

CITY COUNCIL MINUTE RECORD

The City of San Angelo
Tuesday, May 14, 2013

Page 505
Vol. 104

OPEN SESSION

BE IT REMEMBERED City Council convened in a regular meeting at 9:13 A.M., Tuesday, May 14, 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, with the exception of, thus constituting a quorum. Whereupon, the following business was transacted:

An invocation was given by Mayor Alvin New and pledge was led by Hallee Carlson, 6th Grader, and Hayden Carlson, 3rd Grader, of Angelo Catholic School.

PROCLAMATIONS AND RECOGNITIONS

“Employee Health & Fitness Month”, May 2013, to be accepted by Eric Becker, Chief Executive Officer, San Angelo Community Medical Center, Sheryl Pfluger, Business Development and Marketing Director, San Angelo Community Medical Center, Janet Charlesworth, Wellness Coordinator, Employee Health Clinic, and Mary Solomon, Wellness Coordinator, Employee Health Clinic

“Motorcycle Safety and Awareness Month”, May 2013, was accepted by Joe Estrada of Survivors United Motorcycle Club.

“Police Week”, May 12 through May 18, 2013, and “Peace Officers Memorials Day”, May 15, 2013, was accepted by Tim Vasquez, Chief of Police.

PUBLIC COMMENT

Mayor New provided a brief explanation regarding the General and Special Election held on May 11, 2013, the canvassing procedure of said election, and the related timeframe to seat the newly elected officials.

Public comments were made by West Texas Organizing Strategy Representative Craig Meyers regarding the future development of 19th street, specifically related to the increased traffic as a result of the anticipated oil/cline shale development; Citizens Jim Ryan regarding the local election and commended those candidates who ran in the race; Jim Turner regarding the changes to the City’s website; and Sally Ayana, former candidate for SMD 4 commending those who assisted her with her campaign.

CONSENT AGENDA

APPROVAL OF THE APRIL 16, 2013 CITY COUNCIL REGULAR MEETING MINUTES

CONSIDERATION OF AWARDING BID WU-07-13 FOR THE WATER TREATMENT PLANT POLYMER COAGULANT AID TO POLYMER BID TO CHAMELEON INDUSTRIES, INC. (MESQUITE, TX), IN THE AMOUNT OF \$91,800.00, AND AUTHORIZING THE CITY MANAGER OR HIS

DESIGNEE TO EXECUTE ANY NECESSARY RELATED DOCUMENTS (Discussed in the Regular Agenda)

AUTHORIZATION FOR THE SALE OF THE FOLLOWING RESIDENTIAL PROPERTIES FOR THE APPRAISED VALUE AND AUTHORIZING THE MAYOR, CITY MANAGER, OR WATER UTILITIES DIRECTOR TO EXECUTE ALL NECESSARY LEGAL DOCUMENTS PERTAINING TO THE SALE OF SUBJECT PROPERTIES, SUBJECT TO COMPLETION OF ALL CURATIVE REQUIREMENTS: (SUBMITTED BY WATER UTILITIES DIRECTOR RICKY DICKSON)

1932 Shady Point Circle Drive, Lot 52, Group Shady Point (Marks), \$86,095.00
1604 Shady Point Circle Drive, Lot 58-B, Group Shady Point (Reed), \$25,172.00
1601 Shady Point, Lot 123-A, Group Shady Point (Richmond), \$23,101
2658 Kings Road, Lot 49, Group Fishermans Road (Matthews), \$101,314.00
2690 Sleepy Hollow Road, Lot 57, Group Fishermans Road (Povac), \$90,647.00
2005 Beaty Circle, Lot 10-A, Group 1 (Johnson), \$77,811.00

CONSIDERATION OF APPROVING THE RENEWAL OF RESIDENTIAL LEASES FOR THE FOLLOWING PROPERTIES AND AUTHORIZING THE MAYOR, CITY MANAGER, OR WATER UTILITIES DIRECTOR TO EXECUTE ALL NECESSARY LEGAL DOCUMENTS PERTAINING TO THE LEASE RENEWAL: (Discussed in the Regular Agenda)

