



City Council Agenda 5/18/2021

Notice is hereby given of a regular meeting of the City Council of City of San Angelo to be held May 18, 2021 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. Chaplain Prayer & Pledges

3. Proclamations/Recognitions

- a. Proclamation of May 15 through May 22, 2021 as Simply Texas Blues Festival Week
- b. Proclamation of May 2021 as Mental Health Awareness Month

4. Public Comment

Issues or concerns not on the Regular Agenda may be raised by the public at this time. Citizens should speak from the podium, address all comments to the dais, begin by stating their name and address or Single Member District number, and limit their remarks to less than three minutes.

5. Old Business Consent Agenda

- a. Consider approving the May 4, 2021 regular meeting and May 12, 2021 special meeting minutes of the City Council (Julia Antilley)
- b. Consider rejecting all bids received for OP-02-21 Lake Nasworthy Fishing Pier pursuant to Texas Local Government Code 252.043(f) (Shane Kelton)
- c. Consider awarding a Task Order under IDIQ contract ES-06-19 Engineering Services to Kimley Horn Inc. in the amount of \$505,000 for Howard St. Street and Utility Design and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)
- d. Consider awarding a Task Order under IDIQ contract ES-06-19 Engineering Services to Freese and Nichols Inc. in the amount of \$1,082,797 for Edmund Blvd., Glenna Dr., and 29th St. Street and Utility Design and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)
- e. Consider authorizing the City Manager to negotiate and execute a license use agreement with 1 West Concho LLC, to allow for the construction of a Washington Four Dial Street Clock at the northwest corner of W. Concho Ave. and S. Chadbourne St. with the address of 231 S. Chadbourne St. (Jon James)
- f. Consider ratifying a resolution authorizing the use of sales and use tax proceeds for a project authorized under the Texas Local Government Code, Chapter 505, for economic development promotional purposes, sponsoring the 2021 San Angelo Business Plan Competition; authorizing the Board President to negotiate and execute an advertising service agreement with McLaughlin Advertising, not to exceed \$5,000 for advertising services (Guy Andrews)

- g. Consider approving the postponement of fee review until Spring 2022 for implementation in the fiscal year 2023 budget (Kimberly Holle)

6. Special Agenda

- a. Presentation of plaque to outgoing Council Member Billie DeWitt (Presentation made by Mayor Brenda Gunter)
- b. Administration of Oaths of Office for Mayor and Single Member Districts 2, 4, and 6 and presentation of Certificates of Election (Presentation made by Mayor Pro-Tem Harry Thomas and Mayor Brenda Gunter)
- c. Introduction of Special Guests

Note: A reception will immediately follow the Special Agenda in Suite A on the 2nd Floor. The Regular Agenda with the newly seated Council Members will begin in approximately 30 minutes.

7. Regular Agenda

Comments regarding items on the Regular Agenda may be made by the public when each item is discussed as outlined above. Applicants, proponents, and appellants are exempt from the time limit above and instead must limit their remarks to less than five minutes.

- a. Consider approving the creation of a Designated Funds Account related to the reimbursements of Emergency Deployments (Presentation made by Fire Chief Brian Dunn)
- b. 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 donations and reimbursed expenses (Presentation made by Finance Director Tina Dierschke)

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. 551.072 Deliberations about Real Property regarding:
 - 1. 0.723 acres, S Sebastian Survey 7, Abstract 7329
 - 2. Lot 9D, Block 2, Section 9A, Red Arroyo Hills Addition

9. Follow Up and Administrative Issues

- a. Consider items discussed in Closed Session, if needed
- b. Consideration of approving various Board nominations
Keep San Angelo Beautiful: Shannon McMillan (SMD4) to an unexpired term ending September 2021
- c. Discussion of possible dates for Planning Workshop (between June 21 and 25)
- d. Announcements and consideration of Future Agenda Items

10. Adjournment

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board at City Hall in the City of San Angelo, Texas, on the 13th day of May 2021, at 1:59 p.m.



Julia Antilley, City Clerk

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

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

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

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

Proclamation

The Simply Texas Blues Festival had its modest beginnings in 2009. It began with a group of Blues enthusiasts in a dirt lot, coming together to share their love of a music genre that inspired every genre of music going forward. It spoke to an entire community and flourished, and that community continues to celebrate a passion for this soulful means of expression.

The San Angelo Blues Society presents the 12th Annual Simply Texas Blues Festival, to further its mission of the preservation and promotion of Blues music, pay homage to its art form, and to the venues, musicians and communities who support it.

The day long May festival features a competition to sponsor a band and solo/duo act to represent San Angelo at the annual International Blues Challenge on Memphis' famous Beale Street. Acts who have competed have gone on to become featured performers all over the country. The festival has brought statewide and national recognition to San Angelo and its music scene.

The festival also serves as a fundraiser for the Society's scholarship programs, benefitting students attending local colleges, its Blues in Schools program, and its other community outreach programs. Their scholarship awards total \$93,000 to date.

Therefore, I, Brenda Gunter, Mayor of the City of San Angelo, Texas, on behalf of the City Council, do hereby proclaim May 16, 2021 through May 22, 2021 as

"Simply Texas Blues Festival Week"

and urge all citizens to support this committed effort. Together, we can work toward a brighter future for our great City.

In Witness Whereof, I have hereunto set my hand and have caused the Official Seal of the City of San Angelo to be affixed this 18th day of May 2021.

Brenda Gunter
Mayor of the City of San Angelo

Proclamation

Mental Health Awareness Month has been observed in May in the United States since 1949, reaching millions of people through the media, local events, and screenings.

Mental Health is essential to everyone's overall health and well-being and everyone faces challenges in life that can impact their mental health. Prevention is an effective way to reduce the burden of mental health conditions. There are practical tools that all people can use to improve their mental health and increase resiliency.

Mental health conditions are real and prevalent in our nation, and with effective treatment, individuals with mental health conditions can recover and lead full, productive lives.

With the message that no one's mental health is fully supported until everyone's mental health is fully supported, we encourage friends, family, and community to take their mental health seriously. Together, we can help everyone get the support they need to recover as they continue along the journey to get well.

Therefore, I, Brenda Gunter, Mayor of the City of San Angelo, Texas, on behalf of the City Council do hereby proclaim the month of May 2021 as

"National Mental Health Awareness Month"

in San Angelo, Texas and encourage all citizens to share the responsibility in promoting mental health wellness.

In Witness Whereof, I have hereunto set my hand and have caused the Official Seal of the City of San Angelo to be affixed this 18th day of May 2021.

Brenda Gunter
Mayor of the City of San Angelo

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, May 4, 2021

Present:

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

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 8:32 a.m. on Tuesday, May 4, 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. May 9-15, 2021 was proclaimed Police Week and May 15, 2021 was proclaimed Peace Officers Memorial Day
- b. May 2021 was proclaimed Motorcycle Safety Awareness Month
- c. May 2021 was proclaimed National Historic Preservation Month

4. Public Comment

Public Information Officer Brian Groves announced a new website (www.cosatx.us/streets) that provides monthly updates from Public Works on all street infrastructure projects.

Mayor Gunter provided an update on Suddenlink service issues, reminding citizens that Suddenlink terms require individual arbitration and all disputes must be handled by the customer separately. The city is unable to get involved. The city has provided sample documents and videos to assist residents with filing Notice of Complaints and Demand for Arbitration against Suddenlink. Many citizens have found resolution using this method.

Mayor Gunter thanked West Side Baptist Church for placing crosses on the frontage road along 3900 Houston Harte Expressway to represent and honor the 300-plus San Angelo residents that lost their lives to COVID.

5. Consent Agenda

- a. Approval of the April 20, 2021 City Council regular meeting minutes (Julia Antilley)
- b. Authorization of the City Manager to negotiate and execute a 2-year, non-exclusive contract for real estate services with the following brokers: Rocky Spoonts Real Estate, Berkshire Hathaway Home Services, and Steve Eustis Co. (Cindy Preas)
- c. Approval of Change Order #1 to ES-01-21 Southwest Blvd. Improvement Project with Reece Albert, increasing the total contract amount by \$737,606.32, and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

- d. Award of WU-05-21 Professional Engineering Services - Upper Colorado Regional Flood Planning Technical Consultant to HDR Engineering, Inc. in the amount of \$946,200, funded by Texas Water Development Board Grant, and authorizing the City Manager to negotiate and execute all related documents (Allison Strube)
 - e. Award of FC-02-21 Carpet and Flooring Replacement at Ralph Chase State Office Building to Smith Flooring of San Angelo in the amount of \$78,403 budgeted for purchase in fiscal year 2021, and authorizing the City Manager to negotiate and execute all related documents (Bob Bluthardt)
 - f. Ratification of COSADC approval regarding Change Order Number 6 to the Reece Albert Contract for Infrastructure Improvements to Phase 2.1 & 2.2 of the San Angelo Business & Industrial Park in the amount of \$77,591.19, for placing of topsoil and drill seeding of the main drainage channel and Detention Pond A1 (Bob Schneeman)
 - g. Adoption of a resolution accepting the donation of funds from Back the Badge for the purchase of equipment or training for the San Angelo Police Department (Frank Carter) (Pg. xxx, 2021-058)
 - h. Approval of a letter of engagement with Lloyd Gosselink Rochelle & Townsend, P.C. for legal services related to landfill evaluation and permitting and authorizing the City Manager to negotiate and execute all related documents (Theresa James)
 - i. Adoption of a resolution of the City of San Angelo City Council amending the Schedule of Fees and Charges to establish a discounted fee for digital submission of various Planning and Building applications (Jon James) (Pg. xxx, 2021-059)
 - j. Second reading and adoption of ordinances:
 - 1. amending the City of San Angelo Comprehensive Plan, changing certain lands from Commercial to Neighborhood, being 18.808 acres; and (Pg. xxx, 2021-060)
 - 2. rezoning property from Heavy Commercial to General Commercial, being 13.321 acres; from General Commercial to Single Family Residence, being 7.999 acres; and from Heavy Commercial to Single Family Residence, being 5.81 acres; generally located southwest of the Arden Rd. and Northwest Dr. intersection (Jon James) (Pg. xxx, 2021-061)
 - k. Second reading and adoption of an ordinance to approve the abandonment of a 20' by 500' (0.229 acres) alley right-of-way, located north of E. Twohig Ave., east of S. Oakes St., south of E. Beauregard Ave., and west of S. Magdalen St. (Jon James) (Pg. xxx, 2021-062)
- Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve the Consent Agenda, with the exception of items 5c and 5d. The motion carried unanimously (6) ayes to (0) nays.
- Motion: Council Member DeWitt made a motion, seconded by Council Member Hiebert, to approve item 5c, as presented by Executive Director of Public Works Shane Kelton. The motion carried unanimously (6) ayes to (0) nays.
- Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve item 5d, as presented by Water Utilities Director Allison Strube. The motion carried unanimously (6) ayes to (0) nays.

6. Regular Agenda

- a. Acceptance of the City's fiscal year 2020 Comprehensive Annual Financial Report and Single Audit (Presentation made by Armstrong, Backus & Company, LLC Partner Gayla Thornton)
[Finance Director Tina Dierschke and Water Utilities Director Allison Strube responded to questions from City Council.]

Citizen Anna Bartosh stated she participated in protests against the pipeline to Lake Spence in college and warned against building a future pipeline to a dry lake.

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to approve the item, as presented with the updated calculations reflected on page 69. The motion carried unanimously (6) ayes to (0) nays.

- b. Discussion and adoption of an ordinance authorizing the issuance of City of San Angelo, Texas General Obligation Refunding Bonds, Series 2021; establishing procedures and delegating authority for the sale and delivery of the Bonds; levying an ad valorem tax; providing for the security and payment of said Bonds; providing an effective date; and enacting other provisions relating to the subject (Presentation made by Finance Tina Dierschke) (Pg. xxx, 2021-063)

Motion: Council Member Carter made a motion, seconded by Council Member Thomas, to approve the item, as presented by Vince Viaille of Specialized Public Finance, LLC. The motion carried unanimously (6) ayes to (0) nays.

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:~~

8. Follow Up and Administrative Issues

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

No Action Taken on this Item.

- b. Discussion of upcoming Council meeting dates abutting holidays:
June 1st (day after Memorial Day, 5/31)
July 6th (day after Independence Day, 7/5)
September 7th (day after Labor Day, 9/6)

Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to approve the upcoming City Council dates as:

- Tuesday, June 1
- Thursday, July 8
- Thursday, September 9

The motion carried unanimously (6) ayes to (0) nays.

- c. Discussion of proposed Budget Workshop dates:
July 13, 2021 - Enterprise Funds
August 10, 2021 - General Fund

Motion: Council Member Hiebert made a motion, seconded by Council Member Gonzales, to approve the upcoming Budget Workshop dates as:

- Tuesday, July 13 for Enterprise Funds
- Tuesday, July 27 for Other Funds
- Thursday, August 12 for General Fund

The motion carried unanimously (6) ayes to (0) nays.

- d. Announcements and consideration of Future Agenda items

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 9:33 a.m.

THE CITY OF SAN ANGELO, TEXAS:

ATTEST:

Brenda Gunter, Mayor

Julia Antilley, 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.)

