

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, December 11, 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 8:33 a.m. on Tuesday, December 11, 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 Police Department Chaplain Marcella Jenkins.

3. Pledges

The pledges were led by Truett Bailey, Bethanee Gonzales, Lucas Lopez, and Marisol Rios - 5th graders at San Angelo Catholic School

4. Proclamations/Recognitions

The Finance Department was recognized for earning the Certificate of Achievement for Excellence in Financial Reporting for the fifth straight year for its annual comprehensive annual financial report.

The Public Information Office was recognized for winning eight statewide video awards from the Texas Association of Telecommunications Officers and Advisors.

5. Public Comment

Mayor thanked the community for their support of veterans and specifically the Wounded Warriors who were in town last weekend.

Diann Bayes announced that San Angelo ranked second in True West Magazine's Top Ten True Western Towns of the Year for 2019 and is featured in the February 2019 issue.

Ronetta Jordan invited everyone to the February 23, 2019 MLK musical titled "When we All Get to Heaven" a free event held at the Murphey Performance Hall.

Anthony Wilson announced changes to the upcoming schedule. City offices will be closed December 24th, 25th, and January 1st for the holidays. Trash will be delayed one day from December 25th-29th, but will be collected on the 1st. More information is available on the website at <http://www.cosatx.us/news>.

6. Consent Agenda

- a. Approval of the November 20, 2018 City Council regular meeting minutes
- b. Approval to terminate the Recreational and Agricultural Lease Agreement with Chase Blaneck for non-payment of annual rent on 0.26 Acres out of H. Roth Survey 0814, Abstract 1812, and adjacent to 6455 Chalimar Road

- c. Approval to declare 862 square feet of land out of Lot 8, Block 43, Main Part of San Angelo surplus for the purpose of disposing of surplus property and authorizing the City Manager to execute all documents necessary to convey the surplus property by Quitclaim Deed to the adjacent property owner, Fireside Partners, LLC
- d. Approval to declare the following excess city-owned right of way adjacent to South Concho Drive surplus, and authorize the City Manager to execute all documents necessary to convey by Special Warranty Deed the excess right-of-way to adjacent lot owners, reserving unto the City of San Angelo a blanket easement:
 - 1. 4,897 Square feet adjacent to 1590 South Concho Drive (Mach); and
 - 2. 2,152 Square feet adjacent to 1582 South Concho Drive (Wallace)
- e. Authorization for the City Manager to execute a short-term lease agreement with the United States of America, acting by the Secretary of the Air Force, for property located at San Angelo Regional Airport
- f. Authorization for the City Manager to enter into a five (5) year extension of the current Grazing and Agricultural Lease for the following properties located in the area commonly known as "City Farm" with an understanding at the end of the five (5) year term the properties will be placed for lease for highest sealed bid:
 - 1. 888 Acres shown as Tract 1 on the attached Exhibit "A"
 - 2. 294 Acres shown as Tract 2 on the attached Exhibit "A"
 - 3. 1,266 Acres shown as Tract 3 on the attached Exhibit "A"
- g. Authorization for the City Manager to execute a lease agreement No. GS-07P-LTX00147, and all documents, between the City of San Angelo and the General Services Administration (GSA) at San Angelo Regional Airport
- h. Approval of a three-year Option to Extend the current contract through BuyBoard with Ener-Tel Services, Inc. in the amount of approximately \$80,000 for various fire and security services to several COSA facilities and authorizing the City Manager to execute all related documents
- i. Award of RFQ PK-04-18 / Professional Services - Landscape Architectural Park and Sculpture Gardens Design at Sunken Garden Park to mma Inc. (Arlington, TX) in the amount of \$75,000, budgeted for FY2019, and authorizing the City Manager to execute any related documents
- j. Award of the following purchases for the Fire Department and authorizing the City Manager to execute any related documents:
 - 1. RFB FS-01-19 Ambulance Chassis to Jim Bass Ford (San Angelo, TX) in the amount of \$84,585 per fiscal year, for the purchase of two units
 - 2. Ambulance Boxes to Frazer using HGAC contract #AM10-18 in the amount of \$330,766 for the purchase and installation of two units
- k. Adoption of a resolution authorizing the City Manager to execute an interlocal agreement with Tom Green County providing for Crisis Intervention Unit (CIU) Services; making provision for city participation in the costs associated with the CIU in the amount of \$40,454, for fiscal year 2019; and finding a public purpose and benefit (Pg. 604, #2018-140)
- l. Ratification of adopting a resolution by COSADC authorizing the use of sales and use tax funds in an amount not to exceed \$49,225 to provide an economic development incentive to U.S. Customs & Border Protection Air and Marine Operations (CBPAMO) with participation by the City of San Angelo (Pg. 605, #2018-141)
- m. Ratification of adopting a resolution by COSADC authorizing the Board President to execute a Memorandum of Understanding with the City of San Angelo for planning and design services for

a hangar and related infrastructure improvements to municipal airport property utilized by U.S. Customs and Border Protection Air and Marine Operations (CBPAMO) (Pg. 607, #2018-142)

