

City of San Angelo, Texas  
Regular City Council Meeting  
Monday, August 19, 2024

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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 8:30 a.m. on Monday, August 19, 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 Chief Chaplain Marcella Jenkins, and pledges were led by San Angelo Police Department Chaplain Gary Jenkins.

**3. Proclamations/Recognitions**

August 20, 2024 was proclaimed as the 60<sup>th</sup> Anniversary of the Economic Opportunity Act.

**4. Public Comment**

Citizen Jamal Schumpert (SMD 4) spoke about Economic Development and zoning regulations.

**5. Consent Agenda**

- a. Approval of the August 8, 2024, City Council regular meeting minutes (Heather Stastny)
- b. Approval of a second amendment to the Commercial Lease Agreement with Sports Next Level, LLC providing for a 40-year lease term, which will allow the Tenant to obtain financing and continue development of the Sports Complex located at 2838 College Hills Blvd. (Sarah Tackett-Torres, Shane Kelton)
- c. Award of RE-03-24 City Farm Lease for +/-215.874 acres north of the landfill to Plantation Farms Inc. in the amount of \$25,000 per year (Sarah Tackett-Torres, Jeremy Miller)
- d. Approval of a contract with Civic Plus, LLC in the amount of \$73,206 for the redesign of the City's website and a 3-year contract for hosting and support, and authorizing the City Manager to negotiate and execute all related documents (Brian Groves)
- e. Approval of a renewal agreement through BuyBoard Contract 648-21 with Axon Enterprise, Inc. in the amount of \$3,743,745.83 for BWC4, Fleet 3, Evidence storage, user licenses, ALPR, and Auto-transcribe features, and authorizing the City Manager to negotiate and execute all related documents (Travis Griffith)
- f. Approval of Task Order #6 with Freese and Nichols, Inc. under RFQ PW-01-23 for professional services for the design of Concho Riverbank Stabilization Project totaling \$64,226 and authorizing the City Manager to negotiate and execute all related documents (Shane Kelton)

- g. Approval of a month-to-month agreement with Skyline Aviation to lease space in the Airport Terminal in the amount of \$2,850/month and authorizing the City Manager to negotiate and execute all related documents (Jeremy Valgardson)
- h. Adoption of a resolution authorizing a continuation of the Passenger Facility Charge program at the San Angelo Regional Airport and authorizing the Airport Director to submit a new PFC application for collection authority (Jeremy Valgardson) (Pg. 284, 2024-061)
- i. Adoption of an ordinance for the City's participation in the Texas Enterprise Zone Program, pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, providing tax incentives, designating a liaison for communication with interested parties, and nominating Ethicon, Inc. to the Office of the Governor's Economic Development & Tourism through the Economic Development Bank as an Enterprise Project (Michael Dane) (Pg. 285, 2024-062)
- j. Adoption of an ordinance amending Chapter 1 "General Provisions", Article 1.09 "Taxation", Division 3 "Uniform Tax Abatement Policy", Section 1.09.062 "Definitions" and Section 1.09.063 "Abatement Schedule" of the City of San Angelo Code of Ordinances (Michael Dane) (Pg. 288, 2024-063)
- k. Adoption of an ordinance amending Chapter 9, Article 9.05 "Camping on Municipal Facility or Public Property" (Theresa James) (Pg. 294, 2024-064)

*Citizen Jamal Schumpert (SMD 4) asked questions about the location of the pedestrian bridge referenced in item 5f.*

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

*Citizen Sharon Troy (SMD 3) suggested the ordinance not go into effect until a homeless facility opens later this year.*

*Citizen Mike Burnett (SMD 1) spoke about the continued efforts to assist the homeless population.*

Motion: Council Member Miller made a motion, seconded by Council Member Hesse Smith, to approve item 5k. as presented by City Attorney Theresa James. The motion carried unanimously (7) ayes to (0) nays.

## 6. **Regular Agenda**

- a. Direction considering a proposal for 29th St. Youth Sports Practice Area from Basic IDIQ in the amount of \$1,461,000 for construction services (Alfonso Torres)

*Citizen Jamal Schumpert (SMD 4) spoke in support of the improvements at the 29<sup>th</sup> St. park.*

Direction: Council directed staff to move forward with the contract as presented.

- b. Consider and adopt a resolution directing publication of notice of intention to issue combination tax and revenue certificates of obligation to provide funds for street improvement projects; and resolving other matters relating to the subject (Presentation made by Finance Director Tina Dierschke) (Pg. 295, 2024-065)

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

- c. Consider and adopt an ordinance authorizing the issuance and sale of City of San Angelo, Texas Tax Note, Series 2024; levying an annual ad valorem tax and providing for the payment of said note; providing an effective date; and enacting other provisions relating to the subject (Presentation made by Finance Director Tine Dierschke) (Pg. 298, 2024-066)

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.

- d. Discussion and consideration of matters related to the fiscal year 2024-2025 operating budget including:  
1. first reading and public hearing of an ordinance approving and 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; and  
2. conducting a separate vote to ratify the property tax revenue increase reflected in the budget and place the adoption of this tax rate on the agenda for September 3, 2024, a regular meeting of the City Council as an action item (Presentation made by Finance Director Tina Dierschke)

*Citizen Jamal Schumpert (SMD 4) asked about additional staff being added in the planning department.*

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

Action: A record vote was taken to ratify the property tax revenue increase and place the adoption of this tax rate on the September 3, 2024, City Council Meeting agenda. The vote carried unanimously (7) ayes (Council Members Hiebert, Thompson, Thomas, Gonzales, Hesse Smith, Miller, and Mayor Gunter) to (0) nays.

- e. First 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)

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.

- f. First reading and public hearing of an ordinance amending Appendix A, Article A8.000, Subsection A8.002 Monthly Water and Water Reclamation Rates (Presentation made by Operations Director Patrick Frerich)

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.

- g. First reading and public hearing of an ordinance amending Appendix A, Article A8.000, Subsection A8.019 Landfill Charges (Presentation made by Operations Director Patrick Frerich)

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.

- h. First reading and public hearing of an ordinance amending Appendix A, Article A8.000, Subsection A8.021 Municipal Drainage Utility System Fees (Presentation made by Operations Director Patrick Frerich)

*Citizen Jamal Schumpert (SMD 4) asked if services will be increased in relation to increase in fees.*

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.

- i. First reading and public hearing 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 (Presentation made by Planning and Development Services Director Aaron Vannoy)

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.

- j. First reading and public hearing on 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 (Presentation made by Planning and Development Services Director Aaron Vannoy)

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.

- k. First reading and public hearing 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. (Presentation made by Planning and Development Services Director Aaron Vannoy)

*Citizen Ginger Moore (SMD 1) expressed concern about stormwater runoff.*

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.

- l. First reading and public hearing 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. (Presentation made by Planning and Development Services Director Aaron Vannoy)

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.

## **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 +/-11.82 acres located at 742 W. 14th St.
- b. Section 551.072 – Deliberations about real property regarding 72 E. Avenue D

- c. Section 551.071 – Consultation with attorney regarding UCRA agreements

**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~~

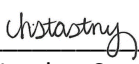
**9. Adjournment**

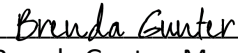
Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to adjourn the meeting. The motion carried unanimously (7) ayes to (0) nays, with no public comment.

There being no further business, the meeting adjourned at 10:48 a.m.

**THE CITY OF SAN ANGELO, TEXAS:**

**ATTEST:**

DocuSigned by:  
  
 Heather Stastny, City Clerk

Signed by:  
  
 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 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.)