City of San Angelo, Texas
Special City Council Meeting
Tuesday, May 12, 2021

Present:

Mayor Pro tem Harry Thomas, SMD 3
Council Member Tommy Hiebert, SMD 1

1. Call to Order

With a quorum of the City Council Members present, Mayor Pro tem Thomas called the special session of the San Angelo City Council to order at 8:30 a.m. on Wednesday, May 12, 2021 in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Public Comment

No public comment.

3. Special Agenda

- a. Adoption of a resolution canvassing returns and declaring the results of the General Election held May 1, 2021 (Presentation made by City Clerk Julia Antilley) (Pg. 234, 2021-064)

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to approve the item, as presented. The motion carried unanimously (2) ayes to (0) nays.

4. Follow Up and Administrative Issues

No Action Taken on this Item.

5. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Thomas, to adjourn the meeting. The motion carried unanimously (2) ayes to (0) nays.

There being no further business, the meeting adjourned at 8:33 a.m.

THE CITY OF SAN ANGELO, TEXAS:

ATTEST:

Harry Thomas, Mayor Pro tem

Julia Antilley, 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.)

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Charles Michalewicz, Engineer, Engineering Services, 325-657-4201

Meeting Date: May 18, 2021

Item type: Consent Item

Caption:

Consider rejecting all bids received for OP-02-21 Lake Nasworthy Fishing Pier pursuant to Texas Local Government Code 252.043(f) (Shane Kelton)

Summary/History:

RFB OP-02-21 was posted on April 13th and one proposal was received on April 27th. The base bid received totaled \$1,709,264.70. Our project base bid opinion of probable construction cost is \$648,868. Council is requested to reject all bids for this project under Texas Local Government Code 252.043(f). The project will be rebid in hopes of getting more responses.

Financial Impact:

Other Information/Recommendation:

Attachments:

Presentation:

Shane Kelton

Approvals/Reviews:

Charles Michalewicz
Kevin Pate
Shane Kelton
Theresa James
Tina Dierschke
Julia Antilley

Created/Initiated
Approved
Approved
Approved
Approved
Final Approval

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Charles Michalewicz, Engineer, Engineering Services, 325-657-4201

Meeting Date: May 18, 2021

Item type: Consent Item

Caption:

Consider awarding a Task Order under IDIQ contract ES-06-19 Engineering Services to Kimley Horn Inc. in the amount of \$505,000 for Howard St. Street and Utility Design and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

Summary/History:

The project identified in the City's CIP program encompasses Howard St. from Sherwood Way (US Hwy Bus 67) to Glenna Dr.

In this task order Kimley Horn, Inc. will perform professional engineering services to design the needed roadway and utility improvements.

Financial Impact:

Budgeted in the current fiscal year with funding from Water Utilities and the Street Bond funds.

Other Information/Recommendation:

Attachments:

1. Exhibit A Scope_Uilities_Paving_Signals Master v3 Exhibit A Scope_Uilities_Paving_Signals Master v3.pdf

Presentation:

Shane Kelton

Approvals/Reviews:

Charles Michalewicz
Kevin Pate
Shane Kelton
Theresa James
Tina Dierschke
Theresa James
Julia Antilley

Created/Initiated
Approved
Approved
Approved
Approved
Approved
Final Approval

EXHIBIT "A"
SCOPE OF SERVICES

Agreement between the City of San Angelo, Texas (City)
and Kimley-Horn (Consultant)
For the following project:
Howard Street Improvements

PROJECT DESCRIPTION

The Consultant will provide engineering services to provide paving, utilities, and signal improvements along Howard Street, between Glenna Street to Sherwood Way, which is approximately 1.75 miles. These improvements will include water and wastewater line improvements, mill and inlay of existing asphalt concrete pavement, proposed sidewalk at the park trail, proposed signals at limited intersections, PROWAG ADA improvements at limited signal locations, and proposed concrete alleys.

The utility improvements will include the design of approximately 5,400 linear feet of 6-inch and 8-inch sanitary sewer line and approximately 9,200 linear feet of 6-inch to 12-inch water line along Howard Street. The utility improvements will also include the replacement of water main appurtenances such as fire hydrants, gate valves, and water meters. The utility improvements will also include replacement of sanitary sewer manholes.

The Consultant will prepare two separate plan sets, general notes and specifications for utilities and roadway improvements. Both plan sets will be designed and prepared concurrently.

Consultant shall perform the following Professional Services:

TASK SUMMARY

1. Project management

- 1.1. Project Kickoff, Review Meetings and Pre-Bid Meeting:
 - 1.1.1 Schedule, prepare for, attend, and document a Project Kickoff Meeting and Review Meetings for the project.
 - Project Kickoff Meeting (one (1) meeting in San Angelo)
 - Review Meetings (three (3) review meetings at 30%, 60% and 90% PS&E Submittal in San Angelo)
 - City review comments will be documented and addressed after each review meeting. Consultant will create a "Comment Log" in spreadsheet format, documenting the comment and the action taken to resolve the comment.
 - Pre-Bid Meeting (one (1) meeting in San Angelo)
- 1.2. Site Visits - Attend up to two (2) site visits to take photos, video, field measurements, and a plans-in-hand walk through.
 - 1.2.1 Two (2) site visits will take place on same trips as 30% and 60% Review Meetings.
- 1.3. Subconsultant and External Coordination
 - 1.3.1 Survey
 - 1.3.2 Geotech (and pavement design)
 - 1.3.3 Franchise Utilities

- Consultant will send one set of plans to each franchise utility after 30%, 60%, 90% and 100% submittals for their review. Request each franchise utility to mark up the plans to show the size, type, and location of their utilities to determine if potential conflicts exist and/or if relocations will be necessary.
- Consultant will coordinate with the franchise utilities if any relocations are required. Notify the City if any relocations will be required.

1.4. Project Administration

- 1.4.1 Prepare project correspondence
- 1.4.2 Prepare invoicing documents
- 1.4.3 Prepare and email monthly progress reports to Project Team (City and Consultant Team)

2. Survey

- 2.1. Survey Subconsultant (Surveyor) will perform a topographic survey to consist of collecting topographic data at 25' grid interval including but not limited to curbing, gutters, drains, paving, sidewalks, signs, utilities, manhole lids, valve covers, barriers, trees and other surface obstructions located within the project limits
- 2.2. Surveyor will perform the topographic survey to cover from approximate Right-of-Way limits of Howard Street and all intersecting streets. Data shall be collected from the north side of Glenna Street to the south side of Sherwood Way and on all intersecting streets and alleys, including Glenna Street and Sherwood Way, to a distance 50' from the nearest Right-of-Way limit of Howard Street.
- 2.3. Topographic drawing will depict 1-foot contour intervals of project site.
- 2.4. Surveyor will locate all visible marked utilities along the project corridor, as well as underground utilities where evident (valves, ground boxes, markers, meters) where accessible. Surveyor shall attempt to gather vertical depths of public utilities via manholes, valve covers and/or storm drain access.
 - 2.4.1 Surveyor shall utilize the Texas811 system to locate/mark all foreign and public utilities along the corridor
- 2.5. Surveyor shall provide AutoCAD drawing along with all point data

3. Geotech

3.1. Subsurface Exploration

- 3.1.1 Geotech Subconsultant (Geotech) will conduct coring of the pavement layers (asphalt surface and base course materials) at 5 locations, cores approximately every 0.5 miles for a total project distance of 1.75 miles, or as designated by the Consultant and approved by the City along the project corridor to determine existing pavement sections.
 - Thickness of base course material will be measured at these locations after the asphalt cores are removed.
 - The cored sections will be patched with cold asphalt patching material.
- 3.1.2 Geotech will provide and conduct traffic control during drilling operations. Geotech will provide traffic control plan to the City for approval 48 hours prior to operations being performed.
- 3.1.3 Geotech will notify Texas811, a free utility locating service, to help locate public utilities within the vicinity of the site.
 - If underground utilities are known to exist within the site, Geotech should be notified so that Geotech may review utility plans to help avoid the existing lines.
 - Geotech cannot be responsible for damage to unmarked and/or unlocated utilities for which we are unaware or that are improperly located.

3.2. Laboratory Services

- 3.2.1 Samples will be transported to the Geotech's laboratory where they will be examined and visually classified by a Geotechnical Engineer using the AASHTO and Unified Soil Classification System (USCS) in general accordance with ASTM D 2488. To aid in classification of the soils and determination of their selected engineering characteristics, a testing program will be conducted on selected samples in general accordance with the following standards:

Laboratory Test	Test Standard
Moisture Content	ASTM D 2216
Atterberg Limits	ASTM D 4318
Percent Passing No. 200 Sieve	ASTM D 1140
California Bearing Ratio (CBR)	ASTM D 1883

3.3 Engineering Services

- 3.3.1 Laboratory test results will be used to classify the soils according to the AASHTO and Unified Soil Classification System. Geotech will perform CBR's on selected samples to aid in the determination of the modulus of subgrade reaction or k-value used in rigid pavement design and the subgrade resilient modulus used on flexible pavement design.
- 3.3.2 Pavement Design: Geotech will analyze the results of the field exploration to provide pavement structure recommendations along with construction guidelines based on the results from the field and laboratory testing and provided traffic data. Geotech will prepare one (1) pavement design option for rigid pavement and one (1) pavement design option for flexible pavement.

4. Roadway Design (Included Signals)

4.1. Conceptual Design (30%)

- 4.1.1 Verification of survey and base map
- Consultant to verify impacts to existing topo elements from utilities improvements plans and update base maps accordingly to complete paving improvements plans.
- 4.1.2 Coordination with Geotech and City regarding corridor pavement cores
- 4.1.3 Develop existing and proposed typical sections
- 4.1.4 Existing Right-of-Way widths (taken from as-built plans provided by the City)
- 4.1.5 Prepare plan/plan sheets (24"x36" plan sheets) to include the following items:
- Survey Control Data
 - Existing and Proposed Typical Sections
 - Horizontal Alignment Data
 - Proposed paving limits (from existing lip of curb to existing lip of curb).
 - 4.1.5..1. Paving limits to extend to end-of-radius returns at cross streets on west and east side of Howard Street
 - 4.1.5..2. Northern limits of paving improvements to end at southern limits of Howard Street and Glenna Street intersection
 - 4.1.5..3. Southern limits of paving improvements to end at northern limits of Howard Street and Sherwood Way intersection
 - Proposed Sidewalks
 - 4.1.5..1. There will be no proposed sidewalk along the length of the corridor. Proposed sidewalks will only be proposed between Woodlawn Drive and Forest Park Avenue, on the east side of Howard Street, to provide connectivity to and from the park trail. Consultant will provide locations and limits of proposed sidewalks and coordinate feasibility with the City to gain

- concurrence and approval before finalizing said locations and limits.
- Proposed ADA ramps
 - 4.1.5..1. Consultant will design proposed (PROWAG) ADA ramps at Pecos and Sherwood intersections to comply with TDLR guidelines.
- Proposed Signal
 - 4.1.5..1. Evaluation of conceptual design considerations:
 - 4.1.5..1.1. Identify significant design constraints.
 - 4.1.5..1.2. Identify utility conflicts and design drilled shaft locations.
 - 4.1.5..1.3. Establish sidewalk ramp connections to existing sidewalks.
 - 4.1.5..1.4. Design pole mast arm lengths.
 - 4.1.5..1.5. Design pavement markings at intersection.
 - 4.1.5..1.6. Identify and show median nose pull back locations.
 - 4.1.5..1.7. Identify traffic signal controller cabinet location.
 - 4.1.5..1.8. Identify signal phasing requirements.
 - 4.1.5..1.9. Identify needs for any minor roadway geometric modifications.
 - 4.1.5..1.10. Identify proposed electrical service point of delivery location.
 - 4.1.5..1.11. Identify potential overhead conflict utility conflict locations that would impact intersection safety lighting.
 - 4.1.5..2. Conceptual design submittal will be prepared showing the following:
 - 4.1.5..2.1. Control data.
 - 4.1.5..2.2. Existing right-of-way, easements, and property boundaries.
 - 4.1.5..2.3. Existing topography.
 - 4.1.5..2.4. Existing pavement and face of curb.
 - 4.1.5..2.5. Existing storm drain/culvert locations.
 - 4.1.5..2.6. Existing water line locations.
 - 4.1.5..2.7. Existing sanitary sewer line locations.
 - 4.1.5..2.8. Existing franchise utility locations (relying upon information provided by franchise utilities and SUE).
 - 4.1.5..2.9. Proposed traffic signal drilled shaft locations.
 - 4.1.5..2.10. Proposed pedestrian signal drilled shaft locations.
 - 4.1.5..2.11. Proposed traffic signal mast arms and signal heads.
 - 4.1.5..2.12. Proposed pavement markings.
 - 4.1.5..2.13. Proposed electrical service and point of delivery location.
 - 4.1.5..2.14. Proposed traffic signal controller cabinet location.
 - 4.1.5..2.15. Proposed preliminary pedestrian ramp locations.
 - 4.1.5..2.16. Proposed preliminary median nose pull back locations.

