

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, November 2, 2021

Present:

Mayor Brenda Gunter

Mayor Pro tem Tom Thompson, SMD 2 via Zoom videoconference

Council Member Tommy Hiebert, SMD 1

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, November 2, 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 Lorenzo Hatch.

3. Proclamations/Recognitions

Support was proclaimed for the Right to Life for all San Angeloans.

November 2021 was proclaimed as National Adoption Month.

4. Public Comment

Citizen Darrell Elliott (SMD 4) spoke in favor of providing Animal Services staff with updated equipment.

Citizen Jacoby Thompson (SMD 5) began speaking regarding the requested TABC variance but was asked to hold his comments for discussion on item 5n.

Citizen Brian Thompson (SMD 5) spoke in support of making San Angelo a Sanctuary City for the Unborn.

5. Consent Agenda

- a. Approval of the October 19, 2021 City Council regular meeting minutes (Julia Antilley)
- b. Authorization of the City Attorney to begin termination of Lake Nasworthy Residential Lot Lease and eviction proceedings for non-payment of annual rent on the following properties:
 1. 2562 Sleepy Hollow
 2. 6638 Knickerbocker Rd. (Cynthia Preas)
- c. Declaration of 1841-sq ft of land, being a peninsula adjoining Lot 16, Block 1, Group Nine, Lake Nasworthy 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)
- d. Rejection of the bid received for FS-05-21 Police Boat pursuant to Texas Local Government Code 252.043(f) (Ryan Kramer)
- e. Award of HR-01-21 Voluntary Benefits to Securian at no cost to the City for a three year term with two additional one-year term extensions, and authorizing the City Manager to negotiate and execute all related documents (Veronica Sanchez)

- f. Approval of Amendment #2 Rehabilitate Terminal Apron to AP-01-21 Airport Engineering Services with Jviation, a Woolpert Company, in the amount of \$446,381.76 and authorizing the City Manager to negotiate and execute all related documents (Jeremy Valgardson)
- g. Approval of the purchase of one tractor and shredder from Deere & Company (San Angelo, TX) through Sourcewell Contract #110719-JDC in the amount of \$85,157.15, and authorizing the City Manager to negotiate and execute all related documents (Ryan Kramer)
- h. Authorization of the City Manager to negotiate and execute a personal services contract and all related documents with Avenu Insights & Analytics, LLC for Auditing Services for Hotel Occupancy Taxes, Franchise Fees, and Utility Services (Ryan Gaddy)
- i. Ratification of approval of an agreement with Mammoth Services, LLC for roof rehabilitation at the Business Resource Center through TIPS Contract #210205 in the amount of \$188,688 and authorizing the Board President or their designee to execute all related documents (Guy Andrews)
- j. Ratification of approval of an insurance agreement by and between the City of San Angelo Development Corporation and Sam Tambunga Insurance providing for insurance coverage at the Business Resource Center and authorizing the Board President or their designee to execute all related documents (Guy Andrews)
- k. Ratification of approval of a Non-Professional Services (Electrical Repair and Maintenance) Agreement by and between the City of San Angelo Development Corporation and MC Electric and authorizing the Board President or their designee to execute all related documents (Guy Andrews)
- l. Ratification of approval of a Non-Professional Services (Pest Control) Agreement by and between the City of San Angelo Development Corporation and Bug Express and authorizing the Board President or their designee to execute all related documents (Guy Andrews)
- m. Ratification of approval of a Non-Professional Services (Landscaping Services) Agreement by and between the City of San Angelo Development Corporation and Pullig Contracting Company and authorizing the Board President or their designee to execute all related documents (Guy Andrews)
- n. Adoption of a resolution to grant University Food Services, on behalf of Angelo State University, a variance from Article 5.02.033 of the City Code of Ordinances, to allow the sale of alcoholic beverages, beer, and wine at 2235 S. Jackson St., a property within 300-ft of a public school (Jon James) (Pg. 492, 2021-221)
- o. Authorization of the Fire Department to enter into a Service Agreement with US Digital Designs to maintain and service the Fire Station Alerting system for one year with the option to extend for four one-year terms at \$35,092.37 annually (Patrick Brody)
- p. Adoption of a resolution allowing the Fire Department to accept a donation of one Kestrel 3000 pocket weather meter from Texas Forest Service, with an estimated value of \$159 (Johnny Fisher) (Pg. 495, 2021-222)
- q. Second reading and adoption of an ordinance to update the budget ordinance to modify the Fire department position classifications (Brian Dunn) (Pg. 496, 2021-223)

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

Citizens Jacoby Thompson (SMD 5) and Kimberly Thompson (SMD 5) spoke against approving the variance presented in item 5n.

