



City Council Agenda 08/01/2017

Supplemental Notice is hereby given in accordance with sections 551.0411(b) "Meeting Notice Requirements in Certain Circumstances" and 551.045 "Exception to General Rule" of the Government Code due to Weather Damage to the original posted location (McNease Convention Center – South Meeting Room, 501 Rio Concho Drive). Therefore, a regular meeting of the City Council of City of San Angelo is to be held on August 1, 2017 at 5:30 PM at the East Mezzanine, 72 West College Avenue, San Angelo, Texas, for the purpose of considering the following agenda items.

- 1. Call to Order**
- 2. Prayer and Pledge**
- 3. 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.

4. Consent Agenda

- a. Consider approving the July 18, 2017 City Council regular and July 27, 2017 special meeting minutes (B.Kendrick)
- b. Consider authorizing the City Manager to enter into new five (5) year Recreational Agricultural Lease agreement with David Jenkins for 29.7 acres of land (C. Preas)
- c. Consider approving a resolution accepting a warranty deed from the United States Department of the Interior, Bureau of Reclamation, conveying to the City of San Angelo a 4.423 acre tract, commonly known as Tom Flowers Law Enforcement Training Center, for use by the San Angelo Police Department (C.Preas)
- d. Consider authorizing the City Manager to execute a sanitary control easement as required by Texas Commission on Environmental Quality, said easement will encumber a 150 foot radius around each of the 22 water well sites on City-owned property commonly known as Ford Ranch (C.Preas)
- e. Consider ratifying Grant Application prepared by H2O Partners, Inc., and approved by the City Manager, for participation in FEMA's Hazard Mitigation Grant Program, and consider approving Professional Services Agreement with H2O Partners, Inc. (HGAC contract number HP07-16), for

development of a FEMA approved All Hazard Mitigation Action Plan. The Grant application cost is \$500.00 and the Hazard Mitigation Action Plan development cost is \$64,500.00 with 75% of that being reimbursable by FEMA. (S. Mild)

- f. Consider adopting a resolution designating Morgan Chegwidden as the Local Rabies Control Authority in accordance with Sec. 826.017 of the State Health and Safety Code, Chapter 826 (B.Salas)
- g. Consider approving a purchase with Ener-Tel Services, Inc. utilizing pricing in awarded bid CFM-07-15 under Buyboard contract #493-15 in an amount of \$55,012, budgeted in FY17, for the purchase and installation of a security system for the Public Works Facility, and authorizing the City Manager or designee to execute any related documents (A. Strube)
- h. Consider ratifying COSADC's Board approval of up to \$190,000 in economic development incentives and authorization of the COSADC Board President to negotiate and execute an Economic Development Performance Agreement for Netco Energy Products, Inc (R. Pena)
- i. Second reading 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 - (J. James)
- j. Second reading 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 - (J. James)
- k. Second reading 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 - (J. James)

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

Second reading 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 - (J. James)

m. Second reading of an ordinance for 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 - (J. James)

n. Second reading of 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 - (J. James)

o. Second reading 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 - (J. James)

5. Regular Agenda

a. Consider public hearing of resolution approving the 2017 Annual Action Plan for use of CDBG and HOME grant funds and authorizing City Manager to execute the applications, required certifications, related documents and annual funding agreement for the allocation of \$688,898 of CDBG and \$249,197 HOME grant funds and \$56,000 in program income - (Neighborhood Services Director Bob Salas)

b. An appeal of a denial by the Planning Commission of a Conditional Use to allow for an Animal Kennel and Dog Boarding Facility in the General Commercial/Heavy Commercial (CG/CH) Zoning District on a 0.70-acre property located at 3930 Sunset Drive - (Presentation by Planning & Development Services Director Jon James)

c. Consider first public hearing of an ordinance deleting Chapter 10, Article 10.03, Division 6 "Use of Wireless Communication Devices" from the City of San Angelo Code of Ordinances - (Presentation by City Attorney Theresa James)

d. First public hearing and consider an ordinance amending Appendix A, "Fee Schedule", Article A2.000 "Building and Construction Related Fees", Section A2.002 "Building Permit Fees", amending subpart (c) review fee; amending Section A2.005 "Electrical Permit Fees", restating

subpart (a), renaming fees as “building permit fees”; amending Section A2.006 “Plumbing and fuel/gas permit fees”, restating subpart (a), renaming fees as “building permit fees”; amending Section A2.007 “Mechanical Permit Fees”, restating subpart (a), renaming fees as “building permit fees”; and amending Section A2.014 “Registration”, restating subpart (1) contractor annual fee - (Presentation by Building Official Al Torres)

- e. Consider approving a contract for RFQ WU-03-17 Professional Services Water Supply Engineering Feasibility Study with Alan Plummer Associates, Inc. in an amount not to exceed \$547,000 and authorizing the City Manager to negotiate and execute all related documents - (Presentation by Water Utilities Director Bill Riley)

6. 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 Lot 9-A, Block 2, Section 9-A, Red Arroyo Hills Addition
- b. 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.

7. Follow Up and Administrative Issues

- a. Consider items discussed in Executive Session, if needed
- b. Announcements and consideration of Future Agenda Items

8. Adjournment

CERTIFICATION

I hereby certify that the original notice of meeting was posted in good faith on the 27th day of July 2017, at 8:00 p.m. The above supplemental notice of meeting was posted on the bulletin board at the City Hall of the City of San Angelo, Texas, on the 31st day of July 2017, at 2:00 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.