I. Call To Order

II. Roll Call

III. Citizen Comment Period

NOTE: Citizen Comment sign up procedures have changed: Persons wishing to participate remotely (speak) during the Citizen Comment portion must sign up at www.sanmarcostx.gov/citizencommentsignup before 12:00PM the day of the meeting. A link will be provided for participation on a mobile device, laptop or desktop computer. Those wishing to speak in person may sign up in person in the City Clerk’s office before 12:00PM the day of the meeting.

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.

1. The City Council will convene in executive session pursuant to the following section of the Texas Government Code:
   Section §551.071: Consultation with Attorney: to receive legal advice regarding the proposed restriction of single-use containers in city parks and rivers.

PRESENTATION

2. Receive a Staff presentation on a proposed single-use beverage container ban; and provide direction to Staff.

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.

3. The City Council will convene in executive session pursuant to the following sections of the Texas Government Code:
A. Section §551.071: Consultation with Attorney: to receive legal advice regarding:
1. The following pending wastewater discharge application dockets: a) the application of Fleming Farms WWTP for proposed permit for new TPDES Permit No. WQ0015817001, TCEQ Docket No. 2020-0973-MWD, SOAH Docket No. 582-21-0576; and b) the application of Rattler Ridge, LLC for proposed permit for new TPDES Permit No. WQ0016049001, TCEQ Docket No. 2022-1046-MWD, SOAH Docket No. 582-23-07913.
2. A potential solution involving a regional wastewater treatment plant in connection with the above.
3. The applicability of, and standards for exemptions from the requirement for landowner consent to annexation under Section 86.003 of the San Marcos City Code when requesting utility service outside the city limits.

DIRECTION/ACTION FROM EXECUTIVE SESSION

4. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item held during the Work Session:
   Section §551.071: Consultation with Attorney: to receive legal advice regarding the proposed restriction of single-use containers in city parks and rivers.

IV. Question and Answer Session with Press and Public.

   NOTE: Citizen Comment sign up procedures have changed: This is an opportunity for the Press and Public to ask questions related to items on this agenda. Persons wishing to participate remotely (speak) during the Citizen Comment portion must sign up at www.sanmarcostx.gov/citizencommentsignup before 12:00PM the day of the meeting. A link will be provided for participation on a mobile device, laptop or desktop computer. If attending in person, no sign up is required.

   NOTICE: In accordance with Section 2.045 of the City Code, speakers must state their name, and must limit their remarks to three minutes. The allotted time will commence from the beginning of the speaker's remarks and will include any time spent in discussion between the speaker and council or board or commission members. Issues taking longer to communicate can be addressed outside the meeting to the city staff or to individual members of the council or board or commission, or submitted in writing.

V. Adjournment.

POSTED ON WEDNESDAY, JANUARY 10, 2024 at 8:30 AM

LUCIA CORDOVA, 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
AGENDA CAPTION:
The City Council will convene in executive session pursuant to the following section of the Texas Government Code:

Section §551.071: Consultation with Attorney: to receive legal advice regarding the proposed restriction of single-use containers in city parks and rivers.

Meeting date: January 16, 2024

Department: City Attorney and Parks and Recreation

Amount & Source of Funding
Funds Required: Click or tap here to enter text.
Account Number: Click or tap here to enter text.
Funds Available: Click or tap here to enter text.
Account Name: Click or tap here to enter text.

Fiscal Note:
Prior Council Action: Click or tap here to enter text.

City Council Strategic Initiative: [Please select from the dropdown menu below]
Choose an item.
Choose an item.
Choose an item.

Comprehensive Plan Element(s): [Please select the Plan element(s) and Goal # from dropdown menu below]
☐ Economic Development - Choose an item.
☐ Environment & Resource Protection - Choose an item.
☐ Land Use - Choose an item.
☐ Neighborhoods & Housing - Choose an item.
☐ Parks, Public Spaces & Facilities - Choose an item.
☐ Transportation - Choose an item.
☐ Core Services
☐ Not Applicable

**Master Plan:** [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]

Choose an item.

