

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, December 7, 2021

Present:

Mayor Brenda Gunter
Mayor Pro tem Tom Thompson, SMD 2
Council Member Tommy Hiebert, SMD 1
Council Member Harry Thomas, SMD 3
Council Member Lucy Gonzales, SMD 4
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 8:32 a.m. on Tuesday, December 7, 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 San Angelo Police Department Chaplain Gary Jenkins.

3. Proclamations/Recognitions

December 7, 2021 was proclaimed as National Pearl Harbor Remembrance Day.

December 9, 2021 was recognized as San Angelo READS! Day.

December 17, 2021 was proclaimed as San Angelo NAACP Day.

4. Public Comment

Public Comment on the Redistricting Public Hearing:

Citizen Nelda Nowlin (SMD1) expressed concern regarding the quality of maps available online.

General Public comment:

Citizen Sylvia Martinez (SMD3) expressed concern regarding Republic Services missing her home for individual trash pickup.

Citizen Jack Miller (SMD2) asked for information regarding the police department's policy on complaints.

Executive Director of Public Works Shane Kelton stated there are several providers laying fiber optic cable and clarified the digging in most cases is in the public right of way. Private citizen assets are not monitored, but the city is ensuring city-owned land is restored to its pre-project condition. Operations will work with local firms to request door knockers or other communication to ensure residents are notified of the work in advance. The Frontier Point of Contact is Construction Coordinator Steve Cortese - steve.cortese@ftr.com 325-249-5458.

Communications Manager Brian Groves clarified the city's current website includes a landing page with detailed information regarding the presence of vendors installing lines around town.

5. Consent Agenda

- a. Approval of the November 16, 2021 City Council regular meeting minutes (Julia Antilley)
- b. Approval of a lease agreement between WIC and Cornerstone Community Action Agency in Coleman (Cristina Eureste)

- c. Authorization of the City Manager to negotiate and execute an amendment to the San Angelo Host concessionaire agreement for Point of Sale stations (Sidney Walker)
- d. Authorization of the City Manager to negotiate and execute an agreement and all related documents with the Southern Drag Boat Association (SDBA) for the annual Drag Boat Races at Lake Nasworthy (Carl White)
- e. Award of Task Order #14 under IDIQ contract ES-06-19 Engineering Services to SKG Engineering in the amount of \$127,700 for Foster Rd. Street and Drainage Design and authorizing the City Manager to execute all related documents (Shane Kelton)
- f. Award of Task Order #4 under IDIQ contract ES-06-19 Engineering Services to Kimley-Horn and Associates Inc. in an amount not to exceed \$76,200 for Traffic Signal Design Plans at Bryant Blvd. at Ave. L and Bryant Blvd. at Ave. N and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)
- g. Ratification of Change Order #1 to the Avenue P Stormwater Detention Basin Construction Agreement with Darnell Construction, correcting the contract amount approved November 17, 2020 from \$1,793,137 to the correct amount of \$2,610,557.40 and authorizing the City Manager to execute all related documents (Kevin Pate)
- h. Acceptance of an annexation petition for 9.508 acres of land, being 9.278 acres out of the Deaf and Dumb Asylums Lands Survey No. 2, Abstract No. 8211, and a 0.230 tract described and recorded in Instrument No. 201803309, Tom Green County, Texas, located southwest of Sherwood Way and FM 2288, and setting a Public Hearing on the annexation for the February 15, 2022 City Council meeting (Jon James)
- i. Second reading and adoption of an ordinance for Z21-04, a request for approval to expand the boundary of the Downtown District Overlay Zone, generally located north of Neff's Way, east of David St., south of 4th St., and west of Emerick St. (Jon James) (Pg. 519, 2021-227)
- j. Second reading and adoption of an ordinance amending the budget for the fiscal year beginning October 1, 2021, and ending September 30, 2022, for capital items and projects (Tina Dierschke) (Pg. 522, 2021-228)

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the Consent Agenda. The motion carried unanimously (6) ayes to (0) nays, with no public comment.

6. Regular Agenda

- a. Award of AP-06-21 Terminal Ramp Reconstruction with Hensel Phelps Construction Co. in the amount of \$2,259,334.60 and authorizing the City Manager to negotiate and execute all related documents (Presentation made by Airport Director Jeremy Valgardson)

Hensel Phelps Project Manager Cody Edwards provided a timeline for the work and responded to questions about the availability of concrete and the disposal of existing concrete.

Motion: Council Member Gonzales made a motion, seconded by Council Member Hiebert, to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays, with no public comment.

- b. 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. 525, 2021-229)

Applicant Michelle Babiash responded to questions from City Council regarding the tree removal, sidewalk repair, and potential foundation issues. She stated she has the specifications of the landscape for Chadbourne (sizes, types of trees, etc.) and her landscape design will mirror the Chadbourne Street project.

President of the Firefighters Association Mason Matthews spoke regarding their desire to fix the portion of the sidewalk outside of their property (next door) and reiterated the current sidewalk causes many to fall in that area.

Citizen Sylvia Martinez (SMD3) expressed concern over fairness to all related to removing trees and opening businesses.

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to approve the item, with the clarification that the new tree will be the same specs as the South Chadbourne project and specifically the tree when planted will have the same appearance as the sketch presented today (specifically the size represented in the sketch). The motion carried unanimously (6) ayes to (0) nays.

