

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, March 1, 2022

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 Gonzalez, SMD 4
Council Member Karen Hesse Smith, 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, March 1, 2022, at 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 Gary Jenkins. Pledges were led by San Angelo Police Department Chaplain Marcella Jenkins.

3. Proclamations/Recognitions

Fire Chief Brian Dunn was recognized and honored for his retirement after 32 years of service with the City of San Angelo.

4. Public Comment

No public comment.

5. Consent Agenda

- a. Approving the February 1, 2022, February 9, 2022, and February 15, 2022 City Council meeting minutes (Julia Antilley)
- b. Award of REC-01-22 to Ben E. Keith Company (Ft. Worth, TX) in the amount of \$74,669.29 for Recreation-Senior Services Congregate Meal Program (Nutrition) and authorizing the City Manager to negotiate and execute all related documents (Brent Casey)
- c. Ratification of an increase for gap financing under the Affordable Housing Assistance Program (AHAP) from \$40,000 to \$50,000, as approved by the City of San Angelo Development Corporation Board of Directors, to cover increased construction costs (Bob Salas)
- d. Adoption of resolutions approving the Investment Policies for the City of San Angelo, Lake Nasworthy Trust, and Development Corporation Funds (Tina Dierschke) (Pg. 52, 2022-012), (Pg. 53, 2022-013), (Pg. 54, 2022-014)
- e. Second reading and adoption of an ordinance annexing into the City of San Angelo, by petition of the property owner, an unaddressed 9.278-acre tract of land out of the Deaf and Dumb Asylums Lands Survey No. 2, Abstract No. 8211, Tom Green County, Texas, located southwest of Sherwood Way and FM 2288 along the southward extension of Appaloosa Trl. (Jon James) (Pg. 55, 2022-015)

- f. Second reading and adoption of an ordinance for Z22-01, a request to zone a property to the Low Rise Multifamily zoning district in connection with an annexation; being 9.278 acres, located at the southwest extension of Appaloosa Trl., southwest of Sherwood Way and FM 2288 (Jon James) (Pg. 64, 2022-016)
- g. Second reading and adoption of an ordinance amending the Master Thoroughfare Plan to realign future arterial and collector streets, located southwest of Sherwood Way and FM 2288, including Twin Mountain Dr., Pinon Ridge Dr., and Appaloosa Trl. (Jon James) (Pg. 67, 2022-017)

Motion: Council Member Thomas made a motion, seconded by Council Member Miller, to approve the Consent Agenda as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

6. Public Hearing of an Ordinance to Outlaw Abortion/Making San Angelo a Sanctuary City for the Unborn

- a. Public hearing of an ordinance as presented via petition by the Initiating Committee to Outlaw Abortion/Making San Angelo a Sanctuary City for the Unborn and action by the City Council to adopt, reject, or amend the ordinance as presented in the petition (Presentation made by City Clerk Julia Antilley)

Twenty-two members of the public spoke regarding making San Angelo a Sanctuary City for the Unborn.

14 citizens spoke in favor: Lorenzo Hatch (SMD3), Paul Shero (SMD4), Stephanie Socha (SMD6), John Barriou (SMD2), Cathy Brown (SMD5), Daniel Martinez (SMD3), Scott Farris (SMD2), Bobby Roger (SDM4), Greg Breedlove (SMD6), Suzi Smith (SMD6), Trevor Hansen (SMD4), Sharla Ynostrosa (SMD1), Bryan Angle (SMD5), and Spencer Matthews (SMD5)

Six non-residents spoke in favor: Mertzson resident Jerry Peters, Grape Creek resident Ruth McLemore, Right to Life East Texas Director Mark Lee Dickson, Grape Creek resident Ryan Buck, Highland Range resident Lakan Mariano, and Walling Pecan resident Marcy Kappesser

Two citizens spoke in opposition: Denise Barbour (SMD5) and Amanda Mason (SMD4)

Motion: Mayor Gunter asked for a motion to adopt the ordinance as presented. Failing to receive a motion or a second Mayor Gunter asked for another motion.

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

[Grape Creek resident Ryan Buck brought forth a letter signed by 8 of the 9 Initiating Committee Members demanding the ordinance be placed on the November 2022 ballot.]