**Background Information:**

Click or tap here to enter text.

**Council Committee, Board/Commission Action:**

Click or tap here to enter text.

**Alternatives:**

Click or tap here to enter text.

**Recommendation:**

Click or tap here to enter text.
AGENDA CAPTION:
Receive a Staff presentation on a proposed single-use beverage container ban; and provide direction to Staff.
Meeting date: January 16, 2024

Department: Parks and Recreation

Amount & Source of Funding
Funds Required: Click or tap here to enter text.
Account Number: Click or tap here to enter text.
Funds Available: Click or tap here to enter text.
Account Name: Click or tap here to enter text.

Fiscal Note:
Prior Council Action: Click or tap here to enter text.

City Council Strategic Initiative: [Please select from the dropdown menu below]
Choose an item.
Choose an item.
Choose an item.

Comprehensive Plan Element(s): [Please select the Plan element(s) and Goal # from dropdown menu below]
☐ Economic Development - Choose an item.
☒ Environment & Resource Protection - Natural Resources necessary for community's health, well-being, and prosperity secured for future development
☐ Land Use - Choose an item.
☐ Neighborhoods & Housing - Choose an item.
☒ Parks, Public Spaces & Facilities - Well maintained public facilities that meet needs of our community
☐ Transportation - Choose an item.
☒ Core Services
☐ Not Applicable
Master Plan: [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]
Parks, Recreation, & Open Space Master Plan

Background Information:
September 19, 2023 - The City Council held a discussion regarding a single use container ban and provided direction for the Parks and Recreation Board to bring back a recommendation.

November 30, 2023 - The Parks & Recreation Board approved the attached Recommendation Resolution which includes their proposed recommendations.

December 6, 2023 - The City Council discussed the Recommendation Resolution and following discussion requested to have further discussion during a Work Session.

Council Committee, Board/Commission Action:
Parks and Recreation Board Recommendation Resolution 2023-03RR-PRB attached

Alternatives:
Click or tap here to enter text.

Recommendation:
Click or tap here to enter text.
Purpose

Receive a staff presentation and hold discussion regarding the possible implementation of a single-use container ban within San Marcos riverfront parks and the San Marcos River.
Overview

- Background
- Recommendation Resolution from Parks & Recreation Board
- Ordinances for the City of New Braunfels and City of Martindale
- Proposed Communications Plan
- Proposed Enforcement Plan
- Currently Funded Efforts and Additional Considerations
- Decision points for City of San Marcos Ordinance
- Next Steps
Background

• **September 19, 2023** – The City Council held a discussion regarding a single use container ban and provided direction for the Parks and Recreation Board to bring back a recommendation.

• **November 30, 2023** – The Parks & Recreation Board approved the attached Recommendation Resolution which includes their proposed recommendations.

• **December 6, 2023** – The City Council discussed the Recommendation Resolution and following discussion requested to have further discussion during a Work Session.
Riverfront Parks System
Recommendation Resolution

- Ban of single-use beverage containers within the riverfront parks but exempting the fenced area of the Ramon Lucio baseball fields to allow for San Marcos Youth Baseball and Softball concessions and Rio Vista Swimming Pool to allow for the sale of vending machine beverages.

- Limiting the cooler size allowed per person within the riverfront parks.
Recommendation Resolution

• Adopt a specific enforcement plan and vote for an ongoing funding source in the annual city budget for adequate enforcement personnel.

• That a single-use beverage container ban in our riverfront parks only be adopted and become effective after a specific enforcement plan and funding source is adopted.
Recommendation Resolution

- Discourages the addition of additional signage in our riverfront parks and believe that it is an ineffective strategy to gain voluntary compliance as there are numerous park rules present that can be amended to add this new rule without adding new ones.

