

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, April 4, 2023

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 regular session of the San Angelo City Council to order at 8:30 a.m. on Tuesday, April 4, 2023, at the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Chaplain Prayer & Pledges

An invocation was provided, and pledges led by San Angelo Police Department Chaplain Lorenzo Hatch.

3. Proclamations/Recognitions

April 2023 was proclaimed as Month of the Military Child.

April 2023 was proclaimed as Fair Housing Month.

April 2023 was proclaimed as Alcohol Awareness Month.

4. Public Comment

Concho Valley Homeless Planning Coalition Chair Mike Burnett (SMD 1) provided an update from the Coalition and requested Council consider approving a Homeless Bill of Rights on a future agenda.

Nelda Nowlin (SMD 1) thanked Council for providing citizens with the opportunity to speak on the needs of the disability community at various meetings and thanked those serving on City Boards and Commissions.

5. Consent Agenda

- a. Consider approving the March 21, 2023 City Council regular meeting minutes (Heather Stastny)
- b. Consider purchasing Lots 12, 13, and 14, Block 30, Fairview Addition, from Miguel Duran, for stormwater purposes, purchase price and closing costs not to exceed \$30,000, and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich, Manda Salladay)
- c. Consider awarding WU-05-23 Liquid Ammonium Sulfate to Chameleon Industries and Univar Solutions based on the lowest bid and availability for one year with two additional one-year term extensions, budgeted for purchase in fiscal years 2023 through 2025, and authorizing the City Manager to negotiate and execute all related documents (Andy Vecellio)
- d. Consider awarding WU-06-23 Caustic Soda (Sodium Hydroxide Diaphragm) to DPC Industries, TR International Trading Company, and Univar Solutions USA, Inc. based on the lowest bid and availability for one year with two additional one-year term extensions, budgeted for purchase in fiscal years 2023 through 2025, and authorizing the City Manager to negotiate and execute all related documents (Andy Vecellio)

- e. Consider awarding WU-07-23 Liquid Chlorine to DPC Industries in the amount of \$716,700 annually for one year with two additional one-year term extensions, budgeted for purchase in fiscal years 2023 through 2025, and authorizing the City Manager to negotiate and execute all related documents (Andy Vecellio)
- f. Consider approving Change Order #2 to BuyBoard Contract #635-21 with Insituform Technologies, LLC for the A&M Waterline Pipe Bursting Project in the amount of \$240,000 and authorizing the City Manager to negotiate and execute all related documents (Zeferino Mendoza)
- g. Item was pulled and considered on the Regular Agenda.
- h. Consider a resolution authorizing the City to apply for and accept funds from the Texas Parks and Wildlife Boating Access Program, and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich) (Pg. 180, 2023-035)
- i. Consider a resolution authorizing the payment of \$50,000 to San Angelo Performing Arts Coalition for management services to oversee the Elta Joyce Murphey Performance Hall (City Auditorium) (Tina Dierschke) (Pg. 182, 2023-036)
- j. Consider a resolution suspending for 45 days the effective date proposed by Atmos Energy-Mid-Texas Division (Atmos-MidTex) in its application filed on or about February 24, 2023, pursuant to section 104.301 of the Gas Utility Regulatory Act (Brandon Dyson) (Pg. 183, 2023-037)
- k. Consider a resolution designating Theresa James as the ADA Coordinator for the City of San Angelo (Daniel Valenzuela) (Pg. 185, 2023-038)
- l. Second reading of an ordinance to revoke SP94-22, which was replaced by the approval of a new Conditional Use, CU22-06, allowing additional outdoor storage and display on a property being 4.718 acres, located at 2701 Southwest Blvd. (Jon James) (Pg. 186, 2023-039)
- m. Second reading of an ordinance to abandon the approximately 20'x507' (unimproved) alleys in Blocks 39 and 40, Miles Addition, between 4th and 5th St. and N. Oakes, N. Magdalen and Pecan St. (Jon James) (Pg. 188, 2023-040)
- n. Second reading of an ordinance to rezone properties from the Light Manufacturing zoning district to the General Commercial zoning district, being 0.951 acres located at the northeast intersection of W. 4th St. and N. Bryant, and addressed as 402 N. Bryant (Jon James) (Pg. 190, 2023-041)

Motion: Council Member Thomas made motion, seconded by Council Member Miller, to approve the Consent Agenda, with the exception of items 5c, 5d, 5e, 5g, and 5k. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

Motion: Council Member Miller made a motion, seconded by Council Member Hesse Smith, to approve items 5c, 5d, and 5e, as presented by Water Utilities Assistant Director Andy Vecellio. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve item 5k, as presented by City Manager Daniel Valenzuela. The motion carried unanimously (7) ayes to (0) nays.

