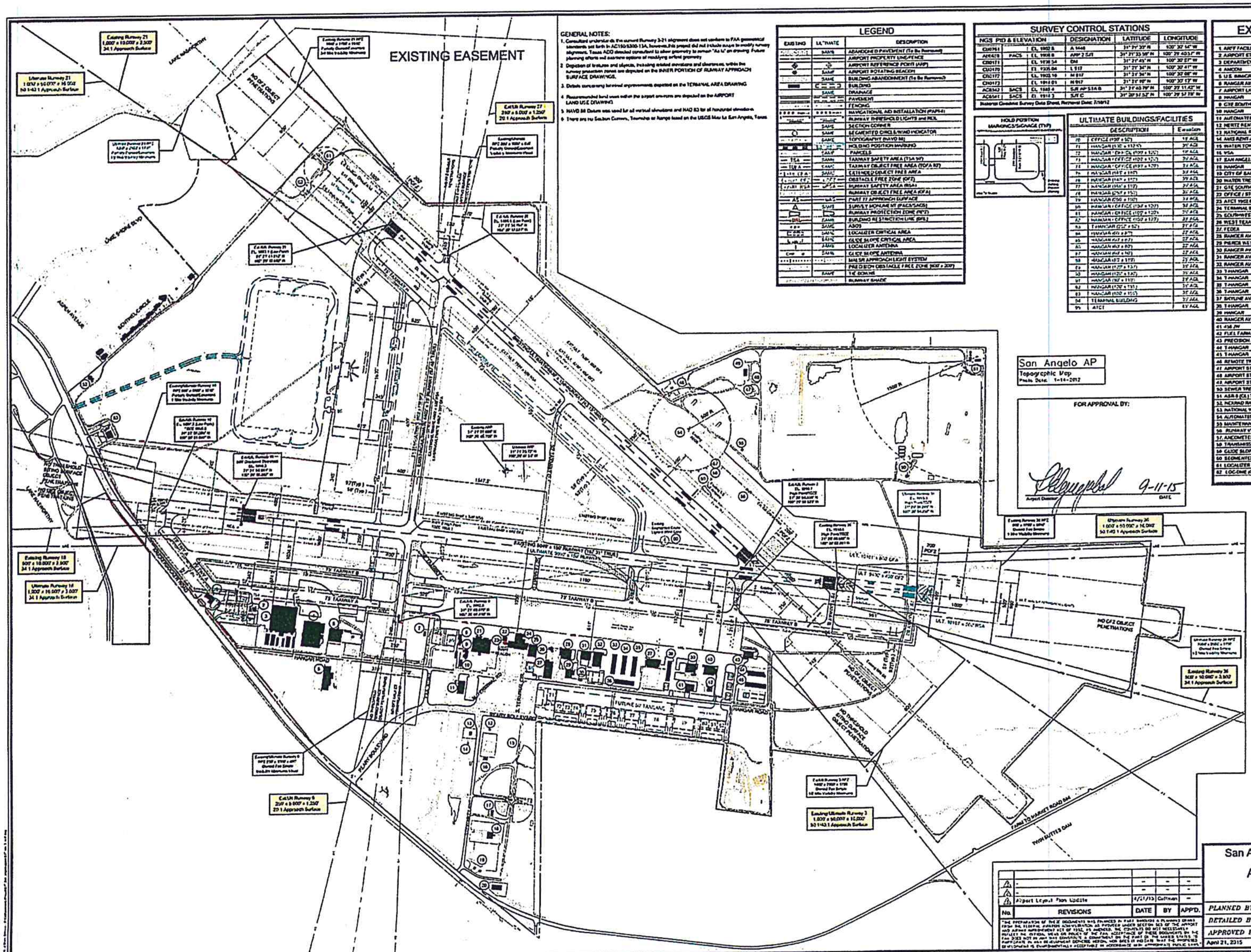
4. Geographic Location:

All project work is to be complete at the San Angelo Regional Airport/Mathis Field.

5. If Applicable, Provide Additional Information:

6. Sponsor's Representative: (include address & telephone number)

Luis E. Elguezabal, A.A.E., Airport Director
8618 Terminal Circle, Suite 101
San Angelo, TX 76904
(325) 659-6409 ext 3



GENERAL NOTES:

1. Consultant understands the current Runway 3-21 alignment does not conform to FAA geometrical standards set forth in AC150/5300-13A, however, this project did not include scope to modify runway alignment. Texas ADO directed consultant to show geometry to remain "As Is" on drawing. Future planning efforts will examine options of modifying airfield geometry.
2. Depiction of features and objects, including related elevations and clearances, within the runway protection zones are depicted on the INNER PORTION OF RUNWAY APPROACH SURFACE DRAWINGS.
3. Details concerning terminal improvements depicted on the TERMINAL AREA DRAWING.
4. Recommended land uses within the airport environs are depicted on the AIRPORT LAND USE DRAWING.
5. NAVD 88 Datum was used for all vertical elevations and NAD 83 for all horizontal elevations.
6. There are no Section Corners, Township or Range based on the USGS Map for San Angelo, Texas.

LEGEND

EXISTING	ULTIMATE	DESCRIPTION
	SAME	ABANDONED PAVEMENT (To Be Removed)
		AIRPORT PROPERTY LINE/FENCE
		AIRPORT REFERENCE POINT (ARP)
	SAME	AIRPORT ROTATING BEACON
	SAME	BUILDING ABANDONMENT (To Be Removed)
		BUILDING
	SAME	DRAINAGE
		PAVEMENT
		FENCING
		NAVIGATIONAL AID INSTALLATION (PAPI-4)
		RUNWAY THRESHOLD LIGHTS and REIL
	SAME	SECTION CORNER
	SAME	SEGMENTED CIRCLE/WIND INDICATOR
	SAME	TOPOGRAPHY (NAVD 88)
		HOLDING POSITION MARKING
	SAME	PARCELS
— TSA —	SAME	TAXIWAY SAFETY AREA (TSA 5?)
— TOFA —	SAME	TAXIWAY OBJECT FREE AREA (TOFA 8?)
	SAME	EXTENDED OBJECT FREE AREA
		OBSTACLE FREE ZONE (OFZ)
		RUNWAY SAFETY AREA (RSA)
		RUNWAY OBJECT FREE AREA (OFA)
— AS —	— UAS —	PART 77 APPROACH SURFACE
	SAME	SURVEY MONUMENT (PACS/SACS)
		RUNWAY PROTECTION ZONE (RPZ)
— BRL —	SAME	BUILDING RESTRICTION LINE (BRL)
	SAME	ASOS
	SAME	LOCALIZER CRITICAL AREA
	SAME	GLIDE SLOPE CRITICAL AREA
	SAME	LOCALIZER ANTENNA
	SAME	GLIDE SLOPE ANTENNA
		MALSR APPROACH LIGHT SYSTEM
		PRECISION OBSTACLE FREE ZONE (800' x 200')
	SAME	TIE DOWNS
		RUNWAY SHADE

SURVEY CONTROL STATIONS

NGS PID & ELEVATION			DESIGNATION	LATITUDE	LONGITUDE
CU0761		EL. 1902.8	A 1446	31° 21' 30" N	100° 30' 14" W
AI6429	PACS	EL. 1908.8	ARP 2 SJT	31° 21' 33.59" N	100° 29' 40.57" W
CU0171		EL. 1938.54	DM	31° 21' 45" N	100° 30' 27" W
CU0170		EL. 1935.04	L 517	31° 21' 34" N	100° 30' 41" W
CU0177		EL. 1903.10	M 917	31° 21' 34" N	100° 30' 08" W
CU0173		EL. 1914.01	N 917	31° 21' 10" N	100° 30' 17" W
AC8542	SACS	EL. 1885.6	SJT AP STA B	31° 21' 40.79" N	100° 27' 11.42" W
AC6541	SACS	EL. 1914.3	SJT C	31° 20' 51.52" N	100° 29' 57.78" W

Historical Coordinate Survey Data Sheet, Retrieval Date: 7/18/12

HOLD POSITION MARKINGS/SIGNAGE (TYP)

ULTIMATE BUILDINGS/FACILITIES

	DESCRIPTION	Elevation
70	OFFICE (100' x 50')	19' AGL
71	HANGAR (100' x 112.5')	29' AGL
72	HANGAR / OFFICE (100' x 120')	19' AGL
73	HANGAR / OFFICE (100' x 120')	39' AGL
74	HANGAR / OFFICE (100' x 120')	34' AGL
75	HANGAR (100' x 100')	39' AGL
76	HANGAR (100' x 150')	39' AGL
77	HANGAR (160' x 110')	39' AGL
78	HANGAR (250' x 150')	35' AGL
79	HANGAR (250' x 150')	34' AGL
80	HANGAR / OFFICE (100' x 120')	34' AGL
81	HANGAR / OFFICE (100' x 120')	29' AGL
82	HANGAR / OFFICE (100' x 120')	37' AGL
83	T-HANGAR (252' x 62')	21' AGL
84	HANGAR (60' x 67')	27' AGL
85	HANGAR (60' x 67')	27' AGL
86	HANGAR (60' x 60')	27' AGL
87	HANGAR (60' x 60')	27' AGL
88	HANGAR (85' x 110')	29' AGL
89	HANGAR (125' x 137')	39' AGL
90	HANGAR (120' x 130')	35' AGL
91	HANGAR (100' x 110')	29' AGL
92	HANGAR (130' x 131')	31' AGL
93	HANGAR (100' x 150')	35' AGL
94	TERMINAL BUILDING	37' AGL
95	ATCT	69' AGL

EXISTING BUILDING/FACILITIES

	ELEVATION
1 ARFF FACILITY	1926.0
2 AIRPORT STORAGE / SHOP	1914.3
3 DEPARTMENT OF TREASURY U.S. CUSTOMS SERVICE	1937.2
4 AMCOM	1937.4
5 U.S. IMMIGRATION & NATURALIZATION SERVICE BORDER PATROL	1920.9
6 RANGER AVIATION PAINT FACILITY	1931.7
7 AIRPORT LIGHTING VAULT	1914.7
8 HANGAR	1912.1
9 GTE SOUTHWEST INC	1939.2
10 HANGAR	1913.0
11 AUTOMATED FLIGHT SERVICE STATION	1919.2
12 HERTZ RENT-A-CAR	1918.4
13 NATIONAL RENT-A-CAR	1917.1
14 AVIS RENT-A-CAR	1917.7
15 WATER TOWER	1920.8
16 VSA	1914.7
17 SAN ANGELO AIR RADIO CLUB	1916.7
18 HANGAR	1919.2
19 CITY OF SAN ANGELO FUELING DEPOT	1920.9
20 WATER TREATMENT PLANT	1934.3
21 GTE SOUTHWEST INC	1946.4
22 OFFICE / STORAGE	1920.5
23 ATCT 1952.6 (OL) / AIRPORT BEACON (TO BE RELOCATED)	2004.0
24 TERMINAL BUILDING (TO BE RELOCATED)	1940.2
25 SOUTHWEST AIR CENTER	1931.4
26 WEST TEXAS WEATHER MODIFICATION ASSOCIATION	1981.3
27 FEDEX	1935.7
28 RANGER AVIATION	1932.4
29 PIERCE WESTERN AVIATION	1924.6
30 RANGER AVIATION	1916.7
31 RANGER AVIATION	1948.4
32 RANGER AVIATION	1931.4
33 T-HANGAR	1924.0
34 T-HANGAR	1924.4
35 T-HANGAR	1925.5
36 T-HANGAR	1924.0
37 SKYLINE AVIATION	1951.2
38 T-HANGAR	1925.0
39 HANGAR	1937.0
40 RANGER AVIATION PAINT FACILITY	1948.3
41 436 JW	1937.1
42 FUEL FARM/FENCE	1913.5
43 PRECISION AIRCRAFT SERVICES	1937.4
44 T-HANGAR	1925.5
45 T-HANGAR	1928.8
46 REMOTE TRANSMITTER / RECEIVER (RTR-OL)	1963.0
47 AIRPORT STORAGE	1931.1
48 AIRPORT STORAGE	1928.6
49 AIRPORT STORAGE	1928.7
50 SEWER TREATMENT PLANT	1934.0
51 ASR-8 (OL) TOWER (ASR EQUIPMENT BUILDING 1933.1)	2016.8
52 NEXRAD RADAR TOWER	1923.2
53 NATIONAL WEATHER SERVICE BUILDING	1922.5
54 AUTOMATED SURFACE OBSERVING SYSTEMS (ASOS)	1936.6
55 MAINTENANCE / STORAGE	1927.2
56 RUNWAY VISUAL RANGE (RVR-OL)	-
57 ANEMOMETER (AMOM-OL)	1948
58 TRANSMISSOMETER (TMOM-OL)	1949
59 GLIDE SLOPE (OL)	1930
60 SEGMENTED CIRCLE/LTD WINDCONE	-
61 LOCALIZER ANTENNA (OL)	1893.0
62 LOC-DME (OL)	1902.0

FAA APPROVAL STAMP

FEDERAL AVIATION ADMINISTRATION SOUTHWEST REGION

- ☐ ALP APPROVED
- ☑ ALP APPROVED - SUBJECT TO CONDITIONS/ COMMENTS IN LETTER DATED 9/16/15
- ☑ AERONAUTICAL STUDY NO. 2015-ASW-2715-NRA
- ☐ DISTRIBUTION: FTW,FTG (3) ASW-470 (1) ASW-520 (2)

DATE: [illegible]

MANAGER, TX ADO

No.	REVISIONS	DATE	BY	APP'D.
	-	-	-	-
	-	-	-	-
	Airport Layout Plan Update	4/21/15	Coffman	-

THE PREPARATION OF THESE DOCUMENTS WAS FINANCED IN PART THROUGH A PLANNING GRANT FROM THE FEDERAL AVIATION ADMINISTRATION AS PROVIDED UNDER SECTION 505 OF THE AIRPORT AND AIRWAY IMPROVEMENT ACT OF 1982, AS AMENDED. THE CONTENTS DO NOT NECESSARILY REFLECT THE OFFICIAL VIEWS OR POLICY OF THE FAA. ACCEPTANCE OF THESE DOCUMENTS BY THE FAA DOES NOT IN ANY WAY CONSTITUTE A COMMITMENT ON THE PART OF THE UNITED STATES TO PARTICIPATE IN ANY DEVELOPMENT DEPICTED HEREIN, NOR DOES IT INDICATE THAT THE PROPOSED DEVELOPMENT IS ENVIRONMENTALLY ACCEPTABLE IN ACCORDANCE WITH APPROPRIATE PUBLIC LAWS.

San Angelo Regional Airport/Mathis Field

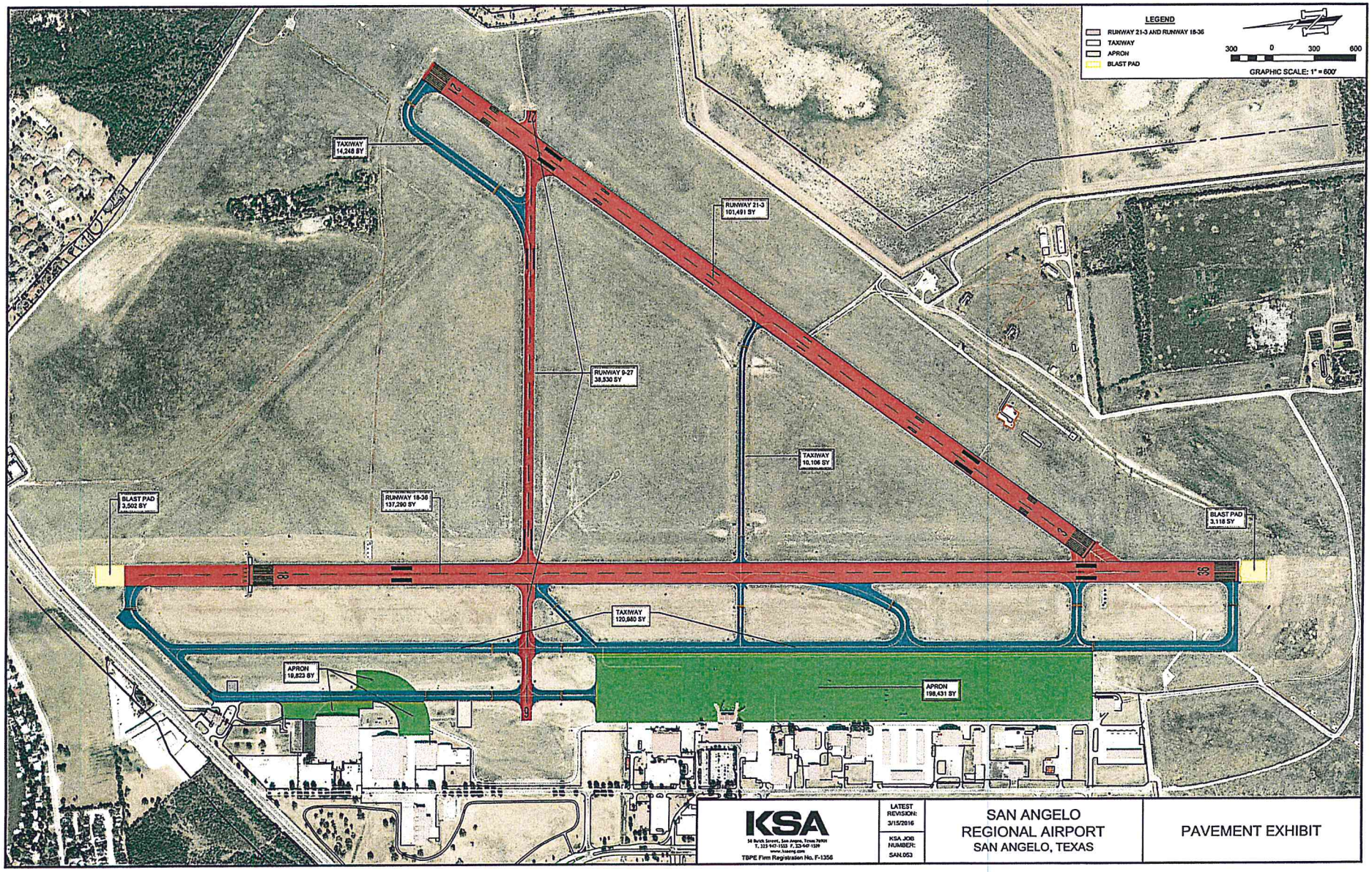
AIRPORT LAYOUT PLAN

San Angelo, Texas

PLANNED BY: Mike W. Dmyterko
DETAILED BY: Larry D. Johnson
APPROVED BY: James M. Harris

April 21, 2015 | Sheet 3 of 23

Coffman Associates
Airport Consultants



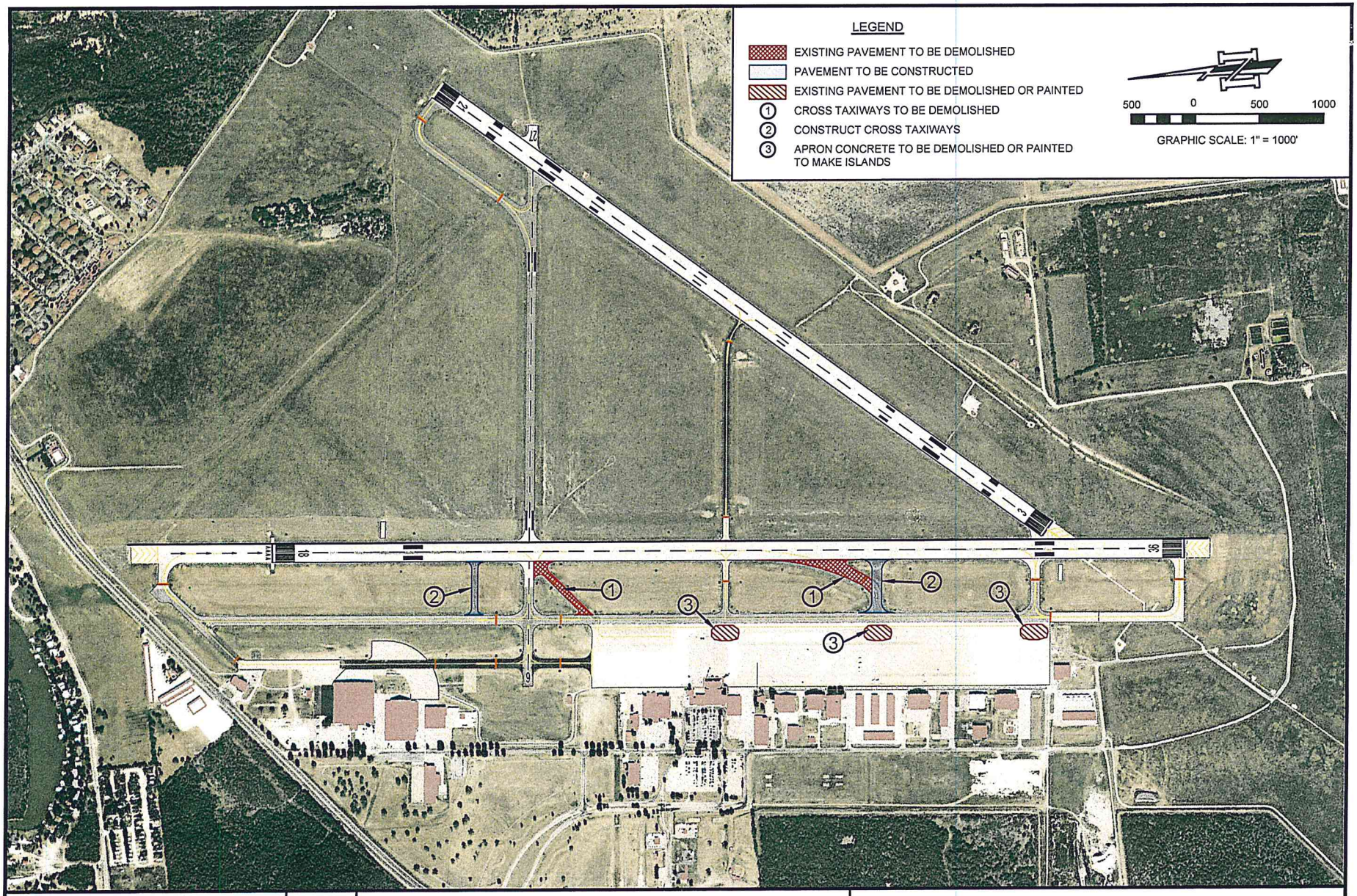
KSA
50 Burch Street, San Angelo, Texas 76901
T. 325-947-1523 F. 325-947-1529
www.ksaeng.com
TBPE Firm Registration No. F-1356

LATEST REVISION: 3/15/2016

KSA JOB NUMBER: SAN.053

SAN ANGELO
REGIONAL AIRPORT
SAN ANGELO, TEXAS

PAVEMENT EXHIBIT



KSA
58 Bulck Street, San Angelo, Texas 76901
T. 325-947-1555 F. 325-947-1559
www.ksaeng.com
TBPE Firm Registration No. F-1356

LATEST REVISION: 11/5/2015

KSA JOB NUMBER: SAN.022

SAN ANGELO REGIONAL AIRPORT
SAN ANGELO, TEXAS

TAXIWAY RECONFIGURATION

\\ksa-sa-server1\main1\Projects\SAN022\Draw\SAN.022-EXH.dwg : LAYOUT2

Certification and Disclosure Regarding Potential Conflicts of Interest
Airport Improvement Program Sponsor Certification

Sponsor: **City of San Angelo, TX**

Airport: **San Angelo Regional Airport/Mathis Field**

Project Number: **3-48-0191-034-2016**

Description of Work: **Wildlife Hazard Management Plan, Taxiway Reconfiguration, Pavement Condition Evaluation**

A sponsor must disclose in writing any potential conflict of interest to the Federal Aviation Administration (FAA) or pass-through entity. No employee, officer or agent of the sponsor or subgrant recipient shall participate in selection, or in the award or administration of a contract supported by federal funds if a conflict of interest, real or apparent, would be involved. Such a conflict would arise when:

1. The employee, officer or agent,
2. Any member of his immediate family,
3. His or her partner, or
4. An organization which employs, or is about to employ, any of the above, has a financial or other interest in the firm selected for award. The sponsor's or subgrant recipient's officers, employees or agents will neither solicit nor accept gratuities, favors or anything of monetary value from contractors, potential contractors, or parties to subagreements.

   Sponsors or subgrant recipients may set minimum rules where the financial interest is not substantial or the gift is an unsolicited item of nominal intrinsic value. To the extent permitted by state or local law or regulations, such standards or conduct will provide for penalties, sanctions, or other disciplinary actions for violations of such standards by the grantee's and subgrant recipient's officers, employees, or agents, or by contractors or their agents.

The sponsor or subgrant recipient must maintain a written code of standards of conduct governing the performance of their employees engaged in the award and administration of contracts.

1. By checking "Yes," the sponsor or subgrant recipient certifies that it does not have any potential conflict of interest or Significant Financial Interests. By checking "No," the sponsor or subgrant recipient discloses that it does have a potential conflict of interest, which is further explained below.

   ☒ Yes ☐ No

2. The sponsor or subgrant recipient maintains a written code of standards of conduct governing the performance of their employees engaged in the award and administration of contracts. By checking "No", the sponsor or subgrant recipient discloses that it does not have a written policy, which is further explained below.

   ☒ Yes ☐ No

3. Explanation of items marked "no":

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and have the explanation for any item marked "no" is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this 14th day of APRIL, 2016.

Name of Sponsor: **City of San Angelo, TX**

Name of Sponsor's Designated Official Representative: **Luis E. Elguezabal, A.A.E.**

Title of Sponsor's Designated Official Representative: **Airport Director**

Signature of Sponsor's Designated Official Representative: L Elguezabal

Selection of Consultants
Airport Improvement Program Sponsor Certification

Sponsor: **City of San Angelo, TX**

Airport: **San Angelo Regional Airport/Mathis Field**

Project Number: **3-48-0191-034-2016**

Description of Work: **Wildlife Hazard Management Plan, Taxiway Reconfiguration, Pavement Condition Evaluation**

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements for selection of consultant services within federal grant programs are described in 2 CFR §§ 200.317-200.326.2 CFR 200. Sponsors may use other qualifications-based procedures provided they are equivalent to specific standards in 2 CFR §§ 200.317-200.326 and FAA Advisory Circular 150/5100-14, Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects.

Certification Statements

Except for the certification statement below marked as not applicable (N/A), this list includes major requirements for this aspect of project implementation. This list is not comprehensive nor does it relieve the sponsor from fully complying with all applicable statutory and administrative standards.

1. Solicitations were or will be made to ensure fair and open competition from a wide area of interest.

   ☒ Yes ☐ No ☐ N/A

2. Consultants were or will be selected using competitive procedures based on qualifications, experience, and disadvantaged enterprise requirements with the fees determined through negotiations after initial selection.

   ☒ Yes ☐ No ☐ N/A

3. A record of negotiations has been or will be prepared reflecting considerations involved in the establishment of fees, which are not significantly above the sponsor's independent cost estimate.

   ☒ Yes ☐ No ☐ N/A

4. If engineering or other services are to be performed by sponsor force account personnel, prior approval was or will be obtained from the Federal Aviation Administration (FAA).

   ☒ Yes ☐ No ☐ N/A

5. The consultant services contracts clearly or will clearly establish the scope of work and delineate the division of responsibilities between all parties engaged in carrying out elements of the project.

   ☒ Yes ☐ No ☐ N/A

6. Costs associated with work ineligible for AIP funding are or will be clearly identified and separated from eligible items in solicitations, contracts, and related project documents.

   ☒ Yes ☐ No ☐ N/A

7. Mandatory contact provisions for grant-assisted contracts have been or will be included in consultant services contracts.

   ☒ Yes ☐ No ☐ N/A

8. The cost-plus-percentage-of-cost methods of contracting prohibited under federal standards were not or will not be used.

   ☒ Yes ☐ No ☐ N/A

9. If the services being procured cover more than the single grant project referenced in this certification, the scope of work was or will be specifically described in the advertisement, and future work will not be initiated beyond five years.

   ☒ Yes ☐ No ☐ N/A

Additional documentation for any above item marked "no":

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this 14th day of APRIL, 2016.

Name of Sponsor: **City of San Angelo, TX**

Name of Sponsor's Designated Official Representative: **Luis E. Elguezabal, A.A.E.**

Title of Sponsor's Designated Official Representative: **Airport Director**

Signature of Sponsor's Designated Official Representative: _____

Drug-Free Workplace
Airport Improvement Program Sponsor Certification

Sponsor: **City of San Angelo, TX**

Airport: **San Angelo Regional Airport/Mathis Field**

Project Number: **3-48-0191-034-2016**

Description of Work: **Wildlife Hazard Management Plan, Taxiway Reconfiguration, Pavement Condition Evaluation**

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements on the drug-free workplace within federal grant programs are described in 2 CFR part 182. Sponsors are required to certify they will be, or will continue to provide, a drug-free workplace in accordance with the regulation. The AIP project grant agreement contains specific assurances on the Drug-Free Workplace Act of 1988.

Certification Statements

Except for the certification statement below marked as not applicable (N/A), this list includes major requirements for this aspect of project implementation. This list is not comprehensive nor does it relieve the sponsor from fully complying with all applicable statutory and administrative standards.

1. A statement has been or will be published notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the sponsor's workplace, and specifying the actions to be taken against employees for violation of such prohibition.

   ☒ Yes ☐ No ☐ N/A

2. An ongoing drug-free awareness program has been or will be established to inform employees about:

   a. The dangers of drug abuse in the workplace
   b. The sponsor's policy of maintaining a drug-free workplace
   c. Any available drug counseling, rehabilitation, and employee assistance programs
   d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace

   ☒ Yes ☐ No ☐ N/A

3. Each employee to be engaged in the performance of the work has been or will be given a copy of the statement required within item 1 above.