- Proposed concrete valley gutters at cross streets (evaluate need at all cross streets)
- Upgrade existing alleys to concrete alley approaches.
- 4.1.5..1. Existing driveways throughout project corridor to remain intact.
- Demolition Plan (combined with paving plan sheets)
- Pavement Marking Layouts
- 4.1.6 Quantity Take-offs
- 4.1.7 Develop preliminary opinion of probable cost
- 4.1.8 QA/QC
 - Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
- 4.1.9 Deliverables – Conceptual design submittal (30%)
 - Submit one (1) PDF copy of the 30% plans to the City for review and comment.
 - Submit opinion of probable construction cost.
- 4.1.10 Meetings
 - Attend one (1) face-to-face meeting with City staff to review 30% design.
- 4.2. **Preliminary Design (60%)**
 - 4.2.1 Incorporate conceptual design (30%) submittal review comments.
 - 4.2.2 Advance the plan/plan sheets and details from 30% conceptual design.
 - 4.2.3 Drainage
 - Ensure positive drainage at all intersections.
 - Recommend two percent (2%) cross slope along Howard Street (via Typical Sections)
 - Provide one-half percent (0.5%) cross slope at cross streets
 - No drainage analysis or drainage design for this project
 - Provide drainage flow map based on existing contours
 - No superelevation design for this project
 - 4.2.4 Traffic control plan (TCP)
 - Consultant will provide a traffic control plan layout and general construction sequence narrative.
 - No detailed TCP plans or narrative will be provided for this project
 - 4.2.5 Proposed Signal
 - Existing Conditions Layout showing existing signal infrastructure;
 - Signal Layout – Underground Items showing existing utilities (utility poles, street lights, storm drains, fire hydrants, etc.), permanent traffic signal poles and mast arms, pedestrian signal poles, controller cabinet assemblies, signal heads, safety street lights, conduit, ground boxes, power sources with distribution to signal service, and identifying removals.
 - Signal Layout – Overhead Items showing permanent traffic signal poles and mast arms, street name signs, pedestrian signal poles, pedestrian signals, push buttons, controller cabinet assemblies, signal heads, intersection safety lighting, detection system, conduit, ground boxes, power sources with distribution to signal service, and identifying removals.

- Signs and Markings Layout showing existing signs, proposed signs, existing striping, proposed striping, pavement markings summary chart, and sign summary chart.
 - Median and Island Details Layout showing existing median or island curbs, proposed median nose geometric improvements, proposed curb radius or island modifications, and summary chart.
 - Signal Data Sheet showing signal phasing plan, pole summary chart, phasing sequence, pole details, pole locations diagram, and mast arm mounted sign details.
- 4.2.6 Proposed Sidewalks
- Proposed sidewalk design layout showing proposed sidewalk and ramp connections to existing intersection of Woodlawn Drive and Forest Park Avenue on the east side of Howard Street. Necessary grading, signage, and detectable feedback will be shown to adhere to PROWAG requirements.
- 4.2.7 Refine Quantity Take-offs
- 4.2.8 Prepare an updated opinion of probable construction cost
- 4.2.9 QA/QC
- Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
- 4.2.10 Deliverables - Preliminary design submittal (60%)
- Submit one (1) PDF copy of the 60% plans to the City for review and comment.
 - Submit opinion of probable construction cost.
- 4.2.11 Meetings
- Attend one (1) face-to-face meeting with City staff in San Angelo to review the 60% plans.
- 4.3. **Final Design (90%-100%)**
- 4.3.1 Incorporate the preliminary design submittal review comments (one (1) round of comments anticipated in proposed effort for 90%).
- 4.3.2 Technical specifications
- City standard specifications will be used for this project. Consultant will coordinate with City regarding using TxDOT specifications for paving related components that are not part of the City specifications.
- 4.3.3 Incorporate the final design submittal review comments (one (1) round of comments anticipated in proposed effort for 100%).
- 4.3.4 Refine Quantity Take-offs
- 4.3.5 Prepare updated opinion of probable construction cost for each submittal.
- 4.3.6 QA/QC
- Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
- 4.3.7 Deliverables
- Final design submittal (90% and 100%)
 - 4.3.7..1. Submit one (1) PDF copy to the City for review and comment.
 - 4.3.7..2. Submit opinion of probable construction cost.

- 4.3.7..3. Draft Specifications
 - Submit one (1) original signed set of drawings for construction (PDF copy).
 - Submit final opinion of probable construction cost.
 - Submit Final Specifications
- 4.3.8 Meetings
 - Attend one (1) face-to-face meeting with City staff to review 90% plans.

5. Subsurface Utility Engineering (SUE) – (QL) B and A

5.1. Utility Data – Franchise Utilities.

- The scope of this project will include Quality Levels (QL) B and (QL) A Subsurface Utility Engineering (SUE) Investigation. Quality Level (QL) B SUE is inclusive of (QL) D and C. The SUE Subconsultant (Subconsultant) shall obtain information on existing utilities from utility owners and shall identify and evaluate known existing and proposed public and private utilities. The Subconsultant shall identify potential conflicts and attempt to minimize the potential adverse utility impacts in the preparation of the project design. The Subconsultant shall prepare a base map depicting the utility locations.
- Utility investigations, both subsurface and above ground, will be prepared in accordance with ASCE C-1 38-02 and according to the Utility Quality Levels as described below:
 - Utility Quality Levels are defined in cumulative order (least to greatest) as follows:
 - Quality Level D - Existing Records: Utilities are plotted from review of available existing records. Level D is included in this scope of work.
 - Quality Level C - Surface Visible Feature Survey: Quality level "D" information from existing records is correlated with surveyed surface-visible features. Includes Quality Level D information. If there are variances in the designated work area of Level D, a new schematic or plan layout shall be necessary to identify the limits of the proposed project and the limits of the work area required for the work authorization; including highway stations, limits within existing or proposed right of way, additional areas outside the proposed right of way, and distances or areas to be included along existing intersecting roadways. Level C is included in this scope of work.
 - Quality Level B - Designate: Two-dimensional horizontal mapping. This information is obtained through the application and interpretation of appropriate non-destructive surface geophysical methods. Utility indications are referenced to established survey control. Incorporates quality levels C and D information to produce Quality Level B. If there are variances in the designated work area of Level D, a new schematic or plan layout shall be necessary to identify the limits of the proposed project and the limits of the work area required for the work authorization; including highway stations, limits within existing or proposed right of way, additional areas outside the proposed right of way, and distances or areas to be included along existing intersecting roadways. Level B is included in this scope of work.
 - Quality Level A - Locate (Test Hole): Three-dimensional mapping and other characterization data. This information is obtained

through exposing utility facilities through test holes and measuring and recording (to appropriate survey control) utility/environment data. Incorporates quality levels B, C and D information to produce Quality Level A. Level A is included in this scope of work. The Subconsultant will **perform Level A at up to fifteen (15) locations** within the project site. Locations will be coordinated with City of San Angelo.

- This information shall be provided in the latest version of Microstation and Geopak and converted to the preferred CADD software used by the City.
- Deliverables:
 - A PDF copy will be signed, sealed, and dated by Subconsultant.

6. Franchise Utility Coordination

6.1. Design Coordination:

- 6.1.1 At project start up, send project notice to all Franchise Utilities via registered certified mail to provide project limits and schedule for construction.
- 6.1.2 Data Collection and Research
 - Client to provide database of existing franchise utility representatives, including representative contact information (email, mailing address, phone, etc.)
 - Prepare exhibit that indicates franchise utility locations based upon SUE
 - Coordination with Surveyor regarding topographic information to be collected on utility locations
 - Coordinate possible utility conflicts with roadway design team
- 6.1.3 Franchise Conflicts Evaluation
 - Coordinate possible conflicts due to vertical alignment of roadway with SUE for Level "A" data acquisition
 - Prepare exhibit indicating franchise utility information based upon vertical information obtained from the Level "A" SUE survey
 - Coordinate utility relocation assignments and schedule
- 6.1.4 Schedule, prepare for, attend and document up to four (4) Franchise Utility Coordination Meetings (one coordination meeting to be held at each of the following milestone submittals: 30%, 60%, 90% and 100% design submittals). Meeting will address and coordinate relocation of known potential conflicts prior to utility and roadway construction.

7. Wastewater and Water Line Design

7.1. Prepare preliminary sheets to include the following:

- 7.1.1 Title sheet
- 7.1.2 Project Layout
 - Control data
 - Existing / proposed right-of-way
 - Existing topography
 - Existing pavement
 - Proposed water line alignment
 - 7.1.2..1. Plan view
 - Proposed sanitary sewer line alignment
 - 7.1.2..1. Plan and profile view
 - Existing and proposed edges of pavement and/or face of curb
 - Proposed culvert location
 - Existing water line locations

- Existing sanitary sewer line locations
- Existing franchise utility locations (based upon SUE information)
- 7.1.3 General Notes
- 7.1.4 Existing conditions
- 7.1.5 Erosion control
 - Demolition
 - Construction details
- 7.1.6 Quantity Take-offs
- 7.1.7 Develop preliminary opinion of probable cost
- 7.1.8 QA/QC
 - Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
- 7.1.9 Deliverables
 - Submit one (1) PDF copy of the 30% plans (24x36 sheets) to the City for review and comment.
 - Submit opinion of probable construction cost.
- 7.1.10 Meetings
 - The Consultant will attend one (1) meeting with the City to review the 30% Design. Consultant will prepare meeting minutes after each review meeting documenting comments received from the City.
- 7.2. **Preliminary Design (60%)**
 - 7.2.1 Incorporate the conceptual design submittal review comments (one (1) round of comments anticipated in proposed effort for 60%).
 - 7.2.2 Refine Quantity Take-offs
 - 7.2.3 Prepare an updated opinion of probable construction cost.
 - 7.2.4 QA/QC
 - Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
 - 7.2.5 Deliverables - Preliminary design submittal (60%)
 - Submit one (1) PDF copy of the 60% plans (24x36 sheets) to the City for review and comment.
 - Submit opinion of probable construction cost.
 - 7.2.6 Meetings
 - The Consultant will attend one (1) meeting with the City to review the 60% Design. Consultant will prepare meeting minutes after each review meeting documenting comments received from the City.
- 7.3. **Preliminary Final Design (90%)**
 - 7.3.1 Incorporate the preliminary design submittal review comments (one (1) round of comments anticipated in proposed effort for 90%).
 - 7.3.2 Technical specifications
 - 7.3.3 City standard specifications will be used for this project.
 - 7.3.4 Refine Quantity Take-offs
 - 7.3.5 Prepare updated opinion of probable construction cost.
 - 7.3.6 QA/QC

- Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
- 7.3.7 Deliverables - Preliminary final design submittal (90%)
- Submit one (1) PDF copy of the 90% plans (24x36 sheets) to the City for review and comment.
 - Submit preliminary final opinion of probable construction cost.
 - Draft Specifications
- 7.3.8 Meetings
- The Consultant will attend one (1) meeting with the City to review the 90% Design. Consultant will prepare meeting minutes after each review meeting documenting comments received from the City.

7.4. Final Design (100%)

- 7.4.1 Incorporate the final preliminary design submittal review comments (one (1) round of comments anticipated in proposed effort for 100%).
- 7.4.2 Final Technical specifications
- City standard specifications will be used for this project.
- 7.4.3 Finalize Quantity Take-offs
- 7.4.4 Finalize opinion of probable construction cost.
- 7.4.5 QA/QC
- Consultant will perform an internal review prior to submittal in accordance with quality assurance standards established for this project. QA/QC comments will be collected from the reviewer(s), documented, and comments addressed prior to each plan submittal to the City.
- 7.4.6 Deliverables
- Submit one (1) original signed set of drawings for construction (pdf).
 - Submit final opinion of probable construction cost.
 - Submit final technical specifications.
 - Submit project CAD files to City.

8. Construction Phase Services

- 8.1. Consultant will be available to assist the City on RFI's and change orders, during construction, on an hourly fee basis.

Additional Services

City and Consultant agree that the following services are beyond the Scope of Services described in the tasks above. However, Consultant can provide these services, if needed, upon the City's written request. Any additional amounts paid to the Consultant as a result of any material change to the Scope of the Project shall be agreed upon in writing by both parties before the services are performed. These Additional Services include, but are not limited to, the following:

- Boundary Survey
- Right-of-Way determination
- Right-of-Entry to access private and/or restricted property
- Soils and/or material testing
- Public Involvement
- Environmental Evaluation
- Traffic counts, traffic modeling, traffic projections, traffic signal timing or design

- Illumination design
- Drainage Design
- Design of any surface drainage improvements other than that listed in the scope
- Detailed Traffic Control Plan design
- Detailed Traffic Control Plan narrative
- Preparation for and attendance at meetings besides meetings identified above
- Furnish additional copies of review documents in excess of the number of the same identified above unless the need for additional copies was due to a design error
- Assist the City as an expert witness in litigation in connection with the project or in hearings before approving and regulatory agencies
- Redesign to reflect project scope changes requested by the City, required to address changed conditions or change in direction previously approved by the City, mandated by changing governmental laws, or necessitated by the City's acceptance of substitutions proposed by the Contractor
- Submittal to Texas Department of Licensing and Registration (TDLR) for ADA requirements
- Construction staking
- Construction Phase Services RPR – Construction inspection and pay estimate management
- SWPPP inspections / coordination
- Providing professional services associated with the construction phase of the project
- Any services not listed in the Scope of Services

Schedule

Upon receipt of the Notice to Proceed (NTP) Kimley-Horn will prepare a project schedule with specific delivery dates for the utility, paving and signal improvements, respectively. The schedule will be reliant upon receiving review comments from the City on each submittal in a timely manner.

