DocuSign Envelope ID: 4B296341-89C7-4426-AF12-06D5225A9200

City of San Angelo, Texas
Special City Council Meeting
Thursday, September 22, 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 Gonzales, 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 special session of the San Angelo City Council to order at 8:32 a.m. on Thursday, September 8, 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 Marcella Jenkins. Pledges were led by San Angelo Police Department Chaplain Gary Jenkins.

3. Proclamations/Recognitions

September 19 - 25, 2022 was proclaimed as Rail Safety Week.

4. Public Comment

Mayor Gunter thanked the Parks Department for their work preparing for Lilyfest 2022.

City Manager Daniel Valenzuela spoke about the animal shelter. He clarified they have begun meeting with rescue groups and that the city's preference is to adopt out rather than euthanize animals. The current numbers are not feasible to ensure a safe and clean environment for the animals or staff. The primary function of an animal shelter is to ensure community health and safety. Everyone must work together to reduce the number of animals at the shelter.

Citizen Ryan Hernandez (SMD4) thanked staff for the great job they have done and expressed interest in adding a water fountain to Brentwood Park.

Citizens Jaton Giese (SMD5) and Bayley Polnick (SMD6) and Wall resident Sharon Halfmann expressed concern regarding shelter operations and stated the importanance of spay/neuter education, funding, and ordinance enforcement. There was also interest to partner with more volunteer organizations.

City Manager Daniel Valenzuela stated we have a spay/neuter program and will focus on spay/neuter.

Citizens Kim Henry (SMD3) and Andrea Souflee (SMD1) expressed concern regarding the lack of accessibility in San Angelo and ADA compliance. They requested a future agenda item to present their ADA proposal at a council meeting.

Citizen Vera Kirkpatrick (SMD6) spoke regarding the November 8 Sanctuary City for the Unborn ballot item and introduced the idea of aborting kittens and puppies to control the pet population.

5. Consent Agenda

a. Award of FS-05-22 Service Beds to Century Trailer of San Angelo, Inc. in the amount of $62,037 for the purchase of four units and authorizing the City Manager to negotiate and execute all related documents (Ryan Kramer)

DocuSign Envelope ID: 4B296341-89C7-4426-AF12-06D5225A9200

b. Award of PUR-02-22 Digital Copiers to CTWP and authorizing the City Manager to negotiate and execute all related documents (Jeff Tomlinson)

c. Approval of a memorandum of understanding between the City of San Angelo and Keep San Angelo Beautiful (Patrick Frerich)

d. Approval of amending the Keep San Angelo Beautiful bylaws to reflect changes approved by the board to align with the memorandum of understanding between the City of San Angelo and KSAB (Charlotte Anderson)

e. Public hearing and adoption of a resolution authorizing a Professional Services Contract with McKool Smith, P.C. Ashcroft Sutton Reyes, LLC, and Korein Tillery, LLC for legal services to represent the City of San Angelo in a lawsuit against Neflix, Inc. et al. pertaining to franchise fees due, and contingent upon an approval of the fee contract by the Office of the Attorney General, pursuant to Texas Government Code Section 2254, Subchapter C (Theresa James) **(Pg. 352, 2022-073)**

f. Adoption of a resolution accepting the donation of funds from Back the Badge for the purchase of equipment or training for the San Angelo Police Department (Frank Carter) **(Pg. 355, 2022-074)**

g. Adoption of a resolution allowing the San Angelo Police Department to accept a donation of funds for the purchase of Safety Equipment with an estimated value of $10,000 from the Wisniewski Family (Frank Carter) **(Pg. 356, 2022-075)**

h. Adoption of a resolution allowing the San Angelo Fire Department to accept a donation of two grills from H-E-B with an estimated value of $600 (Cory Sanders) **(Pg. 357, 2022-076)**

i. Adoption of a resolution amending the Schedule of Fees and Charges to amend charges for Municipal Pool (Tina Dierschke) **(Pg. 358, 2022-077)**

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

6. Regular Agenda

a. Approval to update the amount of the award of CE-01-22 to $253,404 for the purchase of two shared Boiler Replacements using $126,702 from the Hotel Occupancy Tax fund balance and authorizing the City Manager to negotiate and execute all related documents (Presentation made by Finance Director Tina Dierschke)

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, with no public comment.

b. Authorization of the City Manager to negotiate and execute a non-exclusive aerial right-of-way license use agreement with Shannon Medical to allow for an aerial encroachment of 1,168-sq.ft. for the construction of a utility bridge and associated signage within the E. College Ave. public right-of-way between N. Oakes St. and N. Magdalen St. (Presentation made by Planning & Development Services Director Jon James)

Operations Director Patrick Frerich responded to questions from the City Council.