   ☒ Yes ☐ No ☐ N/A

4. Employees have been or will be notified in the statement required by item 1 above that, as a condition employment under the grant, the employee will:

   a. Abide by the terms of the statement

   b. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction

   ☒ Yes ☐ No ☐ N/A

5. The Federal Aviation Administration (FAA) will be notified in writing within 10 calendar days after receiving notice under item 4b above from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title of the employee, to the FAA. Notices shall include the project number of each affected grant.

   ☒ Yes ☐ No ☐ N/A

6. One of the following actions will be taken within 30 calendar days of receiving a notice under item 4b above with respect to any employee who is so convicted:

   a. Take appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended

   b. Require such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency

   ☒ Yes ☐ No ☐ N/A

7. A good faith effort will be made to continue to maintain a drug-free workplace through implementation of items 1 through 6 above.

   ☒ Yes ☐ No ☐ N/A

Site(s) of performance of work:

Location 1
Name of Location: **San Angelo Regional Airport/Mathis Field**
Address: **8618 Terminal Circle, Suite 101**
San Angelo, TX 76904

Location 2 (if applicable)
Name of Location:
Address:

Location 3 (if applicable)
Name of Location:
Address:

Additional documentation for any above item marked "no":

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this 14th day of April, 2016.

Name of Sponsor: **City of San Angelo, TX**

Name of Sponsor's Designated Official Representative: **Luis E. Elguezabal, A.A.E.**

Title of Sponsor's Designated Official Representative: **Airport Director**

Signature of Sponsor's Designated Official Representative: L Elguezabal

Real Property Acquisition
Airport Improvement Program Sponsor Certification

Sponsor: **City of San Angelo, TX**

Airport: **San Angelo Regional Airport/Mathis Field**

Project Number: **3-48-0191-034-2016**

Description of Work: **Wildlife Hazard Management Plan, Taxiway Reconfiguration, Pavement Condition Evaluation**

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP). General requirements on real property acquisition and relocation assistance are in 49 CFR 24. The AIP project grant agreement contains specific requirements and assurances on the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (Uniform Act), as amended.

Certification Statements

Except for the certification statement below marked as not applicable (N/A), this list includes major requirements for this aspect of project implementation. This list is not comprehensive nor does it relieve the sponsor from fully complying with all applicable statutory and administrative standards.

1. The sponsor's attorney or other official has or will have good and sufficient title as well as title evidence on property in the project.

   ☒ Yes ☐ No ☐ N/A

2. If defects and/or encumbrances exist in the title that adversely impact the sponsor's intended use of property in the project, they have been or will be extinguished, modified, or subordinated.

   ☒ Yes ☐ No ☐ N/A

3. If property for airport development is or will be leased, the following conditions have been met:

   a. The term is for 20 years or the useful life of the project.

   b. The lessor is a public agency.

   c. The lease contains no provisions that prevent full compliance with the grant agreement.

   ☒ Yes ☐ No ☐ N/A

4. Property in the project is or will be in conformance with the current Exhibit A property map, which is based on deeds, title opinions, land surveys, the approved airport layout plan, and project documentation.

   ☒ Yes ☐ No ☐ N/A

5. For any acquisition of property interest in noise sensitive approach zones and related areas, property interest was (will be) obtained to ensure land is used for purposes compatible with noise levels associated with operation of the airport.

   ☐ Yes ☐ No ☒ N/A

6. For any acquisition of property interest in runway protection zones and areas related to 14 CFR 77 surfaces, property interest was or will be obtained for the following:

   a. The right of flight

   b. The right of ingress and egress to remove obstructions

   c. The right to restrict the establishment of future obstructions

   ☐ Yes ☐ No ☒ N/A

7. Appraisals prepared by qualified real estate appraisers hired by the sponsor include or will include the following:

   a. Valuation data to estimate the current market value for the property interest acquired on each parcel

   b. Verification that an opportunity has been provided the property owner or representative to accompany appraisers during inspections

   ☐ Yes ☐ No ☒ N/A

8. Each appraisal has been or will be reviewed by a qualified review appraiser to recommend an amount for the offer of just compensation, and the written appraisals as well as review appraisal are available to Federal Aviation Administration (FAA) for review.

   ☐ Yes ☐ No ☒ N/A

9. A written offer to acquire each parcel was or will be presented to the property owner for not less than the approved amount of just compensation.

   ☐ Yes ☐ No ☒ N/A

10. Effort was or will be made to acquire each property through the following negotiation procedures:

    a. No coercive action to induce agreement

    b. Supporting documents for settlements included in the project files

    ☐ Yes ☐ No ☒ N/A

11. If a negotiated settlement is not reached, the following procedures were or will be used:

    a. Condemnation initiated and a court deposit not less than the just compensation made prior to possession of the property

    b. Supporting documents for awards included in the project files

    ☐ Yes ☐ No ☒ N/A

12. If displacement of persons, businesses, farm operations, or non-profit organizations is involved, a relocation assistance program was or will be established, with displaced parties receiving general information on the program in writing, including relocation eligibility, and a 90-day notice to vacate.

☐ Yes ☐ No ☒ N/A

13. Relocation assistance services, comparable replacement housing, and payment of necessary relocation expenses were or will be provided within a reasonable time period for each displaced occupant in accordance with the Uniform Act.

☐ Yes ☐ No ☒ N/A

Additional documentation for any above item marked "no":

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this 14th day of APRIL, 2016.

Name of Sponsor: **City of San Angelo, TX**

Name of Sponsor's Designated Official Representative: **Luis E. Elguezabal, A.A.E.**

Title of Sponsor's Designated Official Representative: **Airport Director**

Signature of Sponsor's Designated Official Representative: L Elguezabal

Project Plans and Specifications
Airport Improvement Program Sponsor Certification

Sponsor: **City of San Angelo, TX**

Airport: **San Angelo Regional Airport/Mathis Field**

Project Number: **3-48-0191-034-2016**

Description of Work: **Wildlife Hazard Management Plan, Taxiway Reconfiguration, Pavement Condition Evaluation**

Application

49 USC § 47105(d) authorizes the Secretary to require certification from the sponsor that it will comply with the statutory and administrative requirements in carrying out a project under the Airport Improvement Program (AIP) labor and civil rights standards applicable to AIP are established by the Department of Labor (www.dol.gov/). AIP Grant Assurance C.1—General Federal Requirements identifies applicable federal laws, regulations, executive orders, policies, guidelines and requirements for assistance under AIP. A list of current advisory circulars with specific standards for design or construction of airports as well as procurement/ installation of equipment and facilities is referenced in standard airport sponsor Grant Assurance 34 contained in the grant agreement.

Certification Statements

Except for the certification statement below marked as not applicable (N/A), this list includes major requirements for this aspect of project implementation. This list is not comprehensive nor does it relieve the sponsor from fully complying with all applicable statutory and administrative standards.

1. The plans and specifications were or will be prepared in accordance with applicable federal standards and requirements, so no deviation or modification to standards set forth in the advisory circulars, or state standard, is necessary other than those previously approved by the Federal Aviation Administration (FAA).

   ☒ Yes ☐ No ☐ N/A

2. Specifications for the procurement of equipment are not or will not be proprietary or written so as to restrict competition. At least two manufacturers can meet the specification.

   ☒ Yes ☐ No ☐ N/A

3. The development that is included or will be included in the plans is depicted on the airport layout plan approved by the FAA.

   ☒ Yes ☐ No ☐ N/A

4. Development that is ineligible for AIP funding has been or will be omitted from the plans and specifications.

   ☒ Yes ☐ No ☐ N/A

5. The process control and acceptance tests required for the project by standards contained in Advisory Circular 150/5370-10 are or will be included in the project specifications.

   ☒ Yes ☐ No ☐ N/A

6. If a value engineering clause is incorporated into the contract, concurrence was or will be obtained from the FAA.

   ☒ Yes ☐ No ☐ N/A

7. The plans and specifications incorporate or will incorporate applicable requirements and recommendations set forth in the federally approved environmental finding.

   ☒ Yes ☐ No ☐ N/A

8. For construction activities within or near aircraft operational areas, the requirements contained in Advisory Circular 150/5370-2 have been or will be discussed with the FAA as well as incorporated into the specifications, and a safety/phasing plan has FAA's concurrence, if required.

   ☒ Yes ☐ No ☐ N/A

9. The project was or will be physically completed without federal participation in costs due to errors and omissions in the plans and specifications that were foreseeable at the time of project design.

   ☒ Yes ☐ No ☐ N/A

10. The design of all buildings have complied or will comply with the seismic design requirements of 49 CFR § 41.120.

    ☐ Yes ☐ No ☒ N/A

Attach Additional documentation for any above item marked "no":

Sponsor's Certification

I certify, for the project identified herein, responses to the forgoing items are accurate as marked and additional documentation for any item marked "no" is correct and complete.

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this 14th day of APRIL, 2016.

Name of Sponsor: **City of San Angelo, TX**

Name of Sponsor's Designated Official Representative: **Luis E. Elguezabal, A.A.E.**

Title of Sponsor's Designated Official Representative: **Airport Director**

Signature of Sponsor's Designated Official Representative: LElguezabal

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Luis Elguezabal, Airport Director, Airport, (325) 659-6409 X 101

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider approving Task Order 104 with KSA Engineers in the amount of $231,000 and authorizing City Manager to negotiate and execute all related documents (L.Elguezabal)

Summary/History:

Staff submitted a Request for Qualifications RFQ No. AP-02-15 Architectural & Engineering Services, in 2015. KSA Engineers was selected and an Agreement was entered into by the City on October 27, 2015 (approved by City Council October 6, 2015). The selection process met the standards and guidelines of the Federal Aviation Administration (FAA) Advisory Circular 150/5100-14 – Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects.

Task Order No. 104 will provide design phase services per FAA AC 150/5300-13A Airport Design, for the Taxiway Reconfiguration project. Per the FAA approved Taxiway Utilization Study, Taxiways: E and C will be removed. Taxiway E will be reconfigured to a 90 degree taxiway. Taxiway C will be relocated north of Runway 9-27. The taxiways do not currently meet FAA requirements. The term of this Task Order will be for 180 days from Notice to Proceed.

Financial Impact:

Total cost for Task Order No. 104 is $231,000 for which the Federal Aviation Administration has approved the use of Airport Improvement Project funds under Grant No. 34 for this task. The FAA will fund $229,500 for this task and the City will be responsible for $1,500. The City's match will be through the Passenger Facility Charges (PFC). No General Fund dollars will be required.

Other Information/Recommendation:

Attachments:

1. KSA Task Order No. 104 NTP for Task Order 104 - Taxiway Reconfiguration.pdf

Presentation:

Approvals/Reviews:

Luis Elguezabal	Created/Initiated
Luis Elguezabal	Approved
Theresa James	Approved

Julia Antilley	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

TASK ORDER FORM

Task Order No. 104,
consisting of 7 pages,
dated _____.

KSA Project Number: SAN.059.2
Owner Project (or Purchase Order) Number: _____
Project Name: Taxiway Reconfiguration

In accordance with paragraph 1.01 of the Standard Form of Agreement Between Owner and Engineer for Professional Services – Task Order Edition, dated October 27, 2015 ("Agreement"), Owner and Engineer agree as follows:

1. **Specific Project Data**

   A. Owner: City of San Angelo, San Angelo Regional Airport

   B. Title: Taxiway Reconfiguration

   C. Description: Provide design phase services per FAA AC 150/5300-13A Airport Design, associated costs and other items relevant to the Taxiway Reconfiguration project. Per the FAA approved Taxiway Utilization Study, Taxways E, C will be removed. Taxiway E will be reconfigured to a 90 degree taxiway. Taxiway C will be relocated north of Runway 9-27. The taxiways do not currently meet FAA requirements. Islands will be placed on the apron across from the Taxiway B and D, E, F intersections to minimize the possibility of inadvertant taxiing onto Runway 18-36.

   D. Number of Construction Contracts: 0

2. **Services of Engineer**

   A. Provide the services in Exhibit A – Schedule of Engineer's Services as outlined below:

      a. *Study and Report Phase:*
      Not included in this Task Order

      b. *Preliminary Design Phase:*
      Engineer shall provide the services outlined in the Agreement

      c. *Final Design Phase:*
      Engineer shall provide the services outlined in the Agreement

      d. *Bidding or Negotiating Phase:*
      Engineer shall provide the services outlined in the Agreement

      e. *Construction Phase:*
      Not included in this Task Order

      f. *Commissioning Phase (or Operational Phase):*
      Not included in this Task Order

B. Additional Services of ENGINEER: As noted below, the ENGINEER is hereby authorized to perform the following additional services as outlined in Exhibit A – Paragraphs 2.01 and 2.02:

Included	Excluded		
☐	☒	a.	Design Survey
☐	☒	b.	Grant or Loan Application
☐	☒	c.	Storm Water Pollution Prevention Plan
☐	☒	d.	Environmental Assessment
☐	☒	e.	Environmental Information Document
☐	☒	f.	Resident Project Representative Services
☐	☒	g.	Construction Survey (Baselines and Benchmarks)
☐	☒	h.	Geotechnical Investigation
☐	☒	i.	Materials Testing
☐	☒	j.	Analytical Testing
☐	☒	k.	Reimbursable Expenses (Mileage, Printing, Postage & etc.)
☐	☒	l.	Easement or Boundary Surveys
☐	☒	m.	Easement or Boundary Descriptions
☐	☒	n.	Land Acquisition Services
☐	☒	o.	TxDOT Utility Installation Request Applications
☐	☒	p.	Operation and Maintenance Manual
☐	☒	q.	Other:
☐	☒	r.	Other:
☐	☒	s.	Other:
☐	☒	t.	Other:
☐	☒	u.	Other:
☐	☒	v.	Other:
☐	☒	w.	Other:

3. **Owner's Responsibilities**

Owner shall have those responsibilities set forth in Article 2 and in Exhibit B, except as modified by this Task Order.

4. **Times for Rendering Services**

Item	**Calendar Days From Notice to Proceed**
Notice to Proceed from Owner to KSA	0
Complete Study and Report Phase	N/A
Complete Preliminary Design Phase	90
Complete Final Design Phase	180
Submit Plans & Specs for Review by Owner/Reviewing Agency	As Needed
Approval of Plans & Specs by Owner	
Approval of Plans & Specs by Reviewing Agency	
Advertise for Bids (minimum 2 notices)	
Pre-Bid Conference	As Needed
Open Bids	As Needed
Award Bid	As Needed
Execute Construction Contract	N/A
Pre-Construction Conference; Issue Notice to Proceed	N/A
Start Construction Phase	N/A
Complete Construction Phase	N/A

Note:
Should review times exceed those identified above, the project schedule will be extended accordingly.

5. **Payments to Engineer**

A. Owner shall pay Engineer for services rendered as follows:

Work Task	Study & Report Phase	Preliminary Design Phase	Final Design Phase	Bidding Phase	Construction Phase (See Note Two)	Commissioning Phase	Total	Payment Method (See Note 1)
Basic Services		$115,500.00	$77,000.00	$7,500.00			$200,000.00	Lump Sum
AGIS Input			$16,000.00				$16,000.00	
Electrical	$10,000.00	$5,000.00					$15,000.00	
Subtotal	$10,000.00	$120,500.00	$93,000.00	$7,500.00			$231,000.00	

								Hourly Rate and Reimbursable Expenses
Subtotal								
Total	$231,000.00						$231,000.00	

Notes:
[1] Payment Method: Fees shown for services to be provided on the basis of Hourly Rates and Reimbursable Expenses as shown in Par. 6 of this Task Order are estimated only and are not considered lump sum or not-to-exceed values.
[2] Construction Phase Basic Service assumes a construction period of N/A consecutive calendar days. ENGINEER shall be subject to additional compensation if construction is extended beyond this period.

6. **Hourly Rates and Reimbursable Expenses Schedule**

Current agreements for engineering services stipulate that Hourly Rates and Reimbursable Expenses are subject to review and adjustment. Rates for reimbursable expenses effective on the date of this Agreement are:

Principal	$205.00/hour
Senior Environmental Planner	$200.00/hour
Environmental Planner	$160.00/hour
Senior Aviation Planner	$190.00/hour
Aviation Planner	$150.00/hour
Urban Design Planner	$175.00/hour
Electrical Engineer	$170.00/hour
Mechanical Engineer	$160.00/hour
Senior Project Manager	$165.00/hour
Project Manager	$140.00/hour
Senior Project Engineer	$130.00/hour
Project Engineer	$120.00/hour
Senior Design Engineer	$110.00/hour
Design Engineer	$100.00/hour
Senior Project Architect	$140.00/hour
Project Architect	$120.00/hour
Design Architect	$100.00/hour
GIS Analyst	$130.00/hour
GIS Specialist	$110.00/hour
Senior Engineering Technician	$110.00/hour
Engineering Technician	$ 95.00/hour
Senior Design Technician	$ 90.00/hour
Design Technician	$ 85.00/hour
Safety Specialist	$ 75.00/hour
Project Assistant	$ 70.00/hour
Senior CADD Technician	$ 85.00/hour
CADD Technician	$ 75.00/hour
Senior Project Representative	$ 75.00/hour
Project Representative	$ 70.00/hour
Graphic Designer	$ 60.00/hour
Administrative Assistant	$ 55.00/hour
Secretary	$ 45.00/hour
Four-Man Survey Crew	$175.00/hour
Three-Man Survey Crew	$150.00/hour
Two-Man Survey Crew	$125.00/hour
Registered Surveyor	$125.00/hour
Survey Technician	$ 90.00/hour
Mileage	$ 0.58/mile
ATV (4-Wheeler)	$100.00/day
Reimbursable Expenses (Air Travel, Lodging, Copies, Printing)	Actual Cost
Outside Consultants	Cost + 15%

*Subject to adjustments on an annual basis.

7. Terms and Conditions: Execution of this Task Order by Owner and Engineer shall make it subject to the terms and conditions of the Agreement (as modified above), which Agreement is incorporated by this reference. Engineer is authorized to begin performance upon its receipt of a copy of this Task Order signed by Owner.

The Effective Date of this Task Order is _____.

OWNER:	City of San Angelo, San Angelo Regional Airport	ENGINEER:	KSA Engineers, Inc.
By:		By:	
Name:	Daniel Valenzuela	Name:	Mitchell L. Fortner, P.E.
Title:	City Manager	Title:	President
Date Signed:		Date Signed:	July 11, 2016
		Engineer License or Firm's Certificate No.	F-1356
		State of:	Texas

DESIGNATED REPRESENTATIVE FOR TASK ORDER:		DESIGNATED REPRESENTATIVE FOR TASK ORDER:	
Name:	Luis Elguezabal, A.A.E.	Name:	David A. Alexander, P.E.
Title:	Airport Director	Title:	Senior Project Manager
Address:	8618 Terminal Circle, Suite 101 San Angelo, TX 76904	Address:	58 Buick Street San Angelo, TX 76901
E-Mail Address:	luis.elguezabal@cosatx.us	E-Mail Address:	dalexander@ksaeng.com
Phone:	325-659-6409 ext 3	Phone:	325-947-1555
Fax:	325-703-6095	Fax:	325-947-1559

TASK ORDER AGREEMENT BETWEEN THE CITY OF SAN ANGELO AND KSA ENGINEERS, INC.

Approved as to content	Approved as to form
_____	_____
Luis E. Elguezabal, Airport Director	City Attorney
_____	_____
DATE	DATE

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Luis Elguezabal, Airport Director, Airport, (325) 659-6409 X 101

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider approving Task Order 105 with KSA Engineers in the amount of $120,000 and authorizing City Manager to negotiate and execute all related documents (L.Elguezabal)

Summary/History:

Staff submitted a Request for Qualifications RFQ No. AP-2-15 Architectural & Engineering Services, in 2015. KSA Engineers was selected and an Agreement was entered into by the City on October 27, 2015 (approved by Council October 6, 2015). The selection process met the standards and guidelines of the Federal Aviation Administration (FAA) Advisory Circular 150/5100-14 – Architectural, Engineering, and Planning Consultant Services for Airport Grant Projects.

Task Order No. 105 will provide for a pavement condition evaluation including a pavement condition index and heavy pavement testing in accordance with all Federal Aviation Administration requirements.

Financial Impact:

Total cost for Task Order No. 105 is $120,000 for which the Federal Aviation Administration has approved the use of Airport Improvement Project funds under Grant No. 34 to be used for this task. The FAA will fund this task at 90%, $108,000, and the City will be responsible for 10%, $12,000. The City's match will be through the Passenger Facility Charges (PFC). No General Fund dollars will be required.

Other Information/Recommendation:

Attachments:

1. KSA Task Order No. 105 NTP for Task Order 105 - Pavement Condition Evaluation.pdf

Presentation:

Approvals/Reviews:

Luis Elguezabal	Created/Initiated
Luis Elguezabal	Approved
Theresa James	Approved
Julia Antilley	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved

Bryan Kendrick Final Approval

TASK ORDER FORM

This is Task Order No. 105,
consisting of 7 pages,
dated _____.

KSA Project Number: SAN.053
Owner Project (or Purchase Order) Number: _____
Project Name: Pavement Condition Evaluation

In accordance with paragraph 1.01 of the Standard Form of Agreement Between Owner and Engineer for Professional Services – Task Order Edition, dated October 27, 2015 ("Agreement"), Owner and Engineer agree as follows:

1. **Specific Project Data**

   A. Owner: City of San Angelo, San Angelo Regional Airport

   B. Title: Pavement Condition Evaluation

   C. Description: KSA will conduct a pavement condition evaluation including a pavement condition index and HWD testing. KSA will report annual PCI's, forecasted PCI's, PCN's of airside pavement, future maintenance, rehab timing and maintenance budget.

   D. Number of Construction Contracts: 1

2. **Services of Engineer**

   A. Provide the services in Exhibit A – Schedule of Engineer's Services as outlined below:

      a. *Study and Report Phase:*
      Engineer shall provide the services outlined in Attachment 1.

      b. *Preliminary Design Phase:*
      Not included in this Task Order.

      c. *Final Design Phase:*
      Not included in this Task Order.

      d. *Bidding or Negotiating Phase:*
      Not included in this Task Order.

      e. *Construction Phase:*
      Not included in this Task Order.

      f. *Commissioning Phase (or Operational Phase):*
      Not included in this Task Order.

B. Additional Services of ENGINEER: As noted below, the ENGINEER is hereby authorized to perform the following additional services as outlined in Exhibit A – Paragraphs 2.01 and 2.02:

Included	Excluded		
☐	☒	a.	Design Survey
☐	☒	b.	Grant or Loan Application
☐	☒	c.	Storm Water Pollution Prevention Plan
☐	☒	d.	Environmental Assessment
☐	☒	e.	Environmental Information Document
☐	☒	f.	Resident Project Representative Services
☐	☒	g.	Construction Survey (Baselines and Benchmarks)
☐	☒	h.	Geotechnical Investigation
☐	☒	i.	Materials Testing
☐	☒	j.	Analytical Testing
☐	☒	k.	Reimbursable Expenses (Mileage, Printing, Postage & etc.)
☐	☒	l.	Easement or Boundary Surveys
☐	☒	m.	Easement or Boundary Descriptions
☐	☒	n.	Land Acquisition Services
☐	☒	o.	TxDOT Utility Installation Request Applications
☐	☒	p.	Operation and Maintenance Manual
☐	☒	q.	Other:
☐	☒	r.	Other:
☐	☒	s.	Other:
☐	☒	t.	Other:
☐	☒	u.	Other:
☐	☒	v.	Other:
☐	☒	w.	Other:

3. **Owner's Responsibilities**

Owner shall have those responsibilities set forth in Article 2 and in Exhibit B, except as modified by this Task Order.

4. **Times for Rendering Services**

Item	**Calendar Days From Notice to Proceed**
Notice to Proceed from Owner to KSA	0
Complete Study and Report Phase	See attachement 1
Complete Preliminary Design Phase	
Complete Final Design Phase	
Submit Plans & Specs for Review by Owner/Reviewing Agency	
Approval of Plans & Specs by Owner	
Approval of Plans & Specs by Reviewing Agency	
Advertise for Bids (minimum 2 notices)	
Pre-Bid Conference	
Open Bids	
Award Bid	
Execute Construction Contract	
Pre-Construction Conference; Issue Notice to Proceed	
Start Construction Phase	
Complete Construction Phase	

Note:
Should review times exceed those identified above, the project schedule will be extended accordingly.

5. **Payments to Engineer**

A. Owner shall pay Engineer for services rendered as follows:

Work Task	**Study & Report Phase**	**Preliminary Design Phase**	**Final Design Phase**	**Bidding Phase**	**Construction Phase (See Note Two)**	**Commissioning Phase**	**Total**	**Payment Method (See Note 1)**
Basic Services	$120,000.00						$120,000.00	**Lump Sum**
Subtotal								

								Hourly Rate and Reimbursable Expenses
Subtotal								
Total	$120,000.00						$120,000.00	

Notes:
[1] Payment Method: Fees shown for services to be provided on the basis of Hourly Rates and Reimbursable Expenses as shown in Par. 6 of this Task Order are estimated only and are not considered lump sum or not-to-exceed values.
[2] Construction Phase Basic Service assumes a construction period of N/A consecutive calendar days. ENGINEER shall be subject to additional compensation if construction is extended beyond this period.

6. **Hourly Rates and Reimbursable Expenses Schedule**

Current agreements for engineering services stipulate that Hourly Rates and Reimbursable Expenses are subject to review and adjustment. Rates for reimbursable expenses effective on the date of this Agreement are:

Principal	$205.00/hour
Senior Environmental Planner	$200.00/hour
Environmental Planner	$160.00/hour
Senior Aviation Planner	$190.00/hour
Aviation Planner	$150.00/hour
Urban Design Planner	$175.00/hour
Electrical Engineer	$170.00/hour
Mechanical Engineer	$160.00/hour
Senior Project Manager	$165.00/hour
Project Manager	$140.00/hour
Senior Project Engineer	$130.00/hour
Project Engineer	$120.00/hour
Senior Design Engineer	$110.00/hour
Design Engineer	$100.00/hour
Senior Project Architect	$140.00/hour
Project Architect	$120.00/hour
Design Architect	$100.00/hour
GIS Analyst	$130.00/hour
GIS Specialist	$110.00/hour
Senior Engineering Technician	$110.00/hour
Engineering Technician	$ 95.00/hour
Senior Design Technician	$ 90.00/hour
Design Technician	$ 85.00/hour
Safety Specialist	$ 75.00/hour
Project Assistant	$ 70.00/hour
Senior CADD Technician	$ 85.00/hour
CADD Technician	$ 75.00/hour
Senior Project Representative	$ 75.00/hour
Project Representative	$ 70.00/hour
Graphic Designer	$ 60.00/hour
Administrative Assistant	$ 55.00/hour
Secretary	$ 45.00/hour
Four-Man Survey Crew	$175.00/hour
Three-Man Survey Crew	$150.00/hour
Two-Man Survey Crew	$125.00/hour
Registered Surveyor	$125.00/hour
Survey Technician	$ 90.00/hour
Mileage	$ 0.58/mile
ATV (4-Wheeler)	$100.00/day
Reimbursable Expenses (Air Travel, Lodging, Copies, Printing)	Actual Cost
Outside Consultants	Cost + 15%

*Subject to adjustments on an annual basis.

7. Terms and Conditions: Execution of this Task Order by Owner and Engineer shall make it subject to the terms and conditions of the Agreement (as modified above), which Agreement is incorporated by this reference. Engineer is authorized to begin performance upon its receipt of a copy of this Task Order signed by Owner.

The Effective Date of this Task Order is _____.

OWNER:	City of San Angelo, San Angelo Regional Airport	ENGINEER:	KSA Engineers, Inc.
By:		By:	
Name:	Daniel Valenzuela	Name:	Mitchell L. Fortner, P.E.
Title:	City Manager	Title:	President
Date Signed:		Date Signed:	7/11/16
		Engineer License or Firm's Certificate No.	F-1356
		State of:	Texas

DESIGNATED REPRESENTATIVE FOR TASK ORDER:		DESIGNATED REPRESENTATIVE FOR TASK ORDER:	
Name:	Luis Elguezabal, A.A.E.	Name:	David Alexander, P.E.
Title:	Airport Director	Title:	Senior Project Manager
Address:	8618 Terminal Circle, Suite 101 San Angelo, TX 76904	Address:	58 Buick Street San Angelo, TX 76901
E-Mail Address:	luis.elguezabal@cosatx.us	E-Mail Address:	dalexander@ksaeng.com
Phone:	325-659-6409 ext 3	Phone:	325-947-1555
Fax:	325-703-6095	Fax:	325-947-1559

TASK ORDER AGREEMENT BETWEEN THE CITY OF SAN ANGELO AND KSA ENGINEERS, INC.

Approved as to content	Approved as to form
_____	_____
Luis E. Elguezabal, Airport Director	City Attorney
_____	_____
DATE	DATE

EXHIBIT A **ATTACHMENT 1**
San Angelo Regional Airport

Implementation of a
Pavement Management Program

I. SCOPE OF SERVICES

This proposal provides scope, schedule, and estimate of fees for the implementation of a Pavement Management Program (PMP) at the San Angelo Regional Airport.

The Engineer shall provide the following services:

A. SCOPE OF WORK

1. Attend project meetings as noted in Section C herein.

2. The Pavement Management Program for the Airport will include the following airside pavements:
   a. Runway 18-36 and its associated parallel taxiway system – taxiway A, B, D, F;
   b. Runway 3-21 and its associated taxiway system – Taxiway H.
   c. Runway 9-27 and its associated Taxiways.
   d. Apron Pavements (see attached Figure) – Apron 1 and Apron 2

3. The consultant will perform a visual inspection of all the runways and taxiways and collect distress data from 50% of the sample units on the runways and 25% on taxiways and aprons.

4. PAVEAIR, developed by FAA, is a public, web-based application designed to assist organizations in the evaluation, management, and maintenance of their pavement networks. PAVEAIR is designed to fulfill the requirements of an Airport Pavement Management System as identified in Advisory Circular (AC) 150.5380-7A. The software is available for use at no cost. KSA will perform PAVEAIR Database Setup including Pavement Inventory creation including location of all airside pavements and type of pavement.

