

## **CITY COUNCIL MINUTE RECORD**

The City of San Angelo  
Tuesday, May 21, 2013

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Vol. 104

### **OPEN SESSION**

BE IT REMEMBERED City Council convened in a regular meeting at 9:07 A.M., Tuesday, May 21, 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, Alvin New  
Councilmember Paul Alexander  
Councilmember Dwain Morrison  
Councilmember Johnny Silvas  
Single Member District #4 - Vacant  
Councilmember Kendall Hirschfeld  
Councilmember Charlotte Farmer

were present and acting, thus constituting a quorum. Whereupon, the following business was transacted:

An invocation was given by Pastor Harold Watkins of Freedom Fellowship and pledge was led by Jessie White, 6<sup>th</sup> Grader at Trinity Lutheran School.

### **PUBLIC COMMENT**

Councilmember Morrison suggested City Council offer assistance to the tornado victims in Oklahoma and possibly work with HEB or other partners.

### **CONSENT AGENDA**

#### **APPROVAL OF THE MAY 14, 2013 CITY COUNCIL REGULAR MEETING MINUTES**

**CONSIDERATION OF REJECTING ALL BIDS SUBMITTED UNDER REQUEST FOR BIDS WU-12-13 FOR FERRIC CHLORIDE FOR USE IN THE WATER TREATMENT PLANT (Discussed in the Regular Agenda)**

**ADOPTION OF A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE TAX RESALE DEED (QUITCLAIM) CONVEYING THE FOLLOWING TAX LOT: (Page 535, #2013-05-072)**

404 E 21st Street, (Galilee), Lots 7 & 8, Block 23, Marx & Blum, \$5,000.00, Suit No. B-06-0111-T  
402 E 20th Street, (Galilee), Lot 8, Block 22, Marx & Blum, \$2,340.00, Suit No. B-07-0182-T  
1406 Spaulding Street, (Galilee), Lot 9, Block 32, Fairview \$3,500.00, Suit No. B-08-0004-T  
1509 Pecan Street, (Perez), NE ¼ of Block 8, Snyder, \$750.00, Suit No. B-4738-B)

**ADOPTION OF A RESOLUTION AUTHORIZING THE MAYOR, ON CONDITION STATED, TO EXECUTE A TAX-RESALE (QUITCLAIM) DEED CONVEYING ALL RIGHT, TITLE AND INTEREST OF THE CITY OF SAN ANGELO, TRUSTEE AND ALL OTHER TAXING UNITS INTERESTED IN THE TAX FORECLOSURE JUDGMENT TO R.W. HARGRAVES FOR \$15,000 FOR PROPERTY LOCATED AT 1636 PULLIAM STREET: LOTS 11 & 12, BLOCK 8, BELL ADDITION (Page 537, #2013-05-073)**

**CONSIDERATION OF ADOPTING A RESOLUTION AMENDING AUTHORIZED REPRESENTATIVE FOR TEXPOOL, AN INVESTMENT SERVICE FOR PUBLIC FUNDS (Discussed in the Regular Agenda)**

**ADOPTION OF A RESOLUTION AUTHORIZING THE SAN ANGELO POLICE DEPARTMENT TO APPLY FOR THE OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION GANG OVERTIME GRANT (Page 539, #2013-05-074)**

APPROVAL OF A RECOMMENDATION BY CITY OF SAN ANGELO DEVELOPMENT CORPORATION (COSADC) TO APPROVE THE ANNUAL COSADC CONTRACT WITH THE CHAMBER OF COMMERCE AND AUTHORIZING THE COSADC PRESIDENT TO EXECUTE A CONTRACT WITH THE SAN ANGELO CHAMBER OF COMMERCE FOR THE PROVISION OF MARKETING AND RECRUITMENT SERVICES

APPROVAL OF MATTERS RELATED TO THE CITY OF SAN ANGELO AND TEXAS DEPARTMENT OF STATE HEALTH SERVICES (DSHS) ANIMAL FRIENDLY GRANT:

