



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final-Amended City Council

Tuesday, April 19, 2022

6:00 PM

City Council Chambers

630 E. Hopkins

This will be an in-person and online meeting. To view the meeting please go to <http://sanmarcostx.gov/421/City-Council-Videos-Archives> or watch on Grande channel 16 or Spectrum channel 10.

- I. Call To Order
- II. Roll Call
- III. Invocation
- IV. Pledges of Allegiance - United States and Texas
- V. 30 Minute Citizen Comment Period

Persons wishing to participate (speak) during the Citizen Comment portion of the meeting must email citizencomment@sanmarcostx.gov the day prior to the meeting and before 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer. Those wishing to speak in person must sign up in the City Clerk's office between 8:00AM - 5:45PM the day of the meeting.

PRESENTATIONS

1. Receive a staff presentation on the community survey, and provide direction to the City Manager.
2. Receive a staff presentation and hold discussion on utility customer assistance programs; the effectiveness of changing the water tiered rate structure to increase initial tier from 0-6,000 gallons to 0-8,000; and provide direction to the City Manager.

CONSENT AGENDA

THE FOLLOWING ORDINANCES, RESOLUTIONS AND OTHER ITEMS MAY BE ACTED UPON BY ONE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THE ITEMS IS NECESSARY UNLESS DESIRED BY A COUNCIL MEMBER OR A CITIZEN, IN WHICH EVENT THE ITEM SHALL BE CONSIDERED IN ITS NORMAL SEQUENCE AFTER THE ITEMS NOT REQUIRING SEPARATE DISCUSSION HAVE BEEN ACTED UPON BY A SINGLE MOTION.

3. Consider approval, by motion, of the following meeting minutes:
 - A. February 15, 2022 - Regular Meeting Minutes
 - B. March 1, 2022 - Regular Meeting Minutes

4. Consider approval of Ordinance 2022-27, on the second of two readings, amending the Official Zoning Map of the City in Case ZC-22-08, by rezoning approximately 5.01 acres of land generally located at the intersection of E McCarty Lane and Hwy 123 from "LI", Light Industrial District to "CM", Commercial District, or, subject to the consent of the owner, another less intense zoning district classification, including procedural provisions; providing an effective date.
5. Consider approval of Resolution 2022-73R, approving a partial release of easement that releases the portion of a public drainage located within the C-Store lot in the Trace Subdivision, Planning Area 9, such portion of the easement being no longer necessary; authorizing the City Manager, or her designee, to execute the partial release of easement on behalf of the City; and declaring an effective date.
6. Consider approval of Resolution 2022-74R approving a list of qualified firms to provide professional engineering services to the City on an as-needed basis through the end of 2027; and declaring an effective date.
7. Consider approval of Resolution 2022-75R, approving the filing of an application with the Texas Water Development Board seeking financial assistance in connection with the Castle Forest Drainage Improvement project; designating an authorized representative to act on behalf of the City for the purpose of furnishing information and executing documents that may be required in connection with the preparation and filing of the application; designating firms and individuals authorized and directed to aid and assist the City in the preparation and submission of the application for financial assistance and to appear on behalf of and represent the City in any hearing held by the Texas Water Development Board on the application; and declaring an effective date.
8. Consider approval of Resolution 2022-76R, approving a list of qualified firms to provide professional architectural services to the city on an as-needed basis through the end of 2027; and declaring an effective date.
9. Consider approval of Resolution 2022-77R, awarding contracts to FMG Architects and RVK Architecture for on-call Architectural Services for an initial term of three years in a not to exceed amount of \$250,000 and authorizing two additional one-year terms; authorizing the City Manager or her designee to execute the agreements on behalf of the City; and declaring an effective date.
10. Consider approval of Resolution 2022-78R, approving a three-year contract renewal with Granicus, Inc. for the Agenda Management Workflow System and Video Streaming Services in the estimated amount of \$143,470.16; ratifying the City Staff's acceptance of the contract; and declaring an effective date.
11. Consider approval of Resolution 2022-79R, approving an agreement for the provision of services in connection with the proposed owner requested annexation (La Cima Phase 4) in Case No. AN-22-09 of approximately 66.933 acres of land, generally located just south of the West Centerpoint Road and Central Park Loop Intersection; authorizing the City Manager, or her designee, to execute said agreement on behalf of the City; setting a date for a Public Hearing concerning the proposed annexation of said tract of land; and

declaring an effective date.

12. Consider approval of Resolution 2022-80R, approving an advertising agreement with Texas Productions, Inc. to promote the thriving music scene in San Marcos in the annual amount of \$65,000.00 and authorizing two additional one-year renewal terms; authorizing the City Manager or her designee to execute the agreement on behalf of the City; and declaring an effective date.
13. Consider approval of Resolution 2022-81R, authorizing an on-call list of construction companies approved to contract with the City for CDBG Housing Rehabilitation projects to include Byrdson Services, LLC, TLI & Environmental Services, and DSW Homes, LLC; authorizing the City Manager or her designee to execute approved construction contracts on behalf of the City; and declaring an effective date.
14. Consider approval of Resolution 2022-82R, awarding construction contracts to Brydson Services, LLC and DSW Homes for a CDBG Housing Construction Services contract on an as-needed basis for an initial term of two years and authorizing two additional one-year terms in a not to exceed amount of \$1,330,000.00; authorizing the City Manager or her designee to execute the agreements on behalf of the City; and declaring an effective date.
15. Consider approval of Resolution 2022-83R, approving a sole source agreement with Flock Group, Inc. for license plate recognition software to be used by the San Marcos Police Department for an initial term of two years with an option to renew for two additional years in the total estimated amount of \$103,500.00; authorizing the City Manager or her designee to execute the agreement on behalf of the City; and declaring an effective date.
16. Consider approval, by motion, to accept the Animal Services Committee Purpose Statement: "The Animal Services Council Committee will educate and engage the community and our regional government partners, seek to analyze and address the various animal welfare concerns in Hays County and their effects on the San Marcos Regional Animal Shelter, and to assist the shelter in the fulfillment of the Pawsitive Outcomes Implementation Plan."

