

CITY COUNCIL MINUTE RECORD

The City of San Angelo
Tuesday, October 1, 2013

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Vol. 104

OPEN SESSION

BE IT REMEMBERED City Council convened in a regular meeting at 9:03 A.M., Tuesday, October 1, 2013, in the San Angelo McNease Convention Center, 500 Rio Concho Drive, San Angelo, Texas. All duly authorized members of the Council, to-wit:

Mayor, Dwain Morrison
Councilmember Rodney Fleming
Councilmember Marty Self
Councilmember Johnny Silvas
Councilmember Don Vardeman
Councilmember H.R. Wardlaw
Councilmember Charlotte Farmer

were present and acting, with the exception of Councilmember Silvas, thus constituting a quorum. Whereupon, the following business was transacted:

An invocation was given by Phil Neighbors of the Chamber of Commerce and pledge was led by Tristan Smith of Trinity Lutheran Church.

PROCLAMATIONS AND RECOGNITIONS

“Fire Prevention Week”, October 6-12, 2013, was accepted by Thomas Truett, Arson Investigator/Fire Inspector, Fire Marshal's Office City of San Angelo

“Energy Industry Appreciation Month”, October 2013, was accepted by Rene Peckham President Desk and Derrick Club of San Angelo

PUBLIC COMMENT

Public comments were made by Citizen Richard Bastardo regarding RFB WU-18-13a and WU-18-13b on the Regular Agenda. Mayor Morrison explained the items will be discussed at their appropriate time.

Parks and Recreation Director Carl White invited the City Council and public to the rededication of the Jaime Padron Park, formerly Rio Vista Park, on Saturday, October 5, 2013.

Mayor Morrison requested the removal of Executive Session item 551.074(1) to deliberate the discipline of a public officer, being a City Council member, for Code of Conduct and Code of Ethics violations; and to hear a complaint or charge against an officer, being a City Council member, or employee, from the agenda and noted the item will not be discussed.

Mayor Morrison announced Mr. Valenzuela is attending the Ports-to-Plains meeting in Amarillo and Assistant City Manager/Chief Financial Officer Michael Dane will attend in his presence.

CONSENT AGENDA

APPROVAL OF THE SEPTEMBER 17, 2013 CITY COUNCIL REGULAR MEETING MINUTES

CONSIDERATION OF AWARDING OF HGAC QUOTE VM-04-13 FOR TWO AMBULANCE BOX REMOUNTS SERVICE IN THE AMOUNT OF \$72,900.00, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY RELATED DOCUMENTS (Discussed in the Regular Agenda)

CONSIDERATION OF A JOINT AWARD OF RFB WU-18-13A LAS (LIQUID AMMONIUM SULFATE) BID TO CHAMELEON INDUSTRIES, INC. (MESQUITE, TX) AND TO PENCCO, INC. IN THE TOTAL ANNUAL COMBINED AMOUNT OF \$41,172.00 FOR LAS FOR USE IN THE WATER TREATMENT PLANT (SUBMITTED BY WATER UTILITIES DIRECTOR RICKY DICKSON) (Discussed in the Regular Agenda)

CONSIDERATION OF AWARDING RFB WU-18-13B FERRIC CHLORIDE BID TO PENCCO, INC. (SAN FILIPE, TX) IN THE AMOUNT OF \$387,200.00 ANNUALLY FOR FERRIC CHLORIDE COAGULANT FOR USE IN THE WATER TREATMENT PLANT (SUBMITTED BY WATER UTILITIES DIRECTOR RICKY DICKSON) (Discussed in the Regular Agenda)

CONSIDERATION OF ACCEPTING THE FY2013 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) IN THE AMOUNT OF \$58,278.98 AND AUTHORIZING THE MAYOR OR CITY MANAGER TO EXECUTE RELATED DOCUMENTS (SUBMITTED BY INTERIM EMERGENCY MANAGEMENT COORDINATOR TERESA COVEY)

CONSIDERATION OF AUTHORIZING THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT AND ALL RELATED DOCUMENTS WITH THE CONCHO VALLEY TRANSIT DISTRICT (CVTD), IN SUBSTANTIALLY THE ATTACHED FORM, TO PROVIDE TRANSIT SERVICES ON BEHALF OF THE CITY OF SAN ANGELO (SUBMITTED BY FINANCE DIRECTOR TINA BUNNELL) (Discussed in the Regular Agenda)

