

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, April 20, 2021

Present:

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

1. Call to Order

With a quorum of the City Council Members present, Mayor Gunter called the regular session of the San Angelo City Council to order at 8:31 a.m. on Tuesday, April 20, 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 Marcella Jenkins. Pledges were led by Police Department Chaplain Gary Jenkins.

3. Proclamations/Recognitions

- a. April 2021 was proclaimed as Alcohol Awareness Month
- b. April 22, 2021 was proclaimed as Restore Our Earth Day

4. Public Comment

Citizen Richard Bauerlein, SMD5, read letters regarding issues surrounding block 122 of Angelo Heights Addition, specifically concerning loud noise, litter, and vehicular traffic in the alley near Joe's Ice House (Beauregard & Madison).

Council Member Gonzales spoke in appreciation of TLCA student, Lori Chavez, who was recently appointed as one of forty Young Texan Ambassadors to Keep Texas Beautiful.

5. Consent Agenda

- a. Approval of the April 6, 2021 City Council regular meeting minutes (Julia Antilley)
- b. Authorization of the City Manager to negotiate and execute an agreement and all related documents with the San Angelo Stock Show and Rodeo Association for lease of the San Angelo Fairgrounds (Carl White)
- c. Approval of Change Order #6 and amending Change Order #5 to ES-03-20 Chadbourne Street Improvements Project - Phase A to Ti-Zack Concrete, Inc. increasing the total contract amount by \$59,233.95 and authorizing the City Manager to negotiate and execute all related documents (Mitchell Gatlin)
- d. Award of OP-01-21 Landfill Consulting Services to Biggs and Mathews Environmental, Inc. and authorizing the City Manager to negotiate and execute all related documents (Jeremy Miller)
- e. Adoption of a resolution authorizing the Solid Waste Department to provide funding to Keep San Angelo Beautiful (KSAB) in the amount of \$50,000 for a hazardous household waste collection event (Jeremy Miller) (Pg. 151, 2021-048)

- f. Adoption of a suspension resolution for this year's (2021 based on 2020 calendar-year data) "GRIP" filing by Atmos Energy (Theresa James) (Pg. 152, 2021-049)
- g. Adoption of a resolution to deny the AEP Distribution Cost Recovery Factor application and authorize the City of San Angelo to participate with other cities served by AEP Texas to hire legal counsel (Theresa James) (Pg. 154, 2021-050)
- h. Adoption of a resolution amending polling locations and election judges for the May 1, 2021 General Election (Julia Antilley) (Pg. 156, 2021-051)
- i. Adoption of a resolution approving an Electronic Bidding Policy (Tina Dierschke) (Pg. 160, 2021-052)
- j. Authorization of a railroad crossing permit with Texas Pacifico to allow the City secondary emergency vehicle access to the Baker Ranch and Homestead subdivisions, and authorizing the City Manager to negotiate and execute all related documents (Jon James)
- k. Second reading and adoption of ordinances establishing a process and standards for encroachments into the public right-of-way:
 - 1. An ordinance amending the City Code of Ordinances, Chapter 12, Planning and Development, creating a new Article 12.10 regarding encroachments, and related revisions to the sign regulations in Article 12.04; and (Pg. 163, 2021-053)
 - 2. An ordinance amending the City Code of Ordinances, Chapter 8, Offenses and Nuisances, Articles 8.05 and 8.06 regarding obstructions (Jon James) (Pg. 169, 2021-054)
- l. Adoption of a resolution authorizing an amendment to the City of San Angelo Budget Policy Fee Schedule to establish a reduced fee for an administrative right-of-way encroachment (Jon James) (Pg. 171, 2021-055)
- m. Second reading and adoption of ordinance approving Standards of Care for Recreation Summer Camp held at Recreation Centers for children ages 5 through 12 (Brent Casey) (Pg. 172, 2021-056)

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the Consent Agenda, with the exception of item 5d. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Thompson made a motion, seconded by Council Member Thomas, to approve item 5d, as presented by Executive Director of Public Works Shane Kelton. The motion carried (7) ayes to (0) nays.

6. Regular Agenda

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

Business owner Brooks Murphy spoke regarding the signatures gathered on this case.