Lot 19, Group 2, 2029 American Legion Road (Simpson)
Lot 1, Group 16, 2262 Joy Road (Furlong)

ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING, IN SUBSTANTIALLY THE ATTACHED FORM, WITH GOODFELLOW AIR FORCE BASE 17TH CIVIL ENGINEERING SQUADRON READINESS AND EMERGENCY MANAGEMENT FLIGHT PROVIDING FOR SHARING EMERGENCY RESPONSE INFORMATION THROUGH DEFENSE CONNECT ONLINE COMMUNICATIONS AND WEB EOC (Page 517, #2013-05-068)

CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN ACTION CAREER TRAINING AND THE CITY OF SAN ANGELO FOR USE OF THE FOSTER COMMUNICATIONS COLISEUM PARKING LOT (Discussed in the Regular Agenda)

CONSIDERATION OF ADOPTING A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE SUPPLEMENTAL LEASE AGREEMENT NO. 1, TO LEASE DACA63-5-12-0329, IN SUBSTANTIALLY THE ATTACHED FORM, AND ALL RELATED DOCUMENTS, BETWEEN THE CITY OF SAN ANGELO AND THE UNITED STATES OF AMERICA (USA) AT SAN ANGELO REGIONAL AIRPORT (Discussed in the Regular Agenda)

Motion, to approve the Consent Agenda, as presented, with the exception of WU-07-13, Lake Nasworthy residential leases, Action Career Training lease, and DACA63-5-12-0329 Supplemental Lease, was made by Councilmember Silvas and seconded by Councilmember Hirschfeld. Motion carried unanimously.

REGULAR AGENDA: PUBLIC HEARING AND COMMENT

AWARD OF BID WU-07-13 FOR THE WATER TREATMENT PLANT POLYMER COAGULANT AID TO POLYMER BID TO CHAMELEON INDUSTRIES, INC. (MESQUITE, TX), IN THE AMOUNT OF \$91,800.00, AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY NECESSARY RELATED DOCUMENTS

Requested by Councilmember Farmer, Water Utilities Director Ricky Dickson presented background information and informed the purchase is for the existing plant and explained the purpose of the chemical.

Motion, Councilmember Farmer/Councilmember Hirschfeld

POSTPONEMENT OF APPROVING THE RENEWAL OF RESIDENTIAL LEASES FOR THE FOLLOWING PROPERTIES AND AUTHORIZING THE MAYOR, CITY MANAGER, OR WATER UTILITIES DIRECTOR TO EXECUTE ALL NECESSARY LEGAL DOCUMENTS PERTAINING TO THE LEASE RENEWAL: (SUBMITTED BY WATER UTILITIES DIRECTOR RICKY DICKSON)

Lot 19, Group 2, 2029 American Legion Road (Simpson)

Lot 1, Group 16, 2262 Joy Road (Furlong)

Requested by Councilmember Farmer, Water Utilities Director Ricky Dickson presented background information and informed the lots were at Lake Nasworthy and requested staff revisit the process for the lake renewals, the terms of the contract, and the rates.

Councilmember Farmer suggested pulling the item and work with staff on the terms.

Motion, to postpone the item, was made by Councilmember Farmer and seconded by Councilmember Morrison. Motion carried unanimously.

ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN ACTION CAREER TRAINING AND THE CITY OF SAN ANGELO FOR USE OF THE FOSTER COMMUNICATIONS COLISEUM PARKING LOT (Page 519, #2013-05-069)

Requested by Councilmember Farmer, Civic Events Manager Angelica Pena presented background information.