- End of Scope of Services –

EXHIBIT "A"
FEE BREAKDOWN

The Consultant will perform the services in Tasks 1 – 7 on a labor fee plus expense basis with the maximum labor fee shown below.

OVERALL FEE BY TASK

Task	Task Name	Labor	Expense	Subtotal
1	Project Management	64,200	7,700	71,900
2	Survey		26,700	26,700
3	Geotech (Includes Pavement Design)		16,000	16,000
4	Roadway Design (Includes Signals)	136,200	6,500	142,700
	Roadway Subtotal	200,400	56,900	257,300
5	SUE (QL) B & A		70,000	70,000
6	Franchise Utility Coordination	32,600	1,500	34,100
7	Water and Wastewater Design	136,200	7,400	143,600
	Water and Wastewater Subtotal	168,800	78,900	247,700
Total		369,200	135,800	505,000

The Consultant will not exceed the total maximum labor fee shown without authorization from the Client. Individual task amounts are provided for budgeting purposes only. The Consultant reserves the right to reallocate amounts among tasks as necessary.

Labor fee will be billed on an hourly basis according to our then-current rates. As to these tasks, direct reimbursable expenses such as express delivery services, fees, travel, and other direct expenses will be billed at cost plus 10%. A percentage of labor fee (4.6%) will be added to each invoice to cover certain other expenses as to these tasks such as telecommunications, in-house reproduction, postage, supplies, and project related computer time. Administrative time related to the project may be billed hourly. All permitting, application, and similar project fees will be paid directly by the Client.

Payment will be due within 25 days of your receipt of the invoice and should include the invoice number and Consultant project number.

Kimley-Horn and Associates, Inc.

Standard Rate Schedule

(Hourly Rate)

Analyst	\$110 - \$210
Professional	\$165 - \$250
Senior Professional I	\$185 - \$295
Senior Professional II	\$245 - \$315
Senior Technical Support	\$120 - \$225
Support Staff	\$80 - \$140
Technical Support	\$90 - \$120

Estimated through June 30, 2022

Subject to annual adjustment thereafter

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Charles Michalewicz, Engineer, Engineering Services, 325-657-4201

Meeting Date: May 18, 2021

Item type: Consent Item

Caption:

Consider awarding a Task Order under IDIQ contract ES-06-19 Engineering Services to Freese and Nichols Inc. in the amount of \$1,082,797 for Edmund Blvd., Glenna Dr., and 29th St. Street and Utility Design and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

Summary/History:

The project identified in the City's CIP program encompasses Glenna Dr., Edmund Blvd. and 29th St. from Houston Hart to Chadbourne St. consisting of three distinct segments of full depth reconstruction (Glenna Dr. from Houston Harte Expressway to Woodlawn St., 29th/Edmund from Howard St. to Bryant Blvd., and 29th St. from Martin Luther King Dr. to Chadbourne St.), and two distinct segments of mill and overlay (Glenna Dr. from Woodlawn St. to Howard St., and 29th St. from Bryant Blvd. to Martin Luther King Dr.).

In this task order Freese and Nichols, Inc will perform professional engineering services to design the needed roadway and utility improvements.

Financial Impact:

Budgeted in the current fiscal year with funding from Water Utilities and the Street Bond funds.

Other Information/Recommendation:

Attachments:

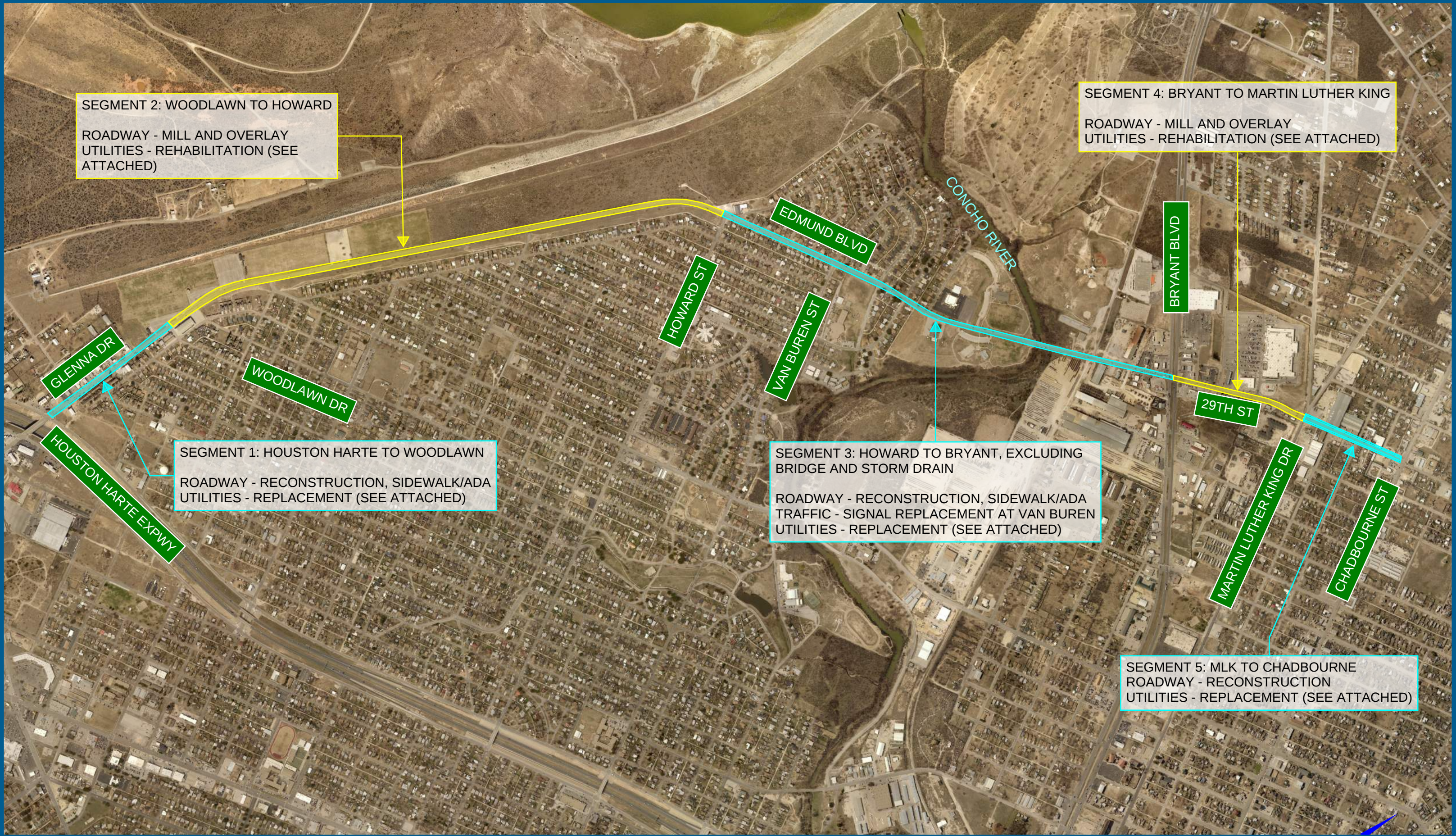
- | | |
|---|--|
| 1. San Angelo Edmund-29th Scoping Exhibit | San Angelo Edmund-29th Scoping Exhibit.pdf |
|---|--|

Presentation:

Shane Kelton

Approvals/Reviews:

Charles Michalewicz	Created/Initiated
Kevin Pate	Approved
Shane Kelton	Approved
Theresa James	Approved
Tina Dierschke	Approved
Theresa James	Approved
Julia Antilley	Final Approval



SCOPING EXHIBIT FOR GLENNA/EDMUND/29TH ROADWAY AND UTILITY IMPROVEMENTS



REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Aaron Vannoy, Assistant Director, Planning and Development Services, 325-657-4210 Ext. 15

Meeting Date: May 18, 2021

Item type: Consent Item

Caption:

Consider authorizing the City Manager to negotiate and execute a license use agreement with 1 West Concho LLC, to allow for the construction of a Washington Four Dial Street Clock at the northwest corner of W. Concho Ave. and S. Chadbourne St. with the address of 231 S. Chadbourne St. (Jon James)

Summary/History:

The applicant submitted an application for a Downtown District Overlay approval for a new Washington Four Dial Street Clock, located in the public right-of-way at northwest corner of South Chadbourne Street and West Concho Avenue with the address of 231 S Chadbourne. The design of this clock has been approved by the Design and Historic Review Commission.

As part of the process to allow a private entity to install a structure within the street right-of-way, a license use agreement must be agreed upon. This item grants the City Manager authority to negotiate and sign this agreement.

Financial Impact:

This is a privately funded project with no cost to the City.

Other Information/Recommendation:

The Design and Historic Review Commission approved a Downtown Design request approving the design of this project at their meeting on April 15, 2021.

Attachments:

- | | |
|---|--|
| 1. Application with details | Application.pdf |
| 2. DD21-04_Approval_Letter | DD21-04_Approval_Letter.pdf |
| 3. PL_Agreement (231 S Chadbourne).docx | PL_Agreement (231 S Chadbourne).docx.pdf |

Presentation:

Jon James

Approvals/Reviews:

Aaron Vannoy	Created/Initiated
Jon James	Approved
Brandon Dyson	Approved
Jon James	Approved
Theresa James	Approved
Julia Antilley	Final Approval



City of San Angelo, Texas – Planning Division
52 West College Avenue
Application for Right-of-way Encroachment

**Section 1: Basic Information**Name of Applicant(s): Addison Lee Pfluger
☐ Owner ☐ Representative (Affidavit Required)

P.O. Box 1991	San Angelo	Texas	76902
Mailing Address	City	State	Zip Code

(325) 944-4444	lee.pfluger@cactushotel.net
Contact Phone Number	Contact E-mail Address

Subject Property Address	City	State	Zip Code
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Within Chadbourne Right of Way located NW Corner of Chadbourne and Concho

Legal Description (can be found on property tax statement or at www.tomgreencad.com)

Lot Size: _____ Zoning: Central Business District

Encroachment Type:

- ☒ Surface or Aerial Easement (for physical encroachments such as walls, awnings and canopies but where no activities taking place)
- ☐ Sidewalk Use License (no physical encroachments but where area to be used for activities– i.e. tables, chairs, patio tables, retail display)
- ☐ Both (physical encroachments such as awnings and canopies and where area to be used for activities)

Section 2: Site Specific DetailsGeneral Description of Location*: Location mark in red -see attached plan.Reason for Encroachment*: Installation of Washington Four Dial Street Clock

*Use attachment if necessary.

Section 3: Applicant's acknowledgement

(By checking the boxes you indicate that you understand the following regulations)

- ☒ An application for Right-of-way Encroachment may only be made by the owner of the adjacent property, or an authorized representative of the property owner.
- ☒ No application will be processed if a zoning violation exists on the adjacent property, unless such processing is authorized by City Council. Use of the encroachment area and adjoining property for any new activity (not allowed by present zoning) cannot occur before City Council's approval of a zone change. Any such unauthorized use of the subject property is subject to prosecution in Municipal Court.

I/We the undersigned acknowledge that the information provided above is true and correct.

Addison Lee Pflieger

Signature of applicant or authorized representative

6 April 2026

Date affirming the truth of the above statement.

Addison Lee Pflieger

Printed name of licensee or authorized representative

Name of business/Entity of representative

FOR OFFICE USE ONLY:

Date of Application: ____/____/____

Non-Refundable Fee: \$ _____ Receipt #: _____ Date paid: ____/____/____

Date of hearing by City Council: ____/____/____ Date of hearing by City Council: ____/____/____

Reviewed/Accepted by: _____

CHECKLIST FOR RIGHT-OF-WAY ENCROACHMENT

Each Right-of-way Encroachment Application shall obtain the following information:

- ☒ Completed application form
- ☐ A notarized Affidavit from the property owner, if different from the applicant
- ☒ Required \$450.00 application fee payable to "City of San Angelo"
- ☒ Specific details of request (Proposed buildings, structures, awnings, canopy, patio, signs, their sizes and dimensions, and reasons for request)
- ☐ Field Notes / Legal Meets-and-Bounds Description of Encroachment Area encompassing boundaries of encroachment area. Physical improvements such as walls, canopies and awnings require surveyor's seal. A surveyor's seal may be waived for minor improvements such as light fixtures, signs, and other fixtures as determined by City Attorney's Office)
- ☒ Survey or Site Plan drawn to scale showing the entirety of the encroachment area and adjoining property, including all dimensions (length and width) of these areas and setbacks to property lines, including setbacks between the encroachment area and edge of street/street curb.
- ☐ Elevations showing all views of proposed development or redevelopment, in full, including structure height, vertical clearance (distance from bottom of structure to ground), accurate colors and materials to be used, including any approved renderings from the DHRC or Planning Director if required.
- ☐ Certificate of Insurance (C.O.I.) for Sidewalk Use Licenses (to be reviewed and approved by City's Risk Management Division if City Council approves the encroachment request.
- ☒ Other details that will assist City Council to understand the request, such as photographs, etc.

I certify that all general requirements as listed above have been provided, in addition to all project-specific requirements. I understand that not providing all of this information may result in an incomplete application and delay the consideration of my project for approval.