5. Historical Information Collection and Entry including: a) Pavement Structure, b) Year of Construction, c) M&R Histories d) Geotechnical information, e) Traffic Data. Historical pavement construction and maintenance data and all geotechnical information will need to be provided by the San Angelo Regional Airport (SJT) staff to the consultant for populating the database.

6. Mobilization and Data Collection: Performing Visual Distress Surveys and Heavy Weight Deflection Surveys to collect pavement condition data

7. Data Analysis:
   i. Visual data using PAVEAIR including quality control, verification of pavement deterioration modeling and maintenance strategies development.
   ii. Back-calculation of deflection data from HWD testing to generate pavement layer moduli.

8. Report Generation including:
   i. Current PCIs,
   ii. Forecasted PCIs,
   iii. PCNs of airside pavements,
   iv. Determining future Maintenance and Rehabilitation timing
   v. Maintenance budgets.

9. Final Meeting and Presentation.

10. Any additional scope of work noted in the Owner and FAA review comments that is not specifically noted herein will require additional compensation by the Owner.

B. DESIGN REQUIREMENTS

1. All work will be performed in conformance with ASTM D5340-12 Standard Test Method for Airport Pavement Condition Index Surveys and AC 150/5335-5C

C. DELIVERABLES

1. This amendment includes submission of up to six sets of the PMP report with processed visual and HWD data.

D. EXCLUSIONS

1. No landside pavements will be included in this project.

II. SCHEDULE

The Pavement Inventory Definition (PID) Phase will commence with written notification from the Owner to the Engineer and shall be completed within ten (10) weeks of phase commencement

Data Collection (DC) Phase will commence upon completion of PID Phase and shall be completed within twelve (12) weeks of phase commencement.

The Data Analysis (DA) Phase will commence with completion of DC Phase and shall be completed within five (5) weeks of phase commencement.

The Report Generation (RG) Phase will commence with completion of DA Phase and shall be completed within five (5) weeks of phase commencement.

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Cynthia Preas, Real Estate Manager, Real Estate, 325-657-4212

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider approving a new month-to-month commercial lease with Tri-Star Fleet Sales and Services, LP for the lease of 0.604 acres out of Emil Hermes Survey-174, commonly known as 4202 S Bryant Blvd and being located on the corner of Ben Ficklin and S. Bryant Blvd., San Angelo, Tom Green County (C. Preas)

Summary/History:

Property was previously leased by Hawk Portable Buildings, Inc on a month-to-month basis. This lease began February 2015 and ended May 31, 2016.
Tenant will be responsible for utilities and maintenance of the building and grounds.
Lease will operate month-to-month until the market is more favorable for the sale of the property.

Financial Impact:

Monthly lease rate of $1,000.
Tenant will be responsible for utilities and maintenance of the building and grounds, thus relieving City staff of the responsibility.

Other Information/Recommendation:

Staff recommends approval of the month-to-month commercial lease at the established rate

Attachments:

Presentation:

None

Approvals/Reviews:

Cynthia Preas	Created/Initiated
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Rebeca Guerra, Planning Manager, Planning and Development Services, 325-657-4210

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Second Reading and Public Hearing of an Ordinance for a Street Name Change from "Creswell Street" to "Lighthouse Way" for a 472-foot length of the right-of-way from Vaughn Street to Austin Street (J. James)

Summary/History:

On May 10, 2016, the applicant, West Texas Lighthouse for the Blind, submitted an Application for Naming/Renaming a Street. The request is to rename Creswell Street to Lighthouse Way. Creswell Street is approximately 472 feet long from Austin Street to Vaughn Street. Creswell Street provides access to the West Texas Lighthouse for the Blind, Concho Bike and Lawn Equipment, W.E.T. Wash Company, and a southern entrance to Fairmount Cemetery, but has little through traffic as the street forms a loop via Vaughn Street and Jack Street back to Austin Street (a Minor Collector Street). The applicant has expanded operations and owns buildings on both sides of Creswell Street. The West Texas Lighthouse for the Blind currently uses 2001 Austin Street as a mailing and physical address although the main office fronts Creswell Street. None of the businesses with buildings on Creswell Street use a Creswell Street address. The applicant requests the Street Name Change to Lighthouse Way to make it easier for customers, vendors and delivery drivers to locate their business. The applicant has indicated that currently, people call the office to ask for better directions as Creswell Street is a short street and the main office is not visible from Austin Street.

Financial Impact:

N/A

Other Information/Recommendation:

Attachments:

1. Staff Report — Staff Report_Cresswell to Lighthouse Name Change City Council.docx
2. Draft Ordinance — Lighthouse Way Ordinance_FINAL.docx

Presentation:

Jon James

Approvals/Reviews:

Rebeca Guerra	Created/Initiated
Jon James	Approved
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved

Becky Dunn	Approved
Bryan Kendrick	Final Approval

STAFF REPORT

Meeting: July 12, 2016
August 2, 2016

To: City Council

From: Jon James, AICP
Director

Through: Rebeca A. Guerra, AICP, LEED-AP, CPD
Planning Manager

Request: A request for a Street Name Change from Creswell Street to Lighthouse Way

Location: The 472-foot length of the Creswell Street right-of-way from Vaughn Street and Austin Street, in south central San Angelo

History and Background:

On May 10, 2016, the applicant, West Texas Lighthouse for the Blind, submitted an Application for Naming/Renaming a Street. The request is to rename Creswell Street to Lighthouse Way. Creswell Street is approximately 472 feet long from Austin Street to Vaughn Street. Creswell Street provides access to the West Texas Lighthouse for the Blind, Concho Bike and Lawn Equipment, W.E.T. Wash Company, and a southern entrance to Fairmount Cemetery, but has little through traffic as the street forms a loop via Vaughn Street and Jack Street back to Austin Street (a Minor Collector Street). The applicant has expanded operations and owns buildings on both sides of Creswell Street. The West Texas Lighthouse for the Blind currently uses 2001 Austin Street as a mailing and physical address although the main office fronts Creswell Street. None of the businesses with buildings on Creswell Street use a Creswell Street address. The applicant requests the Street Name Change to Lighthouse Way to make it easier for customers, vendors and delivery drivers to locate their business. The applicant has

indicated that currently, people call the office to ask for better directions as Creswell Street is a short street and the main office is not visible from Austin Street.

Planning Commission Recommendation:

On June 20, 2016, the Planning Commission recommended **APPROVAL** of the applicant's request for a Street Name Change from Creswell Street to Lighthouse Way, subject to two (2) Conditions, by a unanimous 6–0 vote. The following is the complete excerpt of the unofficial minutes from the June 20, 2016, meeting for this case:

> David Fee, Senior Planner, outlined the request for the Street Name Change from Creswell Street to Lighthouse Way. He explained that the West Texas Lighthouse for the Blind requested the street name change because visitors and delivery vehicles were having difficulty finding the facility on Creswell Street which is a short street. The address for the main building of the West Texas Lighthouse for the Blind is on 2001 Austin Street which is not visible from Austin Street itself. In addition, the West Texas Lighthouse for the Blind wishes to honor its employees and raise the profile of the company in the community. The company receives no Federal of State funding so it depends on company sales to remain in operation. Mr. Fee noted that none of the businesses along Creswell Street uses Creswell as an address nor does anyone use the similarly sounding street stub, Lighthouse Lane, which is more than 5 miles away and located south of Lake Nasworthy. The E-911 Address Coordinator expressed no objections to the proposed street name change.
>
> Chairperson Priess opened the public hearing for comment. There was no public comment.
>
> A Motion to recommend **APPROVAL** of the proposed Street Name Change from Creswell Street to Lighthouse Way, subject to the two (2) Conditions of Approval stated in the Staff Report, was made by Commissioner Farmer and seconded by Commissioner Spano. The motion carried unanimously, 6-0.

Staff Recommendation:

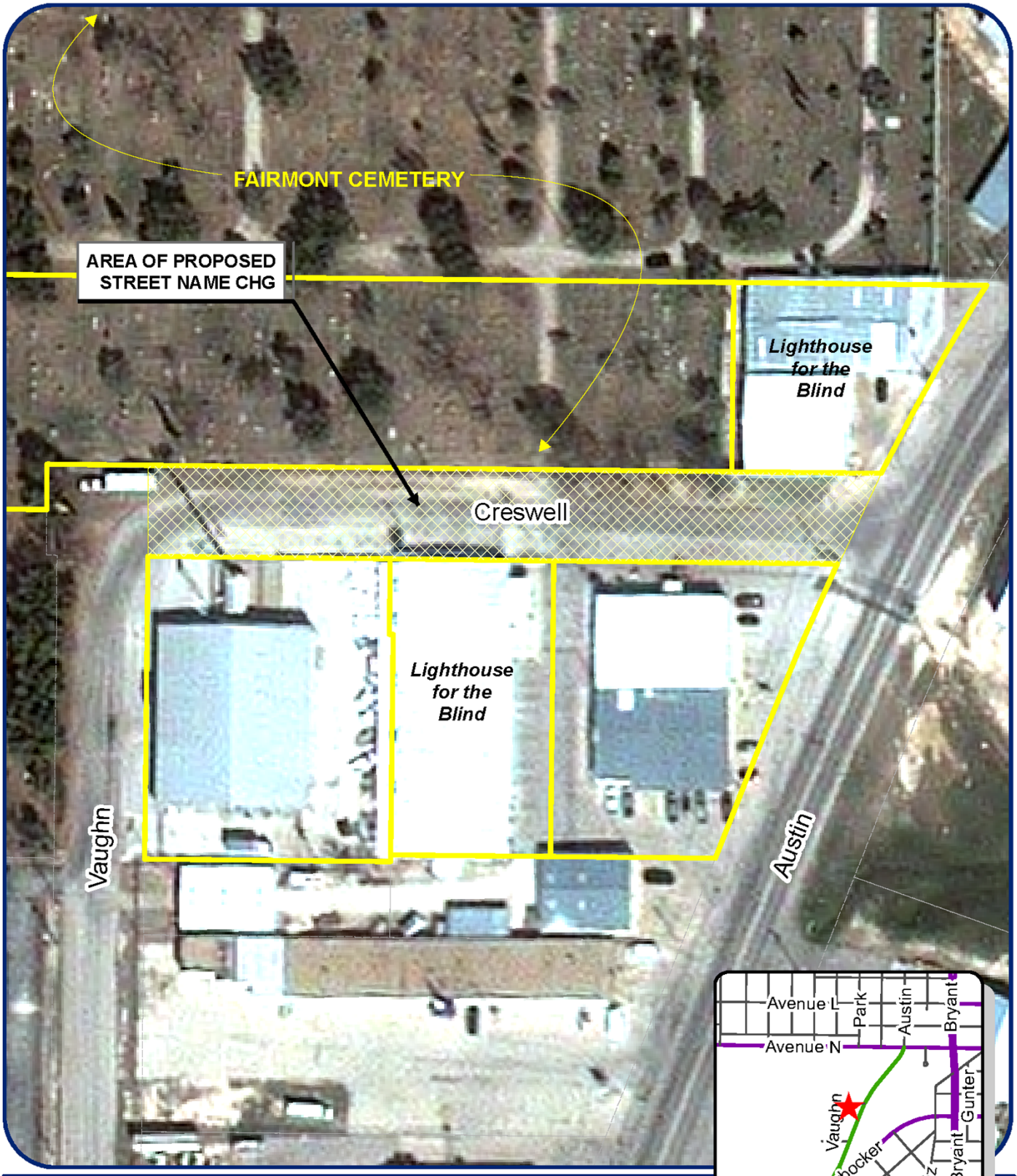
Staff's recommendation is for the City Council to **APPROVE** the proposed Street Name Change from Creswell Street to Lighthouse Way, **subject to the following two (2) Conditions of Approval**:

1. A request to the City's 911 Addressing Coordinator shall be submitted for an address/street name change for addresses affected by the street name change.

2. Payment to the City of San Angelo shall be made for the installation of two street identification signs at the intersections with Austin Street and Vaughn Street. All signage shall be designed and erected in accordance with local regulations.

.

Attachments: Aerial Map
Future Land Use Map
Zoning Map
Major Thoroughfare Map



Street Name Change Case File

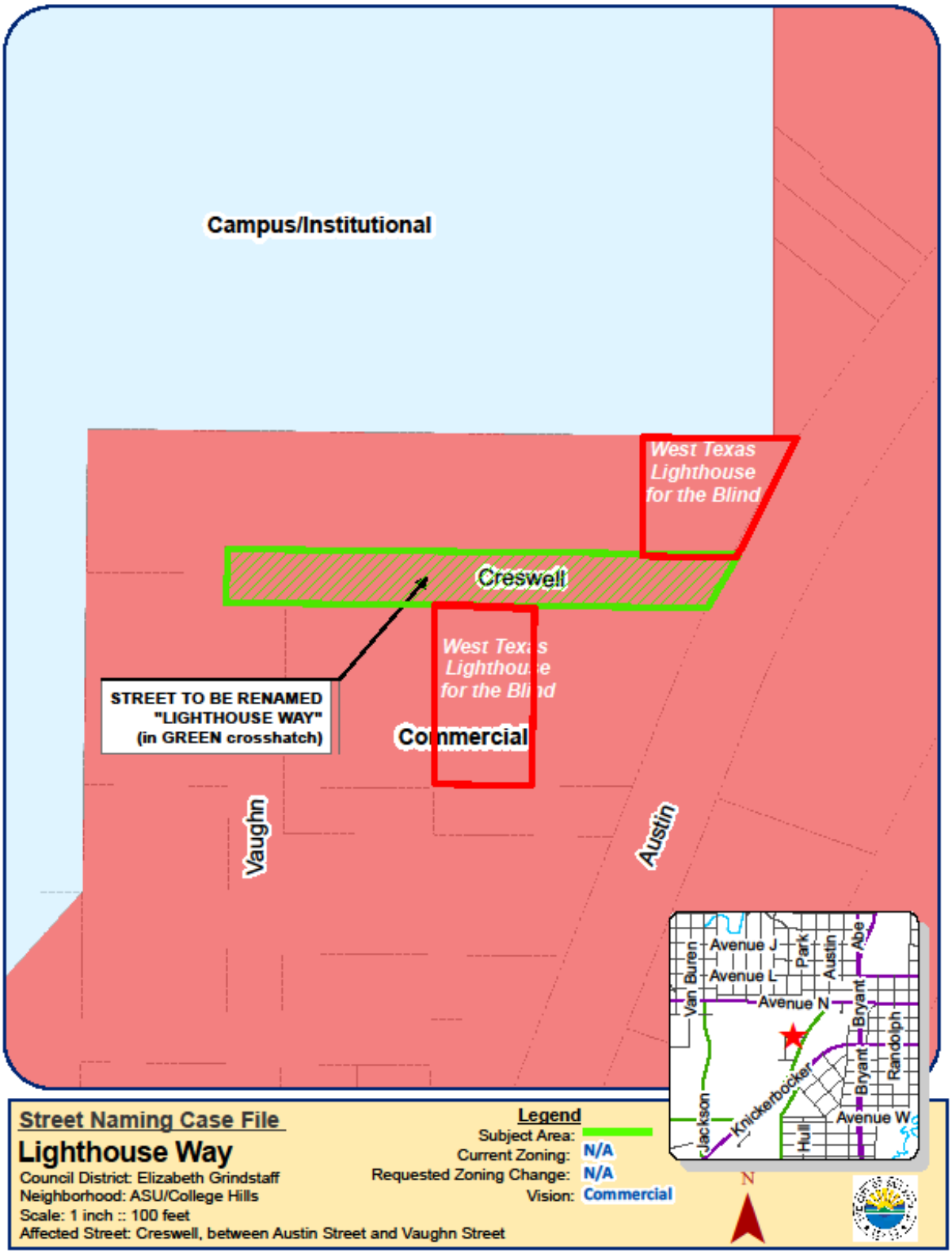
Lighthouse Way

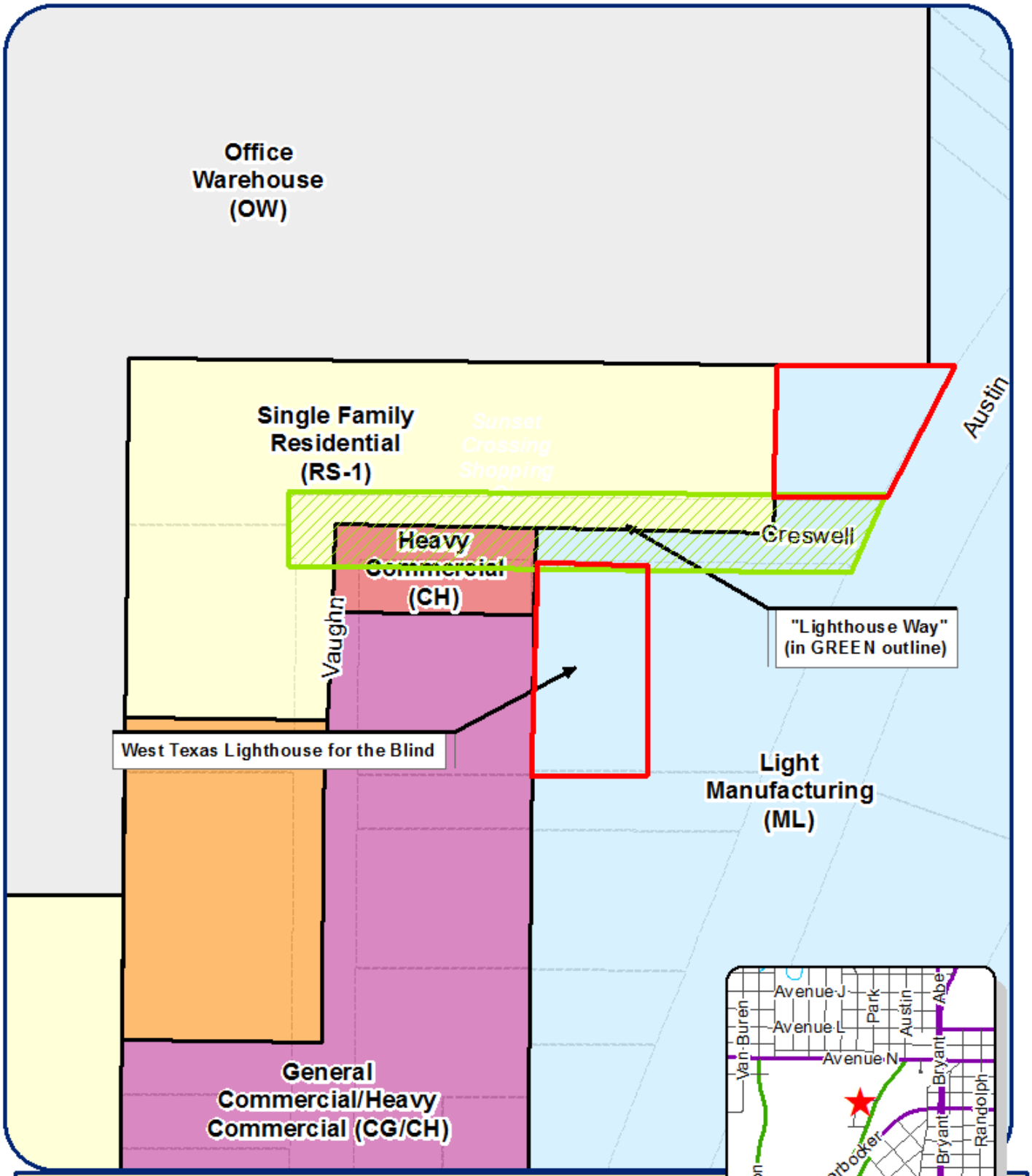
Council District: Elizabeth Grindstaff
Neighborhood: ASU/College Hills
Scale: 1 inch :: 100 feet
Affected Street: Creswell Street, between Austin Street and Vaughn Street

Legend

Affected Properties:
Current Zoning: N/A
Requested Zoning Change: N/A
Vision: N/A

N


Campus/Institutional
West Texas Lighthouse for the Blind
Creswell
West Texas Lighthouse for the Blind
STREET TO BE RENAMED "LIGHTHOUSE WAY" (in GREEN crosshatch)
Commercial
Vaughn
Austin
Avenue J
Avenue L
Avenue N
Avenue W
Van Buren
Park
Austin
Abe
Bryant
Randolph
Knickerbocker
Jackson
Hull
N
Street Naming Case File
Lighthouse Way
Council District: Elizabeth Grindstaff
Neighborhood: ASU/College Hills
Scale: 1 inch :: 100 feet
Affected Street: Creswell, between Austin Street and Vaughn Street
Legend
Subject Area:
Current Zoning: N/A
Requested Zoning Change: N/A
Vision: Commercial



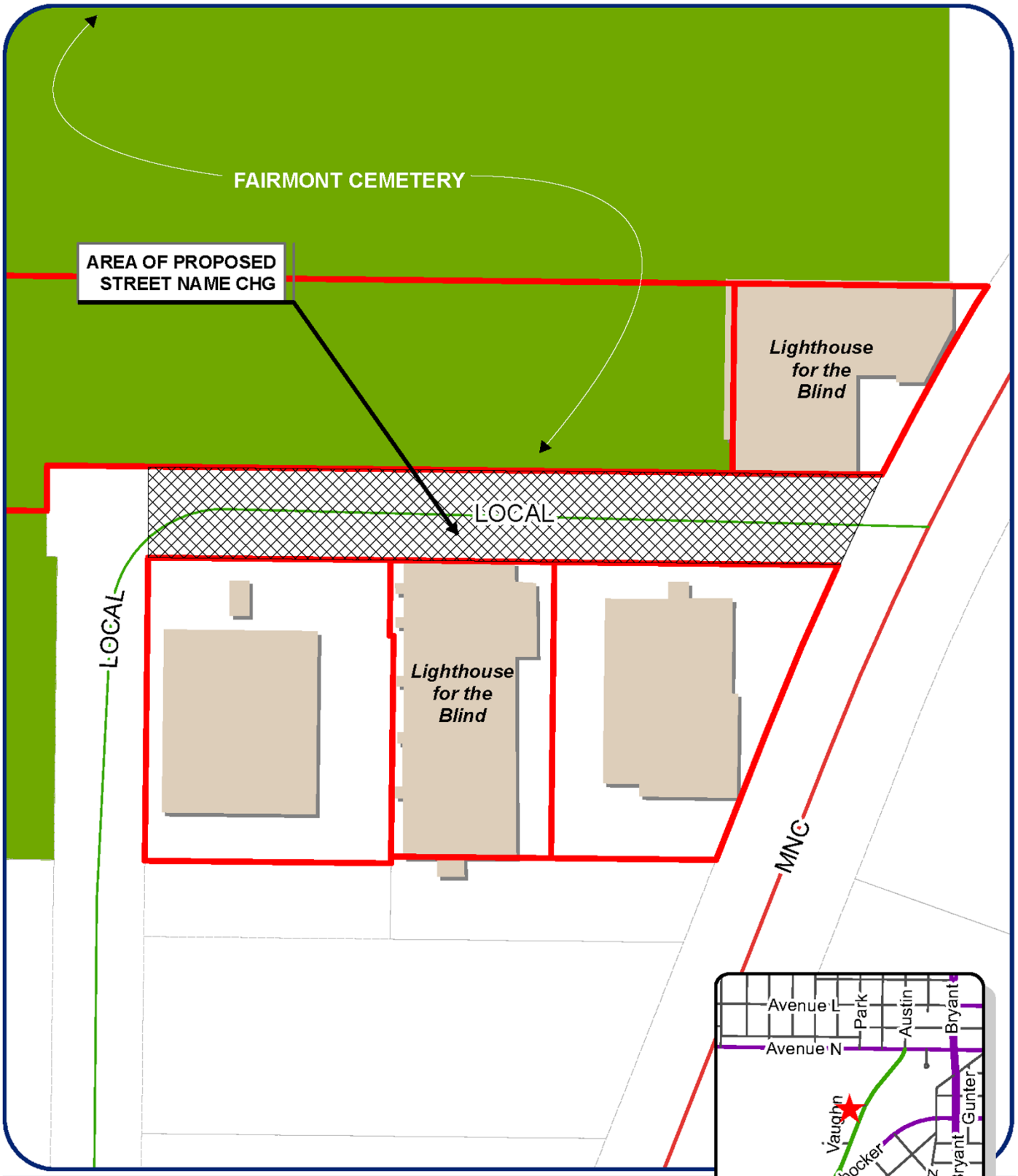
Street Naming Case File

Lighthouse Way

Council District: Elizabeth Grindstaff
Neighborhood: Sunset
Scale: 1 inch :: 100 feet
Affected Street: Creswell Street, between Austin St. and Vaughn St.

Legend

Subject Area:
Current Zoning: ML
Requested Zoning Change: N/A
Vision: Commercial



Street Name Change Case File

Lighthouse Way

Council District: Elizabeth Grindstaff
Neighborhood: ASU/College Hills
Scale: 1 inch :: 100 feet
Affected Street: Creswell Street, between Austin Street and Vaughn Street

Legend

Affected Properties:
Current Zoning: N/A
Requested Zoning Change: N/A
Vision: N/A

N

AN ORDINANCE CHANGING THE NAME OF CRESWELL STREET, A LOCAL STREET ON THE CITY'S MAJOR THOROUGHFARE PLAN OF APPROXIMATELY 472-FOOT EAST/WEST RIGHT-OF-WAY BETWEEN VAUGHN STREET AND AUSTIN STREET IN SOUTH CENTRAL SAN ANGELO, FROM "CRESWELL STREET" TO "LIGHTHOUSE WAY," AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Creswell Street is classified as a "Local Street" in the City's Major Thoroughfare Plan that runs east/west between Vaughn Street and Austin Street in south central San Angelo; and

WHEREAS, West Texas Lighthouse for the Blind has requested a name change from "Creswell Street" to "Lighthouse Way" to facilitate emergency vehicle, commercial delivery and general public identification of its location and access to its facilities; and

WHEREAS, there are no establishments that front on or utilize Creswell Street for address purposes; and

WHEREAS, West Texas Lighthouse for the Blind provides meaningful employment to the blind and visually impaired while manufacturing numerous products to a variety of customers, and such benefits would be enhanced by implementation of the requested street name change, and

WHEREAS, the proposed street name change will allow for proper wayfinding and relieve some confusion for customers and visitors that seek to locate the facility.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SAN ANGELO:

Section 1. That Creswell Street, extending east/west between Vaughn Street and Austin Street in south central San Angelo be and is hereby re-named: "Lighthouse Way."

Section 2. That this Ordinance shall become effective from and after the date of its adoption.

INTRODUCED on the **12th day of July, 2016** and finally PASSED, APPROVED AND ADOPTED on this the **2nd day of August, 2016.**

THE CITY OF SAN ANGELO

_____

Dwain Morrison, Mayor

ATTEST:

_____
Bryan Kendrick, City Clerk

Approved As To Form:

_____
Theresa James, City Attorney

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Allison Strube, Water Utilities Assistant Director, Water Utilities, 325-657-4209

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Second Reading and consider adopting an ordinance amending chapter 11 "utilities", article 11.5 "water conservation and drought contingency plant", section 11.5.003 "drought stages and water management measures", by amending the minimum criteria for establishing water supply stage drought levels I, II, and III (A. Strube)

Summary/History:

The proposed amendment to Chapter 11.05 of the City's Code of Ordinances is being brought at this time to provide clarity on the months of water supply calculation. The months of water supply is essential to the Water Conservation and Drought Contingency Plan because it is the key component to the enacting or retracting of the 3 drought stages.

Once the Hickory Groundwater Project was officially connected to our water supply system, the Water Conservation and Drought Contingency Plan was not amended to reflect how water in the aquifer would contribute to the calculation of water supply.

The water supply calculation will include the required minimum daily groundwater production coupled with the total amount of surface water available, as determined by the water utilities director, to the city from its developed water sources.

Financial Impact:

No fiscal impact

Other Information/Recommendation:

This amendment to the ordinance is updated per recommendations made by both City Council at the June 21, 2016 meeting and by the Water Advisory Board at the June 20, 2016 meeting. The first reading of this ordinance amendment passed unanimously at the July 12, 2016 City Council meeting.

Attachments:

1. Ordinance Amendment 16-XXX_WU_DROUGHT_CONTINGENCY_PLAN_AMEND_06-12-16 (002).docx

Presentation:

Approvals/Reviews:

Allison Strube	Created/Initiated
Bill Riley	Approved
Theresa James	Approved

Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

AN ORDINANCE OF THE CITY OF SAN ANGELO, TEXAS, AMENDING CHAPTER 11 "UTILITIES," ARTICLE 11.5 "WATER CONSERVATION AND DROUGHT CONTINGENCY PLAN", SECTION 11.5.003 "DROUGHT STAGES AND WATER MANAGEMENT MEASURES", BY AMENDING THE MINIMUM CRITERIA FOR ESTABLISHING WATER SUPPLY STAGE DROUGHT LEVELS I, II AND III TO INCLUDE MINIMUM DAILY GROUNDWATER PRODUCTION; PROVIDING FOR SEVERABILITY; AND, PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of San Angelo Water Conservation and Drought Contingency Plan establishes three water supply stage drought levels with designated water management measures for each drought level based upon the future supply of available water as determined by the Water Utilities Director; and,

WHEREAS, the Hickory Groundwater Supply Project has become operational and contributes to the municipality's water supply, which minimum daily groundwater production shall be taken into account when determining an applicable water supply stage drought level:

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS:

Section 1. Chapter 11 "Utilities," Article 11.5 "Water Conservation and Drought Contingency Plan," Section 11.05.003 Subsection (d), subparagraph (1) is amended in its entirety to read as follows:

"(d) Water supply stage - Drought Level I.

(1) The minimum criteria for this drought stage shall be the following: The required minimum daily groundwater production coupled with the total amount of surface water available, as determined by the water utilities director, to the city from its developed water sources is less than a 24-month supply."

