City Council Agenda
09/06/2016

Notice is hereby given of a regular meeting of the City Council of City of San Angelo to be held on September 6, 2016 at 8:30 AM at the McNease Convention Center – South Meeting Room, 501 Rio Concho Drive, San Angelo, Texas, for the purpose of considering the following agenda items.

1. **Call to Order**
2. **Prayer and Pledge**
3. **Proclamations/Recognitions**
   a. The City of San Angelo & Tom Green County for achieving Silver level in the Department of State Health Services Texas Healthy Communities Program (Spring 2016) - Recognition will be presented by by DSHS TXHC Representative Rachel Coughlin
   b. Recognition of Public Information Officer Anthony Wilson for graduating from the Certified Public Communicator program at Texas Christian University
   c. "National Childhood Cancer Awareness Month" September 2016, to be accepted by Becky Powers
   d. "Your Peace Matters! 2016 Season of Peace" September 8th - 21st, 2016 to be accepted by Becky Benes and Valerie Queen for the Peace Ambassadors of West Texas
4. **Public Comment**

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

5. **Consent Agenda**
   a. Consider approving the:
      1. August 11, 2016 City Council Budget Workshop minutes
      2. August 16, 2016 City Council regular meeting minutes (B.Kendrick)
   b. Consider a resolution accepting the U.S. Department of Justice FY 2016 Justice Assistance Grant in the amount of $23,661 and authorizing the City Manager or his designee to execute such grant award and related documents as may be necessary or convenient for acceptance of the grant (F. Carter)

c. Consider declaring 201 Burlington Rd. surplus property and disposing of said surplus property for the highest sealed bid, being $13,100 submitted by Miguel Duran and authorizing the Mayor, City Manager or his designee to execute all documents necessary to convey the surface estate only in the surplus property by Special Warranty Deed, reserving unto the City of San Angelo mineral interests, surface and ground water rights (C. Preas)

d. Consider authorizing the sale of the following Lake Nasworthy property to current residential lake lot lease holder for the appraised value (C. Preas):

   Lot 6, Block 1, Sec. 1, Red Bluff Group, Lake Nasworthy Addition (2722 Red Bluff Road) $109,000
   Lot 6A, Block 1, Group 13, Lake Nasworthy Addition (2021 Willow Rd.) $62,000

e. Consider a resolution authorizing a tax resale deed (Quitclaim) to be executed by the Mayor on behalf of the city and all taxing units in the Tax Foreclosure Judgment or Tax Warrant to the following property (C. Preas):

   Lot 6, Block 2, Fort Concho Vista Addition; Mary Lou Reyes ($1,000)

f. Consider approving Amendment No. 1 to the lease and license agreement between the City of San Angelo and Above the Clouds, LLC, allowing Above the Clouds, LLC to sell beer and wine within their leased premises at San Angelo Regional Airport (L. Elguezabal)

g. Consider a resolution authorizing the City Manager to execute an agreement with the Concho Valley Center for Human Advancement d/b/a MHMR Services to fund community mental health and mental retardation programs and services for the 2016-2017 fiscal year with an amount of $55,423, currently proposed in FY2017 Budget (S.Villarreal)

h. Consider accepting the appointment of and enter into contract with Dr. Stephen Seifert as the Local Health Authority to be compensated in the amount of $24,000 per year, currently proposed in FY2017 Budget (S. Villarreal)

i. Consider approving an Interlocal Agreement with Concho Valley Transit District to facilitate the provision and installation of signage along fixed bus routes within the City and authorizing City Manager to negotiate and execute all related documents (P. Frerich)

j. Consider ratifying a resolution by COSADC approving an economic development (BREP) incentive to CalTech Software Systems Inc. in the amount of $603,050, and authorizing the Board President to negotiate and execute a performance agreement (R. Pena)

k. Consider ratifying COSADC acceptance of an offer by INVERMEX, LLC for the purchase of 4.25 acres more or less at the Business & Industrial Park at a sales price of $29,000 per acre and authorizing the Board President to negotiate and execute a real estate sales contract subject to approval by City Council (R.Pena)

l. Consider ratifying COSADC approval authorizing the Board President to negotiate and execute professional services contracts not to exceed $30,000, to include design, engineering and surveying services, with professional services providers deemed qualified by the City Council for the City of San Angelo pursuant to PUR-03-14 for Indefinite Delivery Indefinite Quantity professional services, and ES-04-15 for Indefinite Delivery Indefinite Quantity Professional Services, Infrastructure Engineering and Surveying Services, as needed for approved ½ cent sales tax projects (R. Pena)

m. Consider a resolution supporting United States Army Special Operations Command, UWEX 16 Exercise, Realistic Military Training concept training within the City limits from March 10th to June 5th 2017

n. Consider approving a contract with Cellco Partnership d/b/a Verizon Wireless and its related entities for purchase of wireless services and products under DIR-TSO-3415, and authorizing the City Manager to execute the contract in substantially the attached form, and any related documents (B. Hasty)

o. Consider approval of a revised Memorandum of Understanding by and between the City of San Angelo and the San Angelo Metropolitan Planning Organization (J.James)

p. Second Reading and Public Hearing for Case PD16-02, an ordinance approving a request from Tom Green County to authorize a rezoning from the Ranch and Estate (R&E) Zoning District to the Planned Development (PD) Zoning District for the Tom Green County detention facility generally located off U.S. Highway 277, 880 feet west of the intersection of MH Morgan Trail and U.S. Highway 67, on 179.174 acres (J. James)

q. Second reading and consider adopting an ordinance amending Chapter One "General Provisions" of the Code of Ordinances - (T. James/B. Kendrick)