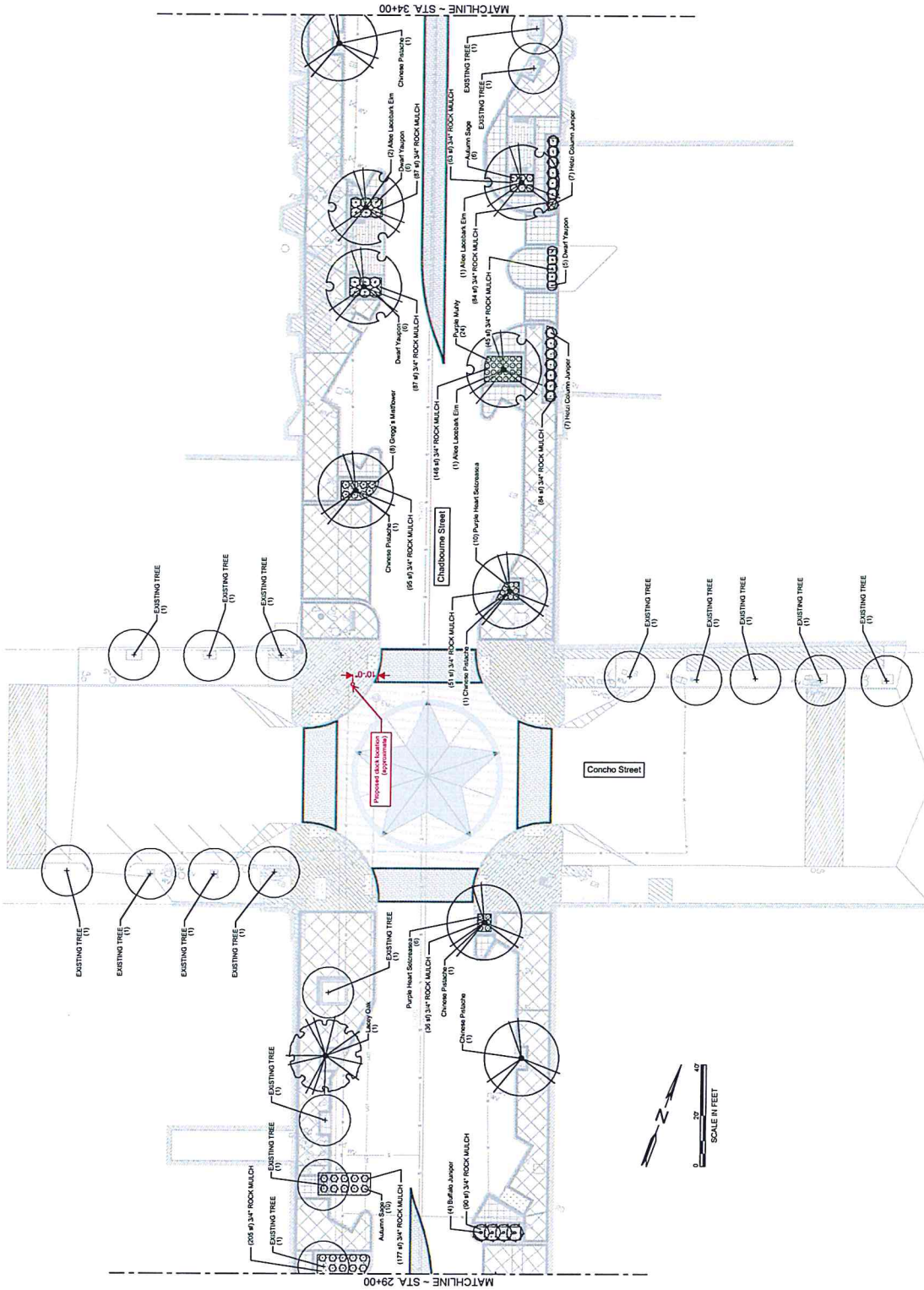
Addison Lu Zeng
Applicant

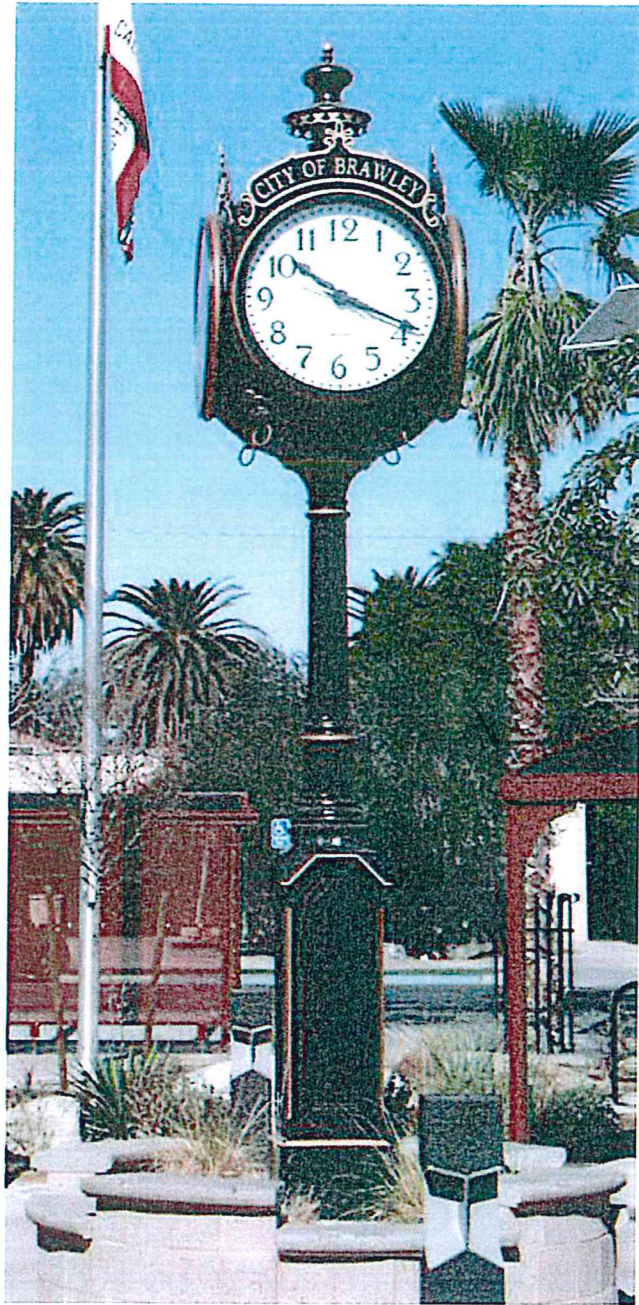
6 April 2021
Date

[illegible]

LATEST REVISION:	11/20/2020	Sheet No. L-302
DRAWN BY:	TFS	
DESIGNED BY:	TFS	
JOB NO.	COSA1901D	

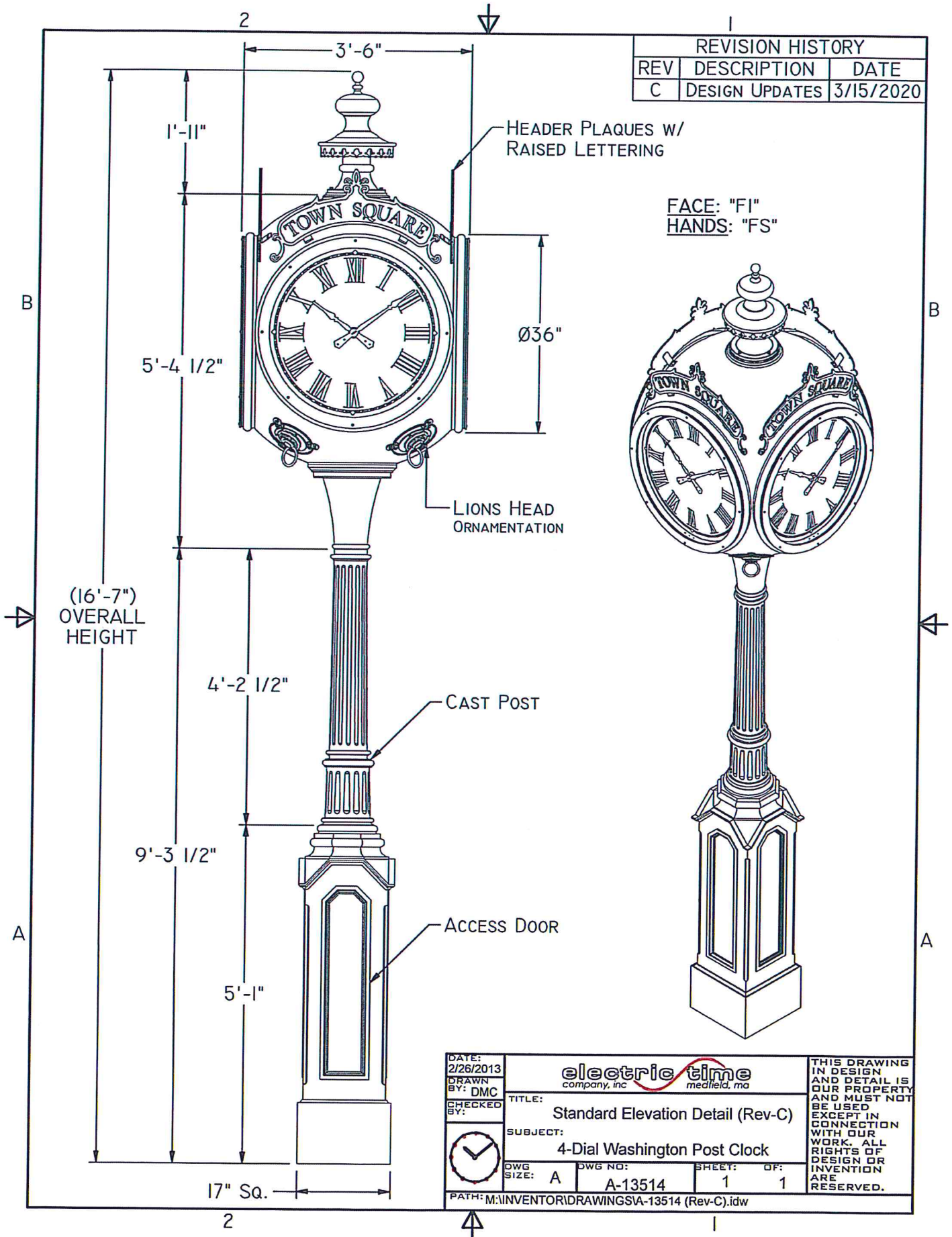
NOTE:
SEE L-002 FOR
PLANTING SCHEDULE



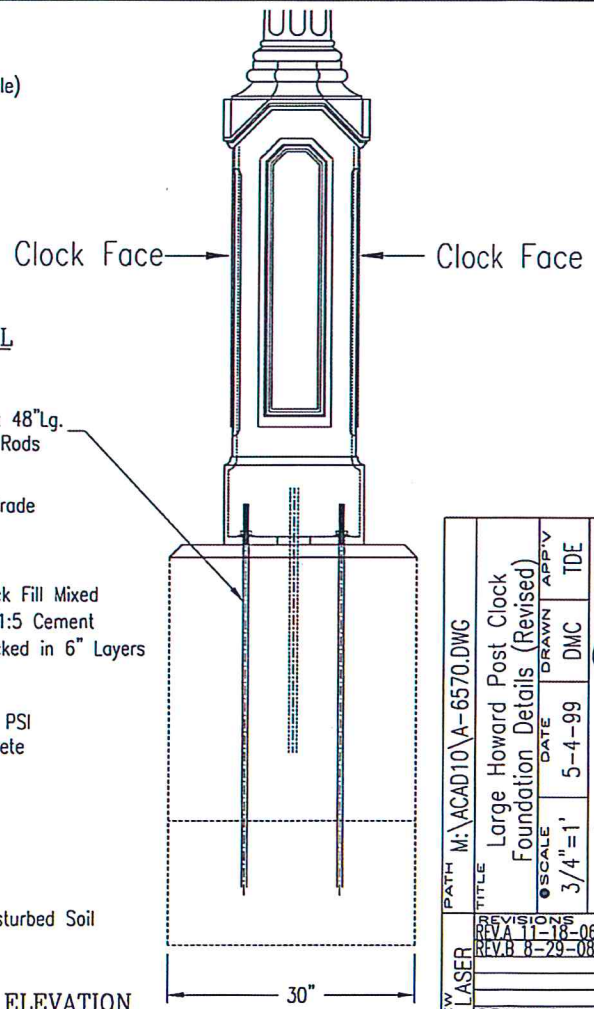
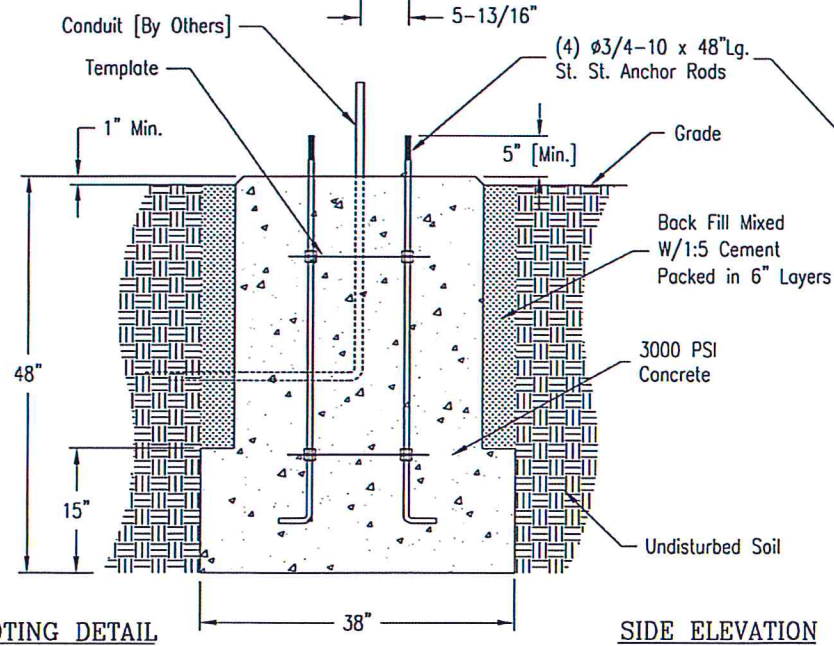
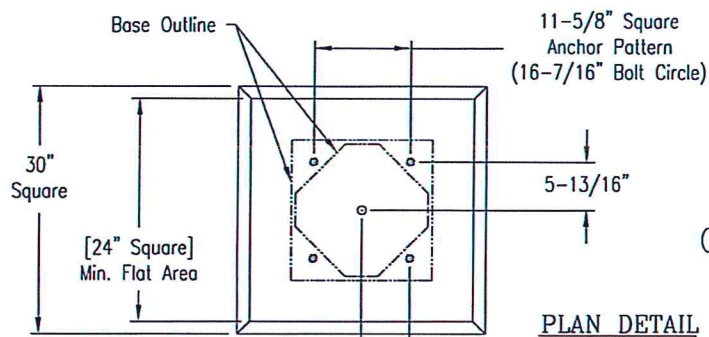