CONSIDERATION OF ADOPTING A RESOLUTION OF THE CITY OF SAN ANGELO, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CONCHO VALLEY TRANSIT DISTRICT (CVTD) PROVIDING FOR REIMBURSEMENT TO THE CITY OF EIGHTY PERCENT OF COSTS INCURRED BY CITY FOR CONSTRUCTION OF PEDESTRIAN TRANSIT ACCESS INFRASTRUCTURE IMPROVEMENTS PURSUANT TO THE DOWNTOWN PEDESTRIAN IMPROVEMENT PLAN FROM NEW FREEDOM PROJECT GRANT FUNDS IN THE AMOUNT OF \$573,471, WITH A LOCAL MATCH OF \$143,368, UNDER PROJECT GRANT AGREEMENT # 51107F7084 BETWEEN THE TEXAS DEPARTMENT OF TRANSPORTATION AND CVTD (Discussed in the Regular Agenda)

CONSIDERATION OF ADOPTING A RESOLUTION OF THE CITY OF SAN ANGELO, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDED FIRE AND SECURITY EQUIPMENT AND SERVICE AGREEMENT TO AMEND THE TERM OF THE ORIGINAL AGREEMENT DATED OCTOBER 5, 2010, SAID AMENDED TERM BEING FOR FIVE (5) YEARS, COMMENCING OCTOBER 5, 2010 AND ENDING OCTOBER 4, 2015, AND CERTAIN OTHER RELATED PROVISIONS (SUBMITTED BY CONSTRUCTION MANAGER RON LEWIS) (Discussed in the Regular Agenda)

ADOPTION OF A RESOLUTION ACCEPTING A WIC GRANT FOR THE SIX MONTHS FROM OCTOBER 1, 2013 THROUGH MARCH 31, 2014, INCLUDING THAT THE CITY OF SAN ANGELO PROVIDE CERTAIN SERVICES FOR THE WIC PROGRAM; AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE A CONTRACT IN SUBSTANTIALLY THE ATTACHED FORM THEREFORE WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES, FOR AN AWARD OF \$409,472.00, FOR THE FIRST SIX MONTHS OF THE FISCAL YEAR; AUTHORIZING THE CITY MANAGER TO

NEGOTIATE AND EXECUTE SUCH OTHER CONTRACTS OR ADDENDUMS FOR GRANT FUNDING FOR THE BALANCE OF THE FISCAL YEAR, AND ANY RELATED DOCUMENTS (Page , #2013-10-???) (SUBMITTED BY NEIGHBORHOOD AND FAMILY SERVICES DIRECTOR BOB SALAS)

Council members requested the following items be discussed in the Regular Agenda: HGAC QUOTE VM-04-13, RFB WU-18-13A LAS, RFB WU-18-13B FERRIC CHLORIDE, Second Amendment to the Interlocal Agreement and all related documents with the Concho Valley Transit District (CVTD), Interlocal Agreement with the Concho Valley Transit District (CVTD) reimbursement, and the first amended Fire and Security Equipment and Service Agreement.

Councilmember Farmer commented and disagreed with Mayor Morrison's statement, as written within the minutes regarding the Councilmember Farmer's September 11, 2013 release to the media. Mayor Morrison explained his statement and confirmed the minutes as written.

Motion, to approve the Consent Agenda, with the exception of HGAC QUOTE VM-04-13, RFB WU-18-13A LAS, RFB WU-18-13B FERRIC CHLORIDE, Second Amendment to the Interlocal Agreement and all related documents with the Concho Valley Transit District (CVTD), Interlocal Agreement with the Concho Valley Transit District (CVTD) reimbursement, and the first amended Fire and Security Equipment and Service Agreement, as presented, was made by Councilmember Self and seconded by Councilmember Vardeman. AYE: Morrison, Fleming, Self, and Vardeman. NAY: Wardlaw and Farmer. Motion carried 4-2.

