

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, October 2, 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 8:31 a.m. on Tuesday, October 2, 2018, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Legislative Prayer

An invocation was provided by Council Member Gonzales.

3. Pledges

The pledges were led by third grade student Carys Sanchez.

4. Proclamations/Recognitions

October 22-26, 2018 was proclaimed "Red Ribbon Week"

5. Public Comment

Public comments were made by the following:

SAISD Superintendent Carl Dethloff spoke regarding the November bond referendum.

Operations Director Shane Kelton reminded the public of upcoming recycling forums.

Assistant City Manager Michael Dane announced the retirement of HR Director Lisa Marley and thanked her for her service; City Manager Daniel Valenzuela echoed the sentiment.

Mayor Gunter recognized October as Hispanic Heritage Month.

Assistant City Manager Michael Dane provided an update on the parvo virus outbreak including the temporary closure of the dog park and the halt on animal shelter intake and adoptions.

Firefighter Mason Mathews announced this week's Fill the Boot Campaign for the Muscular Dystrophy Association.

Republic Services Representative Joe Spano provided an update on the City of Sonora flooding cleanup effort.

6. Consent Agenda

- a. Approval of the September 18, 2018 City Council regular meeting minutes

- b. Authorization of the sale of the following Lake Nasworthy properties to current residential lot leaseholder for the appraised value and authorizing the City Manager to execute all documents necessary to convey the surface estate only in the properties:
 - 1. 2894 Red Bluff Circle (\$130,000)
 - 2. 2590 Sleepy Hollow Road (\$104,657)
 - 3. 2854 Red Bluff Circle (\$62,414)
 - 4. 2169 Gun Club Road (\$54,290)
 - c. Approval of items related to a contract with AssetWorks, LLC, fleet management software:
 - 1. Ratification of payment made between May 6, 2017, and August 30, 2018, in an amount of \$60,480.46 (Pg. 499, #2018-115)
 - 2. Continuation of GSA Contract #GS-35F-317G for fleet management software to AssetWorks, LLC, budgeted annually, not to increase more than 5% over the previous contract year price
 - d. Approval of an amendment to an existing Contract with Ener-Tel Services (through Buyboard) beyond the initial term that ends November 11, 2018 and extending through December 31, 2018 and authorizing City Manager to negotiate and execute all related documents
 - e. Approval of Tax Increment Reinvestment Zone (TIRZ) incentive funding for two private projects in the North TIRZ area for the properties located at 1102 N. Chadbourne and 2412 N. Chadbourne totaling \$71,881.58
 - f. Ratification of COSADC's approval of a resolution authorizing the use of Sales and Use Tax funds in an amount not to exceed \$225,000 to the San Angelo Chamber of Commerce for promotional and business recruitment services, a project authorized under Chapters 502 and 505 of the Texas Local Government Code (Pg. 500, #2018-116)
 - g. Second reading and adoption of ordinances approving:
 - 1. Case CP18-07, an amendment to the Comprehensive Plan, changing the Future Land Use designation from "Neighborhood" to "Neighborhood Center," being 0.22 acres located at 1520 Bryan Street (Pg. 501, #2018-117)
 - 2. Case Z18-16, a rezoning from the Single-Family Residential (RS-1) Zoning District to the Neighborhood Commercial (CN) Zoning District, being 0.22 acres located at 1520 Bryan Street (Pg. 504, #2018-118)
 - h. Second reading and adoption of a text amendment to the Zoning Ordinance, Article 3, Section 315.H.4.d to remove a reference to the use category of "Game Hall" (Pg. 507, #2018-119)
 - i. Second reading and adoption of a text amendment to the Zoning Ordinance, Article 2, amending Section 208.G.1 for Conditional Uses and Section 209.I.1 for Special Uses to only apply a 12-month expiration period when a permit from the city is required (Pg. 509, #2018-120)
- Motion: Council Member Hiebert made a motion, seconded by Council Member Thomas, to approve the consent agenda with the exception of items 6c and 6e. The motion carried unanimously (7) ayes to (0) nays.
- Motion: Council Member Thomas made a motion, seconded by Council Member DeWitt, to approve item 6c as presented. The motion carried unanimously (7) ayes to (0) nays.
- Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to approve item 6e as presented. The motion carried unanimously (7) ayes to (0) nays.

7. Regular Agenda

- a. Second reading and public hearing adopting an ordinance revising Chapter 2 Article 2.07 of the San Angelo Code of Ordinances to standardize provisions related to City Boards and Commissions - (Requested by Council Member Harry Thomas and presentation made by City Clerk Bryan Kendrick) **(Pg. 511, #2018-121)**

Planning Commission Vice-Chair Joe Spano made public comment.

