City of San Angelo, Texas
Regular City Council Meeting
Tuesday, August 2, 2016

Present:
Mayor Dwain Morrison
Mayor Pro tem Charlotte Farmer, SMD 6
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 Lane Carter, SMD 5

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 8:32 a.m. on Tuesday, August 2, 2016, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Prayer and Pledge

An invocation was provided by Pastor Jehu Hernandez (Solid Rock Church); and the pledges were led by Bonham Elementary fourth grade students Rey Palos Jr. and Caiden Bennett

3. Proclamations/Recognitions

Concho Valley Master Gardeners' Water Smart Landscape of the Month program was recognized and it was accepted by Christina Wilson.

4. Public Comment

Craig Meyers spoke about the Low Income Housing Tax Credit related to the project planned in the Blackshear area.

Charles Davis, the pastor of St Paul Baptist expressed concern related to the Bar across the street from the church.

5. Consent Agenda

a. Approved of the July 12, 2016 City Council regular meeting minutes
b. Approval of 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
c. Approval of 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
d. Approval of 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
e. Approval of Task Order 104 with KSA Engineers in the amount of $231,000 and authorizing City Manager to negotiate and execute all related documents

f. Approval of Task Order 105 with KSA Engineers in the amount of $120,000 and authorizing City Manager to negotiate and execute all related documents

g. Approval of 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

h. Second reading, public hearing and adoption 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 **(Pg. 553, #2016-08-081)**

i. Second reading and adoption 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 **(Pg. 555, #2016-08-082)**

j. Second reading, public hearing, and adoption of ordinances to repeal an ordinance approved on September 18, 2012, naming a private drive as "Time Clock Drive," **(Pg. 559, #2016-08-083),** and to designate an unnamed private drive in the 2900 block of Southwest Boulevard as "Time Clock Drive" **(Pg.561 #2016-08-084)**

k. Second reading, public Hearing for Case Z16-04, and adoption of 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 **(Pg. 565, #2016-08-085)**

Motion: Council Member Farmer made a motion, seconded by Council Member Thomas, to approve the consent agenda, with the exception of items 5e and 5f. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Richardson made a motion, seconded by Council Member Farmer, to approve item 5e, as presented. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Richardson made a motion, seconded by Council Member Self, to approved item 5f, as presented. The motion carried unanimously (7) ayes to (0) nays.

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

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

Several citizens expressed concerns regarding the city allowing Short Term Rentals.

Several citizens expressed support of the city allowing Short Term Rentals.

Motion: Council Member Farmer made a motion, seconded by Council Member Carter, to postpone the item until September 20th, 2016. The motion failed (3) ayes to (4) nays, with Mayor Morrison and Council Members Gonzales, Thomas and Self casting the dissenting votes.

Motion: Council Member Self made a motion, seconded by Council Member Gonzales, to approve the ordinance, with the additional of a 2 year renewal threshold on the conditional use. The motion failed (3) ayes to (4) nays, with Council Members Farmer, Carter, Thomas, and Richardson casting the dissenting votes.

b. Adoption of 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 (pg. 567, # 2016-08-086)

A presentation was made by Assistant Police Chief David Howard

Mayor Morrison, Council Members Farmer and Thomas expressed concern related to the funding related to the expected budget crunch.

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

c. Discussion and possible action regarding the most recent increase of water rates in relation to the funding of future water projects

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

d. First public hearing and consideration of an ordinance amending Appendix A, Article A8.000 monthly landscape volumetric water rates

A presentation was made by Water Utilities Director Bill Riley

Mayor Morrison expressed concern for the need for the protection of the aquifers.

Citizen Steve Hampton expressed concern related to this ordinance.

Motion: Council Member Thomas made a motion, seconded by Council Member Self, to approve the first reading, as presented. The motion carried (6) ayes to (1) nays, with Mayor Dwain Morrison casting the dissenting vote.

e. A record vote approving a proposal of a property tax rate and discussion regarding the fiscal year 2016-2017 budget preparation

A presentation was made by Budget Manager Morgan Chegwidden

Citizen Steve Hampton thanked the council for their efforts to maintain or lower tax rates.

Motion: Council Member Farmer made a motion, seconded by Council Member Thomas, to keep the tax rate at the current rate of 0.776 per $100 valuation for the next fiscal year. The motion carried unanimously (7) ayes to (0) nays.

f. Second reading and consideration of an ordinance amending the 2015-2016 budget for grants and capital projects (Pg. 569, # 2016-08-087)

A presentation was made by Budget Manager Morgan Chegwidden

Motion: Council Member Farmer made a motion, seconded by Council Member Carter, to adopt the ordinance, as presented. The motion carried (5) ayes to (2) nays, with Council Member Marty Self, Council Member Lucy Gonzales casting the dissenting vote.

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 session, if needed

Motion: Council Member Thomas made a motion, seconded by Council Member Farmer, to retain Peckar & Abramson P.C. related to pending or contemplated litigation, in an amount not to exceed $50,000.

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

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve items 8b and 8c, as presented. The motion carried (6) ayes to (1) nays, with Council Member Charlotte Farmer casting the dissenting vote.

d. Announcements and consideration of Future Agenda Items

- Council Member Farmer asked for a priority list of street repair to be given to Mike Boyd. Ms. Farmer also requested an update on the status of the Sherwood Way project.
- Council Member Richardson asked for a review of the Planning Commission related to the renewal of board applications and number of members in related businesses.
- Council Member Self requested an update on the status of North Monroe Street Repair. Mr. Self also asked for information related to the Green Acres flood track.

9. Adjournment

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

There being no further business, the meeting was adjourned at 1:43 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.)