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City of San Angelo, Texas
Regular City Council Meeting
Tuesday, September 3, 2024

Present:

Mayor Brenda Gunter
Pro tem Lucy Gonzales, SMD 4
Council Member Tommy Hiebert, SMD 1
Council Member Tom Thompson, SMD 2
Council Member Harry Thomas, SMD 3
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 8:31 a.m. on Tuesday, September 3, 2024 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 Chaplain Gary Jenkins, and pledges were led by San Angelo Police Department Chaplain Marcella Jenkins.

3. Proclamations/Recognitions

September 8-14, 2024 was proclaimed as National Assisted Living Week.

4. Public Comment

Keep San Angelo Beautiful Manager Charlotte Anderson announced the Tires-2-Go event scheduled for September 7, 2024, and presented Council Member Harry Thomas with the Texas Alliance for Recycling Region Super Star Award.

Citizen Jon Mark Hogg (SMD 5) requested Council consider an amendment to the abortion ordinance.

Ballet San Angelo Development Director Susan Kinney requested an increase in HOT funding.

5. Consent Agenda

a. Approval of the August 19, 2024, City Council regular meeting minutes (Heather Stastny)

b. Approval of granting a Utility Easement to AEP Texas for a new span of underground primary lines to be installed at Howard College and authorizing the City Manager to negotiate and execute all related documents (Sarah Tackett-Torres)

c. Approval of a utility access easement between AEP and the San Angelo Regional Airport, finding a public purpose in granting such easement, and authorizing the City Manager to negotiate and execute all related documents (Jeremy Valgardson)

d. Approval of a sole source contract with Avolve in the amount of $65,400 for integration of plan review software and authorizing the City Manager to negotiate and execute all related documents (Aaron Vannoy)

e. Approval of a pump repair purchase with Xylem Water Solutions USA, Inc. in the amount of $66,589.65 and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

Docusign Envelope ID: 9FB346EC-8D52-4343-9292-40B34458EE2C

f. Approval of a DIR-TSO-3763 purchase with Weaver Technologies in the amount of $101,549.18 and authorizing the City Manager to negotiate and execute all related documents (Bucky Hasty)

g. Award of Buyboard Contract #703-23 for traffic signal detection cameras to Cubic ITS Inc. in the amount of $50,125 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

h. Approval of Task Order #2 with Kimley Horn under RFQ PW-01-23 for professional services for the design of Johnson St. roadway and utility improvements totaling $1,324,700 and authorizing the City Manager to negotiate and execute all related documents (Patrick Frerich)

i. Approval of TIPS Contract #221001 for the purchase of one haul truck from Lonestar Truck Group, in the amount of $169,944 and authorizing the City Manager to negotiate and execute all related documents (Ryan Kramer)

j. Award of H-GAC contract FLO3-021 for the purchase a fire station diesel exhaust extraction system to MagnaGrip in the amount of $137,822 and authorizing the City Manager to negotiate and execute all related documents (Patrick Brody)

k. Adoption of an ordinance amending Appendix A, Article A8.000, Subsection A8.002 Monthly Water and Water Reclamation Rates (Patrick Frerich) **(Pg. 320, 2024-067)**

l. Adoption of an ordinance amending Appendix A, Article A8.000, Subsection A8.019 Landfill Charges (Patrick Frerich) **(Pg. 327, 2024-068)**

m. Adoption of an ordinance amending Appendix A, Article A8.000, Subsection A8.021 Municipal Drainage Utility System Fees (Patrick Frerich) **(Pg. 330, 2024-069)**

n. Adoption of an ordinance amending PD02-01, a request to allow structures to be built within 50-ft. of Ben Ficklin Ave., located at 1326 The Crossing Ave., with a base zoning of Office Warehouse (Aaron Vannoy) **(Pg. 332, 2024-070)**

o. Adoption of an ordinance for PD24-04 Shriner's Point, a request to rezone a property on the 1000 block of E. 40th St. from Single-Family Residential to a Planned Development with a base zoning of Single-Family Residential (Aaron Vannoy) **(Pg. 337, 2024-071)**

p. Adoption of an ordinance for Z24-05, a request to rezone from Low Rise Multi-Family Residential to General Commercial located at 5129 W. Houston Harte Expy. (Aaron Vannoy) **(Pg. 341, 2024-072)**

q. Adoption of an ordinance for Z24-06, a request to zone an unzoned tract to Single-Family Residential in conjunction with a prior approved annexation, located in Bentwood Country Club Estates, a 22.096 acre tract located east of Riviera Ln. and Clubhouse Ln. (Aaron Vannoy) **(Pg. 344, 2024-073)**

