



City Council Agenda 07/18/2017

Notice is hereby given of a regular meeting of the City Council of City of San Angelo to be held on July 18, 2017 at 8:30 AM at the McNease Convention Center – South Meeting Room, 501 Rio Concho Drive, San Angelo, Texas, for the purpose of considering the following agenda items.

1. Call to Order

2. Prayer and Pledge

3. Proclamations/Recognitions

- a. Recognition of the San Angelo Fire Department for receiving the 2017 EMS Recognition Award (Silver Level) from the American Heart Association

4. Public Comment

Issues or items that are not on the agenda may be raised by the public at this time. Citizens should speak from the podium, begin by stating their name and limit remarks to less than three minutes. Council members may request that a discussed item be placed on a future agenda. The Council takes public comment on all Regular Agenda items during the discussion of those items.

5. Consent Agenda (Old Business)

- a. Consider approving the June 20, 2017 City Council regular and June 22, 2017 special meeting minutes (B.Kendrick)
- b. Consider authorizing the sale of the following Lake Nasworthy property to the current residential lot lease holder for the appraised value (C. Preas):
 - 1. 2177 Gun Club Rd, Lake Nasworthy Addition; \$71,031
 - 2. 2650 Kings Rd; Lake Nasworthy Addition; \$122,143
 - 3. 6429 Lincoln Park; Lake Nasworthy Addition; \$28,700
- c. Consider a resolution authorizing the mayor, as trustee for the taxing units, to grant the City of San Angelo an easement to construct, install and maintain a utility easement (sanitary sewer) and right-of-way across a portion of Lot 10, Block 9, Mrs. J. E. Douglas Addition (C.Preas)
- d. Consider approval to pay Midwest Employers Casualty Company for \$89,958 renewal premium for Excess Workers Compensation insurance for policy year 2017-2018. This Premium is budgeted for in current fiscal year (C.Hagen)
- e. Consider extending the award of WU-01-16 Water Reclamation Facility Liquid Ferrous Chloride to OFS, Inc. in the amount of \$69,552 annually for the two one-year term extensions, budgeted for purchase in FY2017 and FY2018 and authorizing the City Manager or designee to execute any related documents (A. Strube)

- f. Consider a resolution approving an emergency purchase pursuant to Texas Local Government Code Section 252.022(a)(2) and awarding RFB#OP-03-17 to Austin Wood Recycling (Austin, Tx) in the amount of \$113,800 for grinding and chipping of storm-related debris, and authorizing the City Manager or designee to execute any related documents (P.Frerich)
- g. Consider awarding SB-03-17 Emulsion Oil to Pavement Restoration, Inc. in the amount of \$212,500, budgeted annually, for the purchase of emulsion oil, and authorizing the City Manager or designee to execute any related documents (P. Hathaway)
- h. Consider authorizing the City Manger to negotiate and execute a Second Amendment to the lease agreement with El Camino Girl Scouts Council, now by merger Girl Scouts of Central Texas Inc., extending lease term and proving for approval of Lessee capital improvements. (C.White)
- i. Consider approving an agreement with ATMOS Energy in the amount of \$19,708.23 for the execution of a low income weatherization program for San Angelo citizens who are ATMOS customers and authorizing the City Manager or his designee to execute related documents (B.Salas)
- j. Consider approving a Lease Agreement with First United Methodist Church in the amount of \$500 monthly for rent of space to host WIC satellite clinic services and authorizing City Manager to negotiate and execute all related documents (B.Salas)
- k. Consider a resolution authorizing City Manager to execute a Cancellation of Lease and Release Agreement with Lois Smith, d/b/a Town Room/Smith Real Estate, Ballinger, Texas, terminating lease of space for WIC Program (B.Salas)
- l. Consider a resolution accepting the appointment of and enter into contract with Dr. James Vretis as the Local Health Authority to be compensated in the amount of \$24,000 per year (S. Villarreal)
- m. Consider a resolution approving an easement release of a 20-foot wide by 126.04-foot long water easement within the Third Replat in Tract 1, Section 29, Block 46, The Bluffs Addition, generally located approximately 740 feet northeast of FM 2288 and Houston Harte Expressway Frontage Road, on 0.057 acres (J. James)
- n. Second reading of an ordinance approving a request for the vacation and abandonment of an approximate 0.416-acre (18,107 s.f.) segment of the North Harrison Street public street right-of-way, generally located between Woodlawn Drive and Forest Park Avenue (J. James)
- o. Second reading of an ordinance for Case Z17-05, approving a request for a rezoning from the Single-Family Residential (RS-1) Zoning District to the Office Commercial (CO) Zoning District, located at 1920 South Johnson Street, on 0.431 acres (J. James)
- p. Second reading of an ordinance for Case Z17-04, approving a request for a rezoning from the Single-Family Residence (RS-1) Zoning District to Manufactured Housing Subdivision (MHS), located at 2101 Marx Street, on 0.344 acres (J. James)
- q. Second reading and adoption of an ordinance amending Chapter 11.02.043 raw water permit and Appendix A, Article A8.000 untreated water rates and raw water permit fee - (B. Riley)

