

City of San Angelo, Texas
Regular City Council Meeting
Tuesday, January 8, 2019

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 8:34 a.m. on Tuesday, January 8, 2019, 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 Tommy Tallas.

3. Pledges

The pledges were led by Davis Darby (5th grade) and Mary Cathryn Darby (3rd grade), both of Santa Rita Elementary.

4. Proclamations/Recognitions

January 2019 was proclaimed as School Board Recognition Month.

Becky Dunn, Executive Office Coordinator in the City Manager's Office, and City Employees were recognized for their Salvation Army Angel Tree effort.

Shannon Medical Center was recognized for being named one of the nation's 50 Top Cardiovascular Hospitals by IBM Watson Health.

5. Public Comment

City Clerk Julia Antilley announced upcoming deadlines for the May 2019 election.

Citizen Steve Hampton expressed concern regarding Closed Session.

Interim Airport Director Mitch Sprunger recognized individuals at the airport for their selflessness, including Bruce Burkett (COSA Airport Police Officer), Cody Engdahl (Envoy Airlines), Rick Hollenbeck (Avis), and Alma Hernandez (Hertz) for their response to the recent security incident.

CVB Vice President Diann Bayes announced a Texas Music Friendly Workshop will be held Thursday at 5:30 p.m. in Council Chambers and announced the True West Magazine February issue is available at the Visitor's Center.

6. Consent Agenda

- a. Approval of the December 11, 2018 City Council regular meeting minutes (Julia Antilley)
- b. Approval of two Supplemental Easements and Right of Ways to AEP Texas, Inc., providing for a 100-foot perpetual utility easement across land owned by the City of San Angelo and is commonly known as City Farm (Cindy Preas)

- c. Ratification of a resolution by the COSADC Board authorizing the Board President to execute an electric utility transmission line easement on behalf of the Development Corporation conveying to AEP Texas, Inc. A 100-foot perpetual utility easement across land owned by COSADC generally known as Phase II of the San Angelo Business and Industrial Park (Bob Schneeman) (Pg. 6, #2019-001)
- d. Approval of the award of WU-09-18 to Online Information Services for collection purposes in the amount of 20% of the collection balance and authorizing City Manager to execute all related documents (Lance Overstreet)
- e. Approval of Sourcwell (NJPA) contract #062117-EXM for the purchase of eight mowers, with the option to purchase two additional mowers, from Cross Texas Supply (San Angelo, TX), in the amount of \$128,750, budgeted in fiscal year 2019 (Ryan Kramer)
- f. Approval of to pay Midwest Employers Casualty Company \$91,400 for premium renewal for Excess Workers Compensation insurance for policy year 2018-2019, budgeted in FY2019 (Charles Hagen)
- g. Adoption of a resolution allowing for funding of management services provided by the San Angelo Performing Arts Coalition as they relate to the Auditorium (Tina Dierschke) (Pg. 10, #2019-002)

Motion: Council Member Carter made a motion, seconded by Council Member Hiebert, to approve consent items 6a, 6b, 6c, 6f, and 6g. The motion carried unanimously (7) ayes to (0) nays.

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve consent item 6d as presented by Assistant Water Utilities Director Lance Overstreet. The motion carried unanimously (7) ayes to (0) nays.

Citizen Steve Hampton requested details regarding item 6e.

Motion: Council Member DeWitt made a motion, seconded by Council Member Gonzales, to approve consent item 6e as presented by Fleet Superintendent Ryan Kramer. The motion carried unanimously (7) ayes to (0) nays.

7. Regular Agenda

- a. First reading and public hearing approving an amendment to the Zoning Ordinance, establishing new standards for regulating mobile food trucks on public and private property in the City of San Angelo (Presentation made by Planning & Development Services Director Jon James)

Citizen Steve Hampton requested clarification on the ordinance.

Food truck owner Tim Condon spoke against the ordinance. [Mr. Condon provided documents for City Council to view but refused to allow the City to scan for the official record. Health Director Sandra Villarreal provided a set of eight papers minus the Permit Renewal Notice for the official record.]

Restaurant owner and former food truck owner Adrian Soto requested clarification on the ordinance.

Snow cone truck owner Emilio Portillo requested clarification on the ordinance.

Snow cone truck owner Carlos Rodriguez requested clarification regarding mobile snow cone businesses.

Snow cone truck owner Adriana Cortido requested clarification on annual permit renewals.

Motion: Council Member Thomas made a motion, seconded by Council Member Gonzales, to approve the item, as presented and later amended the motion. The amended motion approved the item as presented, with the exception that while the ordinance will go into effect immediately upon passing second reading, the enforcement will not go into effect for six months - allowing businesses time to comply; provisions will be added to exempt snow cone and ice cream trucks from the residential area restrictions; and, will exempt catering of private functions on private property. The motion carried (6) ayes to (1) nay with Council Member Carter casting the dissenting vote.