REVISION HISTORY		
REV	DESCRIPTION	DATE
C	DESIGN UPDATES	3/15/2020

FACE: "FI"
HANDS: "FS"



DATE: 2/26/2013	 company, inc medfield, ma				THIS DRAWING IN DESIGN AND DETAIL IS OUR PROPERTY AND MUST NOT BE USED EXCEPT IN CONNECTION WITH OUR WORK. ALL RIGHTS OF DESIGN OR INVENTION ARE RESERVED.	
DRAWN BY: DMC	TITLE: Standard Elevation Detail (Rev-C)					
CHECKED BY:	SUBJECT: 4-Dial Washington Post Clock					
	DWG SIZE: A	DWG NO: A-13514	SHEET: 1	OF: 1		
PATH: M:\INVENTOR\DRAWINGS\A-13514 (Rev-C).idw						



VIEW LASER	PATH		M:\ACAD10\A-6570.DWG	
	TITLE			
	Large Howard Post Clock Foundation Details (Revised)			
	● SCALE		DATE	DRAWN APPV
	3/4" = 1'		5-4-99	DMC TDE
DRAWING		electronic company, inc. medford, ma		
A-6570				

electric time
company, inc.
medford, ma

LARGE WASHINGTON FOUR DIAL DESIGN

LARGE WASHINGTON FOUR DIAL STREET CLOCK 16' 7" (505CM) HEIGHT (PSTCLK-LG4WASHINGTON)

Electric Time Company's Large Four Dial Washington Street Clock is the perfect decorative clock to enhance a public park, transportation center or University. The four face design lends itself to multiple vantage points and the header plaques make great signage. The design is customizable with your choice of colors, dial markings, hands, lettering and accents.

FEATURES

- Aluminum Post, Saddle & Header Plaques
- Nominal 36" Dial
- Automatic 99B-MI Control
- GPS satellite synchronization
- Style "MI" Clock Movements made by Electric Time
- Translucent Acrylic Dials backlit with LEDs
- Clear Tempered Glass Crystals
- Photocell Controlled Lighting
- Aluminum Header Plaques with raised 3/16" thick aluminum lettering - not vinyl
- UL & CUL Listed
- Weatherproof
- Wide Range of Dial Markings and Hand Designs
- Acid etched primer with Polyurethane top coat. Finish system tested and passed UV and Salt Spray ASTM test
- Wide Range of colors including Forest Green and Black
- Gold Highlighting
- Stainless Steel Anchor Rods with Templates included
- 3 Year Warranty
- 80 Years Serviceability

SPECIFICATIONS

- "Green" Lighting
- Standard Power Requirements 115VAC/60HZ
- 240 VAC/50HZ on request
- 



City of Brawley, Brawley, CA

OPTIONS

- Custom Color Match
 - Faux Finishes
- Gold Leaf Highlighting
- Custom Dial Graphics and Logos
 - Local Installation and Service
 - Polycarbonate Crystals
- Aluminum Saddle Plaques with raised 3/16" thick aluminum lettering - not vinyl
 - Cast Bronze Plaques

REFERENCE

- Drawing A-13514 Rev C Elevation
- Drawing A-6570 Foundation



The City Of

San Angelo, Texas

52 West College Avenue - Zip 76903

Planning Division

April 19, 2021

Addison Lee Pfluger
PO Box 1991
San Angelo, TX 76902
lee.pfluger@cactushotel.net

SUBJECT: DD21-04: A request for Downtown District approval of a new Washington Four Dial Street Clock, located in the public right-of-way at northwest corner of South Chadbourne Street and West Concho Avenue.

Dear Mr. Pfluger,

At its meeting on **Thursday, April 15, 2021**, the Design & Historic Review Commission (DHRC) for the City of San Angelo **APPROVED** case DD21-04, a request for an approval of a new clock, located in the public right-of-way at northwest corner of South Chadbourne Street and West Concho Avenue, **subject to two Conditions of Approval:**

1. The colors, dimensions, and materials of the clock shall be consistent with the renderings approved by the Design and Historic Review Commission. Minor deviations may be approved by the Planning and Development Services Director. Allowing the Director to approve the chosen color of finish of dark bronze, matte black, or forest green based on consistency with design elements of the Chadbourne Street improvement project.
2. Improvements in the right-of-way shall receive approval from City Council, where required.
3. The applicant shall obtain all required permits from the Building Permits and Inspections Division.

Please be advised that required permits are obtainable from the City's Permits and Inspections Division. Their offices are located at 52 West College Avenue, beside San Angelo's City Hall. They may also be reached by phone at (325) 657-4210, Extension 1. We will also send a copy of this clearance letter to their attention so that they will also understand the circumstances and issue the permits accordingly. If you have any questions, please contact Planning 325-657-4210.

Sincerely,

Shelly Paschal

Shelly Paschal
Planner

TEMPORARY NONEXCLUSIVE RIGHT-OF-WAY LICENSE USE AGREEMENT

THE STATE OF TEXAS

§

TOM GREEN COUNTY

§

THIS TEMPORARY NONEXCLUSIVE RIGHT-OF-WAY LICENSE USE AGREEMENT, hereinafter referred to as (“License”), is entered into by and between the City of San Angelo, a municipal corporation of the State of Texas, hereinafter referred to as (“Licensor” or “City”), and **1 West Concho, LLC, a Texas limited liability company**, hereinafter referred to as (“Licensee”), with an Effective Date of the _____ day of _____, 2021.

WITNESSETH:

That Licensor, for consideration of ten dollars (\$10.00) and other good and valuable consideration the receipt of which is hereby acknowledged, does hereby grant to Licensee the non-exclusive, temporary, revocable right, privilege and license to utilize a designated portion of the public street right-of-way immediately adjacent to the property commonly known as 231 South Chadbourne St., for the placement, construction and maintenance of a Washington Four Dial Street Clock to serve as a downtown historic icon on the corner of West Concho Ave. and South Chadbourne St. as more particularly described in **Exhibit “A”**, attached hereto and made a part hereof for all purposes (hereinafter referred to as the “Licensed Premises”), and as depicted in **Exhibit “B”**, attached hereto and made a part hereof for all purposes.

The “Licensed Use” as set forth herein, commencing from the foregoing effective date, is subject to the conditions, restrictions, covenants and exceptions hereinafter set forth:

1. Interest Conferred by this License: This License confers no exclusive possession or tenancy of Licensed Premises. The Licensee cannot exclude City from Licensed Premises. This License solely authorizes Licensee to the temporary use of Licensed Premises for the limited purposes set forth herein and for no other purpose. The parties hereby agree that the provisions of this License do not constitute a lease. The rights of Licensee hereunder are not those of a tenant, but are a mere personal privilege to do certain acts of a temporary character on Licensed Premises and to use Licensed Premises, subject to the terms of this License. City retains dominion, possession and control of the Licensed Premises. Therefore, no lease interest in Licensed Premises is conferred upon Licensee under the provisions hereof. Licensee does not and shall not claim at any time any interest or estate of any kind or extent whatsoever in Licensed Premises by virtue of this License or its use of Licensed Premises hereunder. Additionally, Licensee does not and

shall not claim at any time any interest or estate of any kind or extent whatsoever in Licensed Premises by virtue of any expenditure of funds by Licensee for improvements, construction, repairs, partitions, or alterations to Licensed Premises which may be authorized by City.

2. Licensed Use: Licensed Premises shall be used for the limited purpose of placing, constructing, and maintaining a new Washington Four Dial Street Clock; substantially as described and depicted in **Exhibits “A” and “B”**, attached hereto and made a part hereof for all purposes.

3. Term: This License shall commence on the effective date set forth herein above and if not earlier terminated as herein provided, continue for a period of forty (40) years to _____, 2061, at which time this License shall automatically extend annually until terminated as herein provided.

4. Non-exclusive License: This license is non-exclusive and is made expressly subject and subordinate to the reserved right of the City to use or permit the use of the Licensed Premises for public sidewalk area, utility right-of-way or any other public purpose.

5. Right of Termination:

(a) The City reserves the right to terminate and cancel this License by resolution passed by its Governing Body upon a finding that the License is inconsistent or incompatible with the reserved right of the City to use or permit the use of the Licensed Premises or whenever the purpose or use of the License is or has become a nuisance as determined in the discretion of the City Council, and all rights granted hereunder shall thereupon be considered fully terminated and canceled and the City shall not be held liable by reason thereof. The parties hereto concur that said resolution shall be final and shall not be subject to review by the Courts.

(b) Upon termination or cancellation by City or Licensee, this License shall become null and void and Licensee or anyone claiming any rights under this instrument shall remove, to the extent required by City, any or all improvements, appurtenances and encroachments owned by Licensee from the Licensed Premises at Licensee's expense, and shall restore the Licensed Premises to its condition at the effective date of this License at the sole cost of the Licensee. In the event that Licensee shall fail to remove its improvements, appurtenances and encroachments as required and to restore the Licensed Premises, City shall have the right to do the necessary work to remove said improvements, appurtenances and encroachments and to restore the Licensed

Premises to its condition at the effective date of this License, or to cause such work to be done, and to assess reasonable allocated costs or the incurred cost of all such work against Licensee and premises of which Licensed Premises is a part.

6. Improvements: Licensee may utilize a designated portion of the public street right-of-way immediately adjacent to the property commonly known as 231 South Chadbourne St. as described and depicted in **Exhibits “A” and “B”**, attached hereto and made a part hereof for all purposes. This will allow for the placement, construction, and maintenance of a Washington Four Dial Street Clock. Licensee shall not install any additional improvements or permanent fixtures on the Licensed Premises without first securing the written permission of City.

7. Codes, Ordinances and Regulations: Licensee shall comply with all applicable codes, ordinances and regulations of local, state and federal governments in the exercise of its use of the Licensed Premises. This requirement shall include, but not be limited to, compliance at all times with the Texas Architectural Barriers Act, Texas Accessibility Standards, Americans with Disabilities Act, as well as local ordinances and regulations relating to occupancy loads, unobstructed passage ways, entrances and exits, and signage.

8. Improvements and Maintenance: It is further understood that if and when the City, in the exercise of its discretion, shall determine that the grade of any street or sidewalk should be modified or changed, or that any other work should be done in connection with any public improvement which will affect the Licensed Premises, Licensee’s improvements or appurtenances thereon, or the use thereof by Licensee, City may proceed with such improvement or work without liability to Licensee. Further, any modifications or changes to Licensees’ facilities in the licensed area or in construction or reconstruction of any public improvement attributable to Licensees’ use of the licensed area and/or its installations and improvements shall be made at the sole expense of Licensee and to the satisfaction of City.