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to approve the item as presented, with the exception that the existing term will be the same as the current term of service. The adoption of this ordinance will not restart the term count to the first term of service. The motion carried unanimously (7) ayes to (0) nays.

- b. First public hearing and consideration of an ordinance amending Chapter 11 "Utilities," Article 11.02 "Water and Sewer Systems", Section 11.02.031 "Rates", by amending the conservation discounts - (Presentation made by Water Utilities Director Allison Strube)

Citizens Steve Hampton, Lynette Lucas, Joe Hyde, and Anna Bartosh made public comment.

Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to approve on first reading as presented, with the effective date being at such time Council adopts a new water conservation program. No vote was taken on this motion.

Citizen Lynette Lucas made public comment.

Motion: Council Member DeWitt made a motion, seconded by Council Member Hiebert, to postpone the item. The motion carried unanimously (7) ayes to (0) nays.

- c. First reading and public hearing of an ordinance amending Chapter 4, Article 4.03, to amend sections 4.03.032 and 4.03.033; and Chapter 4, Article 4.04, to adopt the 2015 editions of the International Residential Code, International Plumbing Code, International Mechanical Code, International Fuel Gas Code, International Energy Conservation Code, International Existing Building Code, and the 2014 National Electric Code - (Presentation made by Construction Manager Al Torres and Building Official Charlie Kemp)

Citizen Tanner Kolster of Kolster Plumbing, expressed concerns over visual plumbing inspections and in opposition of purple primer. Citizen Rocky Templin, a homebuilder, spoke in favor of this plan as it moves the city closer to the 2020 codes, in particular the plumbing code changes. Citizen Kristen Oliver of the San Angelo Home Builders Association spoke in favor of these changes. All expressed their thanks to Al Torres, Charlie Kemp, and staff for their work on these code updates.

Citizens Steve Hampton and Lynette Lucas made public comment.

Motion: Council Member Carter made a motion, seconded by Council Member Thompson, to approve the first reading of the building code as presented, with the exceptions of removing requirements for water testing and purple primer for plumbing inspections. Additionally, going forward city permitting/inspectors must provide proper documentation stating whether the plumbing has undergone a water test or has purple primer (neither of which are required, but may be requested/provided by the builder). The motion carried unanimously (7) ayes to (0) nays.

Official Minute Record
October 2, 2018

Volume 2018
Page 497

This item taken out of order.

- d. Approval of awarding RFB PK-03-18 Renovation and Expansion of Ruffini Parking Lot to Symco Structural, Inc. of San Angelo, TX, in the amount of \$279,655, budgeted for purchase in FY19, and authorizing the City Manager to execute any related documents - (Presentation made by Construction Manager Alfonso Torres)

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to approve the item as presented, contingent on approval of the associated budget amendment (item 7f). The motion carried unanimously (7) ayes to (0) nays.

This item taken out of order.

- e. Approval of authorizing the San Angelo Fire Department to accept and execute the Staffing for Adequate Fire and Emergency Response (SAFER) grant for \$1,096,192 for 8 additional firefighters. This is a three year grant that the city will pay 25% of the salaries in year one, 25% year two, 65% in year three and the full amount of salaries and benefits starting the fourth year. Cost at the end of the fourth year will be \$592,536 - (Presentation made by Assistant Chief Todd Sanford)

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve the item as presented, contingent on approval of the associated budget amendment (item 7f). The motion carried unanimously (7) ayes to (0) nays.

- f. First public hearing and introduction of an ordinance amending the budget for the fiscal year beginning October 1, 2018, and ending September 30, 2019, for capital items, grants, and reimbursed expenses - (Presentation made by Finance Director Tina Dierschke)

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

8. 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. Sec. 551.072. Deliberation Regarding Real Property. A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person
- 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 solid waste contract
- c. Section 551.074(1) to deliberate the annual evaluation of the City Manager

9. Follow Up and Administrative Issues

- a. Consider items discussed in Closed Session, if needed
- b. Consider approving various board nominations:

Development Corporation: Max Puella (SMD3) to an unexpired term ending February 2019

Official Minute Record
October 2, 2018

Volume 2018
Page 498

Parks and Recreation Advisory Board: Jon Mark Hogg (SMD5) to an unexpired term ending December 2019

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

c. Announcements and consideration of Future Agenda Items

City Clerk Bryan Kendrick led a discussion on the schedule of upcoming November City Council Meetings. Council's consensus was to meet November 6 and 20, 2018 as originally scheduled.

10. Adjournment

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

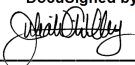
There being no further business, the meeting was adjourned at 1:42 p.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:

Brenda Gunter, Mayor

ATTEST:

DocuSigned by:

Julia Antley, Interim 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.)