Motion: Council Member Carter made a motion, seconded by Council Member Hiebert, to remove item 6a from the table. The motion carried (7) ayes to (0) nays.

Business owner Brooks Murphy continued to speak regarding signatures gathered on this case and responded to questions from City Council, including clarification on expansion plans, noise decibel levels, road use plans, search for real estate in the city limits, etc.

Citizen Mike Wyse expressed concern regarding the applicant's oversight in not disclosing their purchase of a portion of the property in question.

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Property owner Jack Gabriel clarified the land survey was provided by SKG.

Motion: Council Member Carter made a motion, seconded by Council Member Hiebert, to deny the item, as presented. The motion carried (6) ayes to (1) nay, with Council Member Thompson casting the dissenting vote.

- b. Update on the Preliminary Design Phase for the Lake Nasworthy Area Wastewater Collection System Improvements Project (Presentation made by Assistant Water Utilities Director Andy Vecellio and Allen Woelke of CDM Smith)

Allen Woelke and Alan Rhames, both of CDM Smith, responded to questions from City Council.

No Action Taken on this Item.

- c. Award of AP-02-21 Airport Entrance Road to Reece Albert, Inc. in the amount of \$1,692,003.18, budgeted for purchase in fiscal year 2021, and authorizing the City Manager to negotiate and execute all related documents (Presentation made by Airport Director Jeremy Valgardson)

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

- d. Second reading and adoption of ordinance amending the budget for the fiscal year beginning October 1, 2020, and ending September 30, 2021, for capital items, grants, and programs (Presentation made by Finance Director Tina Dierschke) (Pg. 183, 2021-057)

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

- e. First reading and public hearing of ordinances:
 - 1. amending the City of San Angelo Comprehensive Plan, changing certain lands from Commercial to Neighborhood, being 18.808 acres; and
 - 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 (Presentation made by Planning & Development Services Director Jon James)

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

- f. First reading and public hearing 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. (Presentation made by Planning & Development Services Director Jon James)

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

7. Closed Session

Executive Session under the provision of Government Code, Title 5. Open Government; Ethics, Subtitle A. Open Government, Chapter 551. Open Meetings, Subchapter D. Exceptions to Requirement that Meetings be Open under the following sections:

- a. 551.072 Deliberations about Real Property regarding Block 18, San Angelo Addition

8. Follow Up and Administrative Issues

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

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Motion: Council Member Thomas made a motion, seconded by Council Member Carter, authorizing the City Manager to negotiate and execute all documents necessary to purchase the Standard Times Building located at 14 W. Harris St., 18 W. Harris St., and 34 W. Harris St., San Angelo, Texas from Scripps NP Operating, LLC for an amount not to exceed \$950,000. The motion carried unanimously (7) ayes to (0) nays.

b. Approval of various Board nominations:

Airport Advisory Board: Mark Clark (SMD3) to an unexpired term ending October 2021

Economic Development Corporation: John Bariou (SMD5) to a first term ending February 2023

Public Art Commission: Jamie Highsmith (SMD1) to a first term, Anne Shahan (SMD4) to a first full term, Richard Round (Mayor) to a second term, all ending April 2023

Public Housing Authority: Barbara Brown to a first full term, Wes Masters to a fourth term, both ending April 2023

Zoning Board of Appeals: Bill Feist (SMD3) to an unexpired term, Kandi Pool (SMD5) to an unexpired term, both ending January 2022

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

c. 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 Gonzales, to adjourn the meeting. The motion carried unanimously (7) ayes to (0) nays.

There being no further business, the meeting adjourned at 10:49 a.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:

Brenda Gunter

Brenda Gunter, Mayor

ATTEST:

DocuSigned by:

Julia Antiney

Julia Antiney, City Clerk

In accordance with Chapter 2, Article 2.300, of the Official Code of the City of San Angelo, the minutes of this meeting consist of the preceding Minute Record and the Supplemental Minute Record. Details on Council meetings may be obtained from the City Clerk's Office or a video of the entire meeting may be purchased from the Public Information Officer at 481-2727. (Portions of the Supplemental Minute Record video tape recording may be distorted due to equipment malfunction or other uncontrollable factors.)