6. Special Agenda

- a. Consider a resolution canvassing returns and declaring the results of the Runoff Election held on the July 8, 2017 - (Presentation by Mayor Gunter and City Clerk Bryan Kendrick)
- b. Administration of the Oath of Office and presentation of Certificate of Election - (Administered by City Clerk Bryan Kendrick and presentation by Mayor Gunter)
- c. Introduction of Special Guests

7. Note: A reception will immediately follow the Special Agenda. The Regular Agenda with the newly seated Council Member will begin approximately 30 minutes after the recess for the reception.

8. Regular Agenda

- a. Consider appointment of Mayor Pro-Tempore - (City Clerk Bryan Kendrick)
- b. Public hearing, discussion and deliberation on requested projects to be considered for funding with grant year 2017 Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) grant funds from the U.S. Department of Housing and Urban Development (Presentation by Neighborhood & Family Services Director Bob Salas)
- c. Consider a resolution approving an emergency contract in regards to installation and construction of the signalized intersection at Main Street and Pulliam Street (FM 380)/3rd Street pursuant to Texas Local Government Code §252.022(a)(2) and associated project costs; and authorizing the City Manager to execute related documents - (Presentation by Traffic Operations Superintendent, Ryan Ward)
- d. Discussion regarding late fee charges associated with the municipal statement - (Requested by City Council; Presentation by Water Utilities Director Bill Riley)
- e. Consider approving TIRZ incentive requests for seven South-TIRZ private projects totaling \$112,920.62 and one South-TIRZ public project that totals \$37,000 that were approved by the TIRZ Board on 5/23/17 and also Consider approving TIRZ incentive requests for two North-TIRZ private projects totaling \$124,150 and one South-TIRZ private project that totals \$38,030 that were approved by the TIRZ Board 6/27/17 - (Presentation by Planning & Development Services Director Jon James)
- f. Consider approving amendments to the TIRZ-North and TIRZ-South Incentives Policies - (Presentation by Planning & Development Services Director Jon James)

g. First reading and public hearing of ordinances approving:

1. An amendment to the Comprehensive Plan, changing certain lands from the "Neighborhood Center" to the "Neighborhood" Future Land Use Category, located at 6101-6118 Katie Lane, 3401-3437 School House Drive, and 3440 Twin Mountain Drive, on approximately 7.68 acres, and an amendment to the Comprehensive Plan, changing certain lands from the "Neighborhood" to the "Neighborhood Center" Future Land Use Category, generally located at the intersection of Twin Mountain Drive and Alamito Drive, on approximately 2.96 acres

2. A rezoning from the Neighborhood Commercial (CN) Zoning District to the Single-Family Residential (RS-1) Zoning District, on properties located at 3440 Twin Mountain Drive, on approximately 3.24 acres - (Presentation by Planning & Development Services Director Jon James)

h. First reading and public hearing of ordinances approving:

1. An amendment to the City's Comprehensive Plan, changing certain lands from the "Neighborhood Center" to the "Commercial" Future Land Use Category, generally located northwest of the intersection of Glenna Street and Mercedes Street, on approximately 5.87 acres

2. A rezoning from the Neighborhood Commercial (CN), the Office/Warehouse (OW), the General Commercial/Heavy Commercial (CG/CH), and the General Commercial (CG) Zoning Districts to the Heavy Commercial (CH) Zoning District, on properties generally located at northwest of the intersection of Glenna Street and Mercedes Street, on approximately 5.87 acres - (Presentation by Planning & Development Services Director Jon James)

i. First reading and public hearing of ordinances approving:

1. an amendment to the City's Comprehensive Plan, changing certain lands from the "Neighborhood" to the "Commercial" Future Land Use Category, generally located approximately 1,200 feet northeast of the intersection of South Bryant Boulevard and Cox Lane, on 3.311 acres

2. a rezoning from the General Commercial (CG) and Low Rise Multifamily Residential (RM-1) Zoning Districts to a Planned Development (PD) Zoning District to allow for a Plant Nursery with Retail Sales; Lawn and Landscaping Care and Maintenance; and accessory uses; generally located approximately 400 feet northeast of the intersection of South Bryant Boulevard and Cox Lane, on 6.774 acres - (Presentation by Planning & Development Services Director Jon James)

j. Cases Z17-08-A and Z17-08-B: Brewer / City of San Angelo

First reading and public hearing of an ordinance for a rezoning from the Light Manufacturing (ML) Zoning District to the Single-Family Residential (RS-1) Zoning District, generally located at the northwest corner of Baker Street and Rust Street, on approximately 5.08 acres - (Presentation by Planning & Development Services Director Jon James)

