

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, February 20, 2018

Present:

Mayor Brenda Gunter
Mayor Pro tem Lane Carter, SMD 5
Council Member Tommy Hiebert, SMD 1
Council Member Tom Thompson, SMD 2
Council Member Harry Thomas, SMD 3
Council Member Lucy Gonzales, SMD 4
Council Member Billie F. DeWitt, 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 8:32 a.m. on Tuesday, February 20, 2018, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Prayer and Pledge

An invocation was provided by Assistant Water Utilities Director Lance Overstreet; and the pledges were led by Keith Manship, son of Nathan Manship in the IT Department.

3. Proclamations/Recognitions

A proclamation was made recognizing the contributions the late Reverend Floyd Crider made to the community

The Central High School cheerleaders were recognized for earning first- and second-place finishes at the National Cheerleaders Association National Championships

Feb. 18, 2018 was proclaimed as Benevolent and Protective Order of Elks Day in San Angelo in recognition of the organization's 150 anniversary and its many good works in the community

Mayor Brenda Gunter received the Air Force Community Partnership "Excellence in Program Leadership" Plaque on behalf of the City of San Angelo

4. Public Comment

Citizen Steve Hampton expressed a desire to hear more information on consent agenda item 5F.

5. Consent Agenda

- a. Approval of the February 6, 2018 City Council regular meeting minutes
- b. Authorization the City Manager or his designee to negotiate and execute a nonexclusive easement for access with Oscar H. Martinez and Douglas H. Martinez, over a city-owned 40' fenced lane located in McCulloch County, for purposes of permitting a right of way for pedestrian and vehicular access to and from CR 126 or CR 124
- c. Adoption of a resolution authorizing the City Manager to negotiate and execute a consent to assignment of the Lake Nasworthy Cruise Boat Concession and Lease Agreement to Water DAWGS Home & Boat, LLC (Pg.45, 2018-016)

- d. Approval of an agreement with West Texas Rehabilitation Center, West Texas RSVP, for lease of office space at Station 618 and authorization for the Mayor or City Manager to execute said agreement
- e. Approval of a professional services agreement for veterinary services with Concho Valley PAWS in the amount of \$50.00 per pet and authorization for the City Manager to execute all related documents
- f. Ratification of a COSADC resolution authorizing the use of sales and use tax funds in a sum not to exceed \$75,000 for professional services required to develop design specifications and related construction documents for future improvements to the Sunken Garden Park
- g. Approval of a rental agreement with Southwest Motorcycle Training for a portion of the Foster Communications Coliseum parking lot
- h. Approval of second reading and adoption of an ordinance naming a new street "Sherwood Way Service Road," constructed by the Texas Department of Transportation and dedicated by transfer of right-of-way to the City of San Angelo, located west of the 5500 block of Sherwood Way in West San Angelo (Pg.46, 2018-017)

Motion: Council Member DeWitt made a motion, seconded by Council Member Thomas, to approve the consent agenda, with the exception of items 5e, and 5f. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Thompson made a motion, seconded by Council Member Thomas, to approve item 5e, as presented. The motion carried (6) ayes to (1) nay, with Council Member Carter casting the dissenting vote.

Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to approve item 5f. The motion carried unanimously (7) ayes to (0) nays.

6. **Regular Agenda**

- a. Presentation of report from the Convention & Visitors Bureau (CVB) - (Presentation made by CVB Director Diann Bayes)

No action was taken on this item.

- b. Discuss funding and consider awarding RFB ES-02-18 (Bell Street Improvement Project) to Reece Albert Inc. in the amount of \$19,800,532 for asphalt paving or \$22,255,977 for concrete pavement, budgeted in FY18, and authorizing the City Manager to execute all related documents - (Presentation made by City Engineer Russell Pehl)

Several citizens expressed concerns related to Bell Street and the overall expense.

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to award the bid for concrete pavement, as presented. The motion carried unanimously (7) ayes to (0) nays.

- c. Consider approving a task order under RFQ ES-04-15 to Enprotec Hibbs and Todd, Inc. in the amount of \$1,120,000 for design of College Hills from Loop 306 to Ave N CIP project and authorizing the City Manager to execute all related documents - (Presentation made by City Engineer Russell Pehl)

SKG Engineering representative Russell Gully expressed concern.

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the task order in an amount not to exceed \$1,120,000. The motion carried (6) ayes to (1) nays, with Council Member Carter casting the dissenting vote.

- d. Consider resolutions of general support for construction of affordable housing projects as part of the 2018 annual Low Income Housing Tax Credit (LIHTC) program for:
1. Glen Park by VCZ Development, LLC (**Pg.47, 2018-018**)
 2. ~~Meadow Falls by VCZ Development, LLC~~
 3. ~~Balcones Flats by Herman & Kittle Properties, Inc.~~
 4. The Trails by Generation Housing Development (**Pg.48, 2018-019**)
 5. Cherry Trails by Four Corners Development, LLC
 6. Twohig Plaza by Four Corners Development, LLC - (Presentation made by Neighborhood & Family Services Director Bob Salas)

Several citizens expressed concerns related to the traffic and storm water runoff that might occur related to these developments.