Section 2. Chapter 11 "Utilities," Article 11.5 "Water Conservation and Drought Contingency Plan," Section 11.05.003 Subsection (e), subparagraph (1) is amended in its entirety to read as follows:

"(e) Water supply stage - Drought Level II.

(1) The minimum criteria for this drought stage shall be the following: The required minimum daily groundwater production coupled with the total amount of surface water available, as determined by the water utilities director, to the city from its developed water sources is less than an 18-month supply."

Section 3. Chapter 11 "Utilities," Article 11.5 "Water Conservation and Drought Contingency Plan," Section 11.05.003 Subsection (f), subparagraph (1) is amended in its entirety to read as follows:

"(f) Water supply stage - Drought Level III.

(1) The minimum criteria for this drought stage shall be the following: The required minimum daily groundwater production coupled with the total amount of surface water available, as determined by the water utilities director, to the city from its developed water sources is less than a 12-month supply."

Section 4. All provisions of Chapter 11, Article 11.5, Section 11.05.003 not amended hereby shall continue in full force and effect.

Section 5. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, paragraph, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, sentences, clauses or phrases be declared unconstitutional; or invalid.

Section 6. This Ordinance shall become effective from and after its adoption as required by law.

INTRODUCED on the 12th day of July, 2016, and finally PASSED, APPROVED and ADOPTED on this the _____ day of _____2016.

ATTEST: CITY OF SAN ANGELO

_____ BY: _____

Bryan Kendrick, City Clerk Dwain Morrison, Mayor

Approved as to form:

_____

Theresa James, City Attorney

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Rebeca Guerra, Planning Manager, Planning and Development Services, 325-657-4210

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Second Reading and Public Hearing on ordinances to repeal an Ordinance approved on September 18, 2012, naming a private drive as "Time Clock Drive" and to designate an unnamed private drive in the 2900 block of Southwest Boulevard as “Time Clock Drive” (J. James)

Summary/History:

On September 18, 2012, the San Angelo City Council approved an Ordinance to designate an unnamed and unplatted private driveway / drive aisle located on a 3.757-acre portion of Block CC, College Hills South Addition, Section 30 as “Time Clock Drive.” That property fronts West Loop 306 and is situated east of Forest Trail and west of College Hills Boulevard. The drive aisle runs linear, northeast to southwest, and provided secondary, unfettered access between Loop 306 and Wildewood Drive. Perpendicular parking spaces run along both sides of this drive aisle. Had this been a public or private roadway, such parking would have been counter to Zoning Ordinance restrictions on head-in parking from a street or roadway. The property owner at the time of the application was Data Management, Incorporated, d.b.a. Time Clock Plus. The property contains a 27,000-square-foot office building that, until early 2016, served as a regional operations office.

Due to expansion, the company has since relocated to a larger facility currently located at 2950 Southwest Boulevard. The 65,000-square-foot facility is a former retail anchor building which is part of the overall 227,000-square-foot Sunset Crossing Shopping Center and has housed several different tenants over the years, the most recent tenant being an oilfield services company. The overall shopping center has numerous tenants and largely fronts along the west side of Southwest Boulevard. Several individual commercial buildings are also located along Southwest Boulevard to the east of the Time Clock Plus facility and are not associated with the shopping center. As a matter of preference and addressing consistency, the business is petitioning the City to transfer the designation, “Time Clock Drive,” from its former location to its new location, which will be also be a private, unplatted, driveway and drive aisle within the shopping center development, or specifically, a portion of Tract A, College Hills West Addition, Section 8. To facilitate the address relocation, a two-fold request to repeal the September, 2012, Ordinance and supersede it with a new Ordinance relocating Time Clock Drive to the new Sunset Crossing location has been initiated by the business. The extent of the driveway / drive aisle to be designated Time Clock Drive is approximately 445 feet, emanating westward from Southwest Boulevard, along the front of the business, to the western edge of Tract A.

Financial Impact:

N/A

Other Information/Recommendation:

Attachments:

1.	Staff Report	C02_TimeClockDr_Staff Report (City Council).docx
2.	Draft Ordinance - Repeal	16-501_PL_TimeClockDr_REPEAL.docx
3.	Draft Ordinance - Time Crock Drive	16-501_PL_TimeClockDr_New Ordinance.docx

Presentation:

Jon James

Approvals/Reviews:

Rebeca Guerra	Created/Initiated
Jon James	Approved
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

STAFF REPORT

City Council Meetings: July 12, 2016
August 2, 2016

From: Jon James, AICP
Director

Through: Rebeca A. Guerra, AICP, LEED-AP, CPD
Planning Manager

Case: Street Name Designation – Time Clock Drive

Request: A request for the following: (1) to repeal, in its entirety, the Ordinance approved and adopted on September 18, 2012, designating an unnamed private drive located on a 3.757-acre portion of Block CC, College Hills South Addition, Section 30, as "Time Clock Drive," thereby abandoning and removing all geographical and addressing references thereto; and instead (2) ordain a portion of Tract A, College Hills West Addition, Section 8, as "Time Clock Drive"

Location: 2950 Southwest Boulevard; generally located along the west side of Southwest Boulevard, across from Deerfield Road

General Information

Future Land Use:	Commercial
Current Zoning:	General Commercial (CG)
Existing Use:	Anchor building for a commercial strip center, currently functioning as an office building

Surrounding Zoning / Land Use:

North:	General Commercial (CG)	Commercial Strip Center Parking Lot
West:	General Commercial (CG)	Commercial Strip Center
South:	General Commercial (CG)	Vacant Land
East:	Neighborhood Commercial (CN)	Commercial Strip Center

District: CMD #6 – Charlotte Farmer

Neighborhood: Sunset

Thoroughfares/Streets: Not applicable; Private driveways and parking lot drive aisles within medium- to large-scale retail/commercial centers are not mentioned in the Major Thoroughfare Plan and are not subject, nor built, to public roadway standards.

History and Background:

On September 18, 2012, the San Angelo City Council approved an Ordinance to designate an unnamed and unplatted private driveway / drive aisle located on a 3.757-acre portion of Block CC, College Hills South Addition, Section 30 as "Time Clock Drive." That property fronts West Loop 306 and is situated east of Forest Trail and west of College Hills Boulevard. The drive aisle runs linear, northeast to southwest, and provided secondary, unfettered access between Loop 306 and Wildewood Drive. Perpendicular parking spaces run along both sides of this drive aisle. Had this been a public or private roadway, such parking would have been counter to Zoning Ordinance restrictions on head-in parking from a street or roadway. The property owner at the time of the application was Data Management, Incorporated, d.b.a. Time Clock Plus. The property contains a 27,000-square-foot office building that, until early 2016, served as a regional operations office.

Due to expansion, the company has since relocated to a larger facility currently located at 2950 Southwest Boulevard. The 65,000-square-foot facility is a former retail anchor building which is part of the overall 227,000-square-foot Sunset Crossing Shopping Center and has housed several different tenants over the years, the most recent tenant being an oilfield services company. The overall shopping center has numerous tenants and largely fronts along the west side of Southwest Boulevard. Several individual commercial buildings are also located along Southwest Boulevard to the

east of the Time Clock Plus facility and are not associated with the shopping center. As a matter of preference and addressing consistency, the business is petitioning the City to transfer the designation, "Time Clock Drive," from its former location to its new location, which will be also be a private, unplatted, driveway and drive aisle within the shopping center development, or specifically, a portion of Tract A, College Hills West Addition, Section 8. To facilitate the address relocation, a two-fold request to repeal the September, 2012, Ordinance and supersede it with a new Ordinance relocating Time Clock Drive to the new Sunset Crossing location has been initiated by the business. The extent of the driveway / drive aisle to be designated Time Clock Drive is approximately 445 feet, emanating westward from Southwest Boulevard, along the front of the business, to the western edge of Tract A.

Analysis:

Similar to the 2012 Ordinance, this new request involves the naming of an unplatted, private drive aisle located within a shopping center parking lot. This drive aisle does not provide discernible access only for Time Clock Plus employees and customers, however, and there is not an expressed intent to do so under the relocated designation. This driveway is one of five (5) along the west side of Southwest Boulevard that provide primary access to the Sunset Crossing Shopping Center.

Whereas the previous name designation was simply confined to one (1) property, this request is more complex and, if approved, would potentially impact at least five (5) contiguous properties as well as multiple storefronts within the shopping center. With the preference to retain the same naming designation, but at a different location, at least two (2) address changes will be necessary. Addresses or street names have generally never been portable or interchangeable instruments. A plausible and valid concern rests with the possibility of the company relocating again to another local facility, thereby prompting yet another similar action in a completely different location, or leaving the area altogether, thereby leaving the City responsible for rectifying the matter.

Approval of the request could perpetuate an already problematic precedent, the official naming of private driveways, which in doing so inadvertently and unnecessarily elevates their status and functionality in the local road hierarchy. This further exacerbates the set precedent by encouraging similar actions from other businesses who seek to either territorialize, promote brand or company visibility, or cement company identity outside of the conventional process of naming an existing public street right-of-way or creating a new street through the entitlement and development process. Albeit on a lesser scale, this precedent could also likely encourage similar requests from various other unlikely petitioners, ranging from private single-family residential homeowners to individual commercial properties, regardless of size, to institutions such as places of worship, schools (private or public), and colleges. If this precedent is further reinforced, the City would be hard-pressed to deny these petitions, no matter how inconsequential or nonsensical the request.

While the City's Code of Ordinances does not regulate street name changes, City staff has consistently used the following three (3) criteria for evaluating the appropriateness of all proposed street name changes within the city:

1. **Whether or not the street name change would confuse motorists and emergency vehicles –** The new name designation will apply to a commercial driveway leading into a drive aisle that runs through a parking lot, not a public or private roadway or a public access easement. As this request involves the use of an existing name designation that is currently found in a different location approximately 1.25 road miles away, this could understandably cause some motorist or client confusion, given that it may take time for electronic mapping (GPS) providers and trip advisors to update their records accordingly, processes that are ostensibly out of the City's control. Motorists typically expect businesses to be addressed on a public street and not on a driveway. Should an incident occur on this driveway, a participant could erroneously deduce that the driveway is instead a public street and attempt to assign liability to the City. From an emergency response standpoint, however, local emergency management and GIS staff stand ready to make any necessary and timely data changes to ensure a minimal disruption in response times, should the Ordinance authorizing the name designation be adopted. The Fire Department is opposed to the proposed request, and in fact spoke in opposition to the earlier street name change request for the site's previous location.

2. **Whether there is the same or similar name to the proposed street name –** The repeal of the September, 2012 Ordinance and its subsequent replacement with the proposed new Ordinance should eliminate the likelihood of street name duplication or similarity with names of actual streets. There are no records of any other closely related naming conventions in City databases, therefore from a local standpoint, the designation "Time Clock Drive" appears unique.

3. **Whether or not there is a justified reason to rename the street such as the naming for the betterment of the community or to honor a public figure –** It is not unusual for local jurisdictions to recognize businesses of local, regional, or national importance through the renaming of existing public streets or the creation of new public streets. Businesses may seek street name changes or new street designations out of a desire to either promote company or product awareness and identity, show a strong display of business pride, elevate a company's standing in the local market, establish tangible community ties, or simply territorialize. What is unusual about this request is that it does not involve a public street right-of-way, but rather a private driveway and drive aisle through a parking lot. This is unconventional and potentially problematic, as the previous analysis indicates. The petitioner has failed to demonstrate that this is the only available option, given the availability of other possible alternatives such as seeking an Honorarium through Resolution, incorporating the business name into some aspect of the shopping center's branding, renaming the overall shopping center in favor of the

Petitioner, or simply providing additional wall signage to draw attention to the business. Lastly, because this request appears to be driven by preference and choice, no appreciable amount of company or community benefit from the naming designation seems apparent.

Planning Commission Action:

This request was heard by the Planning Commission on June 20, 2016. In a 4-2 vote, the Commission recommended Approval of the request, subject to three (3) Conditions. Below is an excerpt from the meeting's unofficial minutes:

David Stallworth, Principal Planner, provided a brief synopsis of the case. Mr. Stallworth provided details on the former location of Time Clock Drive. Mr. Stallworth then indicated the new location of the general area to be designated, showed existing site conditions as well as various perspectives of the surrounding area, and elaborated on details of the proposed street name designation. Mr. Stallworth concluded his presentation with a recommendation to approve the rescinding of the September, 2012 Ordinance, and deny adoption of the proposed superseding Ordinance, along with his bases for both recommendations.

Commissioner Smith opened up deliberation by asking Staff on the extent and scope of the request, to which Mr. Stallworth responded. Barring further questions for Staff, Chairperson Preiss opened the public hearing for comments. Mr. Ernie Nabors, Chief Operating Officer for Data Management, Inc. (Time Clock Plus) approached the podium, identified himself and explained the rationale behind the request. Commissioner Smith expressed concerns over perceived liabilities by the City as a result of the designation. Roland Pena, City Economic Development Director, then approached the podium and expressed support for the proposed street name designation.

Commissioner Farmer made a Motion to recommend APPROVAL of the request. Commissioner Crisp seconded the Motion.

Mr. Stallworth outlined three (3) Conditions of Approval, as indicated in the staff report, for consideration in the event the Commission opted to recommend approval. Commissioner Farmer acknowledged that his Motion would be contingent upon the Conditions as read into the record by Mr. Stallworth. Commissioner Smith expressed reservations regarding approval of the request, which was followed by extensive discussions from Chairperson Preiss and Commissioners Farmer and Crisp. Mr. Nabors again approached the podium and asked for clarification on proposed Condition number two. Rebeca Guerra, Planning Manager, explained the need to legally memorialize the area to be designated in order to meet the spirit of the Land Development Code. Mr. Nabors agreed to the Conditions recommended by Staff.

The Motion passed, 4-2 (with Commissioners Stribling and Smith voting in opposition).

Staff Recommendation:

Staff's recommendation is for City Council to **APPROVE** the request to repeal, in its entirety, the Ordinance approved and adopted on September 18, 2012, and **DENY** the request to designate an unnamed private drive located on a 3.757-acre portion of Block CC, College Hills South Addition, Section 30, as "Time Clock Drive," thereby abandoning and removing all geographical and addressing references thereto, and instead ordaining a portion of Tract A, College Hills West Addition, Section 8, as "Time Clock Drive."

Should City Council wish to APPROVE the request to designate an unnamed private drive located on a 3.757-acre portion of Block CC, College Hills South Addition, Section 30, as "Time Clock Drive," thereby abandoning and removing all geographical and addressing references thereto, and instead ordaining a portion of Tract A, College Hills West Addition, Section 8, as "Time Clock Drive," however, the following three (3) Conditions of Approval are recommended:

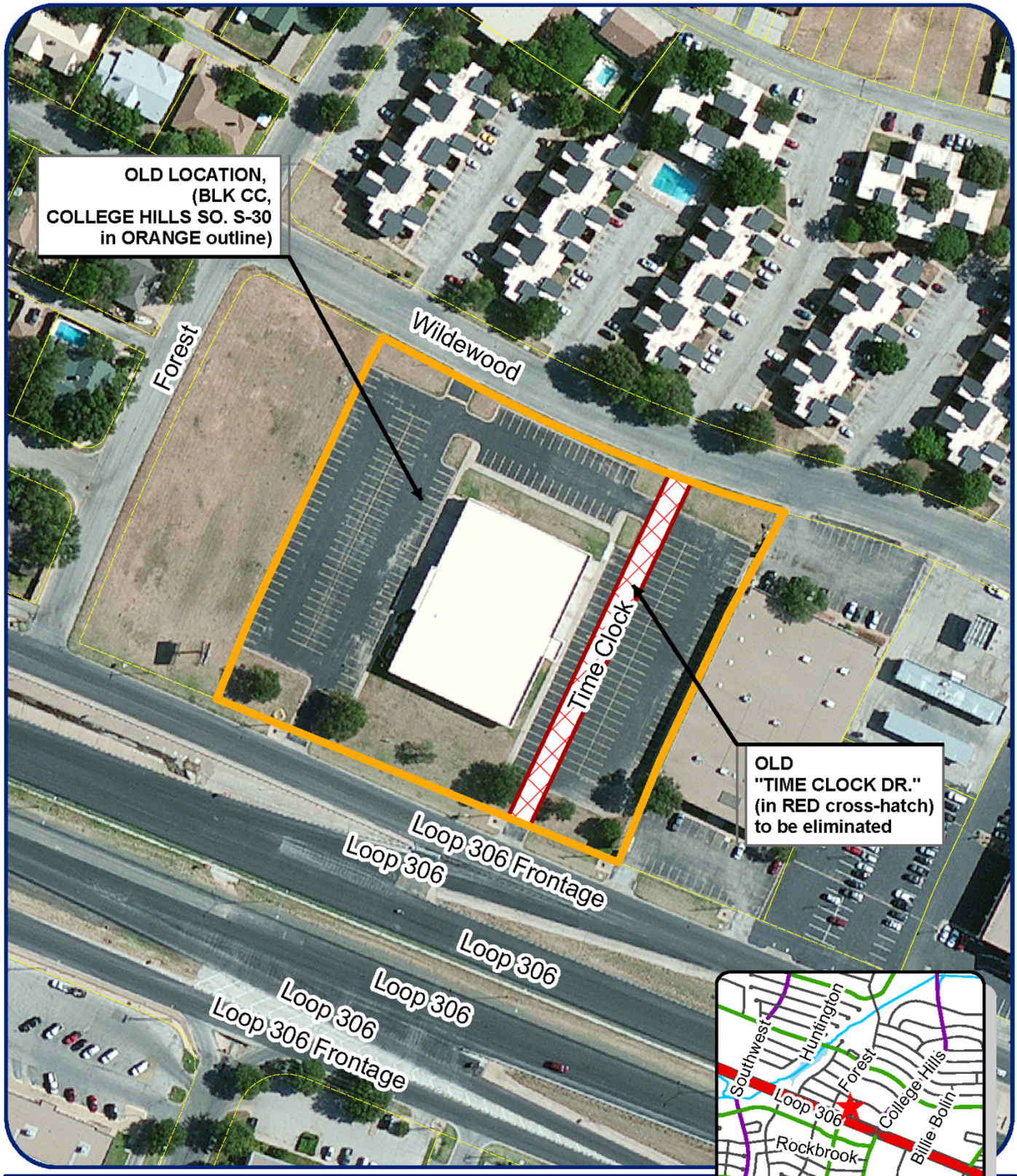
1. A request to the City's 911 Addressing Coordinator shall be submitted for an address/street name change for addresses affected by the street name change.

2. The Petitioner shall either: (a) record an instrument with the Tom Green County Clerk's Office establishing a public access easement extending westward form Southwest Boulevard and terminating at the westernmost property line of Tract A of the College Hills West Addition – Section 8, or (b) Replat Tract A of the College Hills West Addition – Section 8 to provide for a defined private street emanating westward from Southwest Boulevard and laid out in accordance with minimum City street standards.

3. Payment to the City of San Angelo shall be made for the installation of a street identification sign and any additional necessary traffic control signs at the intersection of the driveway with Southwest Boulevard. All signage shall be designed and erected in accordance with local regulations.

Attachments:

Aerial Map – Old Location
Aerial Map – New Location
Future Land Use Map
Zoning Map
Major Thoroughfare Map
Application



(Private) Street Naming Case File

Time Clock Drive (OLD)

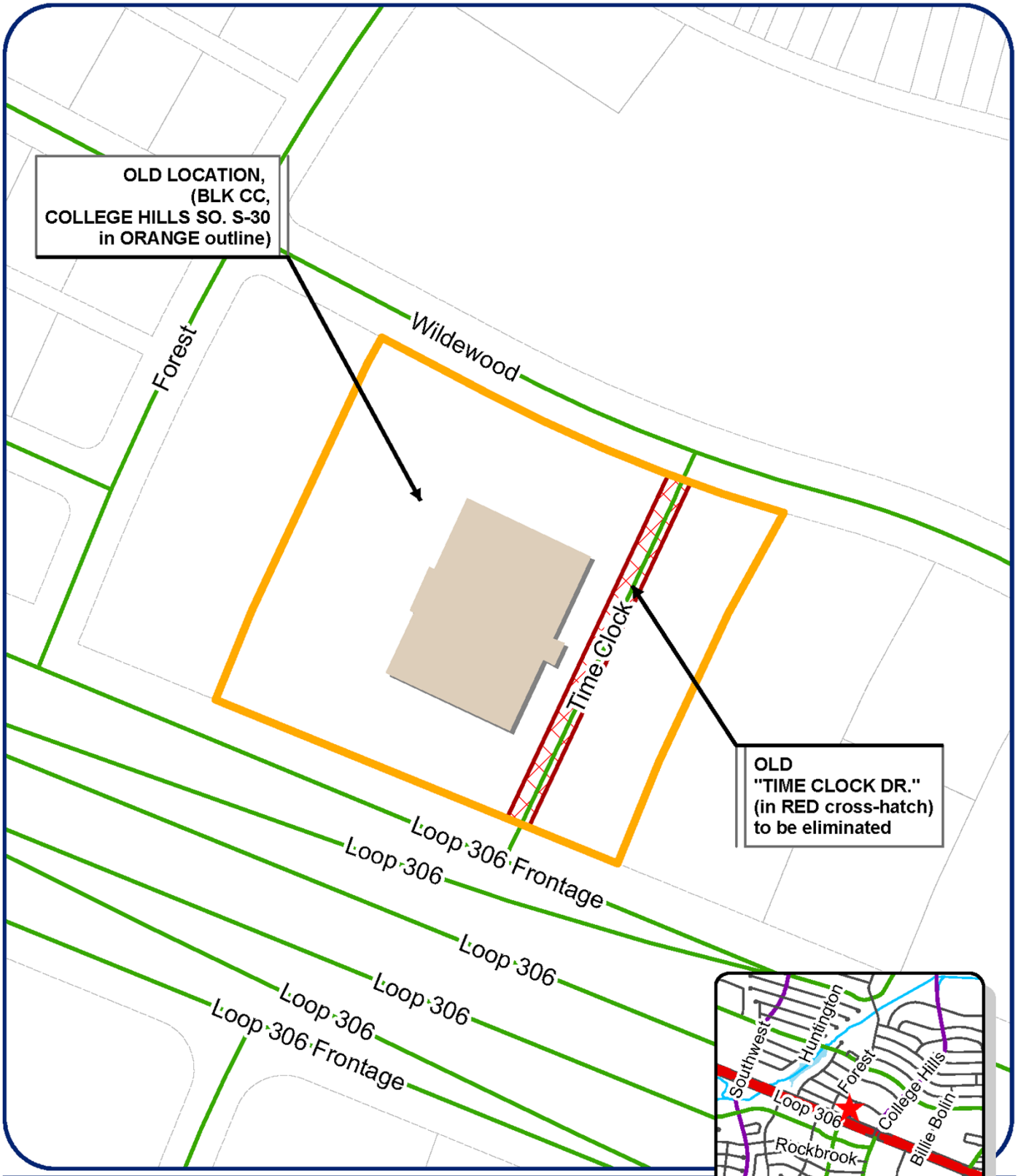
Council District: Charlotte Farmer
Neighborhood: Sunset
Scale: 1 inch :: 150 feet
Legal Descr.: Portion of Tr-A, College Hills West Add'n, S-8

Legend

Former Time Clock Dr.:
Current Zoning: CG
Requested Zoning Change: N/A
Vision: Commercial

N

Site Photographs



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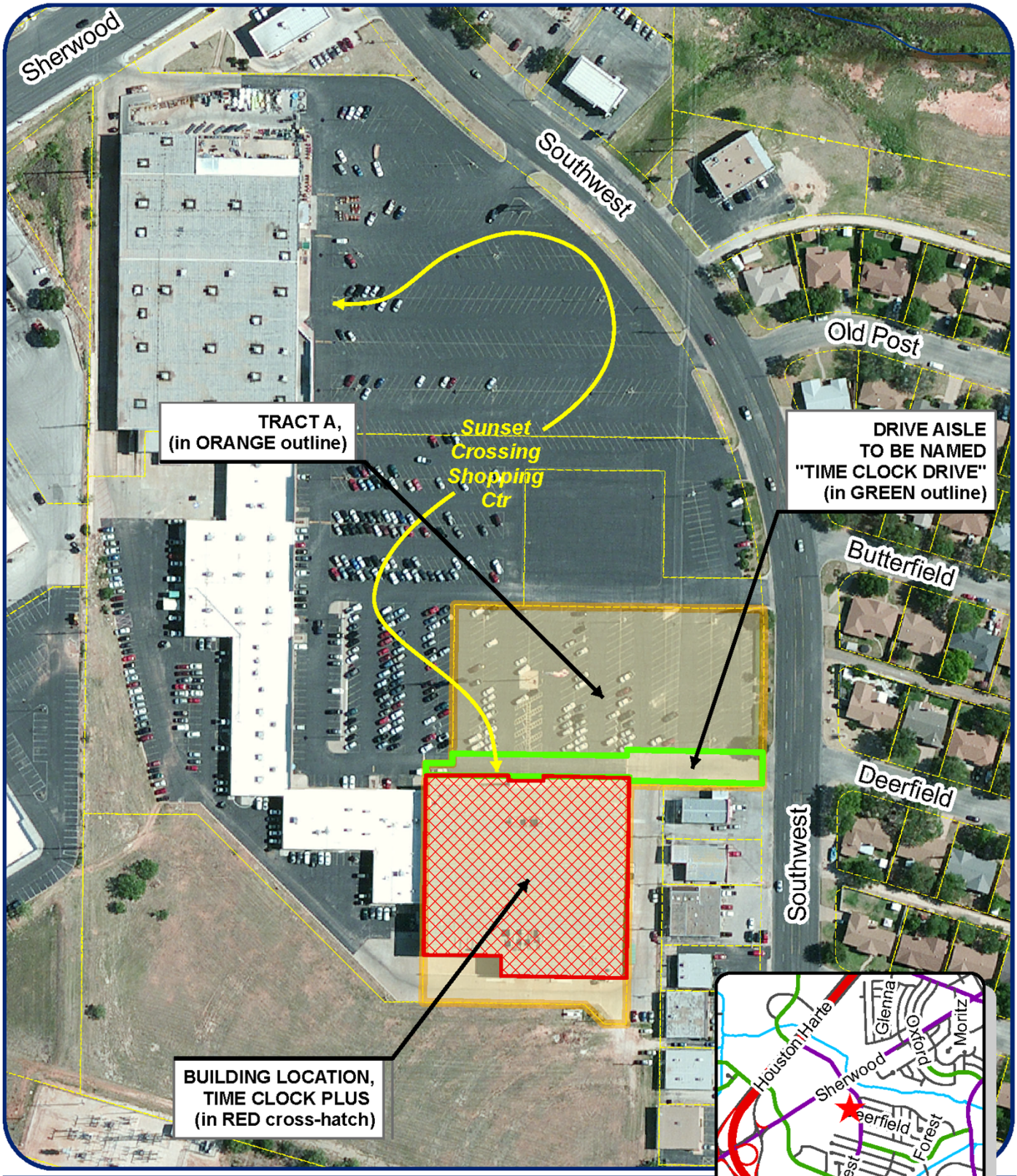
Vision: Commercial

N



(Private) Street Naming Case File

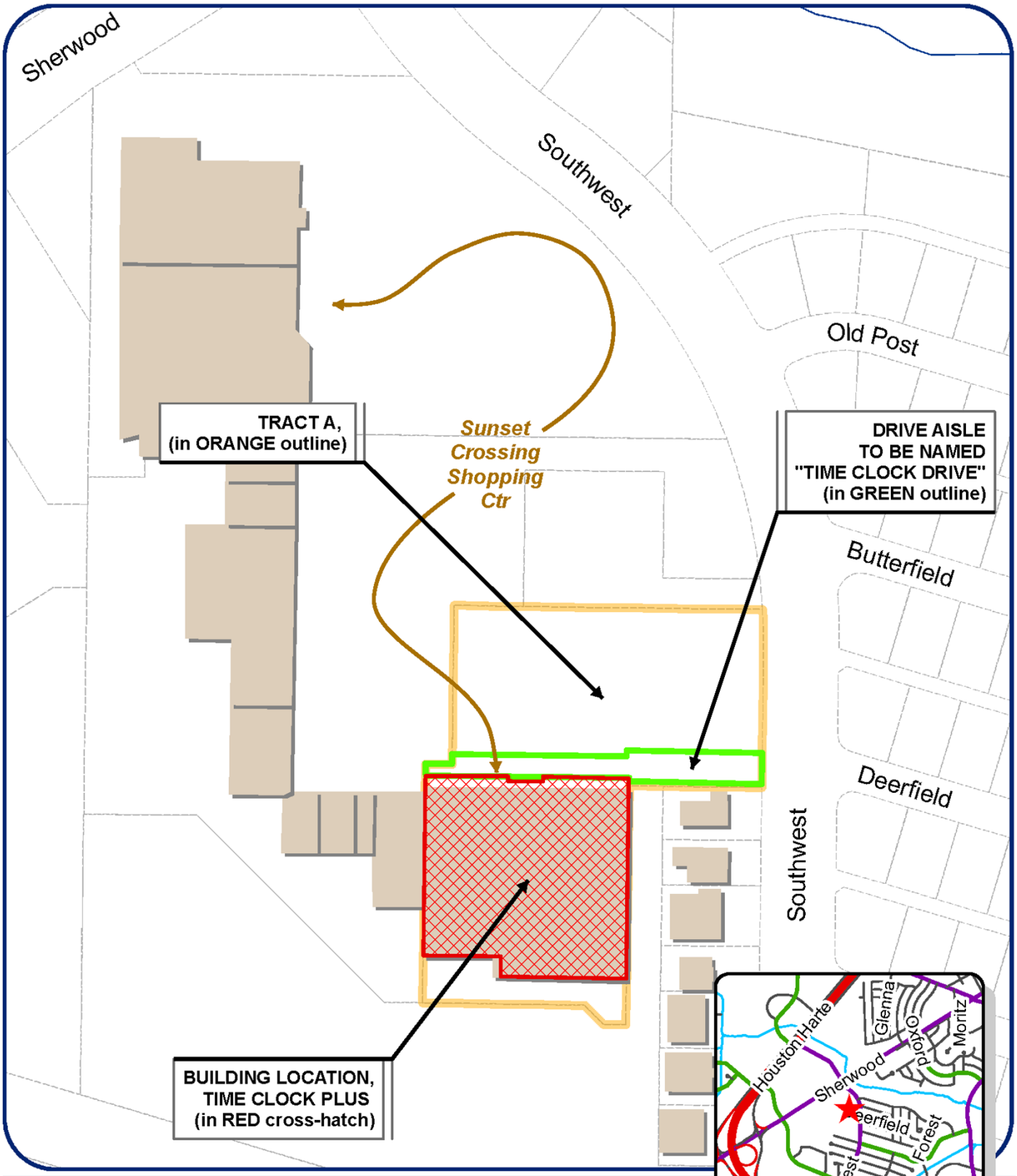
Time Clock Drive (NEW)