ASU Director of Dining Services Richard Gonzalez clarified ASU currently has a temporary permit for beer and wine sales.

ASU Senior Executive Assistant and General Counsel Joe Munoz clarified that the variance requested applies only to the Junell Center.

Motion: Council Member Carter made a motion, seconded by Council Member Thomas, to approve item 5n, as presented by Planning & Development Services Director Jon James. The motion carried unanimously (7) ayes to (0) nays.

6. Regular Agenda

- a. Adoption of a resolution allowing the adjacent property owner to remove a tree in the public right-of-way adjacent to 17 W. Beauregard Ave. per Section 7.02.034 of the City Code of Ordinances (Presentation made by Planning & Development Services Director Jon James) (Pg. 498, 2021-224)

Applicant Michele Babiash responded to questions from City Council and explained her vision for the storefront and her concerns over the existing tree and sidewalk.

Motion: Council Member Thomas made a motion to allow the applicant to remove the tree, replacing it with a city specified tree of a certain height, repair the brick work around the tree, and repair the sidewalk. The motion failed for lack of a second.

Downtown San Angelo Executive Director Del Velasquez spoke regarding the desire to find a compromise that recreates the landscape on Chadbourne while finding a solution agreeable to the business owner, leading to the common goal of revitalizing downtown.

Citizen Kimberly Thompson (SMD 5) spoke regarding the tree and sidewalk issues on Beauregard.

Motion: Council Member Carter made a motion, seconded by Council Member Thomas, to allow the applicant to remove the tree, replacing it with a city specified tree of a certain height, repair the sidewalk, and make the planter box compatible with the building façade (to include two trees flanking the open area to mirror the design on Chadbourne). The motion failed unanimously with (0) ayes.

Motion: Council Member Carter made a motion, seconded by Council Member Thomas, to allow the applicant to remove the tree, contingent on City Council's approval on the design for: sidewalk repair, landscape layout, and tree replacement(s). The motion carried (6) ayes to (1) nay, with Council Member Gonzales casting the dissenting vote.

- b. First reading and public hearing of an ordinance for Z21-12, a rezoning from the Neighborhood Commercial to the General Commercial zoning district, being approximately 0.209 acres, located at 3017 Southwest Blvd. (Presentation made by Planning & Development Services Director Jon James)

Soto Management representative Taylor Jenkins clarified this application is to allow wine-based to-go daiquiris, alcohol is already sold onsite.

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

- c. Consideration and approval of the following:
1. Ratification of the Development Corporation's resolution approving a project under Chapters 501 and 505 of the Texas Local Government Code utilizing Sales and Use Tax funds in an amount not to exceed \$3,000,000 to fund improvements to airport facilities, including the GTE Hangar, pursuant to a public-private partnership agreement with Skyline Aviation, Inc., and authorizing the Board President to negotiate and execute all related documents; and further authorizing the following in conjunction with the project:

Official Minute Record
November 2, 2021

Volume 2021
Page 490

- a. Appointment of the Director of Economic Development or their designee to act as the Development Corporation's authorized representative under the public-private partnership agreement with Skyline Aviation, Inc.; and
- b. Authorization of COSADC Board President to negotiate and execute a lease agreement between the Development Corporation and the City of San Angelo for lease of the property located at 8534 Hangar Rd.; and
- c. Pursuant to Section 505.1561 of the Texas Local Government Code, authorization of the COSADC Board President to negotiate and execute a lease agreement between the Development Corporation and Skyline Aviation, Inc. for sublease of the property located at 8534 Hangar Rd.
- 2. Authorization of the City Manager to negotiate and execute a lease agreement between the Development Corporation and the City of San Angelo for lease of the property located at 8534 Hangar Rd. (Presentation made by Economic Development Director Guy Andrews)

Citizen Suzie Smith (SMD 6) requested clarification on whether this was for historic preservation purposes.

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

- d. Presentation of the Master Drainage Plan findings by HDR Engineering and possible direction (Presentation made by Public Works Executive Director Shane Kelton and HDR Engineering Program Manager Curtis Beitel)

No Action Taken on this Item.

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 and possible action regarding items discussed in Closed Session, if needed

No Action Taken on this Item.

- b. Announcements and consideration of Future Agenda Items

Council Member Gonzales requested an update on the dog ordinance regarding fines and penalties by Neighborhood & Family Services Assistant Director Morgan Chegwiddden.

9. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to adjourn the meeting. The motion carried unanimously (7) 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 Antley

Julia Antley, City Clerk

Official Minute Record
November 2, 2021

Volume 2021
Page 491

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.)