



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final City Council

Tuesday, May 17, 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 presentation from the Greater San Marcos Partnership (GSMP) on activities for small business development, business retention & expansion, business attractions, and workforce development.

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.

2. Consider approval, by motion, of the following meeting minutes:
 - A. March 23, 2022 - Regular Meeting Minutes
 - B. April 19, 2022 - Work Session Meeting Minutes
 - C. May 2, 2022 - Special Meeting Minutes
3. Consider approval of Ordinance 2022-33, on the second of two readings, annexing into the

City approximately 39.36 acres of land generally located northeast of the intersection of Posey Rd and Transportation Way in Case No. AN-22-08; including procedural provisions; and providing an effective date.

4. Consider approval of Ordinance 2022-34, on the second of two readings, amending the Official Zoning Map of the City in Case No. ZC-22-15, by rezoning approximately 18.61 acres of land generally located northwest of the intersection of I-35 South and Posey Road from "FD" Future Development District and "AR" Agricultural Ranch 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.
5. Consider approval of Ordinance 2022-35, on the second of two readings, amending the Official Zoning Map of the City in Case No. ZC-22-16, by rezoning approximately 18.33 acres of land generally located northeast of the intersection of Transportation Way and Posey Road from "FD" Future Development District to "HI" Heavy Industrial District, or, subject to consent of the owner, another less intense zoning district classification, including procedural provisions; and providing an effective date.
6. Consider approval of Ordinance 2022-37, on the second of two readings, amending Section 2.461 of the San Marcos City Code to provide a definition of the term "fair market value" for the purpose of reporting interests in real property in annual financial disclosure statements required under the San Marcos City Code of Ethics; including procedural provisions; and providing an effective date.
7. Consider approval of Ordinance 2022-38, on the second of two readings, amending Section 2.232 of the San Marcos City Code to revise the Human Services Advisory Board meeting schedule requirements, including procedural provisions; and providing an effective date.
8. Consider approval of Ordinance 2022-39, on the second of two readings, amending Chapter 2, Article 3 - Boards, Committees and Commissions, of the San Marcos City Code by amending Section 2.172 relating to the composition of the Parking Advisory Board; Section 2.211 relating to the composition of the Main Street Advisory Board; Section 2.271 relating to the composition of the Citizen Utility Advisory Board; Section 2.351 relating to the composition of the Convention and Visitor Bureau Board; including procedural provisions; and providing an effective date.
9. Consider approval of Resolution 2022-98R, approving a qualified list of firms to provide Arborist Consulting and Surveying Services for the City through the end of 2027; authorizing the City Manager or her designee to execute approved contracts on behalf of the City; and declaring an effective date.
10. Consider approval of Resolution 2022-99R, authorizing a Change in Service to the agreement with HDR Engineering, Inc. relating to the Loop 82 Reconstruction Project to increase the agreement in the amount of \$13,245.00 for recent Rectangular Rapid Flashing Beacon specification revisions at the intersection of Loop 82 and Bobcat Stadium Drive; authorizing the City Manager or her designee to execute the appropriate documents to implement the Change in Service on behalf of the City; and declaring an effective date.