9. Insurance and Indemnification: **At such time as this license is granted, it is agreed that Licensee shall hold harmless and indemnify City and procure and keep in full force and effect Insurance coverage of the kind and in the minimum amounts, all as set forth in Exhibit “C”, attached and made a part hereof for all purposes, which provisions shall survive termination or expiration of the term of this License Agreement.**

10. Reservations: This License is subject and subordinate to any existing utilities or communication facilities, including drainage, presently located within or about the Licensed Premises, owned or operated by the City or any utility or communications company, public or private, and to any vested rights presently

owned by any utility or communications company, public or private, for the use of the Licensed Premises for facilities presently located within the boundaries of said Licensed Premises. No improvement or appurtenance shall be constructed or placed upon, over or across the Licensed Premises in such a manner as to interfere with the operation of any utilities or communication facilities. All and any communication company and utility, both public and private, shall have the right to remove and keep removed all or parts of any improvement or appurtenance which may in any way endanger or interfere with the construction, maintenance or efficiency of its respective systems within the Licensed Premises. All communication companies and utilities, both public and private, shall have the full right to remove and keep removed all parts of any improvements or appurtenances which in any way may endanger or interfere with the construction, maintenance and efficiency of its respective system and shall at all times have the full right of ingress and egress to or from and upon the Licensed Premises for the purpose of constructing, relocating, inspecting, patrolling, maintaining and adding to or removing all or part of its respective systems without the necessity at any time of procuring the permission of Licensee.

11. Successors and Assigns: The terms of this License shall be binding upon the Licensee and Licensee's successors and assigns.

12. Non-assignable: This License may not be assigned by Licensee without the prior written approval from the City. The assignee shall deliver a copy of the assignment, along with the assignee's written acceptance of the provisions of this License, to the Director of Planning and Development Services for the City of San Angelo, or his designee, within ten (10) days of such assignment. Should Licensee fail to obtain prior written approval for assignment of this License or fail to provide the City with the required written acceptance and a copy of the assignment as provided, the Director of Planning and Development Services or his designee, may terminate this License.

IN WITNESS WHEREOF, the parties hereto have caused License to be executed in duplicate and intend to be legally bound thereby.

LICENSOR:
CITY OF SAN ANGELO

BY: _____
Daniel Valenzuela, City Manager

ATTEST:

Date: _____, 2021

Julia Antilley, City Clerk

LICENSEE:
1 West Concho, LLC

BY: _____
Addison Lee Pfluger

Date: _____, 2021

STATE OF TEXAS §

COUNTY OF TOM GREEN §

This instrument was acknowledged before me on the _____ day of _____, 2021, by **Addison Lee Pfluger, as Managing Member of 1 West Concho, LLC, a Texas limited liability company, on behalf of said company.**

Notary Public, State of Texas

**TEMPORARY NONEXCLUSIVE RIGHT-OF-WAY USE LICENSE AGREEMENT
BETWEEN CITY OF SAN ANGELO AND 1 WEST CONCHO , LLC**

APPROVED AS TO INSURANCE
REQUIRMENTS:

Charles Hagen,
Risk Manager

APPROVED AS TO FORM:

Brandon Dyson,
Assistant City Attorney

APPROVED AS TO CONTENT:

Jon James, AICP
Director of Planning and Development Services

EXHIBIT A
LEGAL DESCRIPTION
Page 1 of 2 pages

The South 75 feet of Lot 1, and the West 25 feet of the North 25 feet of Lot 1, and the East 25 feet of Lot 2, all in Block 2, of the San Angelo Addition of the City of San Angelo, Tom Green County, Texas, according to the map or plat of record in Volume B, Page 271, of the Deed Records of Tom Green County, Texas.

EXHIBIT A
PLAN VIEW
Page 2 of 2 pages

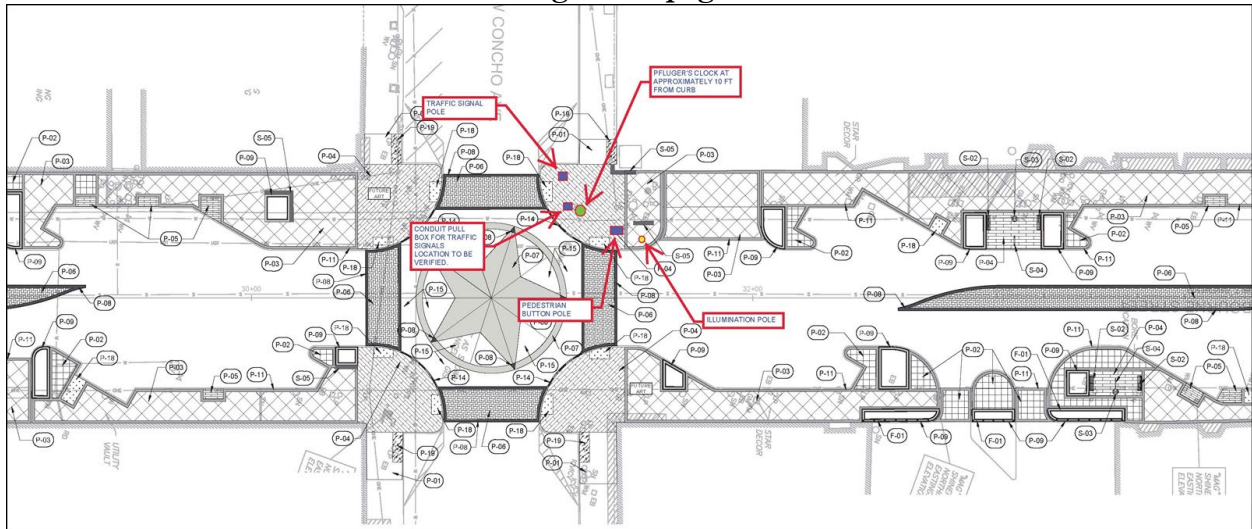


EXHIBIT B

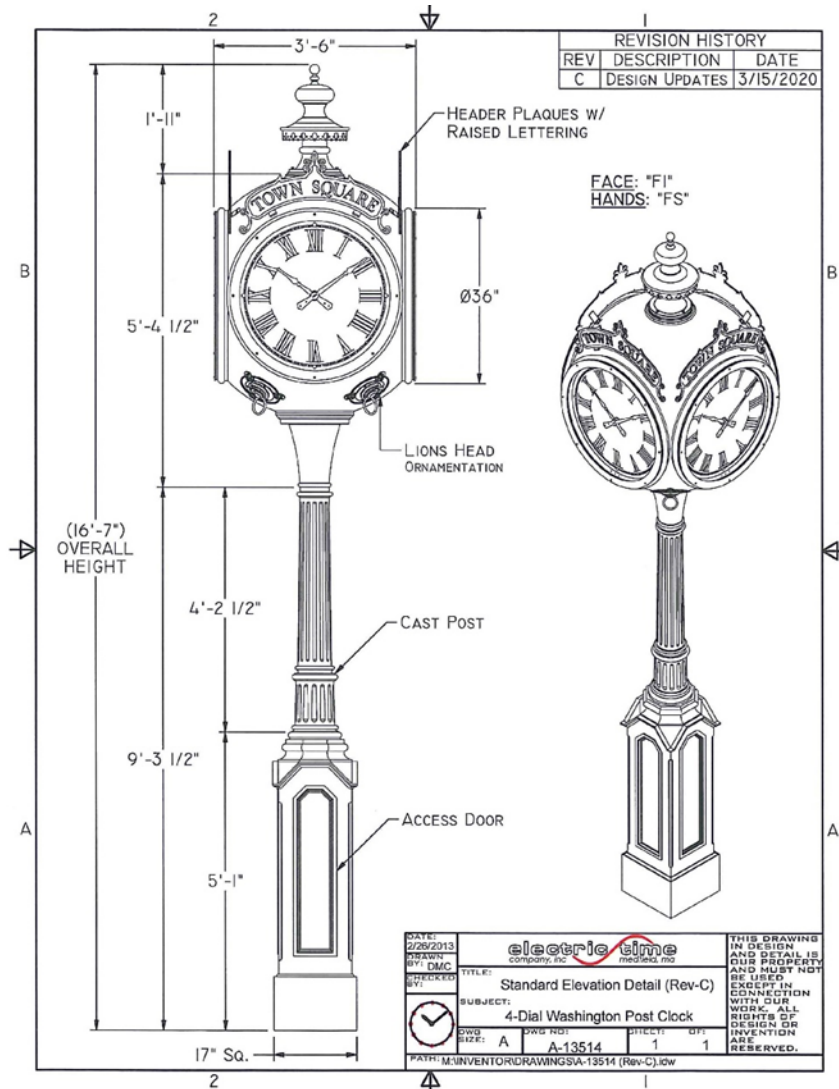


EXHIBIT “C”

TEMPORARY NONEXCLUSIVE SIDEWALK USE LICENSE AGREEMENT INSURANCE REQUIREMENTS

1. INDEMNIFICATION.

1.1 GENERAL INDEMNIFICATION. LICENSEE AGREES TO INDEMNIFY, DEFEND, AND HOLD CITY, ITS COUNCIL MEMBERS, BOARD AND COMMISSION MEMBERS, OFFICIALS, AGENTS, GUESTS, INVITEES, CONSULTANTS AND EMPLOYEES FREE AND HARMLESS FROM AND AGAINST ANY AND ALL CLAIMS, DEMANDS, PROCEEDINGS, SUITS, JUDGMENTS, COSTS, PENALTIES, FINES, DAMAGES, LOSSES, ATTORNEYS’ FEES AND EXPENSES ASSERTED BY ANY PERSON OR PERSONS, INCLUDING AGENTS OR EMPLOYEES OF LICENSEE OR CITY, BY REASON OF DEATH OR INJURY TO PERSONS, OR LOSS OR DAMAGE TO PROPERTY, RESULTING FROM OR ARISING OUT OF, THE VIOLATION OF ANY LAW OR REGULATION OR IN ANY MANNER ATTRIBUTABLE TO ANY ACT OF COMMISSION, OMISSION, NEGLIGENCE OR FAULT OF LICENSEE, ITS AGENTS OR EMPLOYEES, OR THE JOINT NEGLIGENCE OF LICENSEE AND ANY OTHER ENTITY, AS A CONSEQUENCE OF ITS EXECUTION OR PERFORMANCE OF THIS CONTRACT OR SUSTAINED IN OR UPON THE PREMISES, OR AS A RESULT OF ANYTHING CLAIMED TO BE DONE OR ADMITTED TO BE DONE BY LICENSEE HEREUNDER. THIS INDEMNIFICATION SHALL SURVIVE THE TERM OF THIS CONTRACT

AS LONG AS ANY LIABILITY COULD BE ASSERTED. NOTHING HEREIN SHALL REQUIRE LICENSEE TO INDEMNIFY, DEFEND OR HOLD HARMLESS ANY INDEMNIFIED PARTY FOR THE INDEMNIFIED PARTY'S OWN GROSS NEGLIGENCE OR WILLFUL MISCONDUCT.

1.3 PROSPECTIVE APPLICATION. ANY AND ALL INDEMNITY PROVIDED FOR IN THIS CONTRACT SHALL SURVIVE THE EXPIRATION OF THIS CONTRACT AND THE DISCHARGE OF ALL OTHER OBLIGATIONS OWED BY THE PARTIES TO EACH OTHER HEREUNDER AND SHALL APPLY PROSPECTIVELY NOT ONLY DURING THE TERM OF THIS CONTRACT BUT THEREAFTER SO LONG AS ANY LIABILITY (INCLUDING BUT NOT LIMITED TO LIABILITY FOR CLOSURE AND POST CLOSURE COSTS) COULD BE ASSERTED IN REGARD TO ANY ACTS OR OMISSIONS OF LICENSEE IN PERFORMING UNDER THIS CONTRACT.

2. Insurance.

2.1 General Conditions. The following conditions shall apply to all insurance policies obtained by Licensee for the purpose of complying with this Contract.

2.1.1 Satisfactory Companies. Coverage shall be maintained with insurers and under forms of policies satisfactory to City and with insurers licensed to do business in Texas.

2.1.2 Named Insureds. All insurance policies required herein shall be drawn in the name of Licensee, with City, its council members, board and commission members, officials, agents, guests, invitees, consultants and employees named as additional insureds, except on Workers' Compensation coverage.

2.1.3 Waiver of Subrogation. Licensee shall require its insurance carrier(s), with respect to all insurance policies, to waive all rights of subrogation against City, its council members, board and commission members, officials, agents, guests, invitees, consultants and employees.

2.1.4 Certificates of Insurance. At or before the time of execution of this Contract, Licensee shall furnish City's Risk Manager with certificates of insurance as evidence that all of the policies required herein are in full force and effect and provide the required coverages and limits of insurance. All certificates of insurance shall clearly state that all applicable requirements have been satisfied. The certificates shall provide that any company issuing an insurance policy shall provide to City not less than thirty (30) days advance notice in

writing of cancellation, non-renewal or material change in the policy of insurance. In addition, Licensee and insurance company shall immediately provide written notice to City's Risk Manager upon receipt of notice of cancellation of any insurance policy, or of a decision to terminate or alter any insurance policy. Copies of required endorsements will be attached to the certificates to confirm the required endorsements are in effect. Certificates of insurance and notices of cancellations, terminations or alterations shall be furnished to City's Risk Manager at City Hall, 72 W College Avenue, San Angelo, Texas 76903.

2.1.5 Licensee's Liability. The procurement of such policy of insurance shall not be construed to be a limitation upon Licensee's liability or as a full performance on its part of the indemnification provisions of this Contract. Licensee's obligations are, notwithstanding any policy of insurance, for the full and total amount of any damage, injury or loss caused by or attributable to its activities conducted at or upon the premises. Failure of Licensee to maintain adequate coverage shall not relieve Licensee of any contractual responsibility or obligation.