- ADOPTION OF A RESOLUTION RATIFYING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE THE FILING OF GRANT SUBMISSION TO THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR ANIMAL FRIENDLY GRANT FUNDS FOR FY14 IN THE AMOUNT OF \$20,000 WITH A 0% MATCH REQUIREMENT TO FUND THE CITY'S LOW COST SPAY NEUTER ASSISTANCE PROGRAM (SNAP) (Page 541, #2013-05-075);
- ACCEPTANCE OF SAID ANIMAL FRIENDLY GRANT FUNDS BY THE CITY, IF AWARDED; AND;
- AUTHORIZATION FOR THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL DOCUMENTS RELATED TO SAID FUNDS

APPROVAL TO AMEND CITY COUNCIL'S PRIOR AUTHORIZATION ON FEBRUARY 21, 2013 AUTHORIZING THE PAYROLL DEDUCTION FOR POLICE OFFICER DUTY RIFLES AND RELATED ACCESSORIES

SECOND HEARING AND APPROVAL OF THE PLANNING COMMISSION'S RECOMMENDATION OF A ZONE CHANGE FROM RANCH & ESTATE (R&E) TO LIGHT MANUFACTURING (ML) IN LIEU OF APPLICANT'S REQUEST FOR HEAVY MANUFACTURING (MH), AND ADOPTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO (Page 543, #2013-05-076)

Z 13-11: Harold and Margaret Mueller

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: 4017, 4085, 4089, 4091, 4093 and 4125 US Highway 67 Frontage, 3902, 3922 and 3970 Tractor Trail, and 3613, 3669 and 3745 Porter Henderson Drive. This property specifically occupies the Paul Gregory Addition, Block 1, Lots 1-9 (a replat of Tract B in Section 1 and a replat of Tract C in Section 2) in northeast San Angelo, changing the zoning classification from Ranch & Estate (R&E) to Light Manufacturing (ML) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

SECOND HEARING AND CONSIDERATION OF ADOPTING AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO (SUBMITTED BY INTERIM DIRECTOR OF DEVELOPMENT SERVICES AJ FAWVER)  
*(Discussed in the Regular Agenda)*

Z 13-13: David and Pam Hilton

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: 525 Preusser Street, located at the southwest corner of Preusser Street

and North Poe Street. This property specifically occupies the Ellis Addition Block 4, N 115' of Lots 1 & 2 and E 33.5' of Frary Addition, Block 19, Lot 6, in central San Angelo, adding the zoning classification of Historic Overlay (HO) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

SECOND HEARING AND ADOPTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO (Page 545, #2013-05-077)

PD 13-02: Luke Burnett

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 1245 Grand Canal Road, located approximately 500 feet east of the intersection of Grand Canal Road and Clarice Court. The property specifically occupies a proposed Second Replat of Sunset Ranch Estates, Section Two, Block Two, Lot 17B in southern San Angelo, changing the zoning classification from Office Warehouse (OW) to Planned Development (PD) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Councilmember Farmer requested the following items: Bid WU-12-13, Texpool, and Z 13-13, be discussed in the Regular Agenda. Mayor New also noted the Workers' Compensation Data item will be tabled and scheduled for a future meeting. Council concurred.

Motion, to approve the Consent Agenda, as presented, with the exception of Bid WU-12-13, Texpool, and Z 13-13, was made by Councilmember Silvas and seconded by Councilmember Hirschfeld. Motion carried unanimously.

**SPECIAL AGENDA**

ADOPTION OF AN ORDER CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE ELECTION HELD MAY 11, 2013 AND CALLING FOR A RUNOFF ELECTION ON JUNE 15, 2013 (Page 551, #2013-05-078)

AN ORDER OF THE CITY OF SAN ANGELO, TEXAS, CANVASSING RETURNS OF A GENERAL ELECTION HELD IN SAID CITY ON THE 11TH DAY OF MAY, 2013, FOR THE PURPOSE OF ELECTING MUNICIPAL OFFICERS; AND A SPECIAL ELECTION HELD IN SAID CITY ON THE 11TH DAY OF MAY, 2013, FOR THE PURPOSE OF ELECTING MUNICIPAL OFFICERS TO FILL VACANCIES FOR UNEXPIRED TERMS; DECLARING RESULTS OF THE GENERAL ELECTION AND SPECIAL ELECTION; CALLING FOR A RUNOFF ELECTION TO BE HELD ON JUNE 15, 2013, FOR THE PURPOSES OF ELECTING A MAYOR TO FILL THE MAYOR'S SEAT, AND A COUNCIL MEMBER TO FILL THE VACANCY IN SINGLE MEMBER DISTRICT SEAT ONE AND A COUNCIL MEMBER TO FILL THE VACANCY IN SINGLE MEMBER DISTRICT SEAT FIVE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

City Clerk Alicia Ramirez presented background information and Mayor New read the results and canvass order into the record.