Motion: Council Member Gonzales made a motion, seconded by Council Member DeWitt, to adopt resolutions for items 6d1 (Glen Park) and 6d4 (The Trails), as presented. The motion carried unanimously (7) ayes to (0) nays.

- e. Consider an appeal of the Planning Commission's January 22, 2018, approval of a Conditional Use Amendment to eliminate condition of approval #3 which restricted the hours of operation for alcoholic beverage sales for on-premise consumption on a 1.46-acre property located at 2402-2428 Vanderventer Avenue - (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to deny the appeal and approve the amendment, as presented. The motion carried unanimously (7) ayes to (0) nays.

- f. Public hearing and first reading of an ordinance for Z18-01, a rezoning from the General Commercial/Heavy Commercial (CG/CH) and Single Family Residential (RS-1) Zoning Districts to the Neighborhood Commercial (CN) Zoning District, on a 1.35-acre property located at 2819 North Chadbourne Street - (Presentation made by Planning & Development Services Director Jon James)

Motion: Council Member Gonzales made a motion, seconded by Council Member Hiebert, to approve the first reading, as presented. The motion carried unanimously (7) ayes to (0) nays.

- g. Consider an appeal by the Planning Director of the Planning Commission's January 22, 2018, approval of four variances associated with the Bridlewood Estates, Section Two Final Plat:
1. Variance from Section 10.II.C.4 to allow a two-course surface in lieu of the required hot mix asphalt surface
 2. Variance from Section 10.III.A.2 to allow a minimum pavement width of 26 feet in lieu of the required 30 feet for Bridlewood Court, a proposed rural local street
 3. Variance from Section 9.III.A.5.a(3) to allow no curbing in lieu of the required header curbs
 4. Variance from Section 9.III.C.2 to allow a dead-end street greater than 750 feet in length - (Presentation made by Planning & Development Services Director Jon James)

SKG Engineering representative, Herb Hooker, spoke in support of the variances. Builder Randy Bell expressed concern over the appeal.

Motion: Council Member Carter made a motion, seconded by Council Member Thomas, to uphold the appeal and deny the variance for item 6g1 (two-course surface), as presented. The motion carried (6) ayes to (1) nays, with Mayor Gunter casting the dissenting vote.

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to uphold the appeal and deny the variance for item 6g2 (minimum pavement width), as presented. The motion carried (6) ayes to (1) nays, with Mayor Gunter casting the dissenting vote.

Motion: Council Member DeWitt made a motion, seconded by Council Member Thomas, to uphold the appeal and deny the variance for item 6g3 (curbing), as presented. The motion carried (6) ayes to (1) nays, with Mayor Gunter casting the dissenting vote.

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to uphold the appeal and deny the variance for item 6g4 (dead-end street), as presented. The motion carried (6) ayes to (1) nays, with Mayor Gunter casting the dissenting vote.

- h. Public hearing and first reading of an ordinance amending Chapter 3 "Animal Control" Sections 3.02.041 and 3.05.001 of the Code of Ordinances to clarify when the City takes ownership of animals pursuant to state law - (Presentation made by Neighborhood & Family Services Assistant Director Morgan Chegwiddden) **(Pg.49, 2018-020)**

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

- i. Public hearing and adoption of a resolution authorizing the adoption of the 2018-2023 Capital Improvement Plan for the City of San Angelo - (Presentation made by Finance Director Tina Dierschke)

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to adopt the resolution, as presented. The motion carried unanimously (7) ayes to (0) nays.

- j. Update on Sales Tax revenue performance - (Presentation made by Finance Director Tina Dierschke)

No action was taken on this item

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 properties within the area commonly known as "City Farm"~~

8. Follow Up and Administrative Issues

- a. Consider items discussed in Executive Session, if needed

No action was taken on this item

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b. Approval of the following Board nomination:

Civic Events Advisory Board: Steve Mahaffey (SMD5) to a second term ending October 31, 2020

Motion: Council Member Carter made a motion, seconded by Council Member DeWitt, to approve the nomination, as presented. The motion carried unanimously (7) ayes to (0) nays.

c. Announcements and consideration of Future Agenda Items

City Clerk Bryan Kendrick noted the upcoming Special Council Meeting, Monday February 26, 2018.

9. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to adjourn the meeting. The motion carried unanimously seven (7) ayes to zero (0) nays.

There being no further business, the meeting was adjourned at 1:30 p.m.

THE CITY OF SAN ANGELO

DocuSigned by:

Mayor Gunter

Brenda Gunter, Mayor

ATTEST:

DocuSigned by:

Bryan Kendrick

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.)