REGULAR AGENDA: PUBLIC HEARING AND COMMENT

AWARD OF HGAC QUOTE VM-04-13 FOR TWO AMBULANCE BOX REMOUNTS SERVICE IN THE AMOUNT OF \$72,900.00, AND AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE ANY NECESSARY RELATED DOCUMENTS

Assistant Chief Scott Farris presented background information. Responding to questions from Councilmembers Farmer and Wardlaw, Mr. Farris stated the cost to furnish and retrofit the equipment was \$156K less the \$72K, noted two (2) ambulances are refurbished once a year, and he explained the budget allocation.

Motion, to award and authorize HGAC VM-04-13, as presented, was made by Councilmember Farmer and seconded by Councilmember Vardeman. Motion carried unanimously.

JOINT AWARD OF RFB WU-18-13A LAS (LIQUID AMMONIUM SULFATE) BID TO CHAMELEON INDUSTRIES, INC. (MESQUITE, TX) AND TO PENCCO, INC. IN THE TOTAL ANNUAL COMBINED AMOUNT OF \$41,172.00 FOR LAS FOR USE IN THE WATER TREATMENT PLANT

Water Utilities Director Ricky Dickson presented background information.

Requested by Citizen and Councilmember Farmer, RD responded the chemicals are ordered as needed, and for the current plant, and not the new treatment plant.

AWARD OF RFB WU-18-13B FERRIC CHLORIDE BID TO PENCCO, INC. (SAN FILIPE, TX) IN THE AMOUNT OF \$387,200.00 ANNUALLY FOR FERRIC CHLORIDE COAGULANT FOR USE IN THE WATER TREATMENT PLANT

Water Utilities Director Ricky Dickson presented background information.

Motion, to award RFB WY-18-13a and WU-18-13b, as presented, was made by Councilmember Self and seconded by Councilmember Farmer. Motion carried unanimously

AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT AND ALL RELATED DOCUMENTS WITH THE CONCHO VALLEY TRANSIT DISTRICT (CVTD), IN SUBSTANTIALLY THE ATTACHED FORM, TO PROVIDE TRANSIT SERVICES ON BEHALF OF THE CITY OF SAN ANGELO

Finance Director Tina Bunnell presented background information.

Motion, to authorize, as presented, was made by Mayor Morrison and seconded by Councilmember Fleming. Councilmember Wardlaw abstained from the vote. AYE: Morrison, Fleming, Self, and Vardeman. NAY: Farmer. Motion carried 4-1.

ADOPTION OF A RESOLUTION OF THE CITY OF SAN ANGELO, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CONCHO VALLEY TRANSIT DISTRICT (CVTD) PROVIDING FOR REIMBURSEMENT TO THE CITY OF EIGHTY PERCENT OF COSTS INCURRED BY CITY FOR CONSTRUCTION OF PEDESTRIAN TRANSIT ACCESS INFRASTRUCTURE IMPROVEMENTS PURSUANT TO THE DOWNTOWN PEDESTRIAN IMPROVEMENT PLAN FROM NEW FREEDOM PROJECT GRANT FUNDS IN THE AMOUNT OF \$573,471, WITH A LOCAL MATCH OF \$143,368, UNDER PROJECT GRANT AGREEMENT # 51107F7084 BETWEEN THE TEXAS DEPARTMENT OF TRANSPORTATION AND CVTD (Page , #2013-10-???)

Interim Economic Development Director Bob Schneeman presented background information.

General discussion was held on the amount of funds dedicated.

Motion, to adopt the Resolution, as presented, was made by Councilmember Farmer and seconded by Councilmember Vardeman. Motion carried unanimously.

ADOPTION OF A RESOLUTION OF THE CITY OF SAN ANGELO, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDED FIRE AND SECURITY EQUIPMENT AND SERVICE AGREEMENT TO AMEND THE TERM OF THE ORIGINAL AGREEMENT DATED OCTOBER 5, 2010, SAID AMENDED TERM BEING FOR FIVE (5) YEARS, COMMENCING OCTOBER 5, 2010 AND ENDING OCTOBER 4, 2015, AND CERTAIN OTHER RELATED PROVISIONS (Page , #2013-10-???)

Councilmember Self stated he had a conflict of interest and would recuse himself from the vote.

Responding to a question by Councilmember Vardeman, Construction & Facilities Manager Ron Lewis explained the term of the original and amended contract for the full five (5) year term.

Motion, to adopt the Resolution, as presented, was made by Councilmember Vardeman and seconded by Councilmember Fleming. Motion carried unanimously.