6. Regular Agenda

a. Discussion and direction related to regulation of Pay Day Loans within the city limits - (Requested by Council Member Bill Richardson)

b. Consider approving an amendment to WU-14-13 with Alan Plummer Associates for the Direct Potable Reuse Pilot Project in the amount of $300,000 to incorporate grant funding from the Bureau of Reclamation WaterSMART Title XVI Water Reclamation and Reuse Program, and authorizing the City Manager or designee to execute any related documents - (Presentation by Water Utilities Assistant Director Allison Strube)

c. Discussion and possible action on infrastructure rehabilitation prioritization and financing - (Presentation by Water Utilities Director Bill Riley)

d. First public hearing and consideration of amending Chapter 7 "Health and Sanitation", Article 7.02 "Property Maintenance", Section 7.02.063 "Weeds & vegetation" of the San Angelo Code of Ordinances to add affirmative defenses in cases where developed property is ten (10) acres or more - (Presentation by Assistant Director of Neighborhood & Family Services James Flores).

e. Discussion and possible action to amend Chapter 7, Article 7.02 "Property Maintenance" Section 7.02.070 "Abatement, expenses and lien" to allow citizens an option to request a judicial case review and recommendation prior to abatement - (Presentation by Assistant Director of Neighborhood & Family Services James Flores)

f. Consider allocating up to $500,000 for capital projects including $450,000 from the Civic Events Fund's fund balance for facility improvements. - (Presentation by Civic Events Manager Sidney Walker)

g. Discussion and consideration of matters related to the fiscal year 2016-2017 operating budget including:

1. First public hearing and introduction of an ordinance of the City of San Angelo approving and adopting the budget for the fiscal year beginning October 1, 2016, and ending September 30, 2017; Authorizing employee compensation schedules; Providing for the general appropriation of funds; Reserving unto the City Council the authority to transfer appropriations budgeted, ratifying transfers of appropriations occurring in the 2015-2016 fiscal year and amending that budget ordinance accordingly; Providing for lapse of all unencumbered or unobligated funds for the prior fiscal year and for carryover of all appropriations of encumbered, obligated or restricted funds; Reserving unto the City Council the power, only as permitted by law, to amend or make changes in the budget for municipal purposes; Providing authority for the city manager or his designee to make certain adjustments from time to time in or between budgeted allocations; Authorizing the city manager or his designee to apply for certain grants and execute any related documents; and, providing for filing of the budget.

This budget will raise more total property taxes than last year's budget by $1,495,628 (4.34%), and of that amount, $442,215 is tax revenue to be raised from new property added to the tax roll this year.

2. Conduct a separate record vote to ratify the property tax revenue increase reflected in the budget and place the adoption of this tax rate on the agenda for the September 6, 2016 regular meeting of the City Council as an action item
(Presentation by Budget Manager Morgan Chegwidden)

h. First public hearing and introduction of an ordinance levying property taxes for the City of San Angelo for the 2016 tax year.

An ordinance fixing and levying ad valorem taxes for the current tax year for use and support of the municipal government of the City of San Angelo, Texas, for the 2016-2017 budget year; providing for the assessment and collection thereof; providing when the tax shall become due; providing when the tax shall become delinquent; providing for exemptions; providing for severability; providing for publication on the city operated web site; and, providing for an effective date - (Presentation by Budget Manager Morgan Chegwidden)

i. First public hearing and introduction of an ordinance amending the 2015-2016 budget for grants and program expenses - (Presentation by Budget Manager Morgan Chegwidden)

7. Closed Session

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

a. Section 551.072 to deliberate the purchase, exchange, lease, or value of real property related to Lot 1, Group 7, Lake Nasworthy Addition.

b. Section 551.074(a)(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee regarding Planning Commission Member Travis Stribling

c. Section 551.071(1)(A) consult with attorney when the governmental body seeks the advice of its attorney about pending or contemplated litigation regarding:

    1. 2013 Sealcoating Program Contract
    2. Templeton Construction, Inc.
    3. Alsay, Inc.

d. Section 551.071(2) consult with attorney when the governmental body seeks the advice of its attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter, regarding:

    1. Assignment of rights Hickory wellfield property
    2. The Martifer Hirschfeld agreement

8. Follow Up and Administrative Issues

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

b. Consideration of approving various Board nominations:

    Construction Board of Adjustments and Appeals: David Jacobo (At-Large) to a first term ending February 2018
    Design & Historic Review Commission: Ashley Young-Turner (SMD3) to a second term ending September 2018
    Fort Concho Museum Board: Brandon Allen (SMD1) to a first term ending January 2019

c. Announcements and consideration of Future Agenda Items

9. Adjournment

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of San Angelo, Texas, on the 1st day of September 2016, at 10:00 a.m.

_____

Bryan Kendrick, City Clerk

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

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

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