Council District: Charlotte Farmer
Neighborhood: Sunset
Scale: 1 inch :: 200 feet
Legal Descr.: Portion of Tr-A, College Hills West Add'n, S-8

Legend

Subject Area:
Current Zoning: CG
Requested Zoning Change: N/A
Vision: Commercial

N



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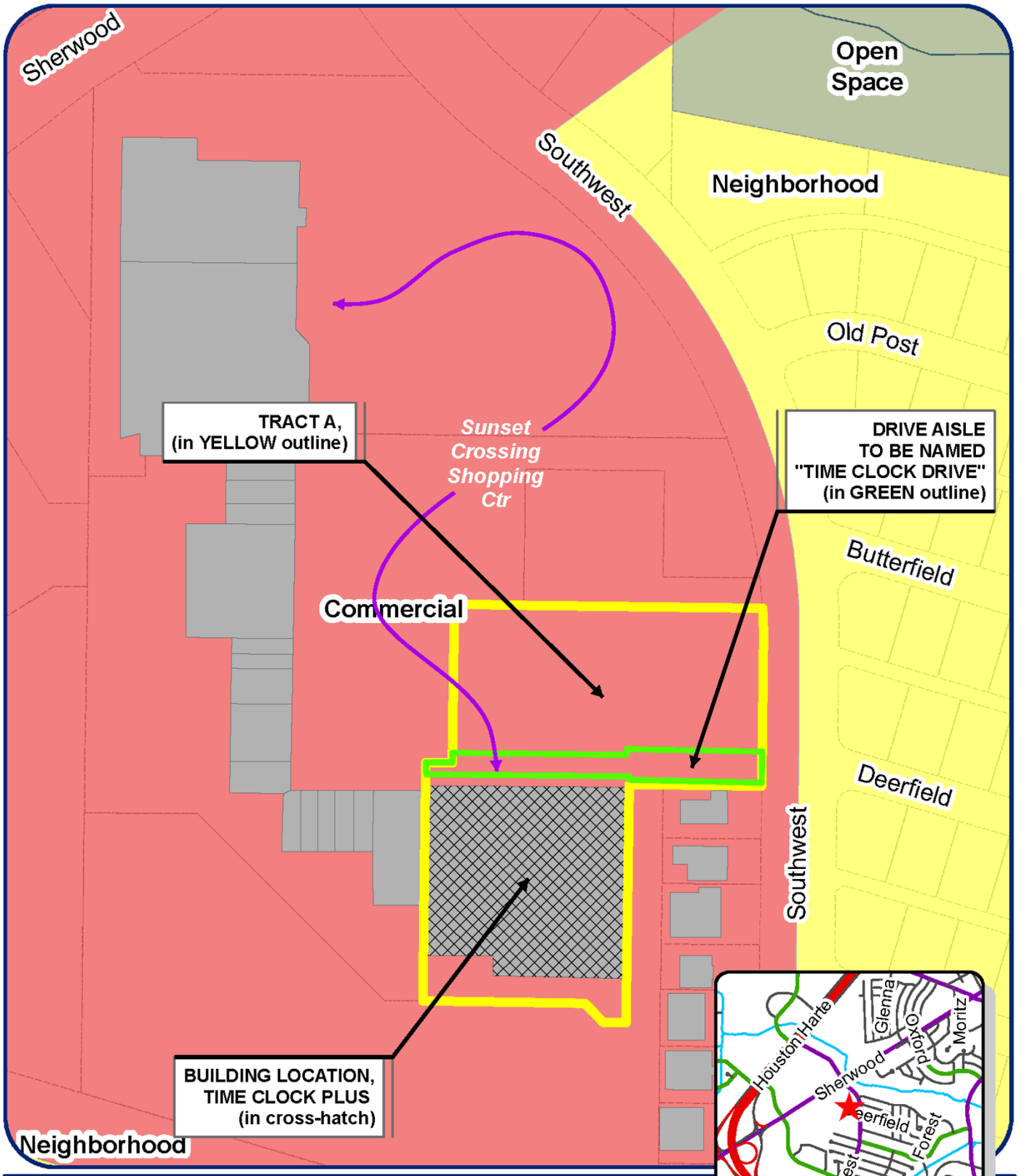

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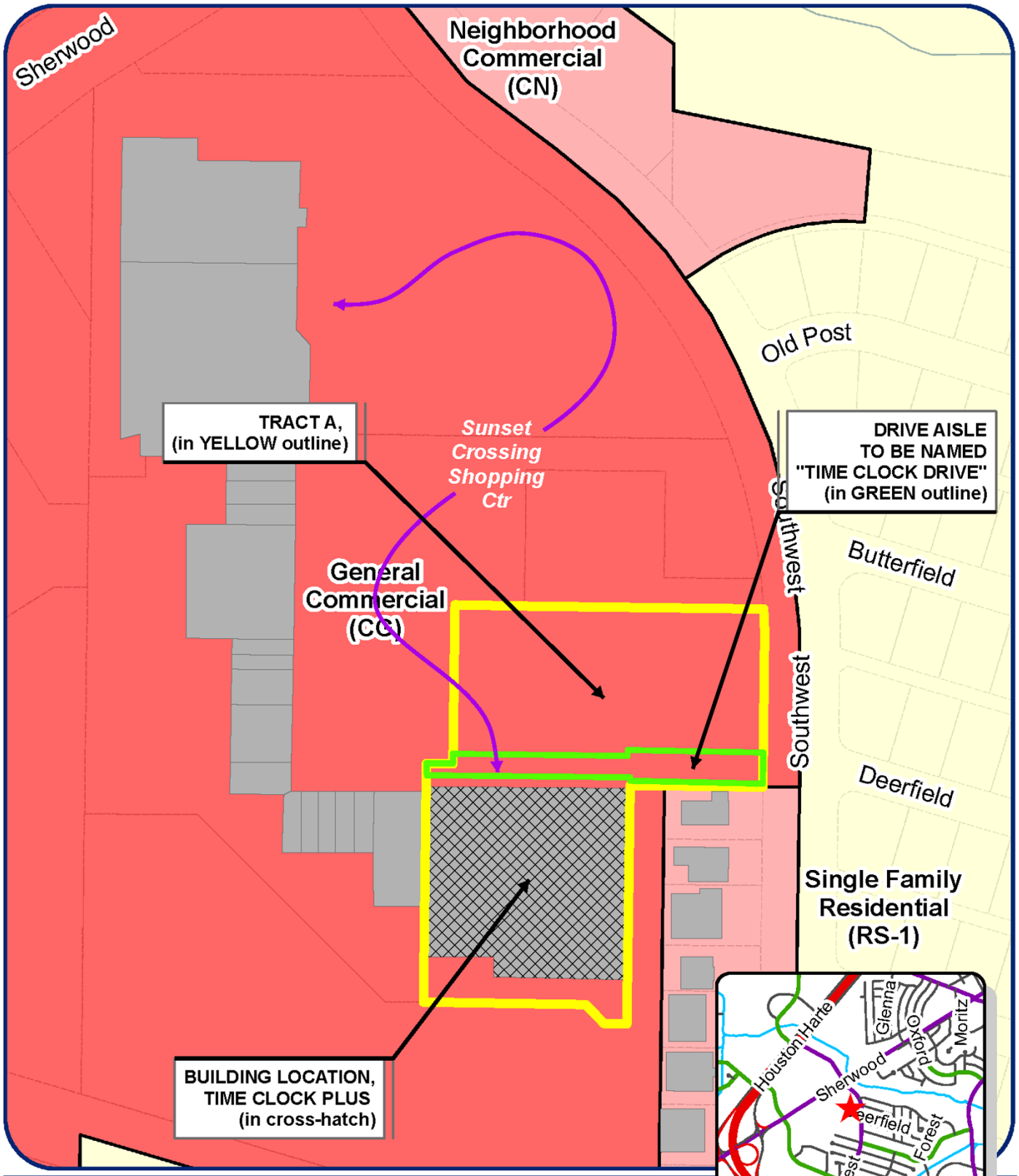

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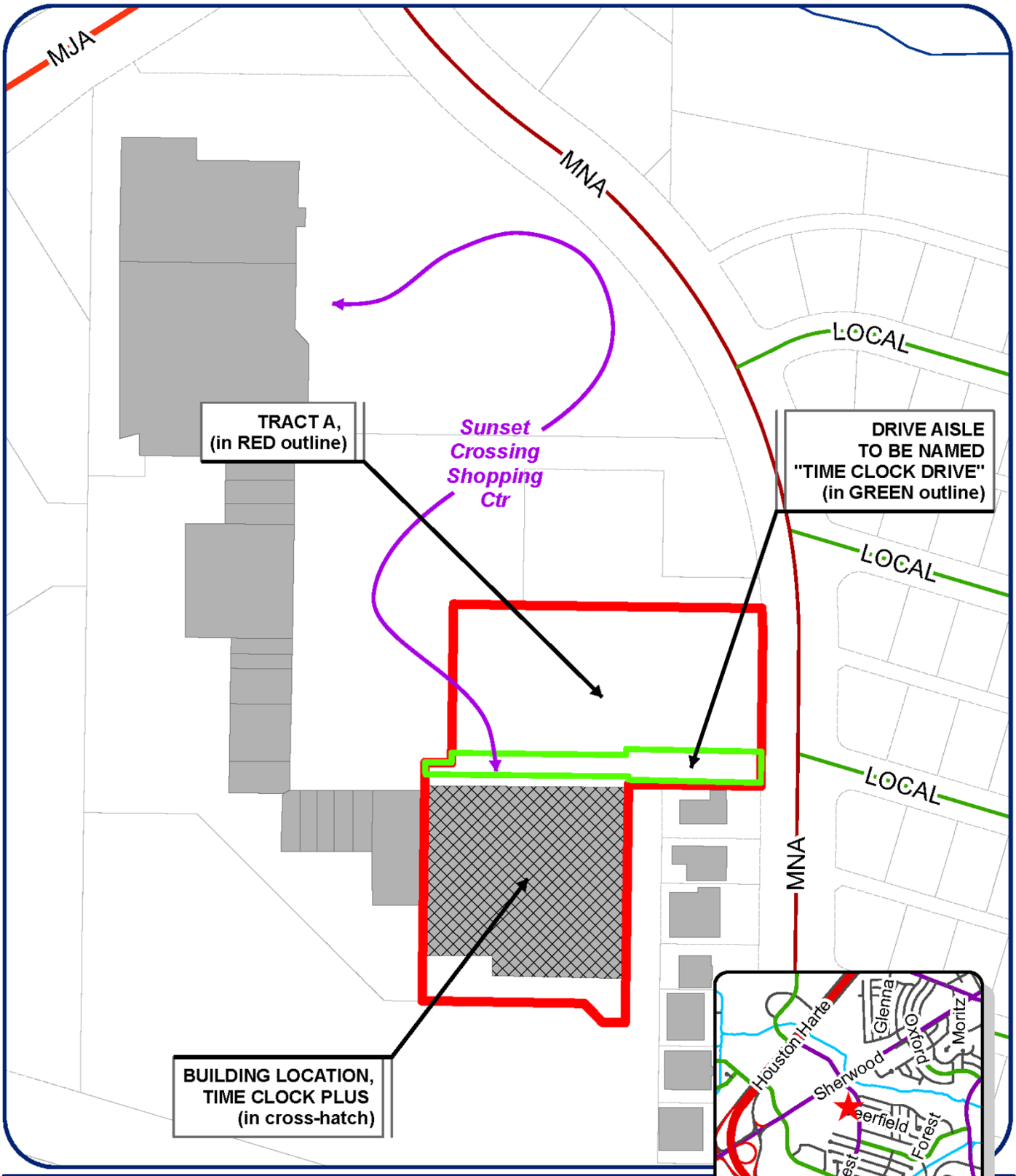
N



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Council District: Charlotte Farmer
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Legal Descr.: Portion of Tr-A, College Hills West Add'n, S-8

Legend

Subject Area:
Current Zoning: CG
Requested Zoning Change: N/A
Vision: Commercial

Fisher, Jeff

From: info@cosatx.us
Sent: Thursday, May 19, 2016 11:03 AM
To: Fawver, AJ; Guerra, Rebeca; Fisher, Jeff; Fee, David; Stallworth, David
Subject: City of San Angelo, TX Street Name Changes application

A new entry to a form/survey has been submitted.

Form Name:	Street Name Changes application
Date & Time:	05/19/2016 9:02 AM
Response #:	4
Submitter ID:	10030
IP address:	192.168.4.40
Time to complete:	51 min. , 20 sec.

Survey Details

Page 1

This application must be signed and dated before it will be processed. To sign the application, visit the Planning division in the Community Development Building, 52 W. College Ave., adjacent to City Hall. Offices are open from 8 a.m.-noon and from 1 p.m.-5 p.m. Mondays-Fridays. For more information, call 325-657-4210.

1. **Name of applicants:**
   Data Management Inc.

2. **Mailing address (street, city, state, ZIP):**
   1 Time Clock Drive, San Angelo TX, 76904

3. **Phone:**
   325-223-9500

4. **Describe request for street to be named/renamed.**
   We are requesting a private road off of Southwest Blvd in the Sunset Crossing Shopping Plaza to be name Time Clock Drive. The current address of the building that would receive the street name is 2905 Southwest Blvd. The 1 Time Clock Drive is our current address.

5. **Describe location of street to be named/renamed. Include, where applicable, the legal description of the land adjacent to street requested to be named/renamed.**
   The street will be named off of Southwest Blvd in the Sunset Crossings Shopping Center

6. **Describe reason for request to name/rename street.**
   The street rename was approved by the City Council in 2012 for our business. We are moving to a new location and would like to take the Time Clock Drive with us.

This application must be signed and dated before it will be processed. To sign the application, visit the Planning division in the Community Development Building, 52 W. College Ave., adjacent to City Hall. Offices are open from 8 a.m.-noon and from 1 p.m.-5 p.m. Mondays-Fridays. For more information, call 325-657-4210.

Thank you,
City of San Angelo, TX

This is an automated message generated by the Vision Content Management System™. Please do not reply directly to this email.

Sunset Crossing, LLC
PO Box 181977
Coronado, CA 92178
Tel/Fax 619/342-7207
Email help@smiser.net Web www.smiser.net

May 18, 2016

Ernie Nabors
TimeClock Plus
1 TimeClock Drive
San Angelo, Texas 76904

Re: Address Change – 2905 Southwest Blvd.

Ernie,

Regarding your request for the Landlord / Owner's permission to change the above referenced address to: 1 TimeClock Drive
San Angelo, Texas 76904

We absolutely approve this request and believe it will promote TimeClock Plus and the entire shopping center. Let me know if you need any additional information.

Thanks,

Dub Z. Johnson
Property Manager / Agent for Owner

City of San Angelo, Texas
Department of Planning

Application for Naming/Renaming a Street

Name of Applicant(s): Data Management, Inc. on behalf of Sunset Crossing, LLC

Mailing Address: 1 Time Clock Drive **Telephone:** (325) 223-9500

City/State/Zip: San Angelo, TX 76904 **Fax/other:** Ernie.Nabors@timeclockplus.com

describe request for street to be named/renamed*:

To designate a portion of Tract A, College Hills West Addition - Section 8 as "Time Clock Drive"

describe location of street to be named/renamed*:**

The subject area is generally located directly across from Deerfield Road to the east, +/-190 feet south of the northeasternmost corner of Tract A to a point along the west side of Southwest Boulevard where the primary drive aisle for the parking lot servicing Tract A begins, and extending westward from Southwest Boulevard along said drive aisle +/-450 feet into Tract A (see attached exhibit).

describe reason(s) for request to name or rename the street*:

A similar request was granted in 2012 for the property located along the north side of W Loop 306 between Forest Trail and S College Hills Blvd (a 3.75-ac portion of Block CC, College Hills South Addition, Sec. 30). The business, Time Clock Plus, is moving from that location to a property currently addressed as 2905 Southwest Blvd, and the business principals prefer to transfer the assigned "1 Time Clock Drive" address to the new location.

*** use attachment, if necessary**
**** including, where applicable, the legal description of land adjacent to street requested to be named/renamed**

Ernie R. Nabors - COO — Signature

6-3-2016 — Date

OFFICE USE ONLY

received by: _____ *date of application:* _____

assigned to: _____ ☐ *walk-in* ☐ *by mail*

nonrefundable application fee: $_____ *date paid:* _____

Planning Commission hearing date: _____ *City Council hearing date(s):* _____

INDIVIDUAL OFFICE & COMMERCIAL SPACES,
SOUTH OF DRIVEWAY ENTRANCE
(Not a part of Sunset Crossing)

DRIVEWAY ENTRANCE & SOUTHWEST BLVD FRONTAGE
(Looking north of driveway)

PARKING LOT, ALONG NORTH SIDE OF DRIVEWAY

Time Clock Plus

AN ORDINANCE REPEALING IN ITS ENTIRETY THE ORDINANCE PASSED, APPROVED AND ADOPTED ON THE 18TH DAY OF SEPTEMBER, 2012, DESIGNATING AN UNNAMED PRIVATE DRIVE WITHIN A 3.757-ACRE PORTION OF BLOCK CC, COLLEGE HILLS SOUTH ADDITION, SECTION 30, AS "TIME CLOCK DRIVE;" ABANDONING AND DIRECTING REMOVAL OF OFFICIAL GEOGRAPHICAL AND ADDRESS RELATED REFERENCES THERETO; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Data Management, Incorporated, d.b.a. TimeClock Plus, has relocated from its former facility at Block CC, College Hills South Addition, Section 30, "1 Time Clock Drive", just off 306 Loop East near College Hills Boulevard due to an expansion; and

WHEREAS, Data Management, Incorporated has requested that the address for its new location be designated "1 Time Clock Drive"; and,

WHEREAS, the City Council for the City of San Angelo, Texas has determined that repealing the former ordinance and designating the new location for Data Management, Incorporated to be "1 Time Clock Drive" will foster a mutually beneficial relationship between the City and its business community, in the best interest of the health, safety and welfare of the general public;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SAN ANGELO:

SECTION 1: That the Ordinance designating a private drive located within a 3.757-acre portion of Block CC, College Hills South Addition, Section 30 as "Time Clock Drive," and providing for an effective date, passed, approved and adopted on the 18th day of September, 2012, is hereby repealed in its entirety.

SECTION 2: City staff is directed to provide for removal of official geographical and address related references to "Time Clock Drive" designated by the repealed ordinance.

SECTION 3 This Ordinance shall become effective from and after the date of adoption.

INTRODUCED on the **12th day of July, 2016** and finally PASSED, APPROVED AND ADOPTED on this the **2nd day of August, 2016.**

THE CITY OF SAN ANGELO

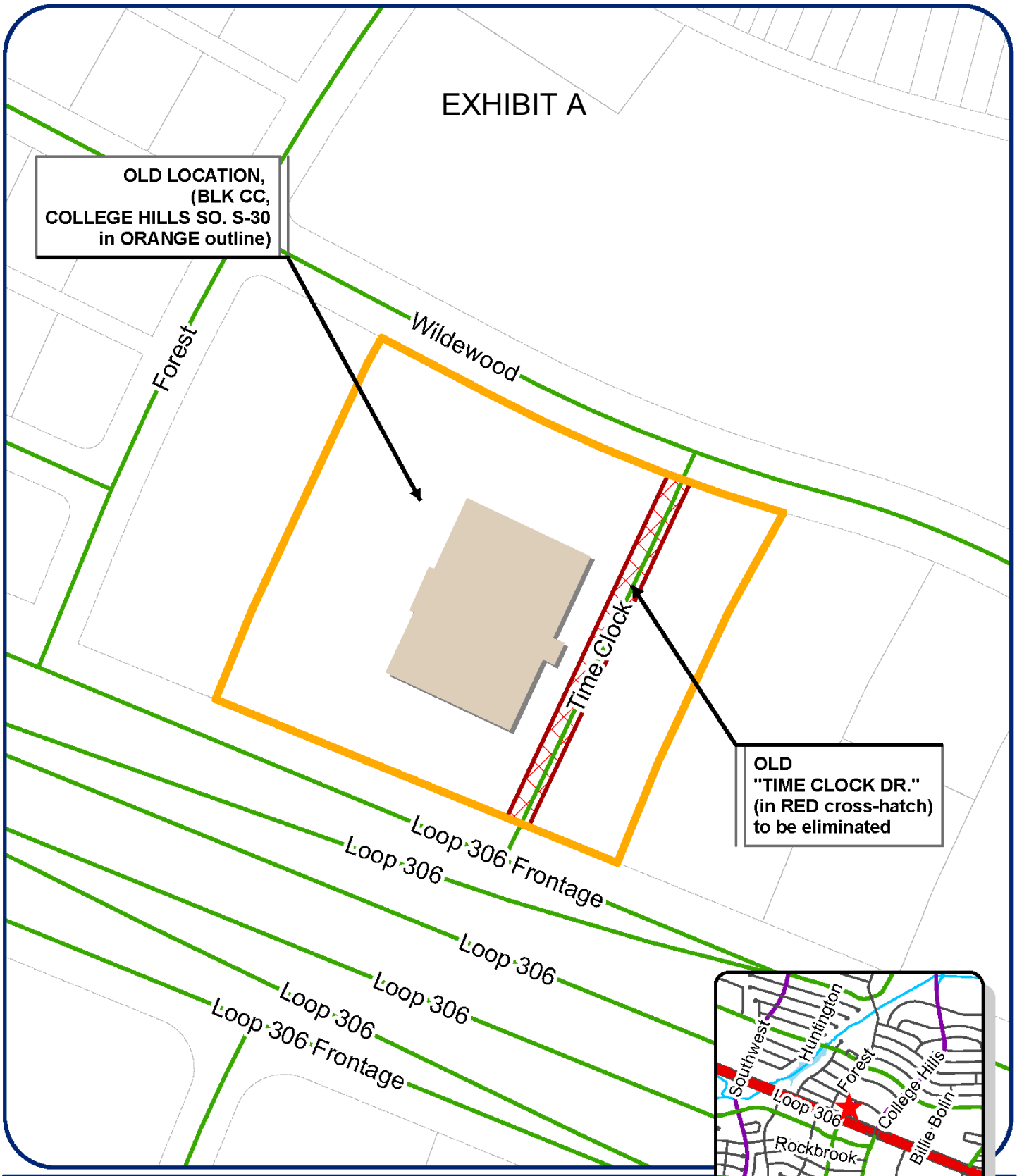
_____
Dwain Morrison, Mayor

ATTEST:

_____
Bryan Kendrick, City Clerk

Approved As To Form:

_____
Theresa James, City Attorney



(Private) Street Naming Case File

Time Clock Drive (OLD)

Council District: Charlotte Farmer
Neighborhood: Sunset
Scale: 1 inch :: 150 feet
Legal Descr.: Portion of Tr-A, College Hills West Add'n, S-8

Legend

Former Time Clock Dr.:
Current Zoning: CG
Requested Zoning Change: N/A
Vision: Commercial

N

AN ORDINANCE TO DESIGNATE AN UNNAMED PRIVATE DRIVE WITHIN A PORTION OF TRACT A, COLLEGE HILLS WEST ADDITION, SECTION 8, AS "TIME CLOCK DRIVE;" PROVIDIING FOR PERMANENTLY AFFIXING ANY NECESSARY GEOGRAPHICAL AND ADDRESS-RELATED REFERENCES THERETO; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, there is a private drive located within a portion of the property known as Tract A, College Hills West Addition – Section 8, the property being located at 2950 Southwest Boulevard and being part of the Sunset Crossing Shopping Center;

WHEREAS, Data Management, Incorporated, d.b.a. TimeClock Plus, has relocated from its former facility along West Loop 306 between Forest Trail and College Hills Boulevard to a mall at 2950 Southwest Boulevard to accommodate expansion of its business and has petitioned the City of San Angelo to affix the designation of Time Clock Drive to a private drive at the new location;

WHEREAS, the City Council for the City of San Angelo, Texas has determined that repealing the former ordinance and designating the new location for Data Management, Incorporated to be "1 Time Clock Drive" will foster a mutually beneficial relationship between the City and its business community, in the best interest of the health, safety and welfare of the general public;

NOW THEREFORE BE IT ORDAINED BY THE CITY OF SAN ANGELO:

SECTION 1: That the private drive, as referenced in "Exhibit A" attached herein, located within a portion of the property known as Tract A, College Hills West Addition – Section 8, shall be, and is hereby designated as "Time Clock Drive".

SECTION 2: That as a consequence of this Ordinance, the City of San Angelo shall assume no responsibility for the maintenance or repair of the private drive to be designated as "Time Clock Drive."

SECTION 3: That as a consequence of this Ordinance, the Petitioner shall:

a. Submit a request to the City's 911 Addressing Coordinator for an address/street name change for any addresses to be affected by said designation. A copy of this Ordinance shall accompany said request, and all conditions must be implemented to the satisfaction of the Planning and Development Services Director.

b. Submit to the Planning and Development Services Department:

(1.) An executed separate instrument recorded with the Tom Green County Clerk's Office establishing a public access easement extending westward from Southwest Boulevard and terminating at the westernmost property line of Tract A of the College Hills West Addition – Section 8; OR

(2.) A Replat of Tract A of the College Hills West Addition – Section 8 that is recorded with the Tom Green County Clerk's Office and provides for a definitive private street emanating westward from Southwest Boulevard and dimensionally laid out in accordance with minimum City street standards.

c. Remit payment to the City of San Angelo for the installation of a street identification sign and any additional necessary traffic control signs at the intersection of the driveway with Southwest Boulevard. All signage shall be designed and erected in accordance with local regulations.

SECTION 4: This Ordinance shall become effective from and after the date of adoption.

INTRODUCED on the 12th day of July, 2016 and finally PASSED, APPROVED AND ADOPTED on this the 2nd day of August, 2016.

THE CITY OF SAN ANGELO

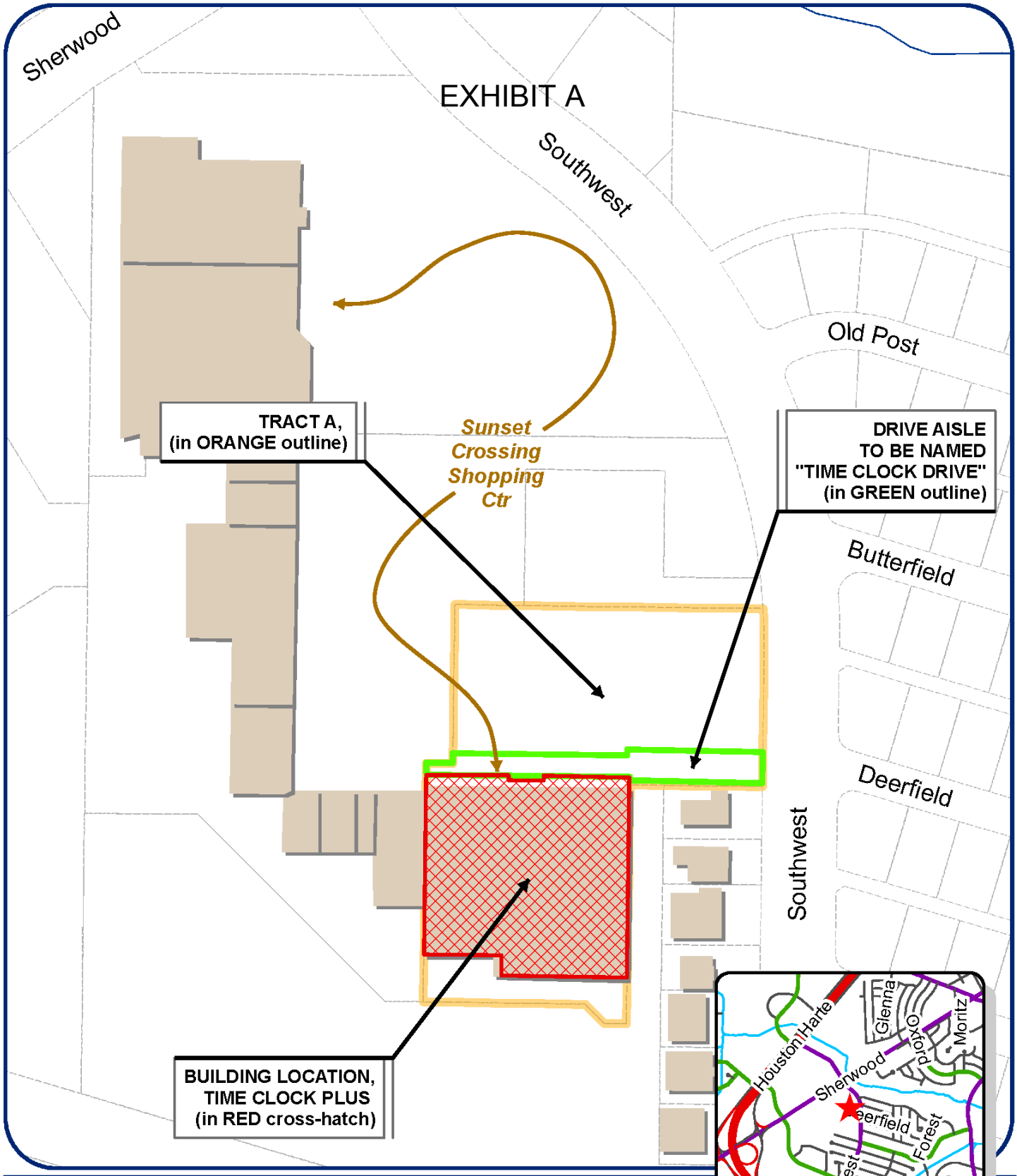
_____
Dwain Morrison, Mayor

ATTEST:

_____
Bryan Kendrick, City Clerk

Approved As To Form:

_____
Theresa James, City Attorney



(Private) Street Naming Case File

Time Clock Drive (NEW)

Council District: Charlotte Farmer
Neighborhood: Sunset
Scale: 1 inch :: 200 feet
Legal Descr.: Portion of Tr-A, College Hills West Add'n, S-8

Legend

Subject Area:
Current Zoning: CG
Requested Zoning Change: N/A
Vision: Commercial

N

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Rebeca Guerra, Planning Manager, Planning and Development Services, 325-657-4210

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Second Reading and Public Hearing for Case Z16-04, an Ordinance approving a request from George Draper to authorize a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District, on 0.642 acres, generally located at the intersection of Freeland Avenue and North Campus Boulevard (J. James)

Summary/History:

On May 20, 2016, the applicant, Hillcrest Baptist Church, submitted this request for a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District for the four subject lots. 2601 and 2605 Freeland Avenue west of North Campus Boulevard are presently being used as office space for the church. 2533 and 2537 Freeland Avenue east of North Campus Boulevard are being used as a parking lot for the church and have a Special Permit (SP92-08) to allow this parking lot on parcels which are not contiguous to the church. The existing church building at 2600 Freeland Avenue is directly south of the office lots, and is not subject to this application. The church was built in 1959 and the church offices and associated parking lot on Freeland Avenue have been in operation since at least the 1990s, according to the applicant. At that time, churches and similar buildings were allowed as-of-right in the previous R-1 Zoning on the four properties. On January 4, 2000, the current Zoning Ordinance was approved which removed churches as permitted uses in the now RS-1 Zoning on the properties, making the lots legal non-conforming. The church plans to rezone and eventually sell the four subject properties in order to generate funds to preserve the existing church. The applicant has provided a rationale for their Rezoning which is attached to this Staff Report. The applicant believes that a zone change to allow business, professional, or financial offices at this location would be more appropriate than maintaining residential Zoning given their frontage onto Freeland Avenue adjacent to the Houston Harte Expressway.