PRESENTATION ON CRISIS OF THE CONCHO: TOWARDS A CONSERVATION PLAN BY AQUA SQUAD 2013 STUDENTS

Accompanied by Christy Youker, UCRA Education Director, the students presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.* Ms. Youker stated the program is through the partnership between the UCRA, SAISD and the Museum of Fine Arts.

Councilmember Farmer recognized the work and contribution of the students. She challenged the students to develop an incentive program for citizens to receive some type of rebate for conserving water. Assistant City Manager Rick Weise stated staff will also coordinate the project with the Water Utilities Conservation Department.

Ms. Youker introduced the students: **Lincoln Middle School** - Scarlet Torres (7th) and Izzah Cuyno (8th); **Glenn** - Ryan Schwarz (7th), Wyatt Hase (7th), and Robby Richardson(8th); **Lee Middle School** - Sophie Forbes (7th), Haley Schmidt (7th), Elizabeth Garibay (7th), Zoe Flores (8th), and Heba Yousef (8th).

RECESS

At 9:58 A.M., Mayor Morrison called a recess.

RECONVENE

At 10:15 A.M., Council reconvened, and the following business was transacted:

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO

Z13-27: Greg Huling

AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH SAID EXHIBIT "A" OF CHAPTER 12 ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY, TO WIT: An unaddressed 17.91 acre tract, located at the southeast corner of the intersection of South Chadbourne Street and Christoval Road. This property specifically occupies the C Potter Survey 160, Abstract 7278, in southeast San Angelo, changing the zoning classification from Light Manufacturing (ML), Ranch & Estate (R&E) and Heavy Commercial (CH) to Light Manufacturing (ML) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

Motion, to introduce the Ordinance, as presented, was made by Councilmember Fleming and seconded by Councilmember Farmer. Motion carried unanimously.

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO

Z13-28: Greg Huling

AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH SAID EXHIBIT "A" OF CHAPTER 12 ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY, TO WIT: An unaddressed 5 acre tract, located approximately 280 feet south of the intersection of Southland Boulevard and Green Meadow Drive. This property specifically occupies the Community of Faith subdivision, Block 1, Section 1, Lots 1 & 2, in western San Angelo, changing the zoning classification from Single-Family Residential (RS-1) to High-Rise Multi-Family Residential (RM-2) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

General discussion was held on the limit of the number of stories within the development, concerns regarding increased traffic, future relief of traffic congestion, possibly approving the matter with conditions once the official plans are presented for approval, suggesting the RM-1 versus RM-2 designation.

Motion, to introduce the Ordinance as RM-1, was made by Councilmember Fleming.

Public comment was made by Proponent Greg Huling regarding the RM-1 and RM-2 zoning classification, noting the RM-1 was too restrictive for his project. Further public comments were made by adjacent property owner Rocky Templin, Planning Commissioner and Citizen Bill Wynne and Citizen Vera Kirkpatrick.

General discussion was held on the number of stories of the apartment development and the possible floor plans in relation to nearby residential yards.

Councilmember Fleming stated the RM-1 is a compromise, acknowledging future issues with the increased traffic. Mr. Hintz informed conditions are not allowed on zoning classifications. However, per Mr. Huling, he noted it would be cost prohibitive with the RM-1 classification and stated the proponent preferred RM-2 over RM-1. Mr. Hintz stated the proponent will need to verify related costs and maintenance or may consider commercial neighborhood. Mr. Hintz proponent would require a conditional use which would also require him

to apply for such. He noted RM-1 will allow other for other flexible uses, with self-service warehouses as an option.

Councilmember Fleming withdrew his motion for lack of a second. He suggested postponing the item thereby allowing the proponent to review and possibly submit a modified request.

Motion, to postpone action on Z13-28 in order to obtain more information, was made by Councilmember Farmer and seconded by Councilmember Fleming. Motion carried unanimously.

