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City of San Angelo, Texas
Regular City Council Meeting
Tuesday, September 21, 2021

Present:
Mayor Brenda Gunter
Mayor Pro tem Tom Thompson, SMD 2
Council Member Harry Thomas, SMD 3
Council Member Lucy Gonzales, SMD 4
Council Member Lane Carter, SMD 5
Council Member Larry Miller, SMD 6

1. Call to Order

With a quorum of the City Council Members present, Mayor Gunter called the regular session of the San Angelo City Council to order at 8:30 a.m. on Tuesday, September 21, 2021 in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Chaplain Prayer & Pledges

An invocation was provided, and pledges were led, by San Angelo Police Department Chaplain Ralph Dawkins.

3. Proclamations/Recognitions

September 20-26, 2021 was proclaimed as Rail Safety Week.
October 2, 2021 was proclaimed as Junior League of San Angelo Day.
October 4, 2021 was proclaimed as World Habitat and Affordable Housing Day.

4. Public Comment

ASU Small Business Development Center Director Dave Erickson recognized COSADC's staff with a certificate of Values in Action and introduced new graduate assistant for the SBDC, Stella Le.

Fourteen members of the public spoke regarding making San Angelo a sanctuary city for the unborn.

Eight citizens spoke in favor: Donald Moon (SMD1), Phyllis Duboski (SMD3), Scott Farris (SMD2), Suzi Smith (SMD6), Lyleann McClellan Thee (SMD2), Randy Koenig (SMD1), Vera Kirkpatrick (SMD6), Anna Bartosh (SMD1)

Three non-residents spoke in favor: Grape Creek resident Ryan Buck, Austin resident Ashley Leenerts, Tom Green County resident Johnna Sandor

Three citizens spoke in opposition: Anna Martine (SMD5), Norma Parry (SMD5), Nancy Holcomb (SMD3)
Council Member Harry Thomas requested this Council consider public comment and possibly place this item on a future agenda as an ordinance.

5. Consent Agenda

a. Approval of the September 9, 2021 City Council regular meeting minutes (Julia Antilley)

b. Approval of declaring a small narrow strip of land, being the south 10 ft of Lot 8 and a remnant of Lot 7, Block 100, Angelo Heights Addition, surplus for the purpose of disposing of surplus property for the fair market value and authorizing the City Manager to execute all documents necessary to convey the surface estate only in the surplus property by Special Warranty Deed to the adjacent property owners, reserving unto the City of San Angelo all mineral interests, surface and ground water rights (Cynthia Preas)

c. Award of FS-06-21 Medium Pickups to Jim Bass Ford (San Angelo, TX) in the amount of $250,000 in fiscal year 2021 for the purchase of 8 units and in the amount of $475,000 in fiscal year 2022

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for the purchase of 12 units with the option to purchase 3 additional units annually, and authorizing the City Manager to negotiate and execute all related documents (Ryan Kramer)

d. Approval of DIR contract #DIR-CPO-4504 for the purchase of survey equipment from Allterra in the amount of $67,097.98 to replace existing obsolete and/or dysfunctional equipment and authorizing the City Manager to negotiate and execute all related documents (Kevin Pate)

e. Approval of an interlocal agreement with Tom Green County regarding the joint operation of the Office of Emergency Management (Brian Dunn)

f. Adoption of a resolution to accept incentives from local businesses for City wellness program participants (Cory Sanders) **(Pg. 366, 2021-102)**

g. Second reading and adoption of an ordinance amending the budget for the fiscal year beginning October 1, 2020, and ending September 30, 2021, for reimbursed expenses, grants, and capital (Tina Dierschke) **(Pg. 367, 2021-103)**

h. Approval of TIPS contract #191003 for the purchase of a new phone system and phone services from LogMeIn USA, Inc. for a one-time cost of $80,204.61 and recurring annual cost of $63,063.24 for three years and authorizing the City Manager to negotiate and execute all related documents (Bucky Hasty)

Consensus: Consensus of Council was to pass the Consent Agenda, (6) ayes to (0) nays.

[After Closed Session the City Council re-addressed the Consent Agenda, with Council Member Tom Thompson serving as Mayor Pro tem in Mayor Gunter's absence, thus the change in vote totals.]

Motion: Council Member Miller made a motion, seconded by Council Member Thomas to approve the Consent Agenda, as presented. The motion carried unanimously (5) ayes to (0) nays.