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

ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE SUPPLEMENTAL LEASE AGREEMENT NO. 1, TO LEASE DACA63-5-12-0329, IN SUBSTANTIALLY THE ATTACHED FORM, AND ALL RELATED DOCUMENTS, BETWEEN THE CITY OF SAN ANGELO AND THE UNITED STATES OF AMERICA (USA) AT SAN ANGELO REGIONAL AIRPORT (Page 521, #2013-05-070)

Requested by Councilmember Farmer, Business Analysis Bryan Kendrick presented background information.

Motion, to adopt the Resolution, as presented, Councilmember Farmer/Councilmember Hirschfeld. Motion carried unanimously.

ADOPTION OF A RESOLUTION IMPLEMENTING DROUGHT LEVEL II OF THE CITY OF SAN ANGELO'S WATER CONSERVATION AND DROUGHT CONTINGENCY PLAN (Page 523, #2013-05-071)

Water Utilities Director Ricky Dickson presented background information and reported the City was at 17.2 months of water supply. He noted should the resolution be adopted, the resolution would be enforceable on June 1 and billed, including the surcharges, on July 1.

Councilmember Alexander commented on the detail of the surcharge and suggested staff clearly display the details related to the surcharge. Extra charges related to the DLII.

Responding to question by Councilmember Silvas, Mr. Dickson reviewed the outside watering restrictions.

Public Information Officer Anthony Wilson explained the information will be available on the website, a press release, social media, SATV Cable Channel 17, and all avenues available to staff to provide information to the public.

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

DISCUSSION AND POSSIBLE ACTION ON MATTERS RELATED TO THE CITY OF SAN ANGELO ANIMAL SHELTER SPAY NEUTER ASSISTANCE AND ADOPTION SUBSIDY PROGRAMS:

Health Services Director Sandra Villarreal presented background information. *A copy of the presentation is part of the Permanent Supplement Record.*

General discussion was held on the software available, Time & Space information, dead on arrival statistics,

- DISCUSS IN IMPLEMENTING AN UPDATED VERSION OF THE SPAY NEUTER ASSISTANCE PROGRAM; AND,

Discussion was held on the expiration of the voucher date for better accountability and budgeting of the program; participating veterinarians; the City's responsibility of and recipient of additional fees separate from the voucher, e.g., rabies shot, microchip, etc.; offering the program to county residents as well as seeking partnership with the Tom Green County; and when the vouchers are offered and convenient to the public.

- DIRECTION TO STAFF ON IMPLEMENTING AN ADOPTION SUBSIDY PROGRAM

Discussion was held on developing adoption guidelines, number of days an animal is kept before being euthanized, amending the number of days or offering a discount for an extended stay animal, advertising an adoption program through the city's channel, and status on the future repair of the incinerator and use of the landfill for disposal of euthanized animals.

In conclusion, Council recommended staff establish a framework of guidelines for the adoption program and the adoption subsidy program.

- AUTHORIZATION FOR THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR FUNDING THROUGH VARIOUS GRANTS, FOUNDATIONS, AND OTHER FUNDRAISING INITIATIVES WHICH DO NOT OBLIGATE THE CITY FINANCIALLY

Discussion was held staff's efforts to generate revenue through various initiatives and programs, advertising through the City's utility statement and other mediums, private funding, general fund transfers, and coordinating the animal tag with an identity feature on the microchip.

Motion, to authorize the City Manager apply for funding through various grants, foundations and other fundraising initiatives which do not obligate the city financially, as presented, was made by Councilmember Hirschfeld and seconded by Councilmember Silvas. Motion carried unanimously.

- AUTHORIZATION FOR STAFF TO IMPLEMENT A PILOT PROGRAM ADVERTISING A DONATION REQUEST PROGRAM THROUGH THE CITY'S UTILITY STATEMENT

General discussion was held on the donation program, and whether to implement the program temporarily or permanently.

Motion, to authorize a pilot program to advertise a donation request program for the shelter through the utility statement, was made by Councilmember Silvas and seconded by Councilmember Morrison. AYE: New, Morrison, Silvas, Hirschfeld, and Farmer. NAY: Alexander. Motion carried 5-1.