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

6. Regular Agenda

a. Award of WU-04-24 Glenna, Edmund, 29th Utility Improvements to Darnell Construction, LLC. in the amount of $9,071,467, including a project contingency, utilizing $6,620,628 from the Water Capital Fund balance and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

Docusign Envelope ID: 9FB346EC-8D52-4343-9292-40B34458EE2C

Motion: Council Thompson 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.

b. Consider a resolution for a variance to Chapter 5, Alcoholic Beverages Regulations, Section 5.02.033 Prohibited Licenses to allow the sale of alcohol for on-premise consumption at 3029 Sherwood Way, a property within 300-ft. of a public school (Presentation made by Planning and Development Services Director Aaron Vannoy) **(Pg. 347, 2024-074)**

Arnold Gutierrez (SMD 1) requested Council approve the request.

Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to approve the item as presented, finding the request creates an undue hardship and variance does not serve its intended purpose. The motion carried unanimously (7) ayes to (0) nays.

c. Adoption of an ordinance adopting the budget for the fiscal year beginning October 1, 2024, and ending September 30, 2025. This budget will raise more total property taxes than last year's budget by $5,960,706 (11.66%), and of that amount, $671,739 is tax revenue to be raised from new property added to the tax roll (Presentation made by Finance Director Tina Dierschke) **(Pg. 349, 2024-075)**

Motion: Council Member Thompson made a motion, seconded by Council Member Miller, to approve the item as presented. A record vote was taken, and the motion carried unanimously (7) ayes (Council Members Hiebert, Thompson, Thomas, Gonzales, Hesse Smith, Miller and Mayor Gunter) to (0) nays, with no public comment.

d. Second reading and public hearing of 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 2024-2025 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. 360, 2024-076)**

Motion: Council Member Thompson made a motion, seconded by Council Member Miller, for the property tax rate to be increased by the adoption of a tax rate of 0.7544 per $100 valuation which is effectively a 13.34% increase in the tax rate. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

e. First reading and public hearing of an ordinance amending the budget for the fiscal year beginning October 1, 2023, and ending September 30, 2024
1. Short-term Debt
2. Riverstage Phase I
3. Fleet Services Materials
4. Capital Improvement Projects
5. Health Insurance Claims
6. Property & Casualty Claims
(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.

f. First reading and public hearing of an ordinance designating Reinvestment Zone No. 24-2 to be located at the easterly 12.9 acres of land, more or less, out of a 32 acre tract of land, more

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or less, out of Survey 1114, Abstract No. 8036, F. Tankersley, Tom Green County, Texas, and being more particularly described as Parcel 2 in that certain Warranty Deed dated June 1, 2007, of record at Instrument No. 633054, Official Public Records, Tom Green County, Texas, for the purpose of providing an ad valorem commercial-industrial tax abatement (Presentation made by Economic Development Interim Director Michael Dane)

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.

g. First reading and public hearing of an ordinance amending Chapter 11 "Utilities", Article 11.05 "Water Conservation and Drought Contingency Plan" of the City of San Angelo Code of Ordinances (Presentation made by Public Works Executive Director Shane Kelton and City Attorney Theresa James)

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.

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 605 Rio Concho Dr.

8. Follow Up and Administrative Issues

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

No action taken on this item.

b. Announcements and consideration of Future Agenda Items

Council Member Thompson requested an update from staff on the needs and acquisition of fleet vehicles.

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, with no public comment.

There being no further business, the meeting adjourned at 9:54 a.m.

THE CITY OF SAN ANGELO, TEXAS:

Signed by:
Brenda Gunter
Brenda Gunter, Mayor

ATTEST:

DocuSigned by:
Heather Stastny
Heather Stastny, 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 of 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.)