- n. Approval of the following Naming Rights Agreements for the San Angelo Stockshow and Rodeo Association, Inc.:
 - 1. City of San Angelo Fairgrounds Livestock Building No. 2 and Livestock Sale Pavilion with G and G Investments, Inc.
 - 2. City of San Angelo Fairground Exhibit Building with First Financial BankShares, Inc.
- o. Approval of a Memorandum of Understanding for Joint Curatorial Lab and Storage Space between the City of San Angelo and the San Angelo Museum of Fine Arts and authorizing the City Manager to execute all related documents
- p. Second reading and adoption 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 at Spring Creek (Pg. 609, #2018-143)
- q. Second reading and adoption 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 (Pg. 612, #2018-144)
- r. Approval of a maintenance service contract for San Angelo Public Safety Communications in the amount of \$159,569.08, budgeted in FY19 (via carryover in the above budget amendment), between the City of San Angelo and Hexagon, our Computer Aided Dispatch and Records Management System authorizing 24/7 technical support and authorizing the City Manager to execute said maintenance contract and any renewal contract thereafter provided the cost does not increase more than 5% each subsequent year

Motion: Council Member DeWitt made a motion, seconded by Council Member Carter, to approve the Consent Agenda, with the exception of items 6f, 6l, 6m, 6n, and 6o. The motion carried unanimously (7) ayes to (0) nays.

Council Member Thompson recused himself from item 6n.

Steve Hampton requested further clarification.

Motion: Council Member Thomas made a motion, seconded by Council Member Hiebert, to approve consent item 6n. The motion carried unanimously (6) ayes to (0) nays with Council Member Thompson recusing himself.

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to combine and approve items 6l and 6m from consent. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Gonzales made a motion, seconded by Council Member Hiebert, to approve consent item 6f. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to approve consent item 6o. The motion carried unanimously (7) ayes to (0) nays.

7. Regular Agenda

- a. Adoption of a resolution in support of the Texas Municipal League's campaign: Our Home, Our Decisions to raise awareness of the State of Texas eroding the ability of local communities to develop local solutions to local problems (Presentation made by Mayor Brenda Gunter and City Manager Daniel Valenzuela) (Pg. 615, #2018-145)

Public Information Officer spoke to clarify that San Angelo has received nothing by support from our representative, Drew Darby, and this is not directed towards his efforts.

Chamber President and CEO Bruce Partain stated our business owners appreciate the incentives for economic development, one of the items currently threatened by state mandates.

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

b. Discussion and action on the following:

1. Second reading and public hearing adopting an ordinance amending Chapter 11, Article 11.03 of the San Angelo Code of Ordinances including adopting stormwater quality provisions
2. Adoption of Illicit Discharge Policy (Presentation made by Stormwater Program Administrator Shannon McMillan) (**Pg. 616, #2018-146**)

Citizen Steve Hampton expressed concern.

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

Committee member and engineer Jerry Demo spoke in support of the ordinance.

Motion: Council Member Thomas made a motion, seconded by Council Member DeWitt, to approve the item as presented. The motion carried (5) ayes to (2) nays, with Council Member Carter and Mayor Gunter casting the dissenting votes.

c. Approval and public hearing of the 2017 Consolidated Annual Performance and Evaluation Report (CAPER) (Presentation made by Neighborhood & Family Services Director Bob Salas)

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

d. Update on fiscal year 2018 preliminary year-end financial results (Presentation made by Finance Director Tina Dierschke)

Mayor Gunter left the meeting at 10:14 a.m.

No action was taken on this item.

8. **Closed Session**

Mayor Pro-tem Carter read the group into 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. 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:
 - Lot 1, Group 7, Lake Nasworthy Addition
 - P Kurzenacker S-0647, A-1566 and JJ Schaefer S-0646, A-1882
- b. 551.071(2) Consultation with Attorney. A governmental body may conduct a closed meeting 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:
 - water rights and contracts for Lake Nasworthy
 - the solid waste contract

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- annual drag boat races

Mayor Gunter returned and entered Executive Session at 11:23 a.m.

- c. Section 551.074(a)(1) to deliberate the appointment of the City Clerk

9. Follow Up and Administrative Issues

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

Citizen Steve Hampton asked for the list of acceptable recycling materials.

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to authorize the City Manager to negotiate and execute an amendment to the solid waste contract between Republic Services and the City of San Angelo that modifies Exhibit G, outlining acceptable recycling materials. The motion carried unanimously (7) ayes to (0) nays.

Human Resources Director Bryan Kendrick spoke in support of the City Clerk appointment and recognized Acting Airport Director Mitch Sprunger's success in leading the airport. Mayor Gunter clarified Mitch withdrew his name from consideration for the Airport Director position.

Motion: Council Member Carter made a motion, seconded by Council Member Hiebert, authorizing the City Manager to appoint Julia Antilley as City Clerk. The motion carried unanimously (7) ayes to (0) nays.

- b. Announcements and consideration of Future Agenda Items

Mayor wished everyone a Merry Christmas.

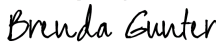
January meeting dates were announced as January 8 and 22, 2019.

10. Adjournment

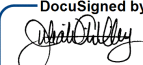
Motion: Council Member Hiebert made a motion, seconded by Council Member Carter, to adjourn the meeting. The motion passed by consensus.

There being no further business, the meeting was adjourned at 12:59 p.m.

THE CITY OF SAN ANGELO, TEXAS:

DocuSigned by:

65CC121DADB40F...
Brenda Gunter, Mayor

ATTEST:

DocuSigned by:

4C3EC4F6CC9044A...
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.)