

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, April 4, 2017

Present:

Mayor Dwain Morrison
Mayor Pro tem Charlotte Farmer, SMD 6
Council Member Marty Self, SMD 2
Council Member Harry Thomas, SMD 3
Council Member Lucy Gonzales, SMD 4
Council Member Lane Carter, SMD 5

1. Call to Order

With a quorum of the City Council Members present, Mayor Morrison called the regular session of the San Angelo City Council to order at 8:35 a.m. on Tuesday, April 4, 2017, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Prayer and Pledge

An invocation was provided by Tommy Richardson, Senior Pastor of Immanuel Baptist Church; and the pledges were led by kids from the Preschool Program for Children with Disabilities Class (PPCD) at Austin Elementary School.

As part of Mayor Morrison's program to showcase local musician talent Darren Morrison and Alicia Lown performed three songs.

3. Proclamations/Recognitions

The Central High School Speech & Debate team was recognized as state and national qualifiers
April 2-8, 2017 was proclaimed as "Crime Victims' Rights Week"
April 3-9, 2017 was proclaimed as "National Public Health Week"
April 2017 was proclaimed as "Alcohol Awareness Month"
April 2017 was proclaimed as "Autism Awareness Month"
April 2017 was proclaimed as "I Chose Angelo State Month"
April 2017 was proclaimed as "Police Officers and Firefighters Appreciation Month"

4. Public Comment

No public comments were made.

5. Consent Agenda

- a. Approval of the:
 1. March 7, 2017 City Council Regular Meeting minutes;
 2. March 21, 2017 City Council Regular Meeting minutes; and
 3. March 27, 2017 City Council Special Meeting minutes
- b. Approval of authorizing the Fire Department to participate in the 2017 Muscular Dystrophy Association Fill the Boot Campaign
- c. Approval of authorizing the City Manager to renew 57 recreational and agricultural leases with current leaseholders

- d. Approval of authorizing the City Manager to enter into new Recreational Lease agreement with the following tenant:
James; 2763 Red Bluff Road; being approximately 0.45 acres out of G Maurer A-1649 S-0182
- e. Approval of authorizing the sale of the following Lake Nasworthy properties to current residential lot lease holders for the appraised values:
 - 1. 1522 S Concho Dr; Lot 19, Block 1, Group South Concho, Lake Nasworthy Addition; \$83,633
 - 2. 1607 Turtle Dr; Lot 68, Block 5, Section 1, Group Shady Point, Lake Nasworthy Addition; \$27,700
 - 3. 2013 Willow Dr; Lot 5, Block 1, Group 13, Lake Nasworthy Addition; \$103,300
 - 4. 2354 Fishermans Rd; Lot 14, Group 15, Lake Nasworthy Addition; \$85,800
 - 5. 2890 Red Bluff Circle; Lot 38, Group Red Bluff, Lake Nasworthy Addition; \$123,000
 - 6. 3009 Red Bluff Circle; Lot 57, Group Red Bluff, Lake Nasworthy Addition; \$124,000
- f. Approval of adopting a resolution authorizing a tax resale deed (Quitclaim) to be executed by the Mayor on behalf of the city and all taxing units in the Tax Foreclosure Judgment or Tax Warrant to the following property: (Pg. 281, #2017-04-045)
Mineola Addition, Lot 16, Block 3; Riva (\$2,328)
- g. Approval of adopting resolutions authorizing the adoption of Investment Policies for the City of San Angelo and Lake Nasworthy (Pg. 283, #2017-04-046) (Pg. 285, #2017-04-047)
- h. Approval of adopting a resolution authorizing the sale of 604 W. 19th Street, being Lot 2, Block 2, Allendale Addition, City of San Angelo, for the purpose of Urban Redevelopment to Galilee Community Development Corporation, a nonprofit corporation (Pg. 287, #2017-04-048)
- i. Approval of ratifying COSADC's approval and authorization for the Board President to execute a Memorandum of Understanding (MOU) with Angelo State University to enable the assignment of an AmeriCorps VISTA member to perform services to help build the foundational program needed to complete Work Ready Community (WRC) certification
- j. Approval of ratifying COSADC's approval of the Board President to negotiate and execute a Memorandum of Understanding with the City of San Angelo in support of the city's application to the Texas Department of Transportation for Alternatives Set-aside (TA Set-aside) funding for City of San Angelo Chadbourne street pedestrian corridor project ("project"); authorizing the use of sales and use tax funds in an amount not to exceed \$100,000
- k. Approval of adopting a resolution authorizing the Mayor to sign a letter of support to prevent closure of the Eden Detention Facility (Pg. 289, #2017-04-049)
- l. Second reading and approval of adopting an ordinance amending the 2016-2017 budget for capital projects and incomplete projects (Pg. 297, #2017-04-050)

Motion: Council Member Thomas made a motion, seconded by Council Member Self, to approve the consent agenda with the exception of item 5k. The motion carried unanimously (6) ayes to (0) nays.

Motion: Council Member Carter made a motion, seconded by Council Member Farmer, to approve item 5k, adopting the resolution, as presented. The motion carried unanimously (6) ayes to (0) nays.