- k. First reading and public hearing for Case Z17-06, an ordinance approving a rezoning from the Neighborhood Commercial (CN) Zoning District to the Single-Family Residential (RS-1), generally located at the northeast corner of South Irving Street and West Avenue R, on 0.172 acres - (Presentation by Planning & Development Services Director Jon James)
- l. First reading and public hearing for Case SU17-03, an ordinance approving a Special Use to allow for an Auto and Boat Dealer as defined in Section 315.B. of the Zoning Ordinance, in the Neighborhood Commercial (CN) Zoning District, generally located east of South Bryant Boulevard, between West Avenue Y and West Avenue Z, on 0.757 acres - (Presentation by Planning & Development Services Director Jon James)
- m. First reading and public hearing for an ordinance amending the Planned Development (PD12-03) Zoning District to modify Section 6A to allow for building façade consistency amongst similar building types and eliminate Section 7G thereby allowing metal buildings anywhere within the site, on property located at 3501 North US Highway 67, encompassing the area known as the Howard College, on approximately 34.707 acres - (Presentation by Planning & Development Services Director Jon James)
- n. Consider awarding RFCSP ES-08-17, 2017 Annual Sealcoat Project, to Ronald R. Wagner & Co., LP and authorizing the City Manager to negotiate and execute an agreement therefore in a sum not to exceed \$2,440,000.00. - (Presentation by City Engineer Russell Pehl)
- o. Consider authorizing City staff to negotiate a public right of way agreement with a telecommunications company, Mobilitie. (Presentation by City Engineer Russell Pehl)
- p. Update on Sales Tax revenue performance - (Presentation by Finance Director Tina Dierschke)
- q. Consider an appointment of a Council Member to Represent the City of San Angelo on the Ports-to-Plains Advisory Board - (City Clerk Bryan Kendrick)
- r. Consider appointing Council Member representation on following Boards and Committees:
 - 1) Audit Committee;
 - 2) CVCOG Executive Committee;
 - 3) CVCOG General Assembly;
 - 4) CVCOG Transit Board; and
 - 5) Investment Oversight Committee - (Presentation by City Clerk Bryan Kendrick)

9. 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. v. City of San Angelo, Texas Carollo Engineers, Inc.
 - 4. City of San Angelo v. Spillman Technologies, Inc.
- b. Section 551.071(2) consultation with attorney regarding the expansion of the Hickory Well field
- c. Section 551.072 Deliberations about Real Property regarding:
 - 1. 703 S. Chadbourne
 - 2. Lake Nasworthy residential lot leases

10. Follow Up and Administrative Issues

- a. Consider items discussed in Executive Session, if needed
- b. Consider approval of the withdrawal of a resignation and reinstatement of the Jenie Wilson (SMD2) to the Animal Services Advisory Committee
- c. Consider approving the following Board nominations:
 - Animal Services Advisory Committee:** Timothy Davenport-Herbst(SMD1) to an unexpired term ending January 2018; Ryan Smith(SMD4) to a first full term ending January 2019
 - COSADC:** Bill Dendle(SMD2) to a 1st full term ending February 2019
 - Fort Concho Museum Board:** Kathy Keane(SMD6) to a 1st full term ending January 2020
 - Public Arts Commission:** Suzanna Aguirre (SMD3) to a 1st full term ending April 2020
 - TIRZ:** Jim Cummings (Mayor) to an unexpired term ending July 2019
- d. Consider appointing a chair of the Tax Increment Reinvestment Zone Board (TIRZ)
- e. Discuss possible cancellation or rescheduling of the August 1, 2017 meeting due to the West Texas Legislative Summit (July 31-August 1, 2017)
- f. Announcements and consideration of Future Agenda Items

11. Adjournment

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of San Angelo, Texas, on the 13th day of July 2017, at 4:00 p.m.

Bryan Kendrick, City Clerk

All agenda items are subject to action. All contracts/agreements may be subject to further negotiation prior to execution. The City Council reserves the right to consider business out of posted order and/or meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

In compliance with the Americans with Disabilities Act, the City of San Angelo will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please contact the City Clerk's Office at 325-657-4405.

City Council meetings are broadcast on Channel 17-Government Access at 10:30 A.M. and 7:00 P.M. every day for two weeks beginning on the Thursday after each meeting.