2.1.6 Sub-Licensees' Insurance. Licensee shall cause each Sub-Licensee and Sub-Sub-Licensee of Licensee to purchase and maintain insurance of the types and in the amounts specified below. Licensee shall require Sub-Licensees and Sub-sub-Licensees to furnish copies of certificates of insurance to Licensee's Risk Manager evidencing coverage for each Sub-Licensee and Sub-Sub-Licensee.

2.2 Types and Amounts of Insurance Required. Licensee shall obtain and continuously maintain in effect at all times during the term hereof, at Licensee's sole expense, insurance coverages as follows with limits not less than those set forth below:

2.2.1 Commercial General Liability. This policy shall be an occurrence-type policy and shall protect the Licensee and additional insureds against all claims arising from bodily injury, sickness, disease or death of any person (other than the Licensee's employees) and damage to property of the City or others arising out of the act or omission of the Licensee or its agents and employees. This policy shall also include protection against claims for the contractual liability assumed by Licensee under the paragraph of this Contract entitled "Indemnification." Coverage shall not be less than:

\$ 1,000,000.00	General Aggregate
\$ 1,000,000.00	Each Occurrence

2.2.2 Builder's Risk (All Risk). This insurance shall include contractual liability in its coverage, and the coverage under this policy shall survive the term of this Agreement as long as any liability could be asserted. Limit of liability per claim shall not be less than:

\$ 700,000.00

Combined Single Limits

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Nora Nevarez, Executive Office Coordinator, COSADC, 325-653-7197

Meeting Date: May 18, 2021

Item type: Consent Item

Caption:

Consider ratifying a resolution authorizing the use of sales and use tax proceeds for a project authorized under the Texas Local Government Code, Chapter 505, for economic development promotional purposes, sponsoring the 2021 San Angelo Business Plan Competition; authorizing the Board President to negotiate and execute an advertising service agreement with McLaughlin Advertising, not to exceed \$5,000 for advertising services (Guy Andrews)

Summary/History:

Consider ratifying a resolution authorizing the use of sales and use tax proceeds for a Project authorized under the Texas Local Government Code, Chapter 505, for economic development promotional purposes, sponsoring the 2021 San Angelo Business Plan Competition; authorizing the Board President to negotiate and execute an advertising service agreement with McLaughlin Advertising, not to exceed \$5,000 for advertising services, therefore; and recommending ratification by City Council.

McLaughlin Advertising scope of work provide advertising to promote the Business Plan Competition pre and post award.

COSADC approved this item at the April 28, 2021 meeting.

Financial Impact:

Amount for advertising is budgeted.

Other Information/Recommendation:

Attachments:

Presentation:

Guy Andrews

Approvals/Reviews:

Nora Nevarez
Theresa James
Tina Dierschke
Guy Andrews
Theresa James
Julia Antilley

Created/Initiated
Approved
Approved
Approved
Approved
Final Approval

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Kimberly Holle, Budget Manager, Budget, 325-657-4211

Meeting Date: May 18, 2021

Item type: Consent Item

Caption:

Consider approving the postponement of fee review until Spring 2022 for implementation in the fiscal year 2023 budget (Kimberly Holle)

Summary/History:

In August 2019, City Council revised the Budget Policy and directed Staff to review fees annually to accomplish a 100% cost recovery goal by fiscal year 2025. All fee changes are to be included in the following fiscal year's budget going into effect on October 1st.

However, due to the uncertainty of COVID-19 and its impact on Citizens, the 2020 fee review process was canceled as a part of the disaster declaration. The continuation of the pandemic provided additional obstacles therefore the fee review process was again delayed.

Staff and City Management recommend the postponement of fee review until 2022 for the preparation of fiscal year 2023's budget. These delays in increasing fees will impact meeting our cost recovery goal by 2025. However, staff will continue to phase in incremental increases annually to accomplish a 100% cost recovery goal.

Financial Impact:

There is no direct impact on postponing the fee review process. However, there is a loss in potential revenue from not increasing fees to cost of service for two fiscal years.

Other Information/Recommendation:

Attachments:

Presentation:

Kimberly Holle

Approvals/Reviews:

Kimberly Holle
Theresa James
Tina Dierschke
Theresa James
Julia Antilley

Created/Initiated
Approved
Approved
Approved
Final Approval

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Stephanie Collins, Office Manager, Fire Department, 325-657-4355

Meeting Date: May 18, 2021

Item type: Regular Item

Caption:

Consider approving the creation of a Designated Funds Account related to the reimbursements of Emergency Deployments (Presentation made by Fire Chief Brian Dunn)

Summary/History:

The San Angelo Fire Department has been very active in deploying to fire and medical emergencies across Texas and sometimes to other states such as California for wildland fire. The costs of these deployments are reimbursed by the state or federal agency that requests assistance. These agencies reimburse all the costs including salaries, benefits, overtime, and backfill caused by overtime. An hourly fee is also paid for each specific vehicle that may be deployed with the fire or EMS crews.

All costs but the equipment fee are a neutral cost to the city because they are reimbursement for actual costs. The equipment reimbursement fee is paid whether or not the vehicle is sitting or used. Accumulation of these funds would allow the fire department to fix or replace damaged equipment and purchase specialty equipment that we don't currently have at the department.

The department would like to set up a restricted funds account to allow accumulation of funds to purchase specialty equipment for deployment and the different types of equipment we may need to deal with large equipment incidents in the future such as train versus vehicle or large truck traffic incidents.

Financial Impact:

No cost to city. It would be an accumulation of funds for equipment purchases for deployment or specialty equipment.

Other Information/Recommendation:

Attachments:

Presentation:

Brian Dunn

Approvals/Reviews:

Stephanie Collins
Brian Dunn
Theresa James
Tina Dierschke

Created/Initiated
Approved
Approved
Approved

Julia Antilley

Final Approval

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL



Requestor: Kimberly Holle, Budget Manager, Budget, 325-657-4211

Meeting Date: May 18, 2021

Item type: Regular Item

Caption:

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 donations and reimbursed expenses (Presentation made by Finance Director Tina Dierschke)

Summary/History:

This proposed amendment contains the following items (additional information attached):

- Fire Restricted Funds
- Service Line Warranty of America Royalties
- Police Donations for Back the Badge

Financial Impact:

See Exhibit A of the ordinance.

Other Information/Recommendation:

Staff recommends approval.

Attachments:

- | | |
|---------------------------------|-----------------------------------|
| 1. BA Memo - ALL | BA Memo - ALL.pdf |
| 2. Ordinance | Ordinance.docx |
| 3. 5.18.21 FIN Budget Amendment | 5.18.21 FIN Budget Amendment.pptx |

Presentation:

Tina Dierschke

Approvals/Reviews:

Kimberly Holle	Created/Initiated
Tina Dierschke	Approved
Theresa James	Approved
Julia Antilley	Final Approval

Memo

To: Tina Dierschke, Finance Director

From: Brian Dunn, Fire Chief

Date: 05/18/21

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

To allow for the equipment portion of the deployment funds to be placed into an account designated to replace and purchase specialty equipment.

Source of Funding:

TIFMAS (Texas Intrastate Fire Mutual Aid System) reimbursement for the use of equipment on scene.

Funding previously approved? If so, by City Manager or City Council and when?

No

Project/Budget to be amended	Current Budget	Proposed Change	Proposed Revised Budget
Revenue	0	200,000	200,000
			0
			0
Expense	0	200,000	200,000
			0
			0

Additional Comments:

Memo

To: Tina Dierschke, Finance Director

From: Robert Salas, Director of NFS

Date: 05/18/21

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

To budget for unplanned revenue to support emergency housing repairs.

Source of Funding:

Service Line Warranty of America royalty checks

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
Revenue	0	64,559	64,559
			0
Expense	0	64,559	64,559
			0
			0
			0

Additional Comments:

Memo

To: Tina Dierschke, Finance Director

From: Frank Carter, Chief of Police

Date: 05/18/21

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

Budget for donation for training and equipment purchases.

Source of Funding:

Donation from Back the Badge event held in April 2021 in the amount of \$25,000.

Funding previously approved? If so, by City Manager or City Council and when?

Funding/donation approved at City Council meeting held 5/4/2021.

Project/Budget to be amended	Current Budget	Proposed Change	Proposed Revised Budget
Revenue:			0
Police Misc Donations	25,000	25,000	50,000
			0
Expense			0
General Supplies	25,000	25,000	50,000
			0

Additional Comments:

ORDINANCE 2020-121

AN ORDINANCE OF THE CITY OF SAN ANGELO AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020, AND ENDING SEPTEMBER 30, 2021, FOR DONATIONS AND REIMBURSED EXPENSES.

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 OF SAN ANGELO, TEXAS THAT:

The City's budget for fiscal year 2020-2021 be amended by the amounts contained in **Exhibit "A"**.

INTRODUCED with public hearing on the 18th day of May 2021, and finally PASSED on this 1st day of June 2021.

ATTEST:

THE CITY OF SAN ANGELO, TEXAS:

Julia Antilley, City Clerk

Brenda Gunter, Mayor

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:

Tina Dierschke, Finance Director

Theresa James, City Attorney

Exhibit A

**City of San Angelo
Proposed Budget Amendment**

Fund	Total Revenue Amendment	Total Expense Amendment	Net Benefit/(Cost)
General	200,000	200,000	-
Community Development Block Grant	64,559	64,559	-
Designated Revenue	25,000	25,000	-
	\$289,559	\$289,559	\$-

City of San Angelo
Proposed Budget Amendment
Additional Information

Project/Need	Source of Funding	Revenue	Expense	Net Benefit/(Cost)
Purchase of equipment	Texas Intrastate Fire Mutual Aid System Reimbursement	200,000	200,000	-
Emergency housing repairs	Service Line Warranty of America royalty checks	64,559	64,559	-
Purchase of equipment/training	Back the Badge event donation	25,000	25,000	-
		\$289,559	\$289,559	\$-



City Council

May 18, 2021



Budget Amendment

General Fund	Revenue	Expense
TIFMAS	\$200,000	
Replace/Purchase Specialty equipment		\$200,000



Budget Amendment

CD Block Grant	Revenue	Expense
Service Line Warranty of America royalty checks	\$64,559	
Emergency housing repairs		\$64,559



Budget Amendment

Donations	Revenue	Expense
Police Misc. Donations	\$25,000	
Training/Equipment purchases		\$25,000





City Council

May 18, 2021



From: info@cosatx.us
Sent: Tuesday, April 27, 2021 3:47 PM
To: Antilley, Julia; Stastny, Heather
Subject: City of San Angelo, TX: Boards and Commissions application

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

A new entry to a form/survey has been submitted.

Form Name: Boards and Commissions application
Date & Time: 04/27/2021 1:47 PM
Response #: 112
Submitter ID: 102032
IP address: 74.195.53.247
Time to complete: 39 min. , 57 sec.

Survey Details

Page 1

NOTE: This application is a public record.

Public Service opportunities are offered by the City of San Angelo without regard to race, color, national origin, religion, sex or disability.

1. Personal information

Name: Shannon McMillan
Address: [REDACTED]
ZIP code: 76905
Home/mobile phone: [REDACTED]
Office/mobile phone: [REDACTED]
Resident of San Angelo since (year): 2013
City Council Single-Member District in which you reside: 4
Registered San Angelo voter? (yes or no) Yes
Occupation/business affiliation: Centurion Planning and Design
Occupation/business address: 69 N. Chadbourne St. - San Angelo, TX 76903
Title/position: Planner

Email: [REDACTED]

2. 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.

(o) Yes

3. Date

04/27/2021

4. Applying for:

(o) Keep San Angelo Beautiful

5. Recommended by:

(Name): Not answered

6. Based on your board selection, do you meet the membership criteria outlined on the [PDF version](#) of the application/Board Ordinance on our [website](#)?

(o) Yes

7. If no, which criteria?

Not answered

8. Tell us about yourself.

Education and/or professional licenses:

Bachelor of Science – Agriculture/Secondary Education

Master of Science – Environmental Health and Occupational Safety/Emergency Management

Certified Floodplain Manger

Current municipal and civic organization memberships (positions and dates):

East Angelo Lions Club - Member (2017-Present)

Meals for the Elderly - Food Delivery (2020-Present)

Helping Hands - General Worker (2017 - Present)

Previous municipal experience (positions, dates, where):

Stormwater Program Administrator -(July 2017 - January 2021) City of San Angelo

What personal qualifications can you bring to the board?

Personal qualifications include extensive knowledge in environmental regulations and programs and expertise in parliamentary procedure. I enjoy educating the public about conservation, water quality, recycling, and ensuring they understand the positive changes they can make in our community.

What is your personal vision for the City?

My vision for this City is to expand on existing beautification efforts to keep San Angelo beautiful. I would also like this City to pave the way for other west Texas towns and their beautification efforts. Finally, my vision includes flourishing businesses unique to San Angelo and a more prominent promotion of ecotourism.

Why do you want to serve on this board?

I want to serve on KSAB's board because I feel that this organization is one of the essential organizations a community can have. It wraps youth and adult education into a package that ends is less trash, cleaner water for future generations, and overall pride in our community.

Is there anything else you would like to share about yourself?

I consider it an honor to be asked to join KSAB's board. I hope that I can impress the importance of this organization to our leaders and citizens.

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 [325-657-4405](tel:325-657-4405).

Thank you,
City of San Angelo, TX

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