APPROVAL OF THE DENIAL OF AN APPEAL OF PLANNING COMMISSION'S DECISION TO DENY CASE NUMBERS Z13-29 & CU 13-19, REQUESTING APPROVAL OF A ZONE CHANGE FROM SINGLE-FAMILY RESIDENTIAL (RS-1) TO GENERAL COMMERCIAL (CG) -AND- A CONDITIONAL USE TO SPECIFICALLY ALLOW FOR VEHICLE REPAIR AS DEFINED IN SECTION 315.I OF THE ZONING ORDINANCE, SUBJECT TO THE APPROVAL OF THE ZONING CHANGE, SPECIFICALLY AT 2588 ARMSTRONG STREET, LOCATED ON THE EAST SIDE OF ARMSTRONG STREET, APPROXIMATELY 800 FEET SOUTH FROM THE INTERSECTION OF ARMSTRONG STREET AND EAST 28TH STREET. THIS PROPERTY SPECIFICALLY OCCUPIES 6 ACRES FROM TRACT 39 IN THE RS LONGBOTHAM SURVEY 0027, ABSTRACT 5735 IN NORTH-CENTRAL SAN ANGELO

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

Councilmember Self commented on the encroachment of the commercial development within the residential area.

Public comment was made by Citizen Clay Hubbard.

Motion, to approve the denial of the appeal, as presented, was made by Councilmember Self and seconded by Councilmember Fleming. Motion carried unanimously.

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO

Z13-31: Baptist Memorials Ministries

AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH SAID EXHIBIT "A" OF CHAPTER 12 ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY, TO WIT: 902, 904, 916 Holcomb Street and 426 and 428 East 8th Street, specifically occupying the proposed subdivision approved August 19, 2013 by the Planning Commission, entitled, Baptist Retirement Community AL-MC Houses, Section 1, Block 1, Lot 1, being a replat of of Cornick's Addition, Block 2, Lots 8-11 and 0.8 acres of the Michael Himmer Survey 321, Abstract 355, in northern San Angelo, changing the zoning classification from Two-Family Residential (RS-2) to Multi-Family Residential (RM-1) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

Motion, to introduce the Ordinance, as presented, was made by Councilmember Vardeman and seconded by Councilmember Self.

Responding to a question from Councilmember Farmer, Mr. Hintz stated the property is owned by Baptist Memorials.

A vote was taken on the motion on the floor. Motion carried unanimously.

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO

Z 13-32: Fleet Equipment Leasing, LLP.

AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH SAID EXHIBIT "A" OF CHAPTER 12 ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY, TO WIT: An unaddressed tract occupying a 25.822 acres tract located south of Red Bluff Road and Hillside Drive; more specifically being 25.822 acres out of 96.314 acres of the Christoph Voight Survey 181, Abstract 3931 and Carl Dammann Survey 180, Abstract 141 in far southwest San Angelo. This property is described on a Preliminary Plat titled "The Canals at Lake Nasworthy" and occupies all of Blocks 6 and 7, changing the zoning classification from a Ranch & Estate (R&E) to a Single-Family Residential (RS-1) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

General discussion was held on the location of the restroom facilities and possible land swap to remedy the issue and whether the area is officially designated as a park noting such involved specific requirements.

Motion, to introduce the Ordinance, as presented, was made by Councilmember Fleming and seconded by Councilmember Self. Motion carried unanimously.

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO

Z 13-33: COSA Planning Commission

AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO, TEXAS, WHICH SAID EXHIBIT "A" OF CHAPTER 12 ADOPTS ZONING REGULATIONS, USE DISTRICTS AND A ZONING MAP, IN ACCORDANCE WITH A COMPREHENSIVE PLAN, BY CHANGING THE ZONING AND CLASSIFICATION OF THE FOLLOWING PROPERTY, TO WIT: 5237 South Bryant Boulevard, located approximately 700 feet south from the intersection of South Bryant Boulevard Frontage Road and Kimrey Lane. This property specifically occupies the Parkview Acres Addition, portions of Blocks 9 & 10 being 3.0966 acres in southern San Angelo, changing the zoning classification from Ranch & Estate (R&E) to Office Commercial (CO) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

Motion, to introduce the Ordinance, as presented, was made by Mayor Morrison and seconded by Councilmember Fleming. Motion carried unanimously.