Shannon Medical Center Director of Engineering Dale Droll responded to questions from the City Council.

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

DocuSign Envelope ID: 4B296341-89C7-4426-AF12-06D5225A9200

c. Adoption of a resolution allowing the adjacent property owner to remove trees in the public right-of-way on the east side of N. Oakes St. adjacent to 120 E. Harris Ave., per Section 7.02.034 of the City Code of Ordinances (Presentation made by Planning & Development Services Director Jon James) **(Pg. 359, 2022-078)**

Shannon Medical Center Director of Engineering Dale Droll responded to questions from the City Council.

Motion: Council Member Hiebert made a motion, seconded by Council Member Thomas, to approve the item, as presented, with the clarification that Shannon must work with the Parks & Planning Departments to ensure the replacement trees/shrubs match the landscape design and selection of plants used on the Chadbourne Streetscape project. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

d. First reading and public hearing of an ordinance for Z22-17 to rezone properties from the Manufactured Housing Subdivision to the Single-Family Residential zoning district, being 0.149 acres, located at 1826 Magnolia St. (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Gonzales 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.

e. First reading and public hearing of an ordinance annexing into the City of San Angelo, by petition of the property owner, an unaddressed 6.9 acre tract out of the A.B. & M Survey No. 3, Abstract No. 24, Tom Green County, Texas, located northwest of Arden Road and FM 2288 (Presentation made by Planning & Development Services Director Jon James)

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

f. First reading and public hearing of an ordinance for Z22-18 to zone property as part of an annexation to the Single-Family Residential zoning district, being 6.9 acres, located northwest of Arden Rd and FM 2288 (Presentation made by Planning & Development Services Director Jon James)

Citizen Andrea Souflee (SMD1) requested the median house price for the development.

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

g. Second public hearing of an ordinance approving and adopting the budget for the fiscal year beginning October 1, 2022 and ending September 30, 2023. This budget will raise more total property taxes than last year's budget by $7,307,295 (17.42%), and of that amount, $534,154 is tax revenue to be raised from new property added to the tax roll. (Presentation made by Finance Director Tina Dierschke) **(Pg. 364, 2022-079)**

Citizen Jaton Giese (SMD5) requested clarification on the animal shelter salaries.

Motion: Council Member Hiebert made a motion, seconded by Council Member Hesse Smith, to approve the item, as presented. A record vote was taken, and the motion carried unanimously (7) ayes (Council Members Miller, Hesse Smith, Gonzales, Thomas, Thompson, Hiebert and Mayor Gunter) to (0) nays.

h. Final public hearing of an ordinance levying property taxes for the City of San Angelo, Texas, for the 2022 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 2022-2023

DocuSign Envelope ID: 4B296341-89C7-4426-AF12-06D5225A9200

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. 374, 2022-080)**

Citizen Kim Henry (SMD3) requested an ADA Coordinator be added to city staff.

Motion: Council Member Thompson made a motion, seconded by Council Member Thomas, that the property tax rate be increased by the adoption of a tax rate of 0.7379 per $100 valuation which is effectively a 12.89% increase in the tax rate. A record vote was taken, and the motion carried unanimously (7) ayes (Council Members Miller, Hesse Smith, Gonzales, Thomas, Thompson, Hiebert and Mayor Gunter) to (0) nays.

~~**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 of items discussed in Closed Session, if needed~~

No action taken on this item.

b. Consideration of approving various Board nominations
Design and Historic Review Commission: Stacie Elkins (SMD3) to a first full term and Chrys Forbes (SMD4) to a first term, both ending September 2024
Keep San Angelo Beautiful: Sam Spooner (SMD3) to a first full term ending September 2025

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

c. Announcements and consideration of Future Agenda Items

Mayor Gunter reminded the public our meetings will be returning to the traditional Tuesday morning day/time, the next meeting will be Tuesday, October 4, 2022.

9. Adjournment

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

There being no further business, the meeting adjourned at 9:51 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.)