It is determined that the following candidates received a majority of the votes for the office for which they were candidates: Marty Self, Councilmember, Single Member District 2; Don Vardeman, Councilmember, Single Member District 4; and, Charlotte Farmer, Councilmember, Single Member District 6; therefore, have been elected.

In the General Election duly held on the 11<sup>th</sup> day of May, 2013, it is determined that no candidate for the office of Mayor received a majority of the votes cast for that office and that the following two candidates for office

of Mayor received the highest and second highest number of votes for the office of Mayor, to wit:

MAYOR

Kendall Hirschfeld  
Dwain Morrison

In the Special Election duly held on the 11<sup>th</sup> day of May, 2013, it is determined that no candidate for Council Member, Single Member District 1 or Council Member Single Member District 5 received a majority of the votes cast for the office for which he was a candidate and that the following candidates received the highest and second highest number of votes for the respective offices for which they were candidates, to wit:

COUNCIL MEMBER FOR DISTRICT 1

Trinidad Aguirre, Jr.  
Rodney Fleming

COUNCIL MEMBER FOR DISTRICT 5

H.R. "Winkie" Wardlaw, III  
David McBride

May I have a motion to accept the findings and adopt the order?

Motion, to adopt the Order canvassing the returns of the May 11, 2013 General Election and Special Election, and calling for a Runoff Election, as presented, was made by Councilmember Hirschfeld and seconded by Councilmember Morrison. Motion carried unanimously.

ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN ANGELO, TEXAS, ORDERING THAT A RUNOFF ELECTION BE HELD IN SAID CITY ON THE 15<sup>TH</sup> DAY OF JUNE, - 2013, FOR THE PURPOSE OF ELECTING MUNICIPAL OFFICERS; AND ORDERING THAT A RUNOFF ELECTION BE HELD IN SAID CITY ON THE 16<sup>TH</sup> DAY OF JUNE, 2013, FOR THE PURPOSE OF ELECTING MUNICIPAL OFFICERS TO FILL VACANCIES FOR UNEXPIRED TERMS; ORDERING PUBLICATION; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND OTHER PROVISIONS INCIDENT AND RELATED TO THE PURPOSE OF THIS ORDER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (UNA RESOLUCIÓN DEL CONSEJO DE LA CIUDAD DE SAN ANGELO, TEXAS, CONVOCANDO UNA SEGUNDA VOTACIÓN (ELECCIÓN DE DESEMPATE) SE CELEBRARÁ EN DICHA CIUDAD EL 15 DE JUNIO, 2013, PARA LA ELECCIÓN DE OFICIALES MUNICIPALES PARA OCUPAR UNOS POSICIONES VACANTES POR TÉRMINOS NO COMPLETADO; ; ORDENANDO PUBLICACIÓN, HACIENDO PROVISIONES PARA LA CONDUCTA DE DICHAS ELECCIONES Y OTRAS PROVISIONES RELACIONADAS AL MOTIVO DE ESTA ORDENANZA; PREVIENDO POR DIVISIBILIDAD; Y PREVIENDO UNA FECHA DE VIGENCIA) (Page 555, #2013-05-079)

City Clerk Alicia Ramirez presented background information.

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

ADMINISTRATION OF OATHS OF OFFICE FOR SINGLE MEMBER DISTRICT REPRESENTATIVES 2, 4, AND 6, AND PRESENTATION OF CERTIFICATES OF ELECTION

Judge Allen Gilbert administered the Oaths of Office to Mr. Vardeman and Mr. Self. City Clerk Alicia Ramirez administered the Oath of Office to Ms. Farmer. Mayor New presented the Certificates of Election.

INTRODUCTION OF SPECIAL GUESTS

APPROVAL OF COUNCILMEMBER FARMER AS THE APPOINTEE FOR MAYOR PRO-TEMPORE FOR THE 2013 CITY COUNCIL

Councilmember Vardeman nominated Councilmember Farmer. Ms. Farmer accepted.