Citizen Andrea Souflee (SMD 1) and County Resident Kimberly Henry expressed concern over the City Attorney being appointed as the ADA Coordinator.

Citizen Nelda Nowlin (SMD 1) asked the City to consider hiring a full-time ADA Coordinator.

6. Regular Agenda

- a. Consider purchasing 117.604 acres of land out of a part of C. Zech Survey 645, Abstract No. 4212 and W. Spornhaun Survey 644, Abstract No. 1811 for a price of \$20,000 per acre plus closing costs not to exceed \$4,000, authorizing the City Manager to negotiate and execute all related documents, and amending the fiscal year 2022-23 budget to utilize \$2,356,080 from the General Fund's fund balance (Presentation made by Airport Director Jeremy Valgardson)

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.

- b. Consideration of amendments to the Tax Increment Reinvestment Zone (TIRZ) incentive policy regarding non-profit organizations (Presentation made by Planning & Development Services Director Jon James)

Downtown San Angelo Executive Director Del Velasquez provided a brief overview on the creation and intention of the TIRZ funding program.

Citizens Mike Burnett (SMD 1), Tony Villarreal (SMDX), Sarah Negovetich (SMD 5), Craig Myers (SMD 5), Evelyn Smith (SMD 5), William McClendon (SMD 6), Angela Haywood (SMD 4), Theodore Boone (SMD 1), Stan Joynton (SMD 1), and Sidney Timmer (SMD 4) spoke regarding TIRZ policy changes.

Motion: Council Member Thomas made a motion, seconded by Council Member Thompson, to deny the proposed policy change to allow South TIRZ funding for non-profit businesses and removing funding eligibility for non-profit businesses in the North TIRZ. The motion failed (3) ayes (Council Members Thompson and Thomas, and Mayor Gunter) to (4) nays (Council Members Hiebert, Gonzales, Hesse Smith, and Miller).

Motion: Council Member Miller made a motion, seconded by Council Member Gonzales, to keep the current policy as is, allowing non-profit businesses in the North TIRZ eligible to apply for funding and non-profit businesses in the South TIRZ ineligible to apply for funding. The motion carried (6) ayes to (1) nay, with Council Member Thompson casting the dissenting vote.

- c. First reading and public hearing of an ordinance approving Standards of Care for Recreation Summer Camp held at Recreation Centers for ages 5 through 13 (Presentation made by Recreation Manager Brent Casey)

Motion: Council Member Thompson 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.

- d. First reading and public hearing of an ordinance amending the budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023, for projects (Presentation made by Finance Director Tina Dierschke)

Motion: Council Member Thompson 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.

- 5g. Consider awarding OP-02-23 Traffic Signal Installation at Twin Mountain Dr. and Knickerbocker Rd. to Willis Electric CO., LP in the amount of \$269,071, authorizing the City Manager to negotiate and execute all required documents, and amending the fiscal year 2022-23 budget for the corresponding expenditure and revenue from the short-term debt proceeds (Patrick Frerich)

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

- e. Discussion and possible action nominating citizens to an ADA Advisory Committee (Presentation made by City Clerk Heather Stastny)

County Resident Kimberly Henry made public comment about the ADA Advisory Committee.

Motion: Council Member Miller made a motion, seconded by Council Member Gonzales, to approve the item, as presented. The motion carried unanimously (7) ayes 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. Approval of various Board nominations

Public Housing Authority: Barbara Brown to a second term, Jaime Colvin to a third term, and Wes Masters to a fifth term, all ending April 2025

Motion: Council Member Thompson 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.

- c. Announcements and consideration of Future Agenda Items

No Action Taken on this item.

9. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to adjourn the meeting.

There being no further business, the meeting adjourned by consensus at 11:08 a.m. with no public comment.

THE CITY OF SAN ANGELO, TEXAS:

ATTEST:

DocuSigned by:

Hstastny

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Heather Stastny, City Clerk

DocuSigned by:

Brenda Gunter

65CC121DA0BB40F...
Brenda Gunter, Mayor

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.)