

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, April 6, 2021

Present:

Mayor Brenda Gunter
Mayor Pro tem Harry Thomas, SMD 3
Council Member Tommy Hiebert, SMD 1
Council Member Tom Thompson, SMD 2
Council Member Lucy Gonzalez, SMD 4
Council Member Lane Carter, SMD 5
Council Member Billie DeWitt, SMD 6

1. Call to Order

With a quorum of the City Council Members present, Mayor Gunter called the regular session of the San Angelo City Council to order at 8:30 a.m. on Tuesday, April 6, 2021 in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Chaplain Prayer & Pledges

An invocation was provided by San Angelo Police Department Chaplain Gary Jenkins. Pledges were led by Police Department Chaplain Marcella Jenkins.

3. Proclamations/Recognitions

- a. April 2021 was proclaimed as Fair Housing Month
- b. April 2021 was proclaimed as National Autism Acceptance Month
- c. April 2021 was proclaimed as I Chose Angelo State Month
- d. April 2021 was proclaimed as Month of the Military Child
- e. Mary Cleveland was recognized for her retirement after 31 years of service to the City of San Angelo

4. Public Comment

Citizen Justin Walcott (SMD5) requested information on the progress and results of the investigation on the water contamination.

Citizen Jennifer Pape (SMD5) expressed concern over continued lighting issues coming from Sports Next Level.

Mayor Gunter announced that the city has outlined steps and provided sample documents that citizens can use to file a formal notice of dispute and arbitration against Suddenlink. Citizens should visit www.cosatx.us/suddenlink for more information. Suddenlink terms require individual arbitration; therefore, all disputes and issues must be handled separately.

5. Consent Agenda

- a. Approval of the March 16, 2021 City Council regular meeting minutes (Julia Antilley)
- b. Approval of an agreement with Concho Valley Council of Governments-West Texas RSVP for lease of office space at Station 618 Senior Center and authorizing the City Manager to negotiate and execute all related documents (Sandra Aguilar)

- c. Award of ES-02-21 2021 Annual Seal Coat Project to F.N. Ploch Construction Company in the amount of \$1,497,270.88 and authorizing the City Manager to negotiate and execute all related documents (Mitchell Gatlin)
- d. Approval of Buyboard Contract #601-19 from Freightliner of Austin (Austin, TX) in the amount of \$386,423, budgeted in fiscal year 2021 for the purchase of one sewer vacuum truck, and authorizing the City Manager to negotiate and execute all related documents (Ryan Kramer)
- e. Approval of the purchase of two shredders from Deere & Company (San Angelo, TX) through Sourcewell Contract #110719-JDC in the amount of \$44,944.88, budgeted in fiscal year 2021, and authorizing the City Manager to negotiate and execute all related documents (Ryan Kramer)
- f. Authorization of the City Manager to negotiate and execute an agreement and all related documents with the Southern Drag Boat Association (SDBA) for the annual Drag Boat Races at Lake Nasworthy (Carl White)
- g. Adoption of a resolution approving non-monetary in-kind support for the Ballet San Angelo "Light Up the Night - Sharing Dance Day 2021" event to be held June 19, 2021 in front of City Hall (Carl White) (Pg. 118, 2021-039)
- h. Adoption of a resolution authorizing the adoption of the 2021-2026 Capital Improvement Plan for the City of San Angelo (Kimberly Holle) (Pg. 119, 2021-040)
- i. Grant of signature authority to the City Manager and to the Economic Development Director to execute an agreement related to a change in ownership of the City's investment advisement firm from Patterson & Associates to Meeder Investment Management, Inc. (Tina Dierschke)
- j. Second reading and adoption of ordinances:
 - 1. CP21-01, amending the City of San Angelo Comprehensive Plan, changing certain lands from the Neighborhood Future Land Use to the Commercial Future Land Use, being 0.16 acres located in the 200 block of W. 23rd St.; and (Pg. 120, 2021-041)
 - 2. Z21-01, rezoning property from the General Commercial/Heavy Commercial and Single-Family Residential zoning districts to the General Commercial zoning district, located at 2218 Martin Luther King Dr., three lots in the 200 block of W. 22nd St., and one lot in the 200 block of W. 23rd St., being 1.125 acres (Jon James) (Pg. 123, 2021-042)
- k. Second reading and adoption of an ordinance providing for the abandonment of 6,582-sq ft of the south side of the W. 23rd St. right-of-way between Martin Luther King Dr. and Farr St. (Jon James) (Pg. 126, 2021-043)
- l. Second reading and adoption of an ordinance approving case PD21-01, a rezoning from the Light Manufacturing, General Commercial/Heavy Commercial, Low Rise Multifamily Residential, and Two-Family Residential zoning districts to the Planned Development (PD21-01) zoning district to allow for museums, offices, and associated uses; located north of E. Washington St., east of S. Oakes St., south of the Texas Pacific Railway, and west of Rust St.; being approximately 38 acres (Jon James) (Pg. 131, 2021-044)
- m. Second reading and adoption of an ordinance amending the Planned Development (PD15-04) zoning district of a medical facilities campus to expand the district boundaries, to modify the development standards, and to allow all uses in the Central Business District, as well as hospitals and drug processing, and related accessory uses; being approximately 49 acres located north of E. Twohig Ave., east of Chadbourne St., south of Woodrow St., and west of Main St. (Jon James) (Pg. 135, 2021-045)

- n. Second reading and adoption of an ordinance approving case Z21-02, a request for approval of a rezoning from the Light Manufacturing zoning district to the Central Business District zoning district, being 0.396 acres located at 124-128 W. 4th St. (Jon James) (Pg. 143, 2021-046)

Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to approve the Consent Agenda, with the exception of items 5j and 5k. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Carter made a motion, seconded by Council Member Hiebert, to approve item 5j, as presented by Planning & Development Director Jon James. The motion carried (6) ayes to (0) nays, with (1) abstention by Council Member DeWitt.

Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to approve item 5k, as presented by Planning & Development Director Jon James. The motion carried (6) ayes to (0) nays, with (1) abstention by Council Member DeWitt.

6. Regular Agenda

- a. Final update regarding February water contamination (Presentation made by Water Utilities Director Allison Strube)

Water Utilities Director Allison Strube provided an update on the PaulAnn and Northern Industrial area contamination. The city is waiting on TCEQ to lift the restrictions on the remaining 29 residential customers residing in the industrial area. Going forward the city will implement a more rigorous backflow/cross-connection program, update its ordinances with further plumbing requirements, and dedicate employees solely to customer service inspections in coordination with the Water Utilities Department.

Citizen Dietrick Tillis (SMD4) made comments regarding the water contamination odor.

No Action Taken on this Item.

- b. Adoption of a resolution approving the award of Emergency Street Repair contracts due to the effects of Winter Storm Uri and pursuant to Texas Local Government Code §252.022 to Reece Albert, Inc. and James D. Goode Construction, Inc. in the aggregate amount not to exceed \$1,000,000 and authorizing the City Manager to negotiate and execute all related documents (Presentation made by Executive Director of Public Works Shane Kelton) (Pg. 146, 2021-047)

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

- c. First reading and public hearing of an ordinance approving Standards of Care for Recreation Summer Camp held at Recreation Centers for children ages 5 through 12 (Presentation made by Recreation Manager Brent Casey)

Motion: Council Member Gonzales made a motion, seconded by Council Member Thompson, to approve the item, as presented. The motion carried (7) ayes to (0) nays.

- d. First reading and public hearing of an ordinance approving an amendment to a Planned Development District, PD07-03, to allow an additional use of a water processing and delivery business and related accessory uses for a property located at 2909 S. A&M Ave. (Presentation made by Planning & Development Services Director Jon James)

Property owner Jack Gabriel responded to questions and stated he would request, if approved, that restriction 6 (regarding the lighting hours) be lifted to allow for current security lighting to remain.

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Citizen Mike Wyse Chancellor of Catholic Diocese noted they recently acquired a portion of the area contained in the planned development and spoke against the planned use of the area.

Citizen Flo Loika (SMD5) read a letter from Aaron Byer (SMD5) in opposition to the planned development and then expressed her concerns against the planned development.

Motion: Council Member Carter made a motion, seconded by Council Member DeWitt, to table the item until the April 20, 2021 meeting allowing for the business owner's attendance. The motion carried (6) ayes to (1) nay, with Council Member Thompson casting the dissenting vote.

- e. First reading and public hearing of ordinances establishing a process and standards for encroachments into the public right-of-way:
 - 1. An ordinance amending the City Code of Ordinances, Chapter 12, Planning and Development, creating a new Article 12.10 regarding encroachments, and related revisions to the sign regulations in Article 12.04; and
 - 2. An ordinance amending the City Code of Ordinances, Chapter 8, Offenses and Nuisances, Articles 8.05 and 8.06 regarding obstructions
(Presentation made by Planning & Development Services Director Jon James)

Mayor Gunter expressed concern regarding administrative approval of signs on private property.

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

- f. First public hearing and introduction of an ordinance amending the budget for the fiscal year beginning October 1, 2020, and ending September 30, 2021, for capital items, grants, and programs (Presentation made by Finance Director Tina Dierschke)

Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to approve the item, as presented. The motion carried unanimously (7) ayes to (0) nays.

Quorum for Remainder of Meeting:

Mayor Brenda Gunter

Mayor Pro tem Harry Thomas, SMD 3

Council Member Tommy Hiebert, SMD 1

Council Member Lucy Gonzalez, SMD 4

Council Member Lane Carter, SMD 5

Council Member Billie DeWitt, SMD 6

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. 551.087 Economic Development Negotiations regarding Project 2021-L029: Business prospect negotiations concerning airport hangar
- b. 551.072 Deliberations about Real Property regarding Block 18, San Angelo Addition

8. Follow Up and Administrative Issues

- a. Consideration of items discussed in Closed Session, if needed

No Action Taken on this Item.

- b. Announcements and consideration of Future Agenda items

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No Action Taken on this Item.

9. **Adjournment**

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

There being no further business, the meeting adjourned at 12:44 p.m.

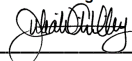
THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:


Brenda Gunter, Mayor

ATTEST:

DocuSigned by:


Julia Antiney, 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.)