Motion, to nominated Councilmember Farmer as 2013 Mayor Pro-Tempore, was made by Councilmember Vardeman and seconded by Councilmember Hirschfeld. Motion carried unanimously.

**RECESS**

At 9:41 A.M., Mayor New called a recess.

**RECONVENE**

At 10:13 A.M., All duly authorized members of the Council, to-wit:

Mayor, Alvin New  
Councilmember Paul Alexander  
Councilmember Marty Self  
Councilmember Johnny Silvas  
Councilmember Don Vardeman  
Councilmember Kendall Hirschfeld  
Councilmember Charlotte Farmer

were present and acting, thus constituting a quorum. Whereupon, the following business was transacted:

**REGULAR AGENDA: PUBLIC HEARING AND COMMENT**

REJECTION OF ALL BIDS SUBMITTED UNDER REQUEST FOR BIDS WU-12-13 FOR FERRIC CHLORIDE FOR USE IN THE WATER TREATMENT PLANT

Water Utilities Director Ricky Dickson presented background information.

Motion, to reject all bids, as presented, was made by Councilmember Farmer and seconded by Councilmember Hirschfeld. Motion carried unanimously.

ADOPTION OF A RESOLUTION AMENDING AUTHORIZED REPRESENTATIVE FOR TEXPOOL, AN INVESTMENT SERVICE FOR PUBLIC FUNDS (Page 561, #2013-05-080)

Assistant City Manager/Chief Financial Officer Michael Dane presented background information.

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

SECOND PUBLIC HEARING AND ADOPTION OF AN ORDINANCE AMENDING CHAPTER 12, EXHIBIT "A" (ZONING ORDINANCE) OF THE CODE OF ORDINANCES, CITY OF SAN ANGELO (Page 563, #2013-05-081)

Z 13-13: David and Pam Hilton

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: 525 Preusser Street, located at the southwest corner of Preusser Street and North Poe Street. This property specifically occupies the Ellis Addition Block 4, N 115' of Lots 1 & 2 and E 33.5' of Frary Addition, Block 19, Lot 6, in central San Angelo, adding the zoning classification of Historic Overlay (HO) District; PROVIDING FOR SEVERABILITY AND PROVIDING A PENALTY

Councilmember Farmer noted the item wording was correct on the agenda.

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

PRESENTATION OF THE 1<sup>ST</sup> QUARTER 2013 REPORT FROM THE CHAMBER OF COMMERCE ECONOMIC DEVELOPMENT COUNCIL AND THE CONVENTION & VISITORS BUREAU (CVB)

Vice President for Economic Development John Dugan and CVB Vice President Pamela Miller presented background information.

General discussion was held to provide updated data timely, cline shale projection development, data information lagging, and the annual economic development awards.

Responding to a question from Council regarding monthly periodic updated reports for developers, Mr. Dugan stated the updates were problematic due to lagging data information.

Mayor New suggested staff encourage communication between the various groups, e.g. housing committee and economic development, to provide cohesive efforts. Mr. Dugan informed they have developed a consortium of such to work in a regional basis and locally as a subsection.

Councilmember Alexander commented on the lack of statistical analysis, oil industry, the diversified community, linking with Angelou Economics' San Angelo Comprehensive Economic Development Strategic Plan, utilizing the realtors association and apartment association, studying how many utility meters are activated, and increases in the local school district's student population.

TABLING OF AN AMENDMENT TO VISION PLAN COMPONENT OF THE SAN ANGELO COMPREHENSIVE PLAN UPDATE ADOPTED IN 2009, SPECIFICALLY PROPERTIES LOCATED BETWEEN 43RD STREET TO THE NORTH, COLISEUM DRIVE TO THE EAST, 40TH STREET TO THE SOUTH AND GRAPE CREEK ROAD AND CHADBOURNE STREET TO THE WEST, IN NORTHWESTERN SAN ANGELO

Interim Director of Development Services AJ Fawver and Interim Senior Planner Jeff Hintz presented background information. *A copy of the presentation is part of the Permanent Supplement Record.*

General discussion was held on staff's results of a study conducted on 43<sup>rd</sup> Street near the Coliseum, issues with introducing more business to an area with existing traffic problems, concerns with negative impacts on existing businesses and future expansion, issues with changing the vision plan, existing traffic congestion within the area, and the area was described as lower intensity commercial and higher intensity residential.