RECESS

At 10:36 A.M., Mayor New called a recess.

RECONVENE

At 10:52 A.M., Council reconvened, and the following business was transacted:

APPROVAL OF A PETITION REQUESTING ANNEXATION BY AREA LANDOWNERS (TO SAN ANGELO'S CITY LIMITS) OF CERTAIN PROPERTIES SITUATED IMMEDIATELY WEST/SOUTHWEST OF SAN ANGELO AND ENCOMPASSING A VACANT 24.484 ACRE TRACT EXTENDING NORTHWEST FROM MILLS PASS DRIVE, AND LOCATED DIRECTLY WEST OF AN 8.995 ACRE TRACT ANNEXED TO THE CITY LIMITS ON MARCH 5, 2013 THAT COMPRISES THE PROPOSED PRESTONWOOD ADDITION, SECTION TWO; AND, APPROVAL OF RELATED ANNEXATION SCHEDULE

Interim Director of Development Services AJ Fawver presented background information noting the petition was presented in March 2013 and action today will reset the schedule associated with this petition.

Motion, to approve the petition and updated schedule, as presented, was made by Councilmember Hirschfeld and seconded by Councilmember Farmer. Motion carried unanimously.

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

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

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

Motion, to introduce the Ordinance, as presented, was made by Councilmember Morrison and seconded by Councilmember Silvas. 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 13-13: 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

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

General discussion was held on the L-shaped lot, staff's explanation noting the historic designation is applied by the tax parcel, and that such designation only applies to the structure.

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

DIRECTION TO STAFF TO REMAND THE AMENDMENT TO VISION PLAN COMPONENT OF THE SAN ANGELO COMPREHENSIVE PLAN UPDATE ADOPTED IN 2009, SPECIFICALLY PROPERTIES STARTING APPROXIMATELY 800 FEET WEST FROM THE INTERSECTION OF LOOP 306 AND BAZE STREET, THENCE IN A NORTHERLY DIRECTION TO FM 2105, AND EASTERLY THROUGH THE CITY LANDFILL AND ENCOMPASSING PROPERTIES ANNEXED TO THE CITY LIMITS IN DECEMBER OF 2011, AND CITY OWNED PROPERTIES EAST OF NORTH US HIGHWAY 67 NORTH AND EAST OF THE CURRENT INDUSTRIAL PARK IN THE FAR NORTHEAST PORTION OF SAN ANGELO

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 the types of zoning classifications, allowable uses within the classifications, the need to provide flexibility to the owners by designating the entire area industrial, and the necessary notification requirements should the classifications change.

Motion, to remand the amendment to the Planning Commission, particularly to further review the commercial designation within the proposed area, was made by Councilmember Morrison and seconded by Councilmember Hirschfeld. Motion carried unanimously.

APPROVAL OF AN AMENDMENT TO THE THOROUGHFARE PLAN COMPONENT OF SAN ANGELO'S COMPREHENSIVE PLAN, SPECIFICALLY PLANNED PROJECTIONS OF SMITH BOULEVARD AND PAULANN BOULEVARD AND OTHER PLANNED THOROUGHFARES IN NORTHEAST SAN ANGELO

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 the future planned roads and future connectivity.

Motion, to approve the amendment, as presented, was made by Councilmember Morrison and seconded by Councilmember Hirschfeld. Motion carried unanimously.

APPROVAL OF AN AMENDED PROPOSAL TO VISION PLAN COMPONENT OF THE SAN ANGELO COMPREHENSIVE PLAN UPDATE ADOPTED IN 2009, SPECIFICALLY PROPERTIES LOCATED SOUTH FROM THE INTERSECTION OF GRAND CANAL ROAD AND US HIGHWAY 277, SOUTH TO THE CITY LIMIT LINE, AND PROPERTIES LOCATED JUST EAST OF THE CITY LIMITS LINE, BUT OUTSIDE THE CITY LIMITS IN SOUTHERN SAN ANGELO; AND, DIRECT TO STAFF TO REMAND

THE REMAINING PROPOSED CHANGES TO THE PLANNING COMMISSION FOR FURTHER REVIEW

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 the impact to existing businesses,

Motion, to accept, as presented, was made by Councilmember Alexander. Motion failed due to the lack of a second.