- b. First reading and public hearing approving an ordinance approving case Z18-21, a rezoning from the General Commercial/Heavy Commercial (CG/CH) Zoning District and the Single-Family Residential (RS-1) Zoning District to the Neighborhood Commercial (CN) Zoning District, located at 909 W. Beauregard Ave. (Presentation made by Planning & Development Services Director Jon James)

Citizen Steve Eustis, representing the property ownership, spoke in support of the zoning change.

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

- c. First reading and public hearing approving an ordinance approving case Z18-22, a rezoning from the Single-Family Residential Zoning District to the Two-Family Residential Zoning District, located at 701-721 W. 15th St. (Presentation made by Planning & Development Services Director Jon James)

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

- d. Award of RFB ES-03-19, 2019 Annual Sealcoat Project, to Fuquay, Inc. in the amount of \$3,656,081.43 and authorizing the City Manager to execute any related documents (Introduction made by City Engineer Russell Pehl, presentation made by Project Engineer Mitchell Gatlin, and questions answered by Operations Director Shane Kelton)

Citizen Steve Hampton expressed concern.

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

- e. Discussion and approval of:
1. 2018 Bylaws for the newly activated Keep San Angelo Beautiful (KSAB) non-profit organization
2. Appointment of City Council Member representative (Presentation made by Neighborhood & Family Services Director Bob Salas)

Citizen Steve Hampton volunteered to serve on the board. [Mayor Gunter volunteered to appoint Mr. Hampton as her representative.]

Motion: Council Member Carter made a motion, seconded by Council Member Gonzales, to approve the item, as presented, with the exception of requiring a minimum of five (5) members of the board be residents of the City of San Angelo and appointing Council Member Harry Thomas as the Council's KSAB board representative. The motion carried unanimously (7) ayes to (0) nays.

- f. Approval of an amendment to the Interlocal Cooperation Agreement with the Concho Valley Transit District that provides for City funding for up to three bus shelters annually and authorizing the City Manager to execute all related documents (Presentation made by City Attorney Theresa James and City Manager Daniel Valenzuela)

CVT Executive Director John Austin Stokes provided an update on CVT services and outlined proposed future shelter locations. [Council Member DeWitt requested possibly adding a shelter near the soup kitchen on MLK.]

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.

- g. Ratification of a resolution by the COSADC Board authorizing the president to negotiate and execute Task Order No. 3 to Professional Services Agreement, RFQ DC-02-17, with Parkhill Smith & Cooper, Inc. in a sum not to exceed \$15,000 to perform professional engineering and surveying services for revised final plat relating to Phase II and Phase II.2 of the San Angelo Business & Industrial Park, subject to approval of the City Council (Presentation made by Business Retention & Expansion Program Coordinator Bob Schneeman) (Pg. 11, #2019-003)

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

- h. Update presentation regarding the recently completed property appraisal report of property at the San Angelo Business & Industrial Park by Stribling-Probandt Appraisal, LLC (Presentation by Bob Schneeman Economic Development Project Manager)

No action taken on this item.

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

No action taken on this item. [Mayor Gunter requested to have quarterly sales tax totals and sales tax percentage increase at the next presentation along with the online sales tax trends in the future.]

- j. First public hearing and introduction approving 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 with support from Fort Concho Manager Bob Bluthardt)

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.

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 551.072 deliberations about Real Property regarding: 703 S. Chadbourne St. (Historic Orient Santa Fe Depot)
- 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 CLEAT and TMPA
- c. Section 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 annual drag boat races

9. Follow Up and Administrative Issues

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

Citizen Steve Hampton requested clarification on the proposed lease length.

Official Minute Record
January 8, 2019

Volume 2019
Page 5

Motion: Council Member Thomas made a motion, seconded by Council Member Carter, to authorize the City Manager to enter into negotiations with the railroad museum for a long-term lease. The motion carried unanimously (7) ayes to (0) nays.

b. Discussion and possible action related to scheduling future meetings

1. Strategic Planning Workshop

2. April City Council Dates

Consensus was reached to hold the Strategic Planning Workshop February 26, 2019 at 3:00 p.m. in the East Mezzanine of City Hall and to hold the first April 2019 City Council meeting in Council Chambers Monday, April 1, 2019. The April 16, 2019 meeting will remain unchanged.

c. Consider approving various board nominations:

~~Park Commission: Don Griffis (At Large) to a 4th term ending January 2023, Bitsy Stone (At Large) to a 3rd term ending January 2023, and Allison Watkins (At Large) to a 1st full term ending 2023~~

Item moved to the January 22, 2019 meeting for further research.

d. Announcements and consideration of Future Agenda Items

Council Member Gonzales requested an update on the Benedetti.

Council Member Thompson requested an update on the San Angelo Regional Airport study.

10. Adjournment

Motion: Council Member Hiebert made a motion, seconded by Council Member Gonzales, to adjourn the meeting. The adjournment was approved by consensus with Mayor Gunter calling a vote of (7) ayes to (0) nays.

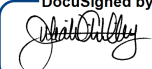
There being no further business, the meeting was adjourned at 1:15 p.m.

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.)