Financial Impact:

N/A

Other Information/Recommendation:

Attachments:

1. Staff Report PL_Z16-04 Staff Report.docx
2. Draft Ordinance PL_Z16-04 Ordinance (FINAL).docx

Presentation:

Jon James

Approvals/Reviews:

Rebeca Guerra Created/Initiated

Jon James	Approved
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

STAFF REPORT

City Council Meetings: July 12, 2016
August 2, 2016

From: Jon James, AICP
Director of Planning and Development Services

Through: Rebeca A. Guerra, AICP, LEED-AP, CPD
Planning Manager

Case: Z16-04

Request: A request for approval of a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District

Location: 2533, 2537, 2601 and 2605 Freeland Avenue; generally located at the intersection of Freeland Avenue and North Campus Boulevard

Legal Description: Being Lots 1 and 2 in Block 4, Highland Heights Addition, and Lots 9 and 10 in Block 3, Highland Heights Addition

Size: 0.642 acres

General Information

Future Land Use: Neighborhood

Current Zoning: Single-Family Residence (RS-1)

Existing Land Use: 2601 and 2605 Freeland Avenue: Office and Parking Lot for Hillcrest Baptist Church

2533 and 2537 Freeland Avenue: Parking Lot for Hillcrest Baptist Church

Surrounding Zoning / Land Use:

North:	Single Family Residence (RS-1)	Houston Harte Expressway, Single-Family Dwellings (north side of Expressway)
West:	Single Family Residence (RS-1)	Single-Family Dwellings
South:	Single Family Residence (RS-1)	Single-Family Dwellings
East:	Single Family Residence (RS-1)	Single-Family Dwellings

District: SMD #4 – Lucy Gonzales

Neighborhood: Central

Thoroughfares/Streets:

Freeland Avenue is identified in the Major Thoroughfare Plan (MTP) as a TxDOT right-of-way. Because it is not a City-owned and maintained road, no specifications are listed in the MTP.

Per the Master Thoroughfare Plan (MTP), North Campus Boulevard is classified as an "Urban Local Street." An Urban Local Street carries light neighborhood traffic at low speeds, and requires a right-of-way width of 50 feet and a paving width of 36 feet for existing streets. The existing right-of-way width is 56 feet and the existing paving width is 36 feet, in compliance with the MTP.

History and Background:

On May 20, 2016, the applicant, Hillcrest Baptist Church, submitted this request for a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District for the four subject lots. 2601 and 2605 Freeland

Avenue west of North Campus Boulevard are presently being used as office space for the church. 2533 and 2537 Freeland Avenue east of North Campus Boulevard are being used as a parking lot for the church and have a Special Permit (SP92-08) to allow this parking lot on parcels which are not contiguous to the church. The existing church building at 2600 Freeland Avenue is directly south of the office lots, and is not subject to this application. The church was built in 1959 and the church offices and associated parking lot on Freeland Avenue have been in operation since at least the 1990s, according to the applicant. At that time, churches and similar buildings were allowed as-of-right in the previous R-1 Zoning on the four properties. On January 4, 2000, the current Zoning Ordinance was approved which removed churches as permitted uses in the now RS-1 Zoning on the properties, making the lots legal non-conforming. The church plans to rezone and eventually sell the four subject properties in order to generate funds to preserve the existing church. The applicant has provided a rationale for their Rezoning which is attached to this Staff Report. The applicant believes that a zone change to allow business, professional, or financial offices at this location would be more appropriate than maintaining residential Zoning given their frontage onto Freeland Avenue adjacent to the Houston Harte Expressway.

Analysis:

Section 212(G) of the Zoning Ordinance requires that the Planning Commission and City Council consider, at minimum, seven (7) factors in determining the appropriateness of any Rezoning request.

1. **Compatible with Plans and Policies.** *Whether the proposed amendment is compatible with the Comprehensive Plan and any other land use policies adopted by the Planning Commission or City Council.*

   The original Highland Heights Subdivision recorded in June 1906 included only the parking lot properties at 2533 and 2537 Freeland Avenue in Block 3. In August 1927, the subdivision was extended to add Block 4 which included the church office properties at 2601 and 2605 Freeland Avenue. The surrounding residential neighborhood has existed since at least the 1950s when most of the homes were built. The church to the south has existed since 1959, and the church building used for the existing offices was originally erected the same year. A site visit by the Planning Division on June 3, 2016, indicates several lots east along Freeland Avenue are vacant. The San Angelo's Comprehensive Plan (aka Vision Plan's) Future Land Use designation for the subject properties is "Neighborhood." This Neighborhood designation extends for over one mile east to Central High School, and 0.6 miles west to the TLCA Elementary Campus. The Neighborhood designation, although predominantly residential, does "promote an appropriate balance of use within each neighborhood" and calls to "eliminate uncomplimentary and incompatible zoning classifications from neighborhood plans." As indicated, there are several vacant residential lots along Freeland Avenue and residential development appears unlikely to occur given that the lots face the Houston Harte

Expressway. Further, the Neighborhood designation states that "all residents within each neighborhood boundary should be able to meet their daily needs within a reasonable and accessible distance from their home." In addition to business, professional, medical, and financial service offices in this location, the CO Zoning District also permits community services, day cares, religious institutions, and schools. The Planning Division believes that a Rezoning to Office Commercial (CO) would be appropriate given that offices and a parking lot have existed in this location since the 1990s and that a new office or community use could continue in this location to service the surrounding residential community.

2. **Consistent with Zoning Ordinance.** *Whether and the extent to which the proposed amendment would conflict with any portion of this Zoning Ordinance.*

   The subject properties comply with the maximum floor area ratio of 2.0, the minimum lot area of 6,000 square feet, the minimum lot width of 50 feet, and the minimum lot depth of 80 feet. The Planning Division, however, cannot confirm whether the building meets all required setbacks without a property survey. Office uses require one parking space for every 300 square feet. During staff's site visit, the Planning Division calculated sixteen parking spaces on the property which would allow up to 4,800 square feet of office space without a variance from the Zoning Ordinance. There are 45 parking spaces existing on the stand-alone parking lot east of North Campus Boulevard. The Special Use Permit (SP92-08) approved by City Council on November 3, 1992, allowed this stand-alone parking lot within an R-1 Zoning District. Should this Rezoning be approved to a CO, a principal building would have to be erected on this lot removing a portion of the parking area. The remaining parking area could remain as an accessory use to the principal building. It is further noted that SP92-08 required as a Condition of Approval a 6-foot high opaque privacy fence tapering to 4 feet in the front 25 feet along the east side of 2533 Freeland Avenue. The current Zoning Ordinance also requires a 6-foot high privacy along the south property line of 2533 and 2537 Freeland Avenue for any new construction. Prior to any construction on these stand-alone parking lot properties, a 6-foot high privacy fence shall also be installed along the south property lines as well.

3. **Compatible with Surrounding Area.** *Whether and the extent to which the proposed amendment is compatible with existing and proposed uses surrounding the subject land and is the appropriate zoning district for the land.*

   As indicated previously, the entire area is residential and there are no office uses or retail uses in close proximity. The properties have been used for church offices and accessory parking for at least twenty years. The Planning Division believes a new office use in this location would therefore be compatible with the surrounding area, and continue what has already taken place on these properties since the 1990s.

4. **Changed Conditions.** *Whether and the extent to which there are changed conditions that require an amendment.*

   After conducting a site visit and reviewing the development history of the neighborhood, the Planning Division believes that office development is more likely and more appropriate than further residential development on these four lots. While there are many existing homes facing the Houston Harte Expressway, most of these homes were built in the 1950s before the Expressway was built. Further, there are other vacant residential lots along Freeland Avenue which remain vacant. The Planning Division does not see the conversion of these four lots into office commercial as noticeably reducing the amount of available residential housing stock in the City. An Office Commercial (CO) Zoning District in this location would instead legalize the office development that have existed in the community for many years.

5. **Effect on Natural Environment.** *Whether and the extent to which the proposed amendment would result in significant adverse impacts on the natural environment, including but not limited to water and air quality, noise, storm water management, wildlife, vegetation, wetlands and the practical functioning of the natural environment.*

   Effects on the natural environment would appear to be minimal as the properties are already paved. Future development will require building permits which would include a review of grading, drainage, and stormwater runoff to further ensure there are no negative environmental impacts.

6. **Community Need.** *Whether and the extent to which the proposed amendment addresses a demonstrated community need.*

   As indicated above, the Neighborhood policies in the Comprehensive Plan promote improved neighborhood connectivity to allow residents to meet their needs within walking distance of their home. There are no office uses within walking distance of the properties. An office building or related use in this location such as a dental office, doctor office, or accountant office would provide a needed service in close proximity to neighboring residents.

7. **Development Patterns.** *Whether and the extent to which the proposed amendment would result in a logical and orderly pattern of urban development in the community.*

   The Planning Division does not foresee any negative impacts on existing development patterns if a Rezoning to Office Commercial took place in this location. The existing properties have paved parking and front onto Freeland Avenue which connects to the Houston Harte Expressway. Customers who do

not reside in the neighborhood would use the Houston Harte Expressway frontage road, mitigating any potential traffic impacts on the neighborhood.

Notification:

On June 3, 2016, fourteen (14) notifications were mailed out within a 200-foot radius of the properties, and on June 4, 2016, notice was published in the San Angelo Standard-Times as required for Rezonings which require a public hearing before City Council. As of June 29, 2016, there was (1) response in favor and zero (0) in opposition of the request.

Planning Commission Recommendation:

On June 20, 2016, the Planning Commission recommended **APPROVAL** of the applicant's request for a Rezoning from the Single-Family Residence (RS-1) Zoning District to the Office Commercial (CO) Zoning District on the four properties. The following is the complete excerpt of the minutes from the June 20, 2016, meeting for this case:

Jeff Fisher, Planner, outlined the request for a Rezoning from an RS-1 Zoning District to a CO Zoning District on the four properties to allow office and related uses to be developed in future. He explained that the two properties west of Campus Boulevard have been used as church offices since the 1990s for Hillcrest Baptist Church located immediately to the south, and the two properties east of Campus Boulevard have been used for church parking. He further explained the church's plans to sell these four lots in order to raise funds for the existing church.

Mr. Fisher outlined the Planning Division's reasons for recommendation approval, which included that the Comprehensive Plan allows an appropriate mix of uses in the Neighborhood designation, including offices; that the existing uses comply with the development standards in the Zoning Ordinance; that offices would be compatible given the close proximity to Houston Harte Expressway; and that offices would be more suitable than residential given several vacant residential lots already along Freeland Avenue. Mr. Fisher explained there appears to be a community need given there are no office or institutional uses in almost a mile in either direction.

Commissioner Smith asked if the existing church would have enough parking if these lots were sold.

Mr. Fisher responded that based on his site observations, there appeared to be sufficient parking for the church on their remaining properties based on the square footage provided by the appraisal district.

Jon James, Director of Planning and Development Services, indicated that staff's review focuses on whether the proposal would meet the minimum parking standards, and in this case, these minimum standards, indeed, appear to have been met.

There was no public comment.

Commissioner Crisp made a Motion to recommend **APPROVAL** of the request, and Commissioner Jackson seconded the Motion. The Motion passed unanimously, 7-0.

Staff's Recommendation:

Staff's recommendation is for City Council to **APPROVE** the proposed Rezoning from the Single-Family Residence (RS-1) Zoning District to the **Office Commercial (CO) Zoning District**.

Attachments:

Aerial Map
Future Land Use Map
Zoning Map
Major Thoroughfare Map
Notification Map
Support Letter
Photos of Site and Surrounding Area
Applicant's Rationale
Excerpt of CO Permitted Uses and Provisions

Zoning Case File

Case Z16-04: Draper

Council District: Lucy Gonzales (SMD #4)
Neighborhood: Central
Scale: 1 " approx. = 100 ft
Subject Properties: 2533, 2537, 2601, 2605 Freeland Ave

Legend

Subject Properties:
Current Zoning: RS-1
Requested Zoning Change: CO
Vision: Neighborhood

N

Zoning Case File

Case Z16-04: Draper

Council District: Lucy Gonzales (SMD #4)
Neighborhood: Central
Scale: 1 " approx. = 100 ft
Subject Properties: 2533, 2537, 2601, 2605 Freeland Ave

Legend

Subject Properties:
Current Zoning: RS-1
Requested Zoning Change: CO
Vision: Neighborhood

N

Zoning Case File

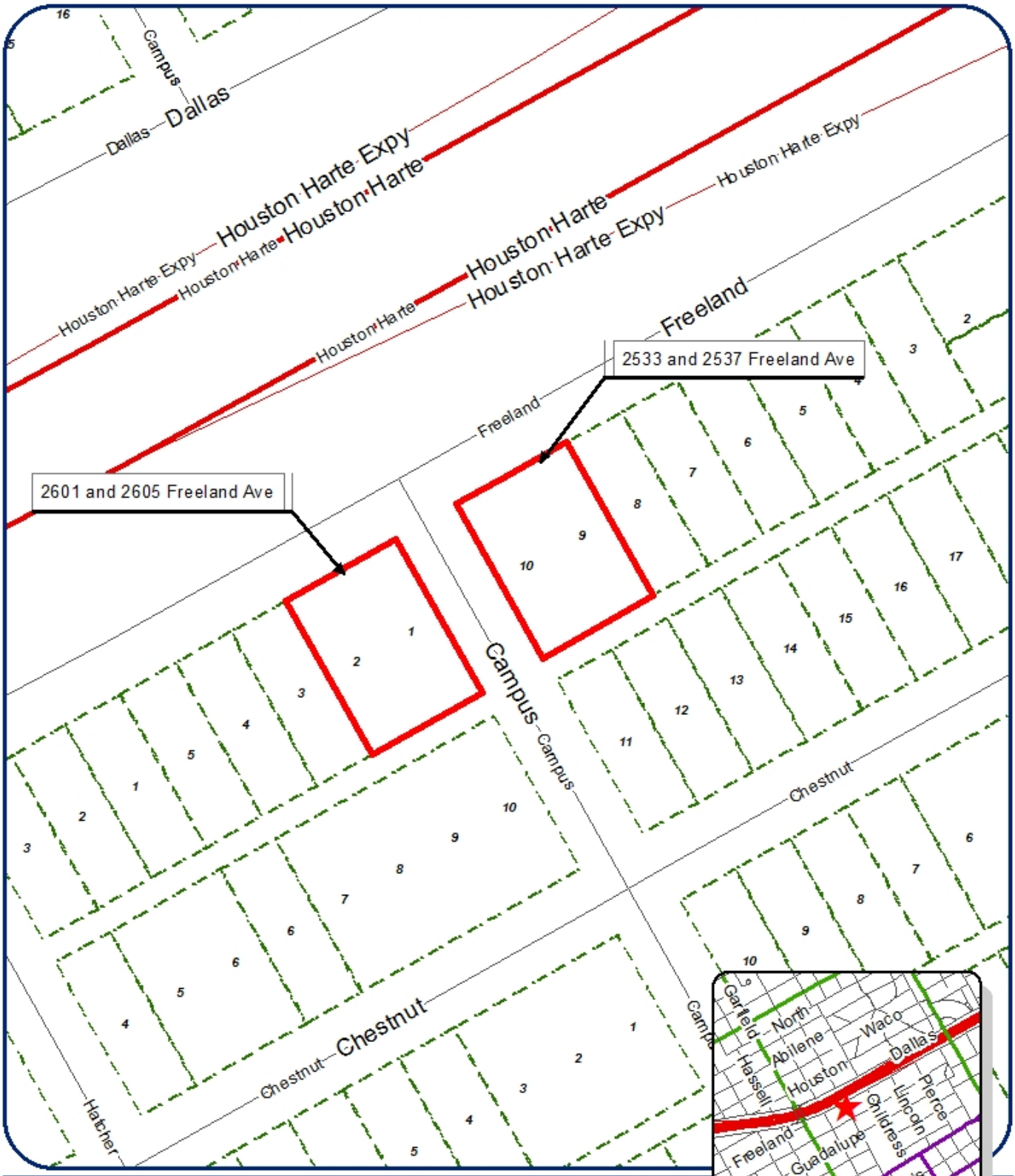
Case Z16-04: Draper

Council District: Lucy Gonzales (SMD #4)
Neighborhood: Central
Scale: 1 " approx. = 100 ft
Subject Properties: 2533, 2537, 2601, 2605 Freeland Ave

Legend

Subject Properties:
Current Zoning: RS-1
Requested Zoning Change: CO
Vision: Neighborhood

N



Zoning Case File

Case Z16-04: Draper

Council District: Lucy Gonzales (SMD #4)
Neighborhood: Central
Scale: 1 " approx. = 100 ft
Subject Properties: 2533, 2537, 2601, 2605 Freeland Ave

Legend

Subject Properties:
Current Zoning: RS-1
Requested Zoning Change: CO
Vision: Neighborhood

N

Zoning Case File

Case Z16-04: Draper

Council District: Lucy Gonzales (SMD #4)
Neighborhood: Central
Scale: 1 " approx. = 150 ft
Subject Properties: 2533, 2537, 2601, 2605 Freeland Ave

Legend

Subject Properties:
Current Zoning: RS-1
Requested Zoning Change: CO
Vision: Neighborhood

TO BE FORMALLY ON RECORD IN FAVOR OR AGAINST THIS REQUEST, YOU MAY ALSO FILL OUT THIS FORM, SIGN IT AND MAIL IT BACK TO THE PLANNING DIVISION AT 52 W COLLEGE STREET IN SAN ANGELO, TEXAS 76903.

(X) **IN FAVOR** ( ) **IN OPPOSITION**

REASON(S) I believe that any development of depressed or un developed property in San Angelo cannot but help the overall goals of our fair community

RECEIVED
JUN 15 2016
Planning

NAME: David Weatherspoon

ADDRESS: 2529 Freeland Ave
San Angelo, Tx 76901

SIGNATURE: David Weatherspoon

Z16-04: Draper
property owner number: 13

If you have any questions about these proceedings, please call Mr. Jeff Fisher, Planner, with the City of San Angelo's Planning Division at telephone number 325-657-4210. The Planning Division staff may also be reached by email at jeff.fisher@cosatx.us.

Photos of Site and Surrounding Area

West

North

South at Existing Office Building
(2601 & 2605 Freeland Avenue)

South at Existing Parking Lot
(2533 and 2537 Freeland Avenue)

East

Existing Church – not part of Zone Change
(2600 Chestnut Street)

To whom it may concern:

I George Draper on behalf of Hillcrest Baptist Church ask that the property located at 2533, 2537, 2601 and 2605 Freeland Avenue be re-zoned. It is currently zoned RS-1. We are requesting that it be re-zoned to Office Commercial (CO).

1 Compatible with Plans and Policies: This part of Freeland between Garfield and Howard was developed before the expressway and has been in existence since mid to late 1940's. Housing conditions along this part of Freeland vary but the occupancies appear to be stable. Due to Freeland Avenue functioning as a frontage road for the expressway new housing development may be difficult to achieve. A reasonable person might conclude that additional residential properties along Freeland won't achieve housing goals of Goal of the Plan. Goal 3 aims to improve relationships between commercial and residential land uses. Allowing the existing office building to remain seems to me to not be as disruptive to the neighborhood as forcing it to be used for single-family residential redevelopment.

2 Cosistent with Zoning Ordinance: Before the year 2000, churches and their ancillary uses were allowed in single-family zoning districts. The church office and parking area across the street have been in place since the 1990's. We have good relationship with our neighbors. The new zoning will preserve that existing relationship as well as provide limited opportunities for the development of business, professional and financial offices that are proportionate in activity level to the neighborhood that is nearby. Also, any changes of the property to retail will require Conditional Use approval, The residents and other stakeholders will be afforded due process.

3 Compatible with Surrounding Area: Again the existing church office and parking area across the street have been used as they are now since the 1990's. In that time churches and their ancillary uses were allowed in the R-1(which is now RS-1 Zoning district by right. A good and harmonious relationships has existed over the years between the office and the surrounding neighborhood. The new zoning will help maintain harmony.

4 Changed Conditions: A change in ownership of the properties will eliminate non-conforming entitlements. That will force a single-family residential redevelopment of these properties. As mentioned before there exists several vacant lots along Freeland. Adding more vacant lot inventory along Freeland does not necessarily guarantee more housing, especially in light of the functionality of Freeland Avenue. The requested zone change may helpto maintain the status quo, keep an established and familiar use, preserve existing neighborhood relationships. Also, the change will discourage any neighborhood disruptions resulting from vacant buildings or lands.

5 Effect on Natural Environment: No dangerous, noxious or environmentally compromising businesses or industries are allowed under the new zoning district, No adverse impacts on the environment are expected as a result. No adverse environmental impacts are anticipated from the zone change. The land use under the new zoning is similar to the adjacent residential neighborhoods.

6 Community need:The new zoning will provide opportunities for residents to walk to work for those that do not want to travel long distances to go to work.

7 Development patterns. The church office and parking area across the street have been in place since the 1990's. At that time churches and their ancillary functions were allowed in the R-1 (now RS-1) zoning district by right. A harmonious relationship has been enjoyed over the years between the church office and the neighborhood. The new zoning should help to preserve the existing relationship.

Planning Division
72 W. College Ave.
San Angelo, TX 76903
(325) 657-4210 ph.
(325) 657-4227 fx.
www.sanangelotexas.us

PLANNING DIVISION

OFFICE COMMERCIAL (CO) ZONING DISTRICTS

Allowed Uses:

- Group living
- Drug and alcohol recovery facility
- College
- Public, nonprofit or charitable community services
- Day care for children or adults
- Meeting areas for religious institutions
- Schools
- Business, government, professional, medical or financial offices
- Commercial parking
- Public safety and emergency services

Conditional Uses:

- Household living
- Bed & breakfast
- Self-service storage
- Hospital
- Retail sales
- Vehicle service (performed while the customer waits)
- Personal service-oriented business
- Entertainment-oriented business
- Repair-oriented business
- Restaurants
- Veterinary clinic for small animals
- Waste-related uses

These uses are allowed with the approval of a "conditional use" by the Planning Commission. Applications for a conditional use may be completed through the Planning Division. The Development handout titled "Conditional Uses" gives a thorough explanation of the process.

Special Uses:

Facilities for golf, including practice areas
Any use which the Planning Commission and the City Council deem appropriate as a transition between zoning districts

These uses are allowed with the approval of a "special use" by the Planning Commission and the City Council. Applications for a special use may be completed through the Planning Division. The Development handout titled "Special Uses" gives a thorough explanation of the process.

Required Setbacks:

Front Setback: 25 feet
Side Setback: None required
10 feet if abutting a residential district or use
Rear Setback: None required
10 feet if abutting a residential district or use

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PLANNING DIVISION

Setbacks refer to the distance that a structure must be 'set back' off of the appropriate property line. For example, the front setback of 25 feet means that the front wall of the structure must be separated by at least 25 feet from the front property line of the lot. This 25 feet must be open and unobstructed, except for the following exceptions: (1) projection of window sills, belt courses and other ornamental features for a distance of 12 inches or less; (2) projection of chimneys and flues for a distance of 3 ½ feet or less; (3) projection of eaves and awnings for a distance of 2 feet or less; and (4) open or lattice-enclosed fire escapes and fireproof outside stairs, for a distance of 3 ½ feet or less.

Maximum Floor Area Ratio: 2.0

The maximum floor area ratio refers to the gross floor area of all buildings on the lot divided by the total area of the lot.

Minimum Lot Size: 6,000 square feet

Off-Street Parking: Off-street parking requirements are determined by the use of the property and other related factors. For specific calculations, angles, shared parking requirements and other questions, consult with the Planning Division at 657-4210.

Off-Street Loading: A minimum of one space is required
For industrial and commercial uses, one additional space for each additional 40,000 square feet or major fraction thereof
For institutional uses, one additional space for each additional 60,000 square feet or major fraction thereof

Outdoor Storage: Type 1, Outdoor Display, is allowed; Type 1 allows for display adjacent to a principal building wall and extending to a distance no greater than 5 feet from the wall. This storage may not block windows, entrances or exits, or impair the ability of pedestrians to use the building.

AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY: **2533, 2537, 2601 and 2605 Freeland Avenue; generally located at the intersection of Freeland Avenue and North Campus Boulevard; more specifically being Lots 1 and 2 in Block 4, Highland Heights Addition, and Lots 9 and 10 in Block 3, Highland Heights Addition, comprising a total of 0.642 acres,** FROM SINGLE-FAMILY RESIDENCE (RS-1) ZONING DISTRICT TO OFFICE COMMERCIAL (CO) ZONING DISTRICT**;** AND PROVIDING FOR SEVERABILITY

RE: Z16-04: Draper

WHEREAS, the Planning Commission and the City Council for the City of San Angelo, in compliance with the City Charter and state law regarding zoning regulations and zoning map, having given requisite notice of public hearing by publication and otherwise, and having afforded a full and fair hearing to all property owners and persons interested, including persons situated in the vicinity of the affected area, being of the opinion that zoning changes should be made as set out herein;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SAN ANGELO:

SECTION 1: Chapter 12 of the Code of Ordinances of the City of San Angelo, the basic zoning ordinance for the City adopted on January 4, 2000, and the zoning map be and the same are hereby amended as follows:

2533, 2537, 2601, and 2605 Freeland Avenue; generally located at the intersection of Freeland Avenue and North Campus Boulevard; more specifically being Lots 1 and 2 in Block 4, Highland Heights Addition, and Lots 9 and 10 in Block 3, Highland Heights Addition, comprising a total of 0.642 acres, zoned Single-Family Residence (RS-1) shall henceforth be permanently zoned as follows: Office Commercial (CO) Zoning District.

SECTION 2: The Director of the Planning & Development Services Department is hereby directed to correct zoning district maps in the office of the Director of the Planning & Development Services Department, to reflect the herein described changes in zoning.

SECTION 3: In all other respects, the use of the hereinabove described property shall be subject to all applicable regulations contained in Chapter 12 of the Code of Ordinances for the City of San Angelo, as amended.

SECTION 4. The remaining provisions of Chapter 12 of the Code of Ordinances of the City of San Angelo, Texas, not amended under Sections 1 and 2 of this Ordinance shall remain in full force and effect.

SECTION 5 The terms and provisions of this Ordinance shall be deemed to be severable in that, if any portion of this Ordinance shall be declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.

INTRODUCED on the **12th day of July, 2016,** and finally PASSED, APPROVED AND ADOPTED on this the **2nd day of August, 2016.**

THE CITY OF SAN ANGELO

_____

Dwain Morrison, Mayor

ATTEST:

APPROVED AS TO FORM:

_____
Bryan Kendrick, City Clerk

_____
Theresa James, City Attorney

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Rebeca Guerra, Planning Manager, Planning and Development Services, 325-657-4210

Meeting Date: August 2, 2016

Item type: Regular Item

Caption:

First Reading and Public Hearing on an Ordinance amending Chapter 12, Exhibit "A," Zoning Ordinance, for Bed and Breakfast Establishments and Short Term Rentals - (Presentation by Planning & Development Services Director Jon James)

Summary/History:

Like many other cities, San Angelo has seen increased interest in short term rentals, or rentals of homes for a period of less than 30 days, particularly in the neighborhoods around Lake Nasworthy. While the City currently has regulations for Bed and Breakfast establishments, other short term rentals are treated as a hotel/motel use, which is not allowed within residential zoning districts. City staff has met with both proponents and opponents of these rentals, as well as representatives of the Lake Nasworthy Homeowners Association, and held a discussion item with the Planning Commission. Based on all of those discussions, staff drafted amendments to the Zoning Ordinance to specifically address Short Term Rentals, as distinct from Bed and Breakfast establishments. These amendments are intended to strike a balance that will generally allow this use in single-family neighborhoods, but with some restrictions to address common concerns from neighbors. The attached memo summarizes these proposed changes.