Motion, to approve proposed the changes bounded by Clarice Court , north grand canal road to east of 277, including Grand Canal Point Addition Tracts 1,2,3,4 and Sunset Ranch Estates , Lot 17, as presented; and, remanding the remaining proposed changes to the Planning Commission, was made by Councilmember Hirschfeld and seconded by Councilmember Farmer.

Further discussion was held on the future development of housing located next to commercial zoned properties, conditional uses, allowable uses within the various zones, protecting the future development for the existing property owners, future property uses, and correcting those with non-compliance zone uses.

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

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

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

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

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

APPROVAL OF CHANGE ORDER #15 TO INCLUDE THE REPAIR OF THE PEDESTRIAN BRIDGE WEST OF ABE STREET UNDER THE AGREEMENT WITH TEMPLETON CONSTRUCTION CO., INC., CONSTRUCTION MANGER AT RISK, FOR THE CONCHO RIVER & PARKS REHABILITATION PROJECT PK-05-10 IN THE AMOUNT OF \$167,128.00, AND REQUESTING APPROVAL FOR SAID AMOUNT TO BE FUNDED IN EQUAL PARTS BY RIVER PROJECT CONTINGENCY FUNDS AND THE CITY SELF-INSURANCE FUND; AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID CHANGE ORDER

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

Motion, to approve the change order, as presented, was made by Councilmember Morrison and seconded by Councilmember Silvas.

General discussion was held on whether to repair or rebuild the bridge, and the cost differential.

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

DIRECTION TO STAFF REGARDING THE ESTABLISHMENT OF NEW LANDSCAPE PLANTINGS FOR SOME DEVELOPMENT PROJECTS (RIVER CORRIDOR, RIO VISTA PARK, LOVE MUNICIPAL POOL, AND CITY HALL PLAZA)

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

Council directed staff to move forward with their recommendations as presented.

Mr. White informed as drought level conditions improve, staff will present an update on the various landscaping projects.

DISCUSSION ON MATTERS RELATED TO THE FISCAL YEAR 2012-2013 BUDGET:

Budget Manager Morgan Chegwiddden presented background information. *A copy of the presentation is part of the Permanent Supplement Record.*

DISCUSSION OF STAFF'S RECOMMENDATION REGARDING THE CASH FLOW AVAILABLE FOR GENERAL CAPITAL PROJECTS

Interim City Engineer presented background information.

General discussion was held on the FY12 \$1.7 general capital fund non-designated amount and the additional \$755K carryover from FY12/13 noting a portion of the carryover will need to be reallocated to the mill and overlay project and the Avenue P stormwater project. Mayor New noted stormwater monies may be used on quality impact type improvements and staff is calculating a projected allocation which will be submitted at a future date. Ms Chegwiddden stated final approval of the budget ordinance amendment will be required.

Mayor suggested utilizing these funds for the installation of sidewalks on 19th street and conjunction with the 2013 Mill & Overlay project.

Motion, to approve staff's recommendation accepted staff's recommendation that \$1,756,529 be allocated to complete the Ave P drainage remediation and mill & overlay projects, as presented, was made by Councilmember Silvas and seconded by Councilmember Morrison. Motion carried unanimously.

REVENUES IN EXCESS OF EXPENDITURES, AND

Ms. Trainer presented background information.

After further review, Council suggested no action at this time.

AMBULANCE FEES

Ms. Trainer informed the fees were authorized by City Council as part of the FY 2012/13 Budget; however, the revenue allocation was not approved for a specific project. She informed staff is seeking action and direction on the proposed recommendations. *A copy of the report/presentation is part of the Permanent Supplemental Record.*

Mayor New commended staff for their proactive approach and suggested authorizing staff's recommendations.