PUBLIC HEARINGS

Persons wishing to participate remotely in the Public Hearing session must email citizencomment@sanmarcostx.gov beginning the day prior to the meeting and before 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer. If attending in person, no sign up is required.

17. Receive a staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2022-28, annexing into the City approximately 75.17 acres of land generally located on State Highway 123 approximately 1,400 ft south of the intersection with Rattler Road (Case No. AN-22-02: Sedona Subdivision); including procedural provisions; and providing an effective date; and consider approval of Ordinance 2022-28, on the first of two readings.
18. Receive a staff presentation and hold a public hearing to receive comments for or against Ordinance 2022-29 amending the Official Zoning Map of the City in Case ZC-22-03, by

rezoning approximately 66.66 acres of land generally located on State Highway 123 approximately 1,400 ft south of the intersection with Rattler Road, from "FD" Future Development to "CD-3" Character District-3 or, subject to the consent of the owner, another less intense zoning district classification, including procedural provisions; and providing an effective date, and consider approval of Ordinance 2022-29 on the first of two readings.

19. Receive a staff presentation and hold a public hearing to receive comments for or against Ordinance 2022-30, amending the Official Zoning Map of the City in Case ZC-22-04, by rezoning approximately 1.95 acres of land generally located on the east side of State Highway 123 across from the intersection with Lovelady Lane from "FD" Future Development District to "HC" Heavy Commercial District, or, subject to consent of the owner, another less intense zoning district classification, including procedural provisions; and providing an effective date, and consider approval of Ordinance 2022-30 on the first of two readings.
20. Receive a staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2022-31, annexing into the City approximately 74.24 acres of land within the La Cima Development and generally located at the west corner of the Central Park Loop and Fountain Grass Drive intersection in Case No. AN-22-06; including procedural provisions; and providing an effective date; and consider approval of Ordinance 2021-31, on the first of two readings.
21. Receive a staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2022-32, amending the Official Zoning Map of the City in Case No. ZC-22-07, by rezoning approximately 74.24 acres of land generally located at the west corner of the Central Park Loop and Fountain Grass Drive intersection from "FD" Future Development District to "SF-4.5" Single-Family-4.5 District, or, subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and providing an effective date, and consider approval of Ordinance 2022-32, on the first of two readings.
22. Receive a staff presentation and hold a public hearing to consider an appeal by Troy Turner of the decision of the Planning and Zoning Commission on March 8, 2022 to deny a request for Alternative Compliance (AC-22-01) to the protective yard installation requirements in Section 7.2.2.4 of the Development Code for a proposed development located at 312 Camacho Street.

EXECUTIVE SESSION

NOTE: The City Council may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for Executive Session discussion. An announcement will be made of the basis for the Executive Session discussion. The City Council may also publicly discuss any item listed on the agenda for Executive Session.

23. Executive Session in accordance with the following:
 - A. Sec. §551.071 of the Texas Government Code: Consultation with Attorney: To seek legal advice from the city attorney regarding enforcement of provisions in ground leases

and facility leases at the San Marcos Regional Airport.

B. Sec. §551.072 of the Texas Government Code: Real Property: to receive a briefing and deliberate on the possible acquisition of property in downtown for future fire station.

DIRECTION/ACTION FROM EXECUTIVE SESSION

24. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item held during the Work Session and/or Regular Meeting:

A. Sec. §551.071 of the Texas Government Code: Consultation with Attorney: To seek legal advice from the city attorney regarding enforcement of provisions in ground leases and facility leases at the San Marcos Regional Airport.

B. Sec. §551.072 of the Texas Government Code: Real Property: to receive a briefing and deliberate on the possible acquisition of property in downtown for future fire station.

VI. Question and Answer Session with Press and Public.

This is an opportunity for the Press and Public to ask questions related to items on this agenda. Persons wishing to participate remotely in the Q&A session must email citizencomment@sanmarcostx.gov beginning the day prior to the meeting and before 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer. If attending in person, no sign up is required.

VII. Adjournment.

POSTED ON WEDNESDAY, APRIL 13, 2022 @ 4:00PM

TAMMY K. COOK, CITY CLERK

VIII. ADDENDUM

Item #23 and #24 was added after the agenda was posted on Wednesday, April 13, 2022

Items #23 and #24 was added after the agenda was posted on Wednesday, April 13, 2022.

ADDENDUM POSTED ON FRIDAY, APRIL 15, 2022 @3:00PM

ELIZABETH TREVINO, DEPUTY CITY CLERK

Notice of Assistance at the Public Meetings

The City of San Marcos does not discriminate on the basis of disability in the admission or access to its services, programs, or activities. Individuals who require auxiliary aids and services for this meeting should contact the City of San Marcos ADA Coordinator at 512-393-8000 (voice) or call Texas Relay Service (TRS) by dialing 7-1-1. Requests can also be faxed to 855-461-6674 or sent by e-mail to ADArequest@sanmarcostx.gov