7. Agenda

- a. Presentation of the Destination Marketing Organization and year-end report (Presentation made by Vice President of the Destination Marketing Organization Diann Bayes)

No Action Taken on this Item.

- b. Authorization of the City Manager to negotiate and execute a Fourth Amendment to the Commercial Lease Agreement - Spring Creek Marina with Golden Antlers, Inc, Lessee, with an updated development site plan (Presentation made by Parks & Recreation Director Carl White)

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Motion: Council Member Gonzales made a motion, seconded by Council Member Thomas, to approve the item, as presented, with the clarification that future site plan amendments to the lease will be placed on the Consent Agenda for approval. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

- c. Award of FS-03-22 Dump Trucks to multiple vendors in the amount of \$988,997, for the purchase of five units with the option to purchase two additional units (utilizing Water Reclamation operating budget and fund balance from Stormwater and General Funds), and authorizing the City Manager to negotiate and execute all related documents (Presentation made by Senior Fleet Manager Ryan Kramer)

Motion: Council Member Hiebert made a motion, seconded by Council Member Hesse Smith, to approve the item, as presented. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

[Item 7d taken out of order.]

- d. First reading and public hearing of an ordinance amending Chapter 12 "Planning & Development," Exhibit C "Land Development and Subdivision Ordinance," Chapter 9 "Land Development and Subdivision Design Policies" replacing in its entirety Section V "Sidewalks" and amending Chapter 3 "Definitions" (Presentation made by Planning & Development Services Director Jon James)

Walling Pecan resident and San Angelo Homebuilder's Association President Bryan Benson stated the homebuilder's association is in full support of the ordinance. Citizen Russell Gully (SMD1) requested changes to the motion for the street widths and was redirected to the next agenda item. Citizen Steve Eustis (SMD1) requested clarification on sidewalk requirements in commercially zoned areas.

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

[Item 7e taken out of order.]

- e. First reading and public hearing of an ordinance amending Chapter 12 "Planning and Development," Exhibit C "Land Development and Subdivision Ordinance," Chapter 10 "Construction Standards and Specifications," Section III "Widths and Graphic Specifications" replacing in its entirety Subsection A "Widths" and amending Chapter 3 "Definitions" (Presentation made by Planning & Development Services Director Jon James)

Walling Pecan resident and San Angelo Homebuilder's Association President Bryan Benson stated the homebuilder's association is in full support of the ordinance with the addition of leaving the rural street width minimum at 30-feet. Citizen David Jensen (SMD1) requested the street width be 36-feet with or without sidewalks due to street development and maintenance costs and spoke in support of the 30-foot minimum width for rural streets. Russell Gully (SMD1) spoke in support of narrow streets to reduce maintenance costs. Citizen Rocky Templin (SMD6) spoke in support of 30-feet minimum local streets with sidewalks.

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to approve the item, as presented, with the addition of leaving the current rural street minimum width of 30 feet as is. The motion carried (6) ayes to (1) nay, with Mayor Gunter casting the dissenting vote.

- f. Consideration of the following as it relates to the City Council's roles through May 2023: 1) selection of a Mayor Pro-Tempore

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2) appointment of City Council Members to Boards and Committees (Presentation made by City Clerk Julia Antilley)

Motion: Mayor Gunter made a motion, seconded by Council Member Gonzales, to have Council Member Thompson continue serving as Mayor Pro-Tempore. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

Motion: Mayor Gunter made a motion, seconded by Council Member Miller, to make the following appointments: Council Member Gonzales to the CVCOG Executive Committee; Council Member Miller and Council Member Hesse Smith to the CVCOG General Assembly; Council Member Hiebert to the Investment Oversight Committee; and Council Member Hesse Smith to the Ports-to-Plains Advisory Board as an Alternate. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

8. 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:~~

9. Follow Up and Administrative Issues

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

No Action Taken on this Item.

- b. Approval of various Board nominations

No Action Taken on this Item.

- c. Announcements and consideration of Future Agenda Items

No Action Taken on this Item.

10. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Miller, to adjourn the meeting. The motion carried unanimously (7) ayes to (0) nays.

There being no further business, the meeting adjourned at 11:54 a.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:

Mayor 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.)