11. Consider approval of Resolution 2022-100R, awarding contracts to Heritage Tree Care and Austin Arborist Co., doing business as Austin Tree Experts, each in a not to exceed amount of \$200,000.00 per year for Arborist and Tree Care Services for an initial two-year term and authorizing three additional one-year renewals; authorizing the Interim City Manager or her designee to execute the contracts on behalf of the City; and declaring an effective date.
12. Consider approval of Resolution 2022-101R, authorizing a Change in Service to the agreement with Jack Henry and Associates, Inc. to renew the agreement related to the Remit Plus Software System for an additional year with an option to extend the agreement for four additional one-year terms in the estimated amount of \$28,005.10; authorizing the City Manager or her designee to execute the appropriate documents to implement the Change in Service on behalf of the City; and declaring an effective date.
13. Consider approval of Resolution 2022-102R, approving a contract with United Way of Greater Austin on behalf of Addressing Cancer Together in the amount of \$271,915.00 to be funded with American Rescue Funds; authorizing the City Manager or her designee to execute the contract on behalf of the City; and declaring an effective date.
14. Consider approval of Resolution 2022-103R, approving a contract with Kinloch Equipment & Supply, Inc. through the Texas BuyBoard Purchasing Cooperative for the purchase of a Slope Mower for use by the Stormwater Department in the amount of \$59,950.00; authorizing the City Manager or her designee to execute the contract on behalf of the City; and declaring effective date.
15. Consider approval of Resolution 2022-104R, amending an amendment to Electric Line Easement and Right-of-Way Agreement with the Lower Colorado River Authority ("LCRA") granting an easement across city property located between Old Bastrop Highway and the future FM 110, and north of State Highway 80 for the purposes of enabling the replacement of electric transmission lines poles with new upgraded poles and limiting the areas of LCRA's access to the easement; authorizing the City Manager, or her designee, to execute this amendment on behalf of the city; and declaring an effective date.
16. Consider approval of Resolution 2022-105R, authorizing a Change in Service to the agreement with American Signal Corporation previously procured through the Texas Interlocal Purchasing System to upgrade the existing emergency warning siren system to make emergency sirens automatic in the amount of \$17,610.00; authorizing the City Manager or her designee to execute the appropriate documents to implement the Change in Service on behalf of the City; and declaring an effective date.
17. Consider approval, by motion, the termination of contract with Austin Area Research Organization (ARRO) on behalf of Addressing Cancer Together.

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.

18. Receive a staff presentation and hold a Public Hearing to receive comments for or against, Resolution 2022-106R, approving a Seventh Amended and Restated Development Agreement with Lazy Oaks Ranch, LP, and its partial assignees in connection with the La Cima Development near the intersection of Old Ranch Road 12 and Wonder World Drive to extend its regulations to an additional 1,295 acres; authorizing the City Manager, or his designee, to execute the agreement on behalf of the City; and providing an effective date; and consider approval of Resolution 2022-106R.

NON-CONSENT AGENDA

19. Consider approval of Ordinance 2022-40, on the first of two readings, increasing electric utility rates charged for Large Independent, Redundant Service and Large Distributed Generation Standby Service customers; and including procedural provisions; and providing an effective date.
20. Consider approval of Resolution 2022-107R, awarding a construction contract to EVT Construction, LLC for the Highway 21 Waterline Extension Project in the estimated amount of \$1,593,100.00; authorizing the City Manager or her designee to execute the contract on behalf of the City; and declaring an effective date.
21. Consider approval of Resolution 2022-108R, authorizing proceeding with issuance of certificates of obligation and further directing the publication of notice of intention to issue City of San Marcos, Texas Combination Tax and Surplus Revenue Certificates of Obligation for certain drainage flood control improvements and related acquisition of land in an amount not to exceed \$1,200,000.00
22. Consider approval of Resolution 2022-109R, authorizing proceeding with issuance of Certificates of Obligation and further directing the publication of Notice of Intention to Issue City of San Marcos, Texas Combination Tax and Revenue Certificates of Obligation for certain projects for the City's water and wastewater system, streets, airport, public safety facilities and equipment, stormwater management and flood control facilities, and electric utility system in an amount not to exceed \$26,135,000.00
23. 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.
24. Receive a staff update regarding Parking Advisory Recommendation Resolution 2019-01 that was previously discussed by Council and hold discussion on Recommendation Resolution 2021-01 from the Parking Advisory Board and make recommendations to staff.
25. Discussion regarding the applicability of across-the-board Cost of Living Adjustments (COLA) to council appointees.
26. Discussion about previous council direction regarding information to be included as background information in support of council appointee performance pay increases.

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.

27. Executive Session in accordance with the following:
Sec. §551.072 of the Texas Government Code: Real Property: Discussion regarding a potential property acquisition with Hays County.

DIRECTION/ACTION FROM EXECUTIVE SESSION

28. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item held during the Work Session and/or Regular Meeting:
Sec. §551.072 of the Texas Government Code: Real Property: Discussion regarding a potential property acquisition with Hays County.

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, MAY 11, 2022 @ 4:00 PM

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