



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final City Council

Tuesday, June 18, 2019

6:00 PM

City Council Chambers

630 E Hopkins

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

PRESENTATIONS

1. Receive a presentation from Deloitte and Touche, LLP on the Community Development Block Grant-Disaster Recovery (CDBG-DR) Quarterly Internal Audit Report, and provide direction to Staff.

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) June 4, 2019 Work Session Meeting Minutes
 - B) June 4, 2019 Regular Meeting Minutes
3. Consider approval of Ordinance 2019-17, on the second of two readings, amending Chapter 22, Cemeteries, of the San Marcos City Code by, among other things, eliminating the requirement for payment of a Perpetual Care Fee and dissolving the Perpetual Care Fund, providing for Cemetery Commission approval of monuments over eight feet in height, limiting placements in lots and columbarium niches, and providing for other miscellaneous changes; providing for the repeal of any conflicting provisions; and providing an effective date.
4. Consider approval of Resolution 2019-104R, approving Amendment No. 1 to the Public Transit System Interlocal Agreement between the City and the Capital Area Rural

Transportation System for purposes of allowing the City to recover the costs of a City employee assigned exclusively to transit related activities; authorizing the City Manager or his designee to execute the amendment on behalf of the City; and declaring an effective date.

5. Consider approval of Resolution 2019-105R, approving the award of a contract to Nelson/Nygaard Consulting Associates, Inc. for the development of a Five-Year Strategic Master Plan for Transit Services in the amount of \$180,000; authorizing the City Manager or his designee to execute said contract on behalf of the City; and declaring an effective date.
6. Consider approval of Resolution 2019-106R, approving a lease agreement with USA Softball of Texas, District 19 for office space at the Gary Sports Complex for a term of Three Year; authorizing the City Manager to execute said lease; and declaring an effective date.
7. Consider approval of Resolution 2019-107R, approving the award of a construction contract to MAC, Inc. for the Purgatory Creek Trail Improvement Project in the total amount of \$590,296; authorizing the City Manager or his designee to execute the appropriate documents on behalf of the City; and declaring an effective date.
8. Consider approval of Resolution 2019-108R, approving an addendum to the Master Lease-Purchase Financing Agreement with US Bancorp Government Leasing and Finance Inc. that adds a tractor, rotary mower, manure spreader, and tandem roller for the Community Services, Parks and Recreation Division as equipment to be financed under the Agreement in the amount of \$72,742.93, inclusive of interest, for a three-year term; authorizing the City Manager or his designee to execute all appropriate documents associated with this transaction; and declaring an effective date.
9. Consider approval of Resolution 2019-109R, approving the purchase of a tractor for \$30,454 and rotary mower for \$4,985 from Dietz Tractor Company, manure spreader for \$12,121.50 from ABI Attachments, Inc., and a tandem roller with associated accessories for \$20,829.34 from Kinloch Equipment and Supply, Inc. each for use by the Community Services, Parks and Recreation Division; authorizing the City Manager or his designee to execute all appropriate documents to complete these purchases; and declaring an effective date.
10. Consider approval of Resolution 2019-110R, approving a three-year extension of a Property Use Agreement between the City and Texas State University for the City's use of a parking area downtown and Texas State University's use of a parking area along Charles Austin Drive; authorizing the City Manager to execute this agreement on behalf of the City; and declaring an effective date.
11. Consider approval of Resolution 2019-111R, approving the award of a construction contract (No. 219-236) to Westar Construction, Inc. for services to repair the damaged drainage crossing to the Surface Water Treatment Plant for an amount of \$192,940.50; authorizing the City Manager or his designee to execute the said agreement on behalf of the City and declaring an effective date.