- c. First reading and public hearing of an ordinance extending the temporary changes to Chapter 12, Article 12.04, Signs, of the City Code of Ordinances, to allow additional time for preparation of permanent amendments to the Sign Ordinance (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Hiebert made a motion, seconded by Council Member Thomas, to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays, with no public comment.

- d. Discussion and possible action on the following redistricting items as a result of the 2020 Census:
 - 1. Public Hearing to receive comments from the public regarding redistricting and the proposed new boundaries for City of San Angelo City Council single member districts
 - 2. Discussion and possible action to consider and adjust proposed redistricting plans
 - 3. Discussion and adoption of a resolution approving the final redistricting plan (Presentation made by Planning & Development Services Director Jon James and City Clerk Julia Antilley) (Pg. 529, 2021-230)

Citizen Sherley Spears (SMD5) asked for an update on whether any follow-up discussions were held with the consultant, Robert Bass, and the citizens with concerns following the public forum December 2 regarding SMD3.

Citizen Kilo Perez (SMD1) expressed a lack of time and familiarity with the data and tools used by Mr. Bass and indicated with the Hispanic population being 97% of the increase in population since 2010, the Hispanic population of SMD3 should not be decreasing even by a small percentage. He pointed out the Hispanic representation increased in all other districts and expressed interest in hiring a new consultant for a second opinion since he does not trust the numbers presented. Some of his questions were answered December 2, but still does not trust the data.

Citizen Sherley Spears (SMD5) expressed concern that the residential development is moving south and is concerned for what the next Census will show in SMD3. She would like the consultant to take time to review the data with the citizens and show specific renderings of maps as alternate options to the redistricting.

Citizen Sylvia Martinez (SMD3) expressed a concern over the lack of elderly Hispanics voting in elections.

Citizen Nelda Nowlin (SMD1) expressed concern over the lack of street names on the maps from Mr. Bass.

Citizen David Cedillo (SMD3) echoed Mr. Perez and requested more consultant time and opinions for the people in SMD3.

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

- e. Adoption of a resolution designating the number of votes to be cast for each nominee for the Board of Directors of the Tom Green County Appraisal District (Presentation made by City Clerk Julia Antilley) (Pg. 533, 2021-231)

Motion: Council Member Hiebert made a motion, seconded by Council Member Miller, to designate the number of votes to be cast for each nominee of the Board of Directors of the Tom Green County Appraisal District to be divided equally amongst the five candidates and to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays, with no public comment.

- f. Adoption of a resolution calling and ordering a Special Election for January 29, 2022, authorizing the City Manager to execute a Special Election Contract with Tom Green County, and providing for the holding of an election to be administered by the Tom Green County Election Office (Presentation made by City Clerk Julia Antilley) (Pg. 535, 2021-232)

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the item, as presented. The motion carried unanimously (6) ayes to (0) nays, with no public comment.

- g. Approval of a contract with the San Angelo Convention & Visitors Bureau (CVB) allocating \$965,000 of Hotel Occupancy Tax (HOT) receipts for eligible activities and authorizing the City Manager to negotiate and execute all related documents (Presentation made by Finance Director Tina Dierschke)

San Angelo Convention & Visitors Bureau Vice President Diann Bayes provided details on upcoming events coming to town and provided details on the breakdown between weekend/weekday travelers. She replied to questions on their budget and mentioned a potential HOT increase for the city from registered Airbnb's registered.

Finance Director Tina Dierschke clarified the additional \$47,000 in funding mentioned in the presentation was a carryover from the budget process.

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, with no public comment.

- h. Approval of the 2020 Consolidated Annual Performance and Evaluation Report (CAPER) (Presentation made by Neighborhood & Family Services Director Bob Salas)

Mayor Gunter spoke during public comment to inquire about the infill program funds.

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

Quorum for Remainder of Meeting:

Mayor Brenda Gunter

Mayor Pro tem Tom Thompson, SMD 2

Council Member Tommy Hiebert, SMD 1

Council Member Harry Thomas, SMD 3

Council Member Larry Miller, SMD 6

Official Minute Record
December 7, 2021

Volume 2021
Page 518

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 - Deliberations about real property regarding:
 1. 2.3762 Acres Fisher & Miller, Survey 0173, Abstract 0205
 2. Portions of E J Wortham Survey 0001, Abstract 3945

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. Approval of various Board nominations:

Civic Events Advisory Board: Karen Abbott (SMD1) to a third term, and Clara Freeze (SMD6) to a second term, both ending December 2023

Keep San Angelo Beautiful: Sam Spooner (SMD3) to an unexpired term ending September 2022

Parks and Recreation Advisory Board: Cie Rangel (SMD2) and Mark Davis (SMD6) to a first term, both ending December 2023

Motion: Council Member Thompson made a motion, seconded by Council Member Hiebert, to approve the item, as presented. The motion carried unanimously (5) ayes to (0) nays, with no public comment.

- c. Announcements and consideration of Future Agenda Items

Mayor Gunter reminded everyone this is the only December meeting of the council and announced the next meeting will be January 4, 2022. She then wished everyone an enjoyable holiday season and a Merry Christmas.

9. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Miller, to adjourn the meeting. The motion carried unanimously (5) ayes to (0) nays, with no public comment.

There being no further business, the meeting adjourned at 12:17 p.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:

Mayor Gunter

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Brenda Gunter, Mayor

ATTEST:

DocuSigned by:

Julia Antilley

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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.)