In addition, the question has arisen regarding whether or not leased lots owned by the City are eligible for using their residential lease property as a Bed & Breakfast or Short Term Rental. As the owner of the property, the City would have to support any application for such a use.

Financial Impact:

N/A

Other Information/Recommendation:

On April 18, 2016, the Planning Commission recommended APPROVAL of the attached amendments to the Zoning Ordinance by a unanimous 7–0 vote.

Staff recommends approval of the attached amendments.

Attachments:

1.	Staff Memo	Memo_Short Term Rental_City Council (1st Reading).docx
2.	Ordinance	Ordinance_Short Term Rental_City Council 1st Reading (2016-08-02).docx
3.	Comment Letter From D. Randal Schkade	DRS Letter To Council.docx

Presentation:

Jon James

Approvals/Reviews:

Rebeca Guerra	Created/Initiated
Jon James	Approved
Theresa James	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

MEMO

Meeting Dates: August 2, 2016 and August 16, 2016

To: City Council

From: Jon C. James, AICP
Director, Planning & Development Services

Request: Text Amendment to Chapter 12, Exhibit "A" (Zoning Ordinance)

RE: Short Term Rental and Bed & Breakfast establishments

Background:

The Department has received complaints and concerns about homeowners renting out their homes for short-term rentals, typically defined as a rental period of 30 days or less. This is similar to a bed-and-breakfast operation, but the owner is not present on the site and rentals are more often for a whole house. The City's current zoning ordinance specifically regulates bed-and-breakfast facilities, ***but other short term rentals of less than 30 days are treated as a hotel/motel use, which is not allowed within residential zoning districts.***

Given the increasing interest in renting homes for short term use, such as weekend rentals at the lake, staff is presenting the included ordinance amendment as a way to accommodate this use, while placing restrictions that seek to address the common concerns raised by neighbors. Many other cities have been dealing with similar concerns, particularly with the rise of websites that cater to short-term rentals.

Over the past few months staff has met with both opponents and proponents of short term rentals and reviewed other cities ordinances. The Planning Commission had a discussion item on this topic at their

November 16, 2015 meeting. Based on all of those discussions, staff drafted amendments to the Zoning Ordinance to specifically address Short Term Rentals, as distinct from Bed and Breakfast establishments. These amendments are intended to strike a balance that will generally allow this use in single-family neighborhoods, but with some restrictions to address common concerns from neighbors.

The proposed text amendment seeks to do the following:

- Defines a "Short Term Rental" as a dwelling rented for 30 days or less that meets all of the following criteria:
    - Single Family Occupancy (but allowing up to 6 unrelated people rather than the normal requirement of no more than 4 unrelated)
    - No meal service
    - Does not host gatherings of more than 20 people
- Defines "Bed and Breakfast" as a dwelling rented for 30 days or less that does not meet all of the criteria above
- Implement a parking standard to ensure a minimum amount of parking on the site
    - Minimum of two spaces per house, plus an additional space per separately rented bedroom for a bed and breakfast
- Standards to reduce negative impacts:
    - No more than 2 adults per bedroom
    - Outdoor gatherings for parties, picnics, family reunions, etc. are limited to the hours of 7:00 am to 10:30 pm and may not include more than 20 people total.
- Requirements for registration, enforcement, and inspections
    - Hotel Occupancy Tax registration with the State and City (already required)
    - Requires a change of use Certificate of Occupancy when converting a home to a Bed & Breakfast or Short Term Rental
    - Annual fire safety inspection
    - Exception for rental related to the sale of a home
    - Exception for when the property is occupied by the owner or by a long-term renter
- Requirement to obtain Conditional Use approval by the Planning Commission
    - Rather than allowing these uses "by right", the Planning Commission preferred a Conditional Use requirement to allow an individualized review, and notification for surrounding neighbors, for each proposed Short Term Rental.

Planning Commission Recommendation:

On April 18, 2016, the Planning Commission recommended **APPROVAL** of a text amendment to Chapter 12, Exhibit "A," Zoning Ordinance, for Bed and Breakfast Establishments and Short Term Rentals, by a unanimous 7–0 vote, subject to five (5) modifications. The following is the complete excerpt of the minutes from the April 18, 2016, meeting for this case:

> Jon James, Director of Planning and Development Services, outlined some of the concerns received for short term rentals, including parking, parties, noise, trash, and camping, which led to the creation of this Text Amendment. He outlined one proposed change since the last meeting - to restrict short term rentals from having any signage.
>
> Mr. James then outlined the difference between a short term rental and a bed and breakfast. A short term rental would be for the entire home, with single family occupancy of no more than 4 unrelated persons, no meal service, and no gatherings of more than 20 people, or another number as determined. A bed and breakfast could rent multiple rooms, could be multiple family occupancy, could serve meals, and could host gatherings of more than 20 people. He explained that a short term rental, as proposed, would be allowed in all residential zoning and in the Central Business District (CBD), in the same manner as Household Living, but that this could be done on a case-by-case basis instead. Short term rentals would require a minimum of two parking spaces, and bed and breakfasts would require one additional space per separately rented bedroom. Short term rentals would also be restricted to no more than two adults per bedroom and no gatherings before 7:00am or after 10:00pm, as proposed.
>
> Mr. James further outlined the proposed Text Amendment, including registration for hotel tax which is required when renting a building for less than 30 days, a Certificate of Occupancy to convert a single-family residence into a bed and breakfast or a short term rental, and an annual fire safety inspection for both uses.
>
> Commissioner Smith believed that the Commission was not ready to move forward yet with recommending approval of the Text Amendment.
>
> Commissioner Priess agreed with Commissioner Smith, and indicated that she was unsure of how to proceed with the Text Amendment.
>
> Commissioner Priess opened the item for public comment.

Greg Gossett, a resident in the area, believed the proposed Text Amendment should be denied. He was concerned of parties being held on the sites and the possible lowering of property values. He indicated that should the Amendment be approved, that short term rentals be limited to streets with the minimum street widths and that owners pay a fine if their short term rental is deemed a public nuisance.

Ms. Debbie Powell, an owner of a short term rental in the area, indicated she has rented her home for two years and has been paying hotel tax already. She is concerned that other houses not advertising as short term rentals do not have to follow the same rules because they are not identified as short term rentals.

Mr. Pat Powell, a resident, indicated that a real estate agent he spoke with would not lower the value of a home if it was next to a short term rental.

Ms. Anna Martinez, the owner of a short term rental in the area, indicated she had received positive reviews of her rental.

Ms. Donna Berkson, a resident, is not against short term rentals, but is concerned with who would be responsible when there are several of these in the same area and there are large gatherings.

Mr. Tad Logan, a resident of Lake Nasworthy, believed short term rentals were going to be detrimental to the area. He cited problems with parking and that the existing streets are not 40 feet wide and allowing short term rentals would lead to further traffic congestion.

Mr. Randal Schkade, a resident of Red Bluff Road, stated he was against short term rentals and suggested a non-binding ballot to see if residents agreed with allowing short term rentals, and if not, that existing short term rentals would have 12 months before they were removed.

Ms. Jean Dampert, a resident, indicated that the Lake Nasworthy Homeowners Association at their last meeting voted 12-1 in favor of this Text Amendment. Mr. Tad Logan clarified Mr. Dampert's statement, noting that the 12-1 vote was not in support, but to remain neutral on this issue at this time.

Ms. Sammye Favre, a resident, indicated that she occasionally rents out her home as a short term rental and lets her neighbors know. She also stated that has not had any problems pointed out to her.

Mr. Max Puello, a local real estate agent, believed the Homeowners Association could regulate short term rentals, and requested a motion to table the proposed Amendment.

Jon James, Director of Planning and Development Services, indicated that short term rentals are currently not identified as a Use Category on the Zoning Ordinance. Moreover, he added, if this text amendment was not approved in some form, enforcement would be brought forward on existing short term rentals as they would not be in compliance with the City's Zoning Ordinance. Mr. James recommended that it would be in the best interest of the Commission to move the item to City Council to ascertain their position on the matter.

Commissioner Priess indicated that several of the existing short term rentals appear to have registered because they are already paying the Hotel Occupancy Tax (HOT tax).

Mr. James responded that even if existing short term rentals signed up with the City for the HOT tax, they are still not zoned accordingly and may not have known about the zoning prohibition on short term rentals.

Ms. Jackson asked where the HOT tax money has been going if the uses are not permitted by zoning. Ms. Priess also inquired if this money went to the City first.

Mr. James indicated that the HOT tax money first goes to the State of Texas which later comes back to the City of San Angelo as a disbursement.

Commissioner Smith asked one of the residents who had already spoken, Ms. Debbie Powell, how she paid her HOT tax.

Ms. Powell responded that to pay the HOT tax, one sends a report to the City with the rental receipts multiplied by 7%. One then sends a separate report to the Texas State Comptroller for their portion of 6%, so that monies go directly to both the City and the State, for a total HOT tax of 13%. Ms. Powell indicated that she had been paying this HOT tax for the last 2 years.

Rebeca Guerra, Planning Manager, explained there are currently two bed and breakfasts that were subject to application approvals in the City, one as a Special Use and one as a Conditional Use. At the present time, the Zoning Ordinance does not allow short term rentals in residential areas, they would require a Conditional Use as a bed and breakfast. The new Text Amendment if approved, would allow short

term rentals in residential areas without requiring a Conditional Use as a bed and breakfast each time.

Ms. Kandi Pool of the San Angelo Association of Realtors suggested that the Text Amendment only apply for Lake Nasworthy.

Anna Martinez requested that the Amendment be modified to allow up to six unrelated persons for short term rentals instead of four.

Mr. Gary Pierce, a resident of the Lake, indicated that he wanted to be informed of any further changes.

Commissioner Crisp believed that the homeowners needed to be exempt from the short term rental provisions while they were living in their house.

Mr. James explained as the Amendment is currently written, owners will have one year to obtain a Certificate of Occupancy to convert a single family dwelling into a short term rental.

Commissioner Smith made a Motion to recommend APPROVAL of the Text Amendment for Short Term Rentals and Bed and Breakfasts, seconded by Commissioner Stribling, subject to five (5) modifications. The five (5) modifications were as follows: Outdoor gatherings for Short Term Rentals shall terminate at 10:30 pm (instead of 10:00 pm); A maximum of six (6) unrelated persons may be allowed to occupy a Short Term Rental (instead of four [4]); Camping shall be permitted (instead of camping being prohibited); All Short Term Rentals in residential zoning shall require Conditional Use approval; Existing Short Term Rentals that pay Hotel Occupancy Tax shall have one (1) year from date of the Ordinance's approval to obtain a Conditional Use.

AN ORDINANCE OF THE CITY OF SAN ANGELO, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF SAN ANGELO CHAPTER 12, EXHIBIT "A," ZONING ORDINANCE BY: (1) AMENDING ARTICLE 3, "USE REGULATIONS," SECTION 310, "USE TABLE,"; (2) AMENDING ARTICLE 4, "SPECIFIC USE STANDARDS," SECTION 406, "BED AND BREAKFAST ESTABLISHMENTS"; (3) AMENDING ARTICLE 8, "DEFINITIONS," SECTION 804, "DEFINED TERMS," TO AMEND THE DEFINITION FOR "BED AND BREAKFAST" AND ADD A DEFINITION FOR "SHORT TERM RENTAL"; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY OF SAN ANGELO, TEXAS:

Section 1. That Chapter 12, Exhibit A "Zoning Ordinance," Article 3 "Use Regulations," Section 310 "Use Table," is hereby amended by adding uses to the Use Table designated as "Short Term Rental" to read as follows:

Use Category	**Short Definition (see also Chap. 8)**	*	**Residential Districts**								**Nonresidential Districts**								
			R&E	**RS1**	**RS2**	**RS3**	**RM1**	**RM2**	**MHP**	**MHS**	**CN**	**CO**	**CG**	**CH**	**CBD**	**OW**	**ML**	**MH**	**CG/CH**
A = Allowed C= Conditional Use S= Special Use * = Specific Use Regulations May Apply. See Article 4																			
Commercial																			
Short Term Rental	A single-family dwelling offering overnight accommodations	*	C	C	C	C	C	C	C	C	C	C	C	C	A	C	C	C	C

Section 2. That Chapter 12, Exhibit A "Zoning Ordinance," Article 4 "Specific Use Standards," Section 406 is amended by renaming the Section as "Bed and Breakfast Establishments and Short Term Rentals" and restating the section in its entirety to read as follows:

Sec. 406. Bed and Breakfast Establishments and Short Term Rentals

Specific use standards applicable to a bed and breakfast and short term rentals are:

A. General Standards. In all zoning districts, the following will be required:

1. A minimum of two off-street parking spaces, plus one additional off-street parking space per separately rented guest room, shall be provided on the same lot or tract of land as the ~~Bed and Breakfast~~ establishment, except in the CBD zoning district as outlined in Section 511.A.1 of this Zoning Ordinance.

2~~5~~. The operator shall keep a current guest register in compliance with state code.

3~~6~~. For the purposes of determining privacy fence requirements, a Bed and Breakfast or a Short Term Rental will always be considered a residential use.

4. On a residentially zoned property, all lighting shall be directed toward the ~~bed & breakfast~~establishment and not at surrounding neighbors.

B. Standards for a Short Term Rental. In addition to the requirements in Section 406.A, the following shall apply on the premises of a Short Term Rental establishment on a residentially zoned property.

1. Renting for overnight occupancy by more than 2 people 18 or older per bedroom is prohibited,

2. meal service may not be provided,

3. permitting or hosting of outdoor gatherings before 7:00 am or after 10:30 pm, or permitting or hosting any outdoor gathering to include more than 20 people attending at one time is prohibited,

4. in addition to occupation by a single family, a Short Term Rental may be occupied by up to 6 individuals unrelated by blood, marriage, or adoption, and

5. these requirements shall not apply for any period in which the owner is occupying the dwelling as a single-family dwelling or when the property is rented as a single-family dwelling for a period of 30 consecutive days or more.

~~B~~C. Standards for ~~Residentially Zoned Properties~~a Bed and Breakfast. In addition to the requirements in S~~s~~ection 406.A, the following shall apply to a Bed and Breakfast establishment:

1~~2~~. On a residentially zoned property, ~~A~~ a maximum of four guest rooms shall be ~~provided~~ permitted in any one Bed and Breakfast establishment.

2~~3~~. No food preparation, except beverages, ~~is allowed~~shall be permitted within individual guest rooms. Meal service ~~shall~~ may only be provided to overnight guests ~~only~~.

3~~4~~. Preparation and service of food for guests shall conform to all applicable regulations of the State of Texas and the City of San Angelo.

4~~1~~. On a residentially zoned property, the operator of the Bed and Breakfast ~~is~~ shall be a full-time resident of the dwelling unit in which the Bed and Breakfast establishment is housed.

5~~4~~. On a residentially zoned property, on-site sales will be ~~allowed~~permitted only as an accessory use to the B~~b~~ed and B~~b~~reakfast establishment; said sales will be limited to Bed and Breakfast guests only; no other sales not otherwise permitted in the zoning district shall be permitted on the premises of a Bed and Breakfast establishment ~~will be allowed at the location~~.

6. No exterior evidence of the Bed and Breakfast shall be allowed, except for one sign, no larger than six square feet, which is not internally lit.

D. Registration, Inspections, and Enforcement.

1. All Bed and Breakfast and Short Term Rental establishments must be registered with the State of Texas and the City of San Angelo for the purpose of Hotel Occupancy Tax.

2. A change in occupancy from a single-family home to a Bed and Breakfast or Short Term Rental shall require issuance of a new Certificate of Occupancy to ensure compliance with all applicable standards. A Short Term Rental that is currently operating and paying City and State hotel tax as of the effective date of this ordinance shall have one year therefrom to obtain Conditional Use approval and a Certificate of Occupancy for the Short Term Rental use.

3. The owner shall obtain and comply with an annual fire safety inspection by the City Fire Marshal's office.

4. The offering of a dwelling unit for Bed and Breakfast rental or Short Term Rental, or the solicitation for such rental, creates a rebuttable presumption of such use.

5. Failure to comply with all applicable standards for such an establishment may result in revocation of the Certificate of Occupancy.

Section 3. That Chapter 12, Exhibit A "Zoning Ordinance," Article 8 "Definitions," Section 804 "Defined Terms" is hereby amended to amend the definition for "bed and breakfast" and add a definition for "short term rental" as follows:

BED AND BREAKFAST: ~~Overnight lodging and a morning meal provided in a dwelling unit, to transients and for compensation.~~ An establishment used for dwelling purposes for a period of less than 30 consecutive days in which less than the entire dwelling unit is offered to transient guests for compensation.

SHORT TERM RENTAL: An establishment used for dwelling purposes for a period of less than 30 consecutive days in which the entire dwelling unit is offered to transient guests for compensation. This shall not include a rental of a dwelling that is part of a contract for sale of the dwelling.

CAMPING UNIT: Any tent, trailer, cabin, lean-to or similar structure established or maintained ~~and operated in a campground~~ as temporary living quarters for recreational, education or vacation purposes.

Section 4. This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of San Angelo, Texas, as amended, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

Section 5. If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, or for any reason unenforceable, the validity of the remaining provisions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision, or regulation of this Ordinance.

Section 6. That this Ordinance shall be effective on, from and after the date of adoption.

INTRODUCED on the 2nd day of August, 2016, and finally PASSED, APPROVED AND ADOPTED on this the 16th day of August, 2016.

THE CITY OF SAN ANGELO

by:_____
Dwain Morrison, Mayor

ATTEST:

by:_____
Bryan Kendrick, City Clerk

APPROVED AS TO FORM

_____
Theresa James, City Attorney

Dear Mayor, Council Persons and City Manager:

Please consider the following informative email and attachments in your decision making processes.

For your review, attached is the Austin City Ordinance repealing and phasing out Short Term Rentals (STRs) Type 2 in Residential Areas, which is what is being proposed on July 12th in our fair city and treasured retirement destination. Also attached is the proposed unenforceable new COSA ordinance to allow STRs. Please compare how restrictive Austin's ordinance was compared to the proposed new San Angelo city wide ordinance. The STRs still did not work in Austin, even with their substantive code enforcement resources, which we do not have at our disposal.

Our hotels are running at around a 60% average vacancy rate. These investors and businesses have brought substantial new facilities into San Angelo at a great cost. They do not need to compete with another layer of unenforceable and unwanted locations called Short Term Rentals and neither do our restaurants and suppliers.

Since Austin's STRs were legal for a time, they were granted a generous time period to phase them completely out by their City Council. The ones operating in our city were never allowed and are doing so outside of the San Angelo Code of Ordinances. They should be allowed no more than one year to be dissolved and cease to operate from the date the ordinance or order confirming and stopping them from operating in COSA, if voted to do so by the City Council. I feel that this is an overwhelming generous complete phase out period, if not too much.

By their own testimony before the Planning Commission and the State Comptroller's records, these STR properties have only been tendering the Hotel/Motel Occupancy Tax (HOT) for only about 2 years. Not all have been tendering the HOT to the state and city whether collected or not.

Tendering the HOT does not make them legal and it is on the honor system. Some of them have been operating for years under the radar paying zero HOT. Only when they began to be noticed via complaints to the LNHOA, police, political figures and others did they organize and begin to try and appear legitimate.

Austin has a large university and lake property. Our university is not as large however we do have lake property. Surely we can learn something from our sister city and their mistakes along with their prudent and proper remedies.

Please consider not allowing STRs to take root in yours or other's neighborhoods negatively affecting our quality of life, property values along with our safety and peace of mind. Honestly, would you want this next door to you? I do not want these sort of properties in my neighborhood again.

Any rentals of leased lake lots for any amount of time are not permitted by lease agreement with COSA. These leased properties renting are already in violation of their lease and thus should be addressed by the appropriate city entities. Many of them also rent to snowbirds by the month during the off season. This issue has been recently investigated and reviewed by COSA Legal, Real Estate and Planning Depts.

With that being said, I purchased my lake property from COSA years ago with the expectation that the terms and conditions of my lease regarding privacy, no renting and property rights, etc. would carry forward and continue with my property ownership and in my neighborhood. These issues were not disputed in my sales agreement.

It is not an inherent property right to do whatever you want with your owned property in the state of Texas. We have laws, zoning and ordinances that govern these issues by municipality according to their neighborhood needs and planning goals along with the rights and expectations of the perspective property owners when they purchase homes in their new neighborhoods.

I hope, no those are not the best words. I sincerely pray you vote to preserve and protect our unique city appeal and our special quality of life when we are in our chosen neighborhoods and homes from special interests groups. Specifically I am speaking of global corporations acting as advertising conduits that provide zero jobs and only drain money from our economy. If you allow them, they will come, in fact they are already here illegally along with a few locals. Austin learned this lesson the very hard way and the road back has been fought at the grassroots level over a three year period at great cost.

San Angelo should not put our city at risk. When you allow something and then repeal it, the city puts itself at risks of fighting frivolous law suits, which cost tax payer dollars. However, if the city never allows it, from a legal standpoint, we are on solid ground in my opinion. I invite the COSA Legal Dept. to comment. Should COSA encounter frivolous law suits, sue them back with a counter suit. Let's set a new precedent in protecting our city, San Angelo, Texas and retrieve our costs.

Short Term Rentals Information along with Property Rights and Property Values.

The excerpt below is from a thread on my Facebook page, Randal Schkade, regarding the city of San Angelo potentially passing an ordinance, specifically Short Term Rentals, STRs, that would in our opinion devalue property values and property rights as held by myself and others. It is complete and without modification just as the author presented the post.

FYI - Anytime a branch of government such as the city takes the action or passes ordinances that could possibly deprive a property owner of value in their property they are required to do a takings assessment. If the assessment indicates that the action taken by the governmental body has resulted in a in a taking of value from the property owner the governmental entity is required to compensate the property owner for the loss

in value to their property. This is something that governmental agencies rarely talk about and rarely want the property owners to know about but it's a constitutional right.

Verbatim excerpt from, The Honorable Mike Brown retired, long time and greatly respected Judge in San Angelo, Texas.

Long Term Remedy:

We need to be able to enforce a zero tolerance for STRs and other unlawful rentals. If you vote to stop and enforce
illegal rentals, code enforcement should be required to monitor websites, newspapers, etc. and issue heavy fines, penalties and liens against property when required. If they advertise, they are guilty. Jon James has a list he developed of popular websites that Short Term Rentals and others are advertised on today. That is a head start for Code Enforcement and the fines will generate revenue to assist in paying for the code enforcement costs.

We need the City Council's help and your support to protect the integrity of our West Texas neighborhoods.

Respectfully submitted,

D. Randal Schkade

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Ryan Jansa, Budget Analyst, Police, (325)657-4262

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider adopting a resolution authorizing the San Angelo Police Department to apply for the Body-Worn Camera Program Grant with a 25% match of $35,268.75, which is not yet budgeted, and designating the City Manager as the authorized official - (Presentation by Police Chief Frank Carter)

Summary/History:

The Office of the Governor announced a grant to fund Body-Worn cameras for Police Officers in December 2015. Body cameras will serve as a tool for law enforcement to enhance officer interactions with the public, build community trust, and gather important evidence for use in the prosecution of crimes. The San Angelo Police Department was approved by the City Council to apply in December 2015. The Police Department is requesting a change to the resolution to match the funds allocated by the State of Texas. The San Angelo Police Department has been allocated $141,075 with a 25% match of $35,268.75. Total funds for this project are 176,343.75. $111,610 will be used to purchase 99 body cameras and accessories and $64,733.75 will be used to purchase a video storage server.

Financial Impact:

The San Angelo Police Department is allocated $141,075. The required match is 25% or $35,268.75. Total project funds $176,343.75. $111,610 will be used to purchase 99 body cameras and accessories and $64,733.75 will be used to purchase a video storage server. The local match of $35,268.75 has not yet been identified. A funding proposal is being researched and will be in place before procurement begins.

Other Information/Recommendation:

The grant application is due August 8th to be considered for funding.

Attachments:

1. Resolution 16-XXX_SAPD_OOG_BODY_CAM_GRANT_2016-17.docx

Presentation:

None

Approvals/Reviews:

Ryan Jansa	Created/Initiated
Frank Carter	Approved
Theresa James	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

A RESOLUTION BY THE CITY OF SAN ANGELO, TEXAS, CITY COUNCIL AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR AND ACCEPT AN OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION BODY-WORN CAMERA PROGRAM GRANT FOR FISCAL YEAR 2016-2017; APPROVING PROVISION FOR MATCHING FUNDS EQUAL TO TWENTY-FIVE PERCENT OF THE GRANT; AND DESIGNATING THE CITY MANAGER AS THE GRANTEE'S AUTHORIZED OFFICIAL

WHEREAS, the City Council of the City of San Angelo, Texas, finds it is in the best interest of the citizens of San Angelo, Texas, that the Body-Worn Camera Program be operated for the 2016-2017 fiscal year pursuant to an Office of the Governor Criminal Justice Division Body-Worn Camera Program Grant to be awarded in the sum of One Hundred Forty-One Thousand Seventy-Five Dollars ($141,075); and,

WHEREAS, the City shall provide matching funds equal to twenty-five percent of the grant in the sum of Thirty-Five Thousand Two Hundred Sixty-Eight and 75/100 ($35,268.75) as required by the Office of the Governor Criminal Justice Division Body-Worn Camera Program grant; and,

WHEREAS, the City Council of the City of San Angelo agrees that in the event of loss or misuse of said grant funds, the City Council assure that the funds will be returned in full to the Office of the Governor; and,

WHEREAS, the City Council of the City of San Angelo designates the City Manager as the City's authorized official with authority to apply for, accept, reject, alter or terminate the grant on behalf of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS:

Section 1. All of the recitals hereinabove stated are found to be true and correct and are incorporated herein and made a part of this Resolution by reference thereto; and,

Section 2. The City Manager or his designee is herby authorized and directed to apply for and accept on behalf of the City of San Angelo an Office of the Governor Criminal Justice Division Body-Worn Camera Program Grant in the sum of One Hundred Forty-One Thousand Seventy-Five Dollars ($141,075), with matching funds equal to twenty-five percent of the grant, in the sum of Thirty-Five

Thousand Two Hundred Sixty-Eight and 75/100 Dollars ($35,268.75).

PASSED, APPROVED, AND ADOPTED this _____ day of

_____, 2016.

Grant Number: 3035401

CITY OF SAN ANGELO

BY: _____
Dwain Morrison, Mayor

ATTEST:

BY: _____
Bryan Kendrick, City Clerk

APPROVED AS TO CONTENT:

_____
Frank Carter, Police Chief

APPROVED AS TO FORM:

_____
Theresa James, City Attorney

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Allison Strube, Water Utilities Assistant Director, Water Utilities, 325-657-4209

Meeting Date: August 2, 2016

Item type: Regular Item

Caption:

Discussion and possible action regarding the most recent increase of water rates in relation to the funding of future water projects - (Presentation by Water Utilities Director, Bill Riley)

Summary/History:

Councilwoman Farmer had requested an item be placed on the July 12, 2016 regular agenda to discuss the water rate increase in regards to funding future water projects. At that time she requested staff to come back to Council and discuss in detail the rate increase and associated fund balances.

Financial Impact:

Other Information/Recommendation:

Attachments:

Presentation:

Approvals/Reviews:

Allison Strube	Created/Initiated
Bill Riley	Approved
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Allison Strube, Water Utilities Assistant Director, Water Utilities, 325-657-4209

Meeting Date: August 2, 2016

Item type: Regular Item

Caption:

First public hearing and consideration of an ordinance amending Appendix A, Article A8.000 monthly landscape volumetric water rates- (Presentation by Water Utilities Director Bill Riley)

Summary/History:

The proposed amendment to the landscape rate established in Appendix A is being brought at the time because of the undue burden it put on schools, universities, and city owned facilities that was not intended. These group of customers were exempted from "excessive use fees" in the prior ordinance.

Financial Impact:

Less than $200,000 annual reduction in water revenue.

Other Information/Recommendation:

Staff recommends approval.

Attachments:

1. Ordinance 16-xxx Rate Change for Landscape First Reading.docx

Presentation:

Approvals/Reviews:

Allison Strube	Created/Initiated
Bill Riley	Approved
Theresa James	Approved
Anthony Wilson	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

AN ORDINANCE AMENDING APPENDIX A, ARTICLE A8.000 OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO TEXAS, BY REPEALING AND REPLACING SUBSECTION A8.002(a)(1)(D) IN ITS ENTIRETY, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY OF SAN ANGELO:

1) THAT, Appendix A, Article A8.000 of the Code of Ordinances, City of San Angelo, Texas, Section A8.002, Monthly Water Rates, is hereby amended by repealing and replacing Subsection A8.002(a)(1)(D) as follows:

"Sec. A8.002(a)(1)

(D) Landscape volumetric, rate per 1,000 gallons:

	2016	2017	2018	2019	2020
Winter					
0-89	$4.46	$5.09	$5.81	$6.23	$6.68
>89	$9.98	$11.39	$12.99	$13.93	$14.94
	2016	**2017**	**2018**	**2019**	**2020**
Summer					
0-89	$4.66	$5.32	$6.07	$6.51	$6.98
>89	$10.43	$11.90	$13.58	$14.56	$15.62

* For all landscape meters at schools, colleges, parks, or other city owned facilities all usage will be billed at the "0-89" rate."

2) THAT all remaining subsections of Section A8.002 not amended by this ordinance remain in full force and effect.