6. Regular Agenda

a. First reading and public hearing of an ordinance amending the Code of Ordinances by amending Chapter 2 "Administration and Personnel", Article 2.08 "Classified Service", Section 2.08.016 "Assignment Pay" to add pay for Prescriptive Training Officers and the Supervising Sergeants (Presentation made by Police Chief Frank Carter)

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve item as presented. The motion carried unanimously (6) ayes to (0) nays.

b. Second public hearing and adoption of an ordinance of the City of San Angelo approving and adopting the budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. This budget will raise more total property taxes than last year's budget by $943,816 (2.30%), and of that amount, $661,346 is tax revenue to be raised from new property added to the tax roll. (Presentation made by Finance Director Tina Dierschke) **(Pg. 370, 2021-104)**

Motion: Council Member Carter made a motion, seconded by Council Member Miller, to approve the item, as presented, with addition of item 6a. A record vote was taken and the motion carried unanimously (6) ayes (Council Members Thompson, Thomas, Gonzales, Carter, Miller and Mayor Gunter) to (0) nays.

c. Final public hearing and adoption of an ordinance levying property taxes for the City of San Angelo, Texas, for the 2021 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 2021-2022 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 website; and, providing for an effective date. (Presentation made by Finance Director Tina Dierschke) **(Pg. 380, 2021-105)**

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Motion: Council Member Carter made a motion, seconded by Council Member Thomas, that the property tax rate be increased by the adoption of a tax rate of 0.7760 per $100 valuation which is effectively a 2.3% increase in the tax rate. A record vote was taken and the motion carried unanimously (6) ayes (Council Members Thompson, Thomas, Gonzales, Carter, Miller and Mayor Gunter) to (0) nays.

d. First reading and public hearing of an ordinance requesting to approve the abandonment of a 2,250-sq ft (15' x 150') alley on the north side of E. 46th St. between Travis St. and Oaklawn St. (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Thompson made a motion, seconded by Council Member Gonzales, to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays.

e. First reading and public hearing of:
An ordinance for CP21-06, an amendment to the Comprehensive Plan, changing certain lands from the Neighborhood to the Neighborhood Center Land Use, being approximately 0.728 acres, located at the southwest corner of Lillie St. and W. 19th St.;
2. An ordinance for Z21-09, a rezoning from the Single-Family Residential zoning district to the Neighborhood Commercial zoning district, being approximately 0.728 acres, located at the southwest corner of Lillie St. and W. 19th St. (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Gonzales made a motion, seconded by Council Member Thomas, to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays.

f. First reading and public hearing of:
1. An ordinance for CP21-07, an amendment to the Comprehensive Plan, changing certain lands from the Rural to the Neighborhood Center Land Use, being approximately 4.310 acres, located at the northwest corner of Grape Creek Rd. and W. 47th St.;
2. An ordinance for Z21-10, a rezoning from the Ranch and Estate zoning district to the Neighborhood Commercial zoning district, being approximately 4.310 acres, located at the northwest corner of Grape Creek Rd. and W. 47th St. (Presentation made by Planning & Development Services Director Jon James

Motion: Council Member Thompson made a motion, seconded by Council Member Thomas, to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays.

Quorum for Remainder of Meeting:
Mayor Pro tem Tom Thompson, SMD 2
Council Member Harry Thomas, SMD 3
Council Member Lucy Gonzales, SMD 4
Council Member Lane Carter, SMD 5
Council Member Larry Miller, SMD 6

g. First reading and public hearing of:
1. An ordinance for CP21-08, an amendment to the Comprehensive Plan, changing certain lands from the Commercial to the Neighborhood Center Land Use, being approximately 3.053 acres, located northeast of Upton St. and N. Archer St.
2. An ordinance for Z21-11, a rezoning from the Light Manufacturing zoning district to the Single-Family Residential zoning district, being approximately 0.44 acres, located at 1502 Upton St. (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the item, as presented. The motion carried unanimously (5) ayes to (0) nays.

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7. Closed Session

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

a. Section 551.071 - Consultation with attorney regarding Wardlaw et al. v. City of San Angelo and Lifepoint Church

8. Follow Up and Administrative Issues

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

Motion: Council Member Thompson made a motion, seconded by Council Member Carter, to extend the letter of engagement with Amy Emerson of Allensworth Law. The motion carried unanimously (5) ayes to (0) nays.

b. Approval of various Board nominations:

Design and Historic Review Commission: David Mazur (Mayor) and Lisa Wallace (SMD5) to a second term, and Henry Schmidt (SMD6) to a third term, all ending September 2023
Fort Concho Museum Board: George Balli (SMD2) to an unexpired term ending January 2023
Keep San Angelo Beautiful: Shannon McMillan (SMD4) to a first full term, Emily Lloyd (SMD5) to a second term, and Richard Baliko, Sr. (SMD6) to a first term, all ending September 2023

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the item, as presented. The motion carried unanimously (5) ayes to (0) nays.

c. Announcements and consideration of Future Agenda Items

Council Member Thomas requested placing on ordinance or resolution on a future agenda to discuss making San Angelo a sanctuary city for the unborn.

City Attorney Theresa James recommended placing the item on the Closed Session agenda for legal discussion, with City Council providing direction afterwards regarding how to proceed.

9. Adjournment

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to adjourn the meeting. The motion carried unanimously (5) ayes to (0) nays.

There being no further business, the meeting adjourned at 10:20 a.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:
Brenda Gunter
Brenda Gunter, Mayor

ATTEST:

DocuSigned by:
Julia Antilley
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.)