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AUTHORIZING ABANDONMENT OF A PUBLIC RIGHT-OF-WAY FOR "COUNTY ROAD" EXTENDING APPROXIMATELY 400' NORTHEAST OFF OF LINK ROAD, IMMEDIATELY WEST OF THE CONCHO RIVER ESTATES, BLOCK 34, IN SOUTHERN SAN ANGELO

AN ORDINANCE PROVIDING FOR THE ABANDONMENT AND CLOSING OF THE FOLLOWING STREET SEGMENT, TO WIT: An approximately 400 foot x 60 foot street segment situated approximately 2,600 feet northwest of the intersection of Link Road and Christoval Road along Link Road, immediately west of the Concho River Estates, Block 34, in southern San Angelo; AUTHORIZING THE CONVEYANCE THEREOF TO THE ABUTTING PROPERTY OWNERS; PROVIDING FOR THE TERMS AND CONDITIONS OF ABANDONMENT AND CONVEYANCE; AND PROVIDING FOR THE MAYOR TO EXECUTE AND DELIVER A QUIT CLAIM DEED TO THE ABUTTING PROPERTY OWNERS

Interim Senior Planner Jeff Hintz presented background information. *A copy of the report/presentation is part*

of the Permanent Supplemental Record.

Motion, to introduce the Ordinance, as presented, was made by Councilmember Fleming and seconded by Councilmember Vardeman.

General discussion was held on whether the City received revenue from the sale.

A vote was taken on the motion on the floor. Motion carried unanimously.

APPROVAL OF A BOARD NOMINATION BY COUNCIL AND DESIGNATED COUNCILMEMBERS:

Ft. Concho Museum Board: Joe Spano (SMD6) to an unexpired term January 2014

Motion, to approve the board nomination by Council and designated Councilmembers, was made by Councilmember Farmer and seconded by Councilmember Self. Motion carried unanimously.

ANNOUNCEMENTS AND CONSIDERATION OF FUTURE AGENDA ITEMS

The Regular City Council meeting on Tuesday, October 15, 2013, will be held at 5:30 P.M.

RECESS

At A.M., Mayor Morrison called a recess.

RECONVENE

At A.M., Council reconvened, and the following business was transacted:

EXECUTIVE/CLOSED SESSION

At P.M., Council convened in 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, Section 551.074(1) to deliberate the evaluation and duties of the City Manager; to deliberate the discipline of a public officer, being a City Council member, for Code of Conduct and Code of Ethics violations; and to hear a complaint or charge against an officer, being a City Council member, or employee; and, Section 551.072 to deliberate the purchase, exchange, lease, or value of real property regarding Red Arroyo Hills.

RECESS

At 11:40 P.M., Mayor New called a recess.

RECONVENE

At 11:47 P.M., Council reconvened, and the following business was transacted:

FOLLOW UP AND ADMINISTRATIVE ISSUES

CONSIDERATION OF MATTERS DISCUSSED IN EXECUTIVE/CLOSED SESSION

No action was taken on matters discussed in Executive/Closed Session.

Dane distributed the proposed October 1, 2013 Agenda and solicited Council comments and suggestions.

Councilmember Fleming: update on Arroyo hike and bike trail

- Presentation on Gun Club Road at Lake Nasworthy and related issues
- Commended Shane and Carl on the river walk appearance
- Riverfest on October 19th

Councilmember Self – recreational lake and river lease land renewals for home owners to fair market value;

providing some consistency;

Councilmember Farmer – weeds and mesquite trees near Sam’s Club

- Twin Mountain and bring to Sherwood Way, and possibly widening road;
- Presentation / charts Nature Center cost and operation and future plans
- Budget and line item for Public Information Office in relation to expenses; on agenda
- Fund balances of departments/fund; what happens with those funds; Dane can be used for expenses or expenditures; possibly re-allocate those funds to various projects
- Presentation on transfer in and out
- Explanation on Misc/Other accounts – need further detail – consider a workshop
- Reimbursements from DC for water (book as a receivable in last year)

Councilmember Wardlaw – Pilot ordinance; stormwater budget and possible prohibition on PILOT

Councilmember Vardeman- half cent sales tax

- Stormwater and similar to Councilmember Wardlaw ; uses of funds, limitation of regulations

10/15 will begin meeting with executive at 4:30 p.m. and regular at 5:30

ADJOURNMENT

Motion, to adjourn, was made by Councilmember Self and seconded by Mayor Morrison. Motion carried unanimously.

The meeting adjourned at 12:01 P.M.

THE CITY OF SAN ANGELO

Dwain Morrison, Mayor

ATTEST:

Alicia Ramirez, 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.)