City Manager Daniel Valenzuela reiterated the City already has congestion issues within the area.

Referring to the Thoroughfare Map, Councilmember Alexander noted there is only one way into the Coliseum area and needs for better development of the area for future growth and accessibility. He also noted the proposed vision plan amendment does not reflect the suggested changes from the Thoroughfare Plan. Mr. Alexander suggested proposing future neighborhood areas and future extension along Humble Road.

Public comments were made by Bill Murry, owner of Birk Monument Manufacturing property on 40<sup>th</sup> and 43<sup>rd</sup>. He informed the Council if he were to make an application for a zone change request, he would lose the existing zoning classification which he was against. He noted that he petitioned surrounding residents in support of his current zoning. He inquired how were zone changes made without notifying the surrounding property owners.

Responding to a question from Council, Planning Manager AJ Fawver stated the change would classify this area neighborhood commercial. Ms. Fawver stated staff had conducted extensive research and discovered that there are no records of a zone change in that particular. She noted staff is utilizing the legal procedure to rectify the issue. Ms. Fawver explained the proposed vision plan changes will not affect Mr. Murry's current designation; the Planning Commission has an option to approve a partial or entire lot.

General discussion was held on Mr. Murry's issue.

Motion, to table the item, was made by Councilmember Self and seconded by Councilmember Farmer. Motion carried unanimously.

Public comment was made by Citizen Jim Turner.

AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE A CONTRACT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN CATALYST URBAN DEVELOPMENT AND THE CITY OF SAN ANGELO TO CARRY OUT SERVICES REGARDING A MASTER DEVELOPER AS OUTLINED IN PL 01-12

Interim Director of Development Services AJ Fawver and Paris M. Rutherford IV of Catalyst Urban Development, LLC, presented background information.

*Councilmember Farmer left the meeting at 11:38 a.m.*

Responding to a question from Councilmember Silvas, Mr. Rutherford stated the goal of the project is to define specific opportunities in the downtown area, to strengthen the downtown area, making linkages to the various attractions, they company's success stories, e.g. areas of Dallas uptown district, Houston midtown district, downtown Denton, and Garland transit area.

Ms. Fawver stated the project would be funded through salary savings from vacant positions.

Motion, to authorize, as presented, was made by Councilmember Hirschfeld and seconded by Councilmember Alexander.

Timeline Actual work is 6-8 weeks.

A vote was taken on the motion on the floor. AYE: New, Alexander, Self, Silvas, Hirschfeld, and Farmer. NAY: Vardeman. Motion carried 6-1.

### **RECESS**

At 11:52 A.M., Mayor New called a recess.

### **RECONVENE**

At 12:14 A.M., Council reconvened, and the following business was transacted:

### **EXECUTIVE/CLOSED SESSION**

At 12:14 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 551.072 to deliberate the purchase, exchange, lease, or value of real property; and, Section 551.087 to discuss an offer of financial or other incentive to a company or companies with whom the City of San Angelo is conducting economic development negotiations and which the City of San Angelo seeks to have, locate, stay or expand in San Angelo.

### **RECESS**

At 12:36 P.M., Mayor New called a recess.

### **RECONVENE**

At 12:43 P.M., Council reconvened, and the following business was transacted:

POSTPONEMENT OF THE DISCUSSION REGARDING WORKERS' COMPENSATION DATA FOR FY 2011/12 (REQUESTED BY COUNCIL ON 3/5/13); AND REVIEW OF FY 2012 ACTUARIAL REPORT SUBMITTED BY JASON MARTIN OF TOWERS, WATSON AND PRESENTED TO COUNCIL ON 3/5/13; APPROVAL OF THEIR RECOMMENDATION, AND AUTHORIZING FUNDING FOR THE SELF-INSURANCE FUND CONSISTING OF THE WORKERS' COMPENSATION FUND IN THE AMOUNT OF \$2,675,000 AND THE PROPERTY CASUALTY FUND IN THE AMOUNT OF \$1,973,000.00

Mayor noted staff requested the item be postponed to a future meeting. Council concurred.