Motion, to approve staff's recommendation (**Year 1** (partial year): Software \$180,000 & Fire truck \$200,000; **Year 2**: Training Center debt \$170,000, Fire Truck \$310,000; and **Year 3**: Training Center debt \$170,000 & Fire Truck \$310,000), as presented, was made by Mayor New. Motion failed due to the lack of a second.

Further discussion was held on whether to include the salary needs of the department which would assist in solving the compression issues within the pay plan, salary issues throughout the entire organization, and the need to address all department salary issues as opposed to dealing with one specific department. Discussion was also held on the Special Committee's meetings and resolution of the salary compression issues.

Assistant City Manager Rick Weise informed the salary discussion has been addressed; however, only for this group. He concurred with the Mayor regarding the salaries.

Councilmember Morrison expressed his concern regarding the special committee's meetings and the need to disclose such matters in open session.

Motion, to postpone the item and to further consider the item during the budget session discussions, was made by Councilmember Morrison and seconded by Councilmember Silvas.

Responding to questions by Councilmember Silvas, Fire Chief Brian Dunn briefed the Council on the issues related to the current software and department's immediate needs: the 18-year old fire truck, normal 15-year replacement rotation, the ambulance replacement, training center needs and debt service on a new facility, prohibited activities at the current training center, Insurance Service Office (ISO) rating criteria and related impacts, and possible partnerships with Goodfellow Air Force Base

Public comment was made by Bubba Barnett representing the Firefighters Association regarding the firefighter salary structure.

A vote was taken on the motion on the floor. AYE: Morrison, Silvas, and Farmer. NAY: New, Hirschfeld, and Alexander. Motion tied 3-3.

Motion, to authorize staff's recommendation related to the software and training center debt, declining and postponing discussion for the fire truck replacement and other possible uses and allocations, e.g. salary decompression, until the budget discussions, was made by Councilmember Hirschfeld and seconded by Councilmember Alexander.

Councilmember Morrison expressed his concern suggesting Council address Mr. Barnett's concerns and also suggested postponing action on the item until the budget discussions.

Mayor New remarked the Council should deal with all employees' salary issues and not as a separate department. He also spoke in opposition of utilizing designated funding source for salaries further noting the subject matter be addressed during the budget session. Councilmember Hirschfeld concurred. City Manager Daniel Valenzuela added by utilizing designated funding sources for capital needs, such practice relieves general fund monies to address salary compression issues.

Councilmember Alexander noted although the motion on the floor does not address the salary needs and compression issues, he acknowledged the support by several City Council members to address the issues.

Public comment was made by Battalion Chief Fred Barnett regarding the attempts to fix the compression issues related to the firefighter pay schedule.

Chief Dunn informed to fix the pay plan compression issue would cost \$250K per year for the department.

Mayor New stated utilizing dedicated funds for capital needs allows relief in the general fund to allow for salary increases. He also noted based on the projected increased income from sales tax revenue, hotel/motel tax revenue, and property tax revenue, monies will be available to find a sustainable solution to address the salary issues for the entire city versus one department.

Mayor New repeated the motion.

A vote was taken on the motion on the floor. AYE: New, Alexander, and Hirschfeld. NAY: Morrison, Silvas, and Farmer. Motion tied 3-3.

Motion, to approve staff's recommendation related to the software and training center debt, and to consider the salary compression issue to be discussed at the first meeting in June, was made by Councilmember Farmer and seconded by Councilmember Silvas.

After further discussion, Councilmember Silvas withdrew his second. The motion was seconded by Councilmember Alexander.

Councilmember Morrison spoke in opposition of the department's request and suggested the entire item be considered during the budget discussions.

A vote was taken on the motion on the floor. AYE: Alexander, Hirschfeld, and Farmer. NAY: New, Morrison, Silvas. Motion tied 3-3.