3) THAT, the following severability clause is hereby adopted with this amendment:

SEVERABILITY:

That the terms and provisions of this Ordinance shall be deemed to be severable in that if any portion of this Ordinance shall be declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.

4) THAT, this Ordinance shall be effective on, from and after the 16st day of August 2016.

INTRODUCED with public hearing on the 2nd day of August, 2016, and finally PASSED, APPROVED and ADOPTED on this the 16th day of August, 2016.

CITY OF SAN ANGELO

ATTEST:

_____
Dwain Morrison, Mayor

_____
Bryan Kendrick, City Clerk

Approved as to Form:

_____
Theresa James
City Attorney

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Morgan Chegwidden, Budget Manager, Budget, 325-653-6291

Meeting Date: August 2, 2016

Item type: Regular Item

Caption:

Consider a record vote to propose a property tax rate and discussion regarding the fiscal year 2016-2017 budget preparation - (Presentation by Budget Manager Morgan Chegwidden)

Summary/History:

Through the council communications via Friday packet memos, staff has reported on progress towards preparing the 2016-17 budget. As we conclude that stage of the budget process, we're now entering the stage where we host public meetings to meet truth-in-taxation requirements and hold the workshop to discuss the budget.

This agenda item serves to satisfy a recommended practice of the state comptroller's office. Before you is an opportunity to hold a record vote proposing a property tax rate for fiscal year 2016-17. A record vote is suggested if the proposed tax rate will yield more revenue than prior years.

Based on early property value estimates, we anticipate revenue will increase for fiscal year 2016-17. Even with maintaining the current tax rate, increased revenue can occur by either new property being added to the tax roll or existing properties being reappraised. With the preliminary data we have at this time, it is not clear which component is driving this increase, but it is likely both items occurring simultaneously at varying levels. This is a positive indication that the housing market in San Angelo is healthy and that the economy has a strong base. The Tom Green County Appraisal District is charged by the state comptroller with ensuring that new and existing properties are appraised at or near market value. The state conducts a biennial property value study to ensure compliance.

The property tax rate is proposed to remain unchanged at 0.776 per $100 valuation. This enables city services and council priorities to be provided at the current levels. In recent years, marginal revenue from property tax was captured for Council's use and allocated to priorities such as street maintenance, competitive pay raises, development services software, and more.

A record vote serves to clarify to constituents the city's intent to levy a tax rate for the new tax year. A recorded vote is an action where the decisions (for or against) for each member of the council are documented. The city upholds the state's tenet that property owners have the right to know about changes in property appraisals and estimated taxes. Transparency items such as this further that goal.

This action provides direction to staff on how to proceed with budget preparation. Substantive discussion regarding budget priorities, major funds, and allocations is scheduled for the upcoming budget workshop in August. At that time, we will delve into budget discussions in greater detail.

The process before you today complies with the city charter, tax code, and local government code and has been confirmed with the city attorney.

Financial Impact:

None at this time.

Other Information/Recommendation:

Staff recommends approval of the current tax rate of 0.776 / $100 valuation.

Attachments:

1.	Calendar	Calendar17.pdf
2.	Presentation	FIN 160802 Budget-Tax 8-2-16.pptx

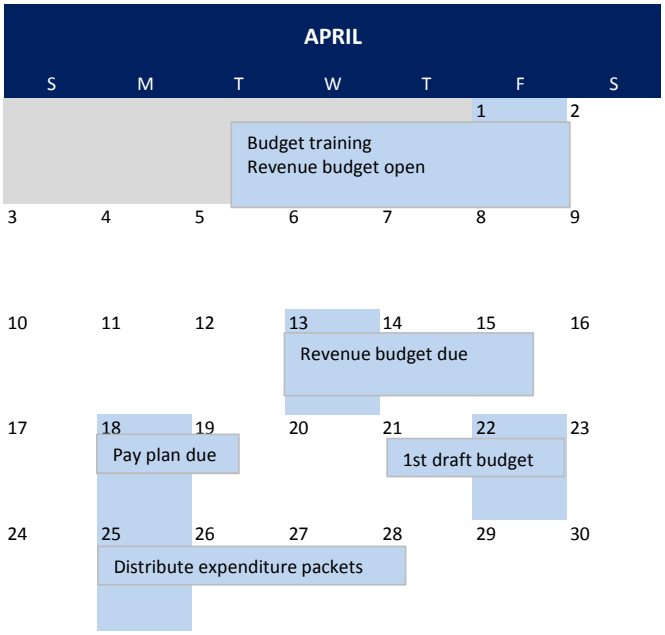
Presentation:

Yes

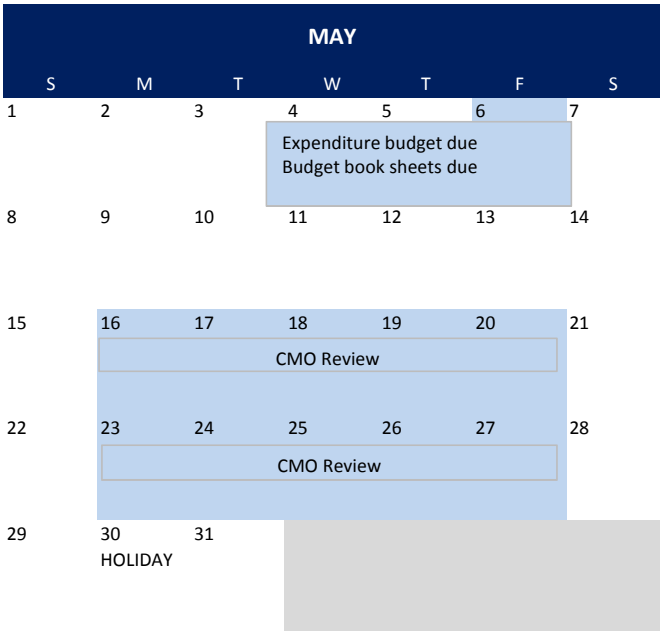
Approvals/Reviews:

Morgan Chegwidden	Created/Initiated
Theresa James	Approved
Tina Carriger	Approved
Theresa James	Approved
Becky Dunn	Approved
Bryan Kendrick	Final Approval

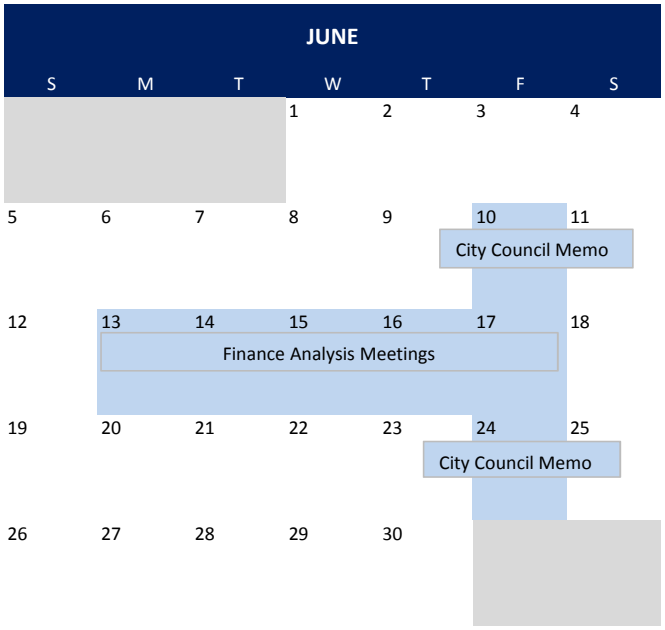
City of San Angelo
Budget Preparation FY 2016-17



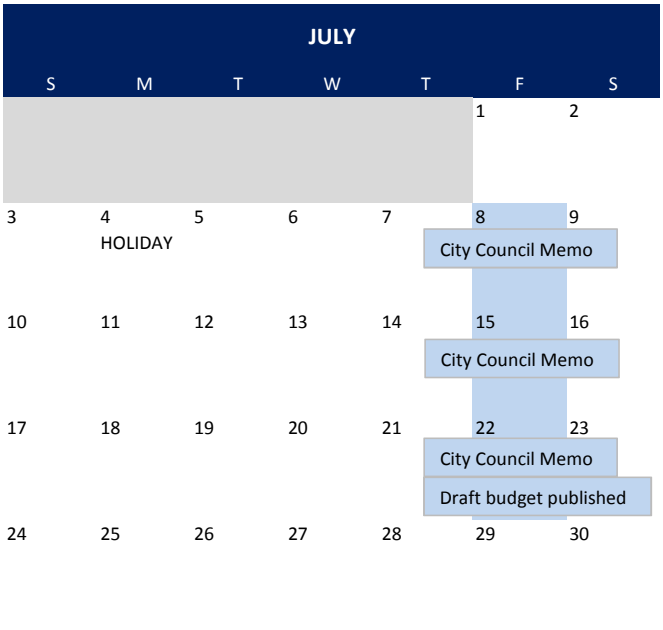
April - Budget staff will offer budget training, distribute budget manual, instructions, and personnel request forms on April 1. Budgeters must submit the revenue budget and personnel requests by April 13. Budget staff will email expenditure packets to division managers by April 25.



May - Included in the expenditure packets are target increase request forms and budget book sheets. Budget staff will offer budget interviews May 5-6. Division managers must submit all documents by May 6. City Manager's Office budget reviews may occur with dept directors May 16-27.

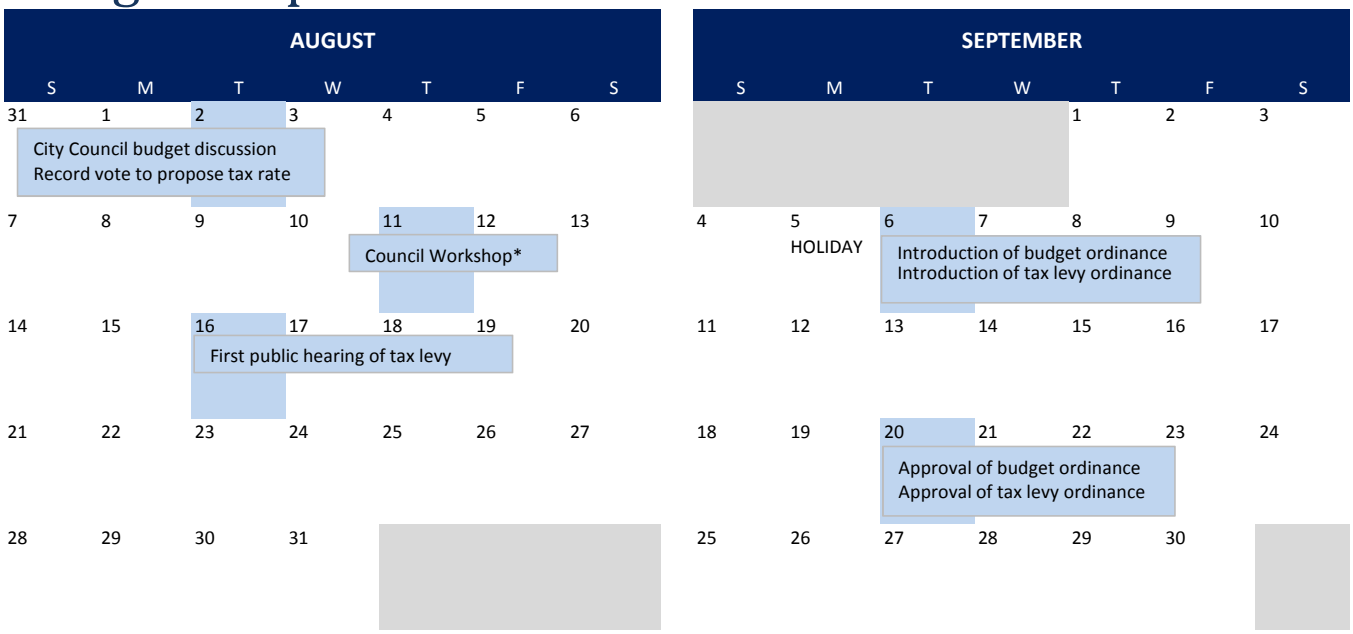


June - Council will be alerted that informational items will be communicated via memo in the weekly Friday packet on June 10. Finance analysis meetings may occur with dept directors June 13-17. Council will receive a memo outlining the budget calendar and process on June 24.



July - Council will receive memos throughout July presenting the following: July 8 - The major funds' primary revenue sources and expenditures. July 15 - Status of Council goals including progress-to-date. July 22 - City Manager goals to be considered for funding. The draft budget will be published on July 22.

City of San Angelo
Budget Preparation FY 2016-17



August - City Council will discuss the budget at the August 2 regular meeting and a record tax vote will be taken. The first public hearing on the proposed tax levy will held at the August 16 meeting.
*A Council workshop may be considered in August where reporting of certified tax valuations and funding items will be addressed.

September - An introduction and public hearing of the proposed budget ordinance and the tax levy will be presented at the August 16 City Council meeting. On September 20, the City Council will hold a second reading and approve both the proposed budget and the tax levy.

City Council

August 2, 2016

2016-17 Budget

- Budget process and calendar

April

- Training
- Revenue estimates

May

- Expense estimates
- City manager reviews

June

- Finance reviews
- Council memos

July

- Council memos

2016-17 Budget

- Budget process and calendar

August

- Workshop
- Public hearings

September

- Public hearings
- Adopt ordinances

2016-17 Budget

- Consider a record vote to propose a property tax rate
- A record vote should occur when the proposed tax rate will yield more revenue than the previous year

2016-17 Budget

Current Tax Rate	
Maintenance & Operations	0.6774 / $100 valuation
Debt service	0.0986 / $100 valuation
Total	0.7760 / $100 valuation

2016-17 Budget

- Council priorities – progress/add'l need
- Other funding needs

City Council

August 2, 2016

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Morgan Chegwidden, Budget Manager, Budget, 325-653-6291

Meeting Date: August 2, 2016

Item type: Regular Item

Caption:

Second reading and consideration of an ordinance amending the 2015-2016 budget for grants and capital projects - (Presentation by Budget Manager Morgan Chegwidden)

Summary/History:

The proposed amendment contains the following items (additional information attached):

- The Bosque rainwater harvesting system;
- WIC program;
- State Office Building improvements;
- Stormwater equipment replacement
- Homebuyers Assistance Program; and
- Ports-to-Plains Sponsorship– general fund – fund balance..

Financial Impact:

$117,412 (see attached detail on Exhibit A of the ordinance).

Other Information/Recommendation:

Staff recommends approval.

Attachments:

1.	Ordinance	Ordinance.pdf
2.	Exhibit A	Exhibit A.pdf
3.	Additional Information	Additional Information.pdf
4.	Memo - Bosque Rainwater	103-6xxx BA Memo Bosque rainwater.doc
5.	Memo - WIC	103-7700 BA Memo WIC grant.doc
6.	Memo - State Office Bldg	201 BA Memo State Office Bldg imp.doc
7.	Memo - Stormwater equipment	240 BA Memo Stormwater Insurance Proceeds.doc
8.	Memo - HOME	483 BA Memo HOME Recaptured Funds Rev 7-7-16.docx
9.	PowerPoint Budget Amendment	8-2-16 FIN Budget Amendment REVISED.pptx
10.	Memo Ports-to-Plains	BA Memo PtP.doc

Presentation:

Yes

Approvals/Reviews:

Morgan Chegwidden	Created/Initiated
Becky Dunn	Approved
Bryan Kendrick	Final Approval

AN ORDINANCE OF THE CITY OF SAN ANGELO AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015, AND ENDING SEPTEMBER 30, 2016, FOR GRANTS, DONATIONS, AND CAPITAL PROJECTS.

WHEREAS the City of San Angelo has determined that new projects not included in the current budget should begin, and

WHEREAS the City of San Angelo has determined that certain budgeted amounts should be amended due to project changes and unforeseen circumstances, and

WHEREAS the resources necessary for these changes are available;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS THAT:

The City's budget for fiscal year 2015-2016 be amended by the amounts contained in Exhibit A.

INTRODUCED on the 12th day of July, 2016, and APPROVED and ADOPTED on this the 2nd day of August, 2016.

CITY OF SAN ANGELO, TEXAS

_____
Dwain Morrison, Mayor

ATTEST:

_____
Bryan Kendrick, City Clerk

Approved as to Content and Form:

_____
Tina Carriger, Finance Director

City of San Angelo
Proposed Budget Amendment
Exhibit A

Fund	Description	Total Revenue Amendment	Total Expense Amendment	Net Benefit/ (Cost)
103	Intergovernmental Fund	31,300	31,300	-
201	State Office Building Fund	30,000	30,000	-
240	Stormwater Fund	30,000	30,000	-
483	HOME Fund	6,112	6,112	-
101	General	-	20,000	(20,000)
	Total	97,412	117,412	(20,000)

City of San Angelo
Proposed Budget Amendment
Additional
Information

Project/Need	Source of Funding	Revenue	Expense	Net Benefit/ (Cost)
The Bosque rainwater harvesting system	National Oceanic and Atmospheric Administration grant	15,000	15,000	-
WIC program	United States Department of Agriculture grant	16,300	16,300	-
State Office Building improvements	Texas Health & Human Services Commission reimbursement	30,000	30,000	-
Stormwater equipment replacement	Insurance proceeds	30,000	30,000	-
				-
Homebuyers Assistance Program	Recaptured HOME funds	6,112	6,112	-
				-
Ports to Plains sponsorship	General Fund – Fund Balance	-	20,000	(20,000)
				-
	Total	97,412	117,412	(20,000)

City of San Angelo

Memo

To: Morgan Chegwidden, Budget Manager

From: AJ Fawver, Planning & Development Administrator

Date: June 30, 2016

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

The City of San Angelo was approached about participating in this grant opportunity and was awarded these funds as part of a pilot project. This request would increase revenue account by $15,000 (awarded grant amount) to allow for deposit of grant funding and increase expense account by $15,000 to allow for expenditures as agreed to in the grant proposal and award letter.

Source of Funding:

National Oceanic & Atmospheric Administration (NOAA) via the Sectoral Applications Research Program (SARP) and Adaptation International

Funding previously approved? If so, by City Manager or City Council and when?

Funding to be approved by City Council at July 12th meeting

Project/Budget to be amended	Original Budget	Proposed Change	Proposed Revised Budget
	0	15,000	15,000
	0	15,000	15,000

Additional Comments:

City of San Angelo

Memo

To: Morgan Chegwidden, Budget Manager

From: Gillian MacKenzie_____, WIC Manager_____

Date: June 30, 2016

Re: Budget Amendment Request

Purpose of Budget Amendment Request: To increase the WIC Admin and Lactation Services funding.

Source of Funding: Extra Funding from United States Department of Agriculture in the amount of $6,300 for admin and an increase of $10,000 for Lactation Services.

Funding previously approved? If so, by City Manager or City Council and when?

N/A

Project/Budget to be amended	Original Budget	Proposed Change	Proposed Revised Budget
Revenue Extra Funding			
103-7700-331-12-01	914,660	16,300	930,960
Program Expense			
103-7700-441-06-16	8,774	6,300	15,074
Program Expense			
103-7700-441-01-10	408,874	10,000	418,874

Additional Comments:

City of San Angelo

Memo

To: Morgan Chegwidden, Budget Manager

From: Robert Bluthardt, Manager/Fort Concho

Date: June 30, 2016

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

To properly account for $30,000 in new and unexpected revenue for Fund 201 and to reserve it for capital improvement and maintenance needs for FY16 and FY17.

Source of Funding:

State of Texas Health & Human Services Commission reimbursement of $30,000 for architectural services performed by the City of San Angelo

Funding previously approved? If so, by City Manager or City Council and when?

Council approved the interlocal agreement between COSA and State of Texas/HHSC and the agreement was signed by all parties on June 2, 2016 that said HHSC agreed to pay COSA $30,000.

Project/Budget to be amended	Original Budget	Proposed Change	Proposed Revised Budget
Misc Income 201 1908 381 1000	50,000	30,000	80,000
Improvements Not Bldg 201 1908 800 07 30	109,582	30,000	139,582

Additional Comments:

Unused portion of $30,000 should be carried over to FY17 for HVAC and maintenance needs.

City of San Angelo

Memo

To: Morgan Chegwidden, Budget Manager

From: Ryan Kramer_____, Vehicle Maintenance Superintendent_____

Date: June 30, 2016

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

Increase budget to utilize funds from damaged (wrecked) vehicles.

Source of Funding:

Insurance proceeds from vehicle and equipment damage

Funding previously approved? If so, by City Manager or City Council and when?

None

Project/Budget to be amended	Original Budget	Proposed Change	Proposed Revised Budget
Insurance Proceeds – Revenue from Damage of Equipment 240-0000-390.40-03	0	30,000	30,000
Equipment Replacement – Vehicles 240-5800-800.07-42	25,000	30,000	55,000

Additional Comments: Line 1: Insurance Proceeds (Revenue) from wrecked vehicles; Line 2: Increase to expense budget for Insurance Proceeds

City of San Angelo

Memo

To: Morgan Chegwidden, Budget Manager

From: Mauri Rodríguez, Sr. Program Coordinator

Bob Salas, Director

Date: June 28, 2016

Re: Budget Amendment Request

Purpose of Budget Amendment Request: Increase Expenditures & Revenue budget by amount of recaptured funds received to date.

Source of Funding: HOME Funds

Funding previously approved? If so, by City Manager or City Council and when

Project/Budget to be amended	Current Budget	Proposed Change	Proposed Revised Budget
483-0000-380.10-13 Misc/Recaptured Funds	0	6,112	6,112
483-2440-988.08-04 Homebuyers Assistance Program	99,996	6,112	106,108

Additional Comments: .

City Council

August 2, 2016

Budget Amendment

	Revenue	Expense
Bosque rainwater harvesting system	15,000	15,000
WIC program	16,300	16,300
State office building improvements	30,000	30,000

Budget Amendment

	Revenue	Expense
Stormwater equipment replacement	30,000	30,000
Homebuyers assistance program	6,112	6,112
Ports to Plains Sponsorship – Council Contributions	-	20,000

City Council

August 2, 2016

City of San Angelo

Memo

To: Tina Carriger, Finance Director

From: Morgan Chegwidden, Budget Manager

Date: July 28, 2016

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

Ports to Plains sponsorship

Source of Funding:

General Fund – Fund Balance

Funding previously approved? If so, by City Manager or City Council and when?

Not at this time

Project/Budget to be amended	Original Budget	Proposed Change	Proposed Revised Budget
City Council Contributions 101-0100-411.06-60	-0-	20,000	20,000

Additional Comments:

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Bryan Kendrick, City Clerk, Accounting,

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consideration of approving various Board nominations:

Design & Historic Review Commission: Stephen Mclaughlin (SMD4) to a 1st term ending September 2018

Summary/History:

Financial Impact:

Other Information/Recommendation:

Attachments:

1. Application - McLaughlin Application Boards Commissions.pdf

Presentation:

Approvals/Reviews:

Bryan Kendrick Created/Initiated

APPLICATION FOR BOARDS and COMMISSIONS

Name: Stephen McLaughlin

Address: 2641 Oxford

City: San Angelo (unless otherwise noted) Zip: 76904

Phone (Home): 325 650 9068 (Office): 325 947 2595

Resident of San Angelo since: 1969 SMD: 5

Are you a registered voter of San Angelo? Yes: yes No:

Occupation / Business Affiliation: McLaughlin Advertising &Citywise

Occupation / Business Address: 115 S Park

Position: Owner

Email: stephen@mclaughlinadvertising.com

By executing this document, the applicant does hereby certify and affirm the truth and accuracy of the information contained herein. The applicant further authorizes the City Council, or its designee, to verify any information. The applicant agrees to release and hold harmless the City from all claims incident to the verification of information contained herein.

X _____ 7/14/16

Applicant's Signature Date

Applying for:

____Airport Advisory Board
____Animal Shelter Adv Cmm*
____Civic Events Adv Board
____Civil Service Commission
____Construction Board of Adj/Appls*
X Design & Historic Review Cmm*
____Development Corporation
____Downtown Development Cmm*
____Fort Concho Museum Board
____Park Commission
____Parks & Recreation Adv Board
____Planning Commission
____Public Art Commission*
____Public Housing Authority
____Tax Incrmt Reinvsmt Zone Board*
____Water Advisory Board*
____Zoning Board of Adjustment

**specific membership criteria requirements apply-See back page for more information*

Recommended by:

NOTE: This application is information of public record. Public Service opportunities are offered by the City of San Angelo without regard to race, color, national origin, religion, sex or disability.*

RETURN TO: City of San Angelo, c/o City Clerk, 72 W. College, San Angelo, Texas 76902-1751

Tell us about yourself. Feel free to attach additional sheets, if necessary.

Based on you board selection, do you meet the membership criteria*? Yes No If so, which criteria: A,C.E
(see back page for board criteria)

Education and/or Professional Licenses: Not licensed nor degreed, but am design professional.

Current Municipal and Civic Organization Memberships (Positions & Dates):
DTSA Board, COC Board, Economic Development Committee, CVHG Board,

Previous Municipal Experience (Positions, Dates, Where):

What personal qualifications can you bring to this board? Love for San Angelo's history,
creativity, construction knowledge, good team and problem solving skills

What is your personal vision for the City? I want my future grandchildren to want to move here from
wherever my children move to.

Why do you want to serve on this board? To help balance the interests of business and the preservation
of aesthetics and historic significance.

Anything else you would like for us to know? I believe San Angelo has the same potential Austin had
40 years ago. I'd like to be part of seizing the good and avoiding the bad as that potential comes to fruition.

*The City Council adopted the Code of Ethics for members of the City Council and for the City's boards and commissions to assure public confidence in the integrity of local government and its effective and fair operation. Therefore, all Members shall comply with the laws of the nation, the State of Texas, and the City of San Angelo in the performance of their public duties. If you been convicted of a MISDEMEANOR or FELONY, and/or placed on probation, fined or given a suspended sentence such as pretrial diversion or deferred adjudication in court within the last ten years, disclosure of such should be forwarded under separate cover. For a complete copy of the Code of Ethics, contact the City Clerk at 657-4405.

For Office Use Only:
Appointed by: CiCo Appt/Reappt Date: Term Dates: To From

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Bryan Kendrick, City Clerk, City Clerk,

Meeting Date: August 2, 2016

Item type: Consent Item

Caption:

Consider appointments to the Concho River Watermaster Advisory Committee: Daniel Valenzuela (City Manager) Bill Riley (Director of Water Utilities), and Stephen Brown (Consultant/Upper Colorado River Authority) to a terms ending August 2018

Summary/History:

The City of San Angelo holds six spots on the Concho River Watermaster Advisory Committee.

Those currently serving are:

Dwain Morrison, Mayor - Term Expires: August 31, 2017
Marty Self, Council Member - Term Expires: August 31, 2017
Bill Richardson, Council Member - Term Expires: August 31, 2018
Daniel Valenzuela, City Manager - Term Expires: August 31, 2016
Ricky Dickson, Executive Director of Public Works - Term Expires: August 31, 2016
Mr. Stephen Brown, Consultant Upper Colorado River - Authority Term Expires: August 31, 2016

This item is to re-appoint Mr. Valenzuela and Mr. Brown to terms ending in August, 2018; and to replace appoint Bill Riley (replacing Ricky Dickson) to a term ending in August 2018.

As you know, when Mr. Dickson was appointed to this spot on the Committee, he title was Director of Water Utilities, that position is now filled by Bill Riley.

Financial Impact:

n/a

Other Information/Recommendation:

Staff recommends approval.

Attachments:

1. List of Members CRWAC_11.20.2015.pdf

Presentation:

n/a

Approvals/Reviews:

Bryan Kendrick Created/Initiated

LIST OF MEMBERS
CONCHO RIVER WATERMASTER ADVISORY COMMITTEE

CITY OF SAN ANGELO:

The Honorable Dwain Morrison, Mayor
City of San Angelo
Term Expires: August 31, 2017

The Honorable Marty Self, Councilman
City of San Angelo
Term Expires: August 31, 2017

Vacant
City of San Angelo
Term Expires: August 31, 2016

Mr. Daniel Valenzuela, Manager
City of San Angelo
Term Expires: August 31, 2016

Mr. Ricky Dickson, Director of Water Utilities
City of San Angelo
Term Expires: August 31, 2016

Mr. Stephen Brown, Consultant
Upper Colorado River Authority
Term Expires: August 31, 2016

CITY OF PAINT ROCK:
The Honorable Debbie Brown, Mayor
City of Paint Rock
Term Expires: August 31, 2016

DOVE CREEK:
Mr. Eddie J. (Jack) Pool
Term Expires: August 31, 2016

SPRING CREEK:
Dr. Marc Wimpee
Term Expires: August 31, 2017

SOUTH CONCHO:
Mr. Stuart Seidel
Term Expires: August 31, 2017

MIDDLE CONCHO:
Mr. Billy D. Gassiot
Term Expires: August 31, 2017

MAINSTREAM CONCHO:
Mr. A. J. Jones
Term Expires: August 31, 2016

EXECUTIVE DIRECTOR'S CHOICE AT THE CONCHO RIVER WATERMASTER ADVISORY COMMITTEE

Steven Hoelscher
Term Expires: August 31, 2017

EXECUTIVE DIRECTOR'S NOMINEE (NON-VOTING MEMBER OF THE SOUTH TEXAS WATERMASTER ADVISORY COMMITTEE)

Mr. A. J. Jones
Term Expires: August 31, 2016

CONCHO RIVER WATERMASTER PROGRAM PERSONNEL:

Steve Ramos, Watermaster
14250 Judson Road
San Antonio, TX 78233
(210) 403-4040
steve.ramos@tceq.texas.gov

Alisha Multer, Watermaster Specialist
622 South Oakes, Suite K
San Angelo, TX 76903
(866) 314-4894 or (325) 481-8069
alisha.multer@tceq.texas.gov

John Woiton, Watermaster Specialist
622 South Oakes, Suite K
San Angelo, TX 76903
(866) 314-4894 or (325) 481-8068
john.woiton@tceq.texas.gov