

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, November 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

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 8:34 a.m. on Tuesday, November 20, 2018, in the San Angelo McNease Convention Center, 501 Rio Concho Drive, San Angelo, Texas 76903.

2. Legislative Prayer

An invocation was provided by San Angelo Fire Department Chaplain Jay Teague.

3. Pledges

The pledges were led by Jeremiah Tackett (7th grade), TLCA

4. Proclamations/Recognitions

November 24, 2018 was proclaimed as "Small Business Saturday"

December 1, 2018 was proclaimed as "Concho Christmas Celebration Day"

5. Public Comment

Mayor Gunter announced Sulphur Draw is open and thanked staff for ensuring the project deadlines were met so the street can be open for this holiday season.

Council Member Carter announced the Christmas boxes off Paseo will be opened just in time and also thanked staff for their involvement.

Citizen Steve Hampton spoke regarding the recent rainfall and election results.

Citizen Michelle Babiash spoke thanking the city for their support with renovating the Old Central Firehouse.

Assistant Fire Chief Todd Sanford gave an update on the state-funded San Angelo Firefighters that assisted with the Southern California Woolsey wildfire cleanup.

6. Consent Agenda

- a. Approval of the November 6, 2018 City Council regular meeting minutes (Julia Antilley)
- b. Adoption of a resolution abandoning, vacating, and releasing a 20-foot wide utility easement totaling 7,669-square feet, located out of Tract 2, West Texas Rehab Addition, Section Two; and authorizing the Mayor to execute a release of easement and its recording and related documents in a form approved by the City Attorney's Office (Jon James) (Pg. 594, #2018-138)

- c. Approval of Buyboard contract #524-17 from Paradigm Traffic Systems, Inc. (Houston, TX) in the amount of \$197,400 budgeted in FY2019, for the purchase of Alpha Battery Backup Systems and authorizing the City Manager to execute any related documents (Dusty Hohensee)
- d. Award of RFP HR-01-19 Group Life/AD&D and Voluntary Life/AD&D Coverage to Dearborn/BCBS, budgeted in FY19, and authorizing the City Manager to negotiate and execute any related documents (Bryan Kendrick)
- e. Adoption of a resolution approving a donation of funds to the San Angelo Area Foundation, Frances Mertz Memorial Sculpture Maintenance Fund, and authorizing the City Manager to negotiate and execute any documents necessary for the donation of the funds (Carl White) (Pg. 598, #2018-139)

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve the Consent Agenda as presented, with the exception of item 6c. The motion carried unanimously (6) ayes to (0) nays.

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to approve item 6c as presented by Assistant Operations Director Patrick Frerich. The motion carried unanimously (6) ayes to (0) nays.

7. Regular Agenda

- a. First reading and public hearing of an ordinance approving case PD18-03, a rezoning from the Single-Family Residence (RS-1) and General Commercial Zoning Districts to the Planned Development (PD) Zoning District to allow for uses permitted in the General Commercial (CG) Zoning District with a principal use of Campground/Recreational Vehicle Park, being 16.36 acres located to the north and northwest of the Lake Nasworthy Addition – Group Fishermans Road residential subdivision (Presentation made by Planning & Development Services Director Jon James)

Citizen Steve Hampton expressed concern.

Motion: Council Member Hiebert made a motion, seconded by Council Member Thomas, to approve the item as presented with the specific striking of the performance stage from the Accessory Uses section of the ordinance, and adding that any events be dealt with through the Special Events Permit process. The motion carried unanimously (6) ayes to (0) nays.

- b. First reading and public hearing of an ordinance amending Chapter 11, Article 11.03 of the San Angelo Code of Ordinances including adopting stormwater quality provisions (Presentation made by Shannon McMillan Stormwater Program Administrator)

Citizen and Assistant Water Utilities Director Lance Overstreet spoke in support of the item as presented.

Citizen Steve Hampton expressed concern.

Homebuilders Rocky Templin, Gary Cortese, and Tony Jones expressed concern.

Motion: Council Member Carter made a motion, seconded by Mayor Gunter, to adopt the bare minimums that the federal and state governments require, excluding the language added by the City that apply to properties below an acre. The motion failed (2) ayes to (4) nays, with Council Members Hiebert, Thompson, Thomas, and Gonzales casting the dissenting votes.

Citizen Steve Hampton expressed concern.

Citizen and homebuilder Rocky Templin expressed concern.

Motion: Council Member Hiebert made a motion, seconded by Council Member Thompson, to approve the item as presented by staff, adopting the bare minimums set forth by the federal and state government, and incorporating the City language that applies to properties below an acre. The motion failed (3) ayes to (3) nays, with Mayor Gunter and Council Members Carter and Gonzales casting the dissenting votes.

Citizen and homebuilder Gary Cortese expressed concern.

Motion: Mayor Gunter made a motion, seconded by Council Member Carter, to table the motion to the first meeting in December. Mayor Gunter withdrew the motion.

Citizen Steve Hampton expressed concern.

Motion: Council Member Thompson made a motion, seconded by Council Member Carter to move the motion forward for second reading at the first meeting in December. The motion carried unanimously (6) ayes to (0) nays.

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

No action taken on this item. Council, led by Council Member Hiebert, sang Happy Birthday to Tina Dierschke.

- d. 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 Thomas made a motion, seconded by Council Member Carter, to approve the item as presented. The motion carried unanimously (6) 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. 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
 - Pivot and irrigation services bid
- b. Section 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 regarding:
 - Block 65, Ft Concho Addition
 - ~~16.36 Acres P Kurzenacker S-0647, A-1566~~
 - San Angelo Regional Airport

9. Follow Up and Administrative Issues**a. Consider items discussed in Executive Session, if needed**

Motion: Council Member Thompson made a motion, seconded by Council Member Thomas, to award both bids for pivot and irrigation services to All-Tex Irrigation and Water Logistics. The motion carried unanimously (6) ayes to (0) nays.

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to authorize the City Manager to negotiate the purchase of the North 270 feet of the east half of Block 65 of the Fort Concho Addition (415 E. Avenue A), and to execute all necessary documents. The motion carried unanimously (6) ayes to (0) nays.

b. Consider the schedule of City Council meetings in December 2018 & January 2019

Consensus was to hold future City Council meetings on the following dates:

- December 11, 2018
- January 8, 2019
- January 22, 2019

c. Announcements and consideration of Future Agenda Items**10. Adjournment**

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

There being no further business, the meeting adjourned at 11:58 a.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:

Mayor Gunter

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Brenda Gunter, Mayor

ATTEST:

DocuSigned by:

Julia Antilley

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Julia Antilley, 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.)