Motion, to postpone the allocation of the ambulance fee revenue until the budget cycle and appropriate accordingly, and schedule an agenda item regarding salary compression issues on the June 4th meeting, was made by Councilmember Morrison and seconded by Councilmember Silvas. AYE: Alexander, Morrison, and Silvas. NAY: New, Hirschfeld, and Farmer. Motion tied 3-3.

In conclusion, the City Council suggested postponing the item regarding Ambulance Fees to a future agenda. Council concurred.

APPROVAL OF A REQUEST FOR PERMIT FOR THE COLLECTION, REMOVAL, TRANSPORT AND DISPOSAL OF GARBAGE, TRASH AND DEBRIS WITHIN THE SAN ANGELO CITY LIMITS IN ACCORDANCE WITH SECTION 11.403 OF THE SAN ANGELO CODE OF ORDINANCES FOR THE FOLLOWING COMPANIES: 1) TEXAS DISPOSAL SYSTEMS, INC.; 2) TXALLOY, INC. DBA ACME IRON & METAL CO.; 3) BRILEY SERVICES

Mayor New suggested postponing the item to a future agenda. Council concurred.

DISCUSSION ON MATTERS RELATED TO THE DESIGN AND HISTORIC REVIEW COMMISSION (DHRC):

- DISCUSSION REGARDING THE DISSOLUTION OF THE HISTORIC PRESERVATION COMMISSION (HPC) AND RIVER CORRIDOR COMMISSION (RCC) AND CREATION OF THE DESIGN AND HISTORIC REVIEW COMMISSION (DHRC)
- DISCUSSION AND POSSIBLE ACTION RELATED TO THE ASSIGNED DUTIES AND RESPONSIBILITIES OF THE DHRC AS APPROVED BY CITY COUNCIL ON AUGUST 21, 2012 AND FINALIZED ON SEPTEMBER 4, 2012

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

Councilmember Hirschfeld stated the issues he had experienced were with the expansion of the board's authority within the boundaries.

Ms. Fawver stated changes to the map do not affect locations designated with historic overlay designation. The River Corridor boundaries were expanded as a result of the consolidation. The recommendation to expand the boundaries was made by the Downtown San Angelo, Inc. group. This has created an undue consequence. Mayor New suggested staff submit an ordinance to amend the boundaries as previously designated.

Assistant City Manager/Chief Financial Officer Michael Dane what requires guidelines within the designation.

General discussion was held on the current boundaries, impact of the revised regulations, guidelines within the designation, staff's outreach in implementing the various changes as a result of the consolidation,

Public comment was made by Executive Director Del Velasquez.

FOLLOW UP AND ADMINISTRATIVE ISSUES

ANNOUNCEMENTS AND CONSIDERATION OF FUTURE AGENDA ITEMS

City Manager Daniel Valenzuela distributed the proposed May 21, 2013 Agenda and solicited Council comments and suggestions.

PRESENTATION OF MATTERS RELATED TO THE RUNOFF ELECTION SCHEDULED FOR SATURDAY, JUNE 15, 2013, APPROVAL TO CONDUCT THE CANVASS ON JUNE 25, 2013, AND UTILIZE THE EARLY VOTING BRANCH LOCATIONS AS UTILIZED IN THE GENERAL/SPECIAL ELECTION HELD ON MAY 11, 2013

City Clerk Alicia Ramirez presented background information.

In conclusion, Council concurred to conduct the canvassing of the Runoff Election on June 25, 2013 at 9:00 a.m. and to utilize the existing early voting branch locations as utilized in the General/Special Election.

APPROVAL OF A BOARD NOMINATION BY COUNCIL AND DESIGNATED COUNCILMEMBERS:

Ft. Concho Museum Board: Martha King (SMD2) to an unexpired term January 2014

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

ADJOURNMENT

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

The meeting adjourned at 1:45 P.M.

THE CITY OF SAN ANGELO

Alvin New, 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.)