6. Regular Agenda

- a. Public hearing and first reading of an ordinance regarding the voluntary annexation of 17.192 acres generally located south of U.S. Highway 67 and west of Southland Boulevard at the end of Willeke Drive and Pinon Ridge Drive - (Presentation was made by Planning & Development Services Director Jon James)

Motion: Council Member Farmer made a motion, seconded by Council Member Carter, to approve item 6a, as presented. The motion carried unanimously (6) ayes to (0) nays.

- b. Approval of application and agreement to upgrade Nixle Alerting System to use in place of the warning sirens and authorizing the City Manager to execute any related documents -
(Presentation was made by Fire Chief Brian Dunn)

Motion: Council Member Thomas made a motion, seconded by Council Member Self, to approve the application, agreement and to discontinue the use of the warning sirens. The motion carried unanimously (6) ayes to (0) nays.

- c. Discussion regarding late fee charges associated with the municipal statement - (Item requested by Council Member Gonzales and presentation was made by Water Utilities Director Bill Riley)

Multiple citizens made public comments in support of changing the late fee processes.

No action was taken on this item.

- d. Approval of second reading and adoption of an ordinance amending Appendix A, "Fee Schedule", Article A2.000 "Building and Construction Related Fees", Section A2.001 "General Provisions", restating subpart (c) building valuations and repealing subpart (d) inspections and permits in the ETJ; amending Section A2.002 "Building Permit Fees", restating subpart (f) expedited plan review fees, and adding subpart (g) intermodal container placement fees; amending Section A2.004 "Miscellaneous Permit Fees" by restating subpart (d) "thirty day partial or temporary occupancy permit; amending Section A2.009 "Sign Permit Fees" by adding subpart (e) "public event banner fee"; amending Section A2.010 "General Fees" by adding subpart (g) fee for appeals from building official to the board of adjustment and appeals; amending section a2.012 "permit extensions" by restating said section to provide for permit renewals; repealing Section A2.013 "Licensing" (electrical) – (Presentation was made by Budget Manager Morgan Chegwidden) (Pg. 299, #2017-04-051)

Motion: Council Member Thomas made a motion, seconded by Council Member Farmer, to adopt the ordinance, as presented. The motion carried (5) ayes to (1) nays, with Council Member Carter casting the dissenting vote.

- e. First public hearing and consideration of an ordinance amending Appendix A "Fee Schedule", Article A6.000, "Parks Use Fees"; by renaming said Article "Parks and Recreation Fees"; adding Section A6.005 "Park Facility and Activity Fees" - (Presentation was made by Budget Manager Morgan Chegwidden)

Motion: Council Member Thomas made a motion, seconded by Council Member Farmer, to approve the ordinance, as presented. The motion carried unanimously (6) ayes to (0) nays.

- f. First public hearing and introduction of an ordinance amending the 2016-2017 budget for capital projects – (Presentation was made by Budget Manager Morgan Chegwidden)

Motion: Council Member Thomas made a motion, seconded by Council Member Self, to approve the ordinance, as presented. The motion carried unanimously (6) 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:

- a. Section 551.071(1)(A) consult with attorney when the governmental body seeks the advice of its attorney about pending or contemplated litigation regarding:
 1. ~~2013 Sealcoating Program Contract~~
 2. ~~Templeton Construction, Inc.~~
 3. Alsay, Inc.
 4. City of San Angelo v. Spillman Technologies, Inc.
- b. Section 551.071(2) consult with attorney when the governmental body seeks the advice of its attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter, regarding the Ford Ranch and Hickory water.
- c. Section 551.072 Deliberations about Real Property regarding 1146 City Farm Road
- d. Section 551.071(2) consult with attorney when the governmental body seeks the advice of its attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter, regarding a leasehold at 1146 City Farm Road

8. Follow Up and Administrative Issues

- a. Action on items discussed in Executive Session

Motion: Council Member Self made a motion, seconded by Council Member Thomas, to continue utilizing Lloyd Gosselink Attorneys at Law for Hickory related water issues. The motion carried unanimously (6) ayes to (0) nays.

- b. Consider approving various Board nominations:
Construction Board AA: Kevin Bond (SMD3) to a 1st full term ending February 2019; Rodney Mayberry (SMD4) to a 1st full term ending February 2019; Brooks Wehner (SMD5) to a first full term ending February 2019; and Rick Hanby (Mayor) to a 1st full term ending February 2019
COSADC: David Cummings (SMD5) to a 1st full term ending February 2019

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve the nominations, as presented. The motion carried unanimously (6) ayes to (0) nays.

- c. Announcements and consideration of Future Agenda Items

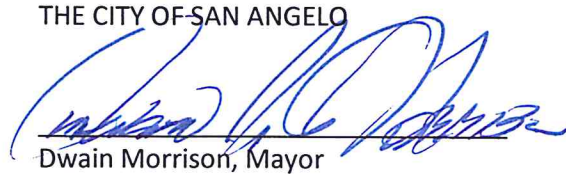
Council Member Carter invited everyone to attend the town hall that evening.

9. Adjournment

Motion: Council Member Self made a motion, seconded by Council Member Thomas, to adjourn the meeting. The motion carried unanimously six (6) ayes to zero (0) nays.

There being no further business, the meeting was adjourned at 12:23 p.m.

THE CITY OF SAN ANGELO


Dwain Morrison, Mayor

ATTEST:


Bryan Kendrick, 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.)