12. Consider approval of Resolution 2019-112R, rejecting the bid received in response to an Invitation for Bids (IFB NO. 219-186) for the River Road Pavement and Bank Stabilization Project; and declaring an effective date.
13. Consider approval of Resolution 2019-113R, approving amendment No. 2 to the professional consulting services agreement with AECOM Technical Services, Inc. for the provision of Community Development Block Grant Disaster Recovery Housing Case Management to extend the CDBG-DR Case Management Services from May 21, 2019 through December 31, 2019 in the amount of \$58,723.54; authorizing the City Manager or his designee to execute amendment No. 2 on behalf of the City; and declaring an effective date.
14. Consider approval of Resolution 2019-114R, approving the purchase of a water truck for \$89,762.80 from Southwest International Trucks through the BuyBoard Cooperative Contract for use by the Public Services Department, Streets Division; authorizing the City Manager or his designee to execute all appropriate documents to complete this purchase; and declaring an effective date.
15. Consider approval of Resolution 2019-115R, approving the third Change in Service to the agreement with American StructurePoint, Inc. relating to the Sessom Drainage Improvements Project to add engineering design services for additional Storm Drain, Water and Wastewater Pipeline Improvements in the amount of \$146,418.62; authorizing the City Manager or his designee to execute the appropriate documents to implement the change in service; and declaring an effective date.
16. Consider approval of Resolution 2019-116R, approving the first Change in Service to the agreement with Freese and Nichols, Inc. relating to the On-Call Wastewater Review and Analysis agreement by increasing the amount of the agreement by \$40,000; authorizing the City Manager or his designee to execute the appropriate documents to implement the change in service; and declaring an effective date.
17. Consider approval of Resolution 2019-117R, approving Amendment No. 3 to the Airport Project Participation Agreement between the City and the Texas Department of Transportation initially approved by Resolution 2015-80R and then amended by Resolution 2016-80R which authorized the City's acceptance of a grant from the Texas Department of Transportation for the construction of an 8,050 sq. ft. box hangar at the San Marcos Regional Airport; to increase the estimated project cost from \$816,667 to \$881,200; to approve the City's expenditure of the total project cost in local funds in the estimated amount of \$214,036.70; authorize the City Manager or his designee to execute any documents necessary for the implementation of the hangar development project; and declaring an effective date.
18. Consider approval, by motion, of a 5% pay increase in the amount of \$8,901.36 to City Attorney, Michael Cosentino retroactive to April 1, 2019.
19. Consider approval, by motion, of a 4% pay increase in the amount of \$3,617.54 to City Clerk, Jamie Lee Case retroactive to April 1, 2019.
20. Consider approval, by motion, of a 4% pay increase in the amount of \$10,404.16 to City

Manager Bert Lumbreras retroactive to April 1, 2019.

21. Consider approval, by motion, of Change in Service No. 1 with K. Friese and Associates for Engineering Services related to providing design and construction phase services for the CDBG-DR Midtown Drainage Improvements Phase 1 Project in the amount of \$351,399.

PUBLIC HEARINGS

22. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2019-118R, approving a two-year extension of the expiration date of the final plat of Northgate Center 1, being approximately 9.93 acres, more or less, located near the intersection of IH-35 and Aquarena Springs Drive; authorizing City Staff to execute such instruments as necessary to effectuate such extension consistent with this resolution; and declaring an effective date; and consider approval of Resolution 2019-118R.
23. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2019-119R, approving a two-year extension of the expiration date for the replat of Northgate Center 2, being approximately 1.82 acres, more or less, located near the intersection of IH-35 and Aquarena Springs Drive; authorizing City Staff to execute such instruments as necessary to effectuate such extension consistent with this resolution; and declaring an effective date; and consider approval of Resolution 2019-119R.
24. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2019-120R, approving a request for a Conditional Use Permit (CUP-19-11) to allow a Purpose Built Student Housing Development in the 100 Block of South Guadalupe Street between West San Antonio Street and West MLK Drive; authorizing City Staff to Issue a Conditional Use Permit Consistent with this Resolution; and declaring an effective date; and consider approval of Resolution 2019-120R.

NON-CONSENT AGENDA

25. Consider approval of Resolution 2019-121R, adopting the Community Development Block Grant (CDBG) Action Plan that provides for the allocation of \$680,998.00 CDBG funds for Program Year 2019; authorizing the City Manager or his designee to act as the official representative of the City in matters related to the CDBG program and action plan; and declaring an effective date.
26. Consider approval of Resolution 2019-122R, approving a City Support of Public Events Policy; and declaring an effective date.
27. Consider approval, by motion, of the appointment to fill the Animal Welfare Organization position on the Animal Shelter Advisory Committee, and provide direction to staff.
28. Discuss and consider appointments to fill the vacant positions of one Media Representative and one Health Care Industry Representative on the Census 2020 Complete Count Committee, and provide direction to staff.

EXECUTIVE SESSION

This is a continuation from the Work Session Meeting, if necessary.

- 29.** Executive Session in accordance with the following Government Code Sections:
- A. Section § 551.071 - Consultation with Attorney: to receive a staff briefing and deliberate regarding Martindale ETJ matters and Project Big Hat
 - B. Section § 551.087 - Economic Development: to receive a staff briefing and deliberate regarding Project Big Hat

RETURN FROM EXECUTIVE SESSION

- 30.** Consider action, by motion, regarding the following Executive Session items held during the Work Session and/or Regular Meeting:
- A. Section § 551.071 - Consultation with Attorney: to receive a staff briefing and deliberate regarding Martindale ETJ matters and Project Big Hat
 - B. Section § 551.087 - Economic Development: to receive a staff briefing and deliberate regarding Project Big Hat

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.

VII. Adjournment.

POSTED ON WEDNESDAY, JUNE 12, 2019 @ 4:00PM

TAMMY COOK, 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