ADOPTION OF THE 2013 TWIN BUTTES RESERVOIR RECREATION USE PLAN

Parks and Recreation Director Carl White and Consultant Lauren Shrum presented background information. *A copy of the presentation is part of the Permanent Supplement Record.*

General discussion was held on developing guidelines, enforcement issues with areas outside of the extraterritorial jurisdiction, stake holders involvement, fees and related code enforcement, gates and access/key system, policing authority,

Responding to questions by City Council, City Attorney Lysia H. Bowling remarked on possibly annexing the land or possibly relinquishing some authority of the land. She noted staff may research the contract or federal regulations of the Bureau of Reclamation to consider what can be enforced, possibly create concurrent jurisdiction, or a mutual target of what to regulate and enforce.

City Manager Daniel Valenzuela suggested examining a plan, make their recommendation, consider potential fees, and possibly future subsidies.

Motion, to approve, as presented, was made by Councilmember Alexander and seconded by Councilmember Silvas.

Mayor New suggested staff characterize off road vehicles and designate hunting areas. He noted patrons are currently violating federal regulations. He acknowledged the bureau has authorized off road designated areas however questioned how these areas are designated. He suggested utilizing signage and creating maps which must be on the designated trails.

Ms. Shrum noted there are no hunting rules for this area. She informed stakeholders were invited to the workshop, e.g. skeet and target shooting sports, and advised these types of activities are not allowed by local or federal regulations. Ms. Shrum commented on the illegal construction of blinds and noted the plan recommends a management of these types of activities.

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

APPROVAL OF ADDITIONAL IMPROVEMENTS AT CIVIC LEAGUE PARK TO SUPPORT THE OPERATION OF THE INTERNATIONAL WATER LILY COLLECTION INCLUDING A NEW BASIN, PAVILION AND A WATER MISTING SYSTEM AND AUTHORIZING CITY STAFF TO NEGOTIATE AN AGREEMENT FOR THE CONSTRUCTION OF THE IMPROVEMENTS WITH THE SAN ANGELO COUNCIL OF GARDEN CLUBS

Parks and Recreation Director Carl White presented background information. *A copy of the presentation is part of the Permanent Supplement Record.*

General discussion was held on the removal of a 28' diameter live oak tree, the related maintenance and damage issues associated with the tree to the surrounding pools, establishing a plan when planting trees near the pools, and the installation and aesthetics of the misting system.

Motion, to approve the improvements, as presented, was made by Mr. Self and seconded by Councilmember Hirschfeld. Motion carried unanimously.

FIRST PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE AMENDING THE 2012-2013 BUDGET FOR GRANTS, NEW PROJECTS AND INCOMPLETE PROJECTS

AN ORDINANCE OF THE CITY OF SAN ANGELO AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013, FOR NEW PROJECTS, INCOMPLETE PROJECTS, CAPITAL PROJECTS, AND GRANTS

Budget Manager Morgan Chegwidan presented background information.

Motion, to introduce the Ordinance, as presented, was made by Councilmember Hirschfeld and seconded by



Councilmember Farmer. Motion carried unanimously.

**FOLLOW UP AND ADMINISTRATIVE ISSUES**

**CONSIDERATION OF MATTERS DISCUSSED IN EXECUTIVE/CLOSED SESSION**

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

**ANNOUNCEMENTS AND CONSIDERATION OF FUTURE AGENDA ITEMS**

City Manager Daniel Valenzuela distributed the proposed June 4, 2013 Agenda and solicited Council comments and suggestions.

Councilmember Self requested an item regarding the dying trees and possible preservation plan.

Councilmember Alexander requested an item to discuss a future reliever route from North Bryant to Chadbourn to the Coliseum.

Councilmember Farmer requested an update on the Red Arroyo project in relation to water.

Councilmember Silvas commented on calls from constituents regarding the enforcement of the noise ordinance. He also commented on the grounds maintenance of the former Edgewater property.

**ADJOURNMENT**

Motion, to adjourn, was made by Councilmember Hirschfeld and seconded by Councilmember Farmer. Motion carried unanimously.

The meeting adjourned at 1:56 P.M.

THE CITY OF SAN ANGELO

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Alvin New, Mayor

ATTEST:

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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.)

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