- Recognizes that there is a Park Ambassador program to help educate riverfront park patrons of Park Rules
Recommendation Resolution

- Recognizes that the City Marshals are the “only personnel” who are professionally trained to address non-compliant riverfront park patrons and have the authority to successfully enforce the ban.
New Braunfels Ordinance

• Began with a cooler size restriction in 2007 and the single-use container restriction was approved by the voters of New Braunfels in 2011 and went into effect in 2012.

• The referendum approved restricts anyone to use, carry or possess food or beverages in a disposable container on or in the public waters of the Guadalupe River or Comal River and each person is limited to one cooler.
New Braunfels Ordinance

- The Ordinance defines disposable containers to include, but are not limited to:
  - metal and aluminum cans, glass containers, Styrofoam cups and containers, cardboard containers, paper sacks, boxes, paper napkins and towels, and plastic containers and utensils.
New Braunfels Ordinance

• Additionally, the ordinance restricts anyone to use, carry, possess or dispose of an open container with a volume capacity of five fluid ounces or less on or in the public waters of the portions of the Guadalupe River, Lake Dunlap and Comal River that lie within the city limits.

• "open container" means a container that is open, that has been opened, that has a broken seal, or the contents of which are fully or partially removed.
Martindale Ordinance

• Ordinance adopted December 4, 2018.
• Prohibits coolers larger than 16 quarts on the San Marcos River
• Prohibits beverages in a disposable containers on or in the public waters of the San Marcos River in the city limits.
• Prohibits open containers with a volume capacity of five fluid ounces or less on or in the public waters of the portions of the San Marcos River in the city limits
Communications Plan

- The primary goal of outreach strategies developed through the communications plan will be education to the public on rules, boundaries, and awareness of the Single-Use Container Ban ordinance.
- Outreach strategies will incorporate messaging in English and Spanish for both local residents and tourists visiting the river.
- Suggested budget of $50,000 for resident-focused and $50,000 for visitor-focused outreach campaigns, signage, and print and digital advertisements.
## Suggested Outreach Strategies

<table>
<thead>
<tr>
<th>Strategy</th>
<th>Cost</th>
<th>Resident Focus</th>
<th>Visitor Focus</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permanent outdoor signage, plus installation</td>
<td>$615/sign</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>Print and distribute flyers</td>
<td>$145/100</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>Design and distribute City-branded reusable containers/stickers</td>
<td>$3,000/200 cups and 200 stickers</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>Billboard messaging</td>
<td>$4,000/8 weeks, $8,000/16 weeks</td>
<td>X</td>
<td>X</td>
</tr>
<tr>
<td>Social media/digital advertisements</td>
<td>$1,500/month, $4,500/3 months</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Utility billing inserts</td>
<td>$2,500</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Direct postcard mailer</td>
<td>$15,000/15,000 domestic water utility accounts</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Regional influencer campaign</td>
<td>$8,000/campaign</td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>Regional tourism videos</td>
<td>$10,000/3 videos</td>
<td></td>
<td>X</td>
</tr>
<tr>
<td>Portable water tank/stand</td>
<td>$2,000/unit</td>
<td>X</td>
<td>X</td>
</tr>
</tbody>
</table>
## Suggested Outreach Strategies

<table>
<thead>
<tr>
<th>Strategy</th>
<th>Cost</th>
<th>Resident Focus</th>
<th>Visitor Focus</th>
</tr>
</thead>
<tbody>
<tr>
<td>Website landing page, home page banner, FAQ document</td>
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<td>X</td>
<td></td>
</tr>
<tr>
<td>Cable channel slates/educational content</td>
<td>--</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Activity Center marquee/temporary signage</td>
<td>--</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Newsletters, direct messages to Activity Center members, program patrons, and website subscribers</td>
<td>--</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Connect to short term rental properties via connectivity software</td>
<td>--</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Press release and PSAs with media partners</td>
<td>--</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Employee engagement/staff training</td>
<td>--</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Leveraging community partnerships with local businesses, organizations, and schools</td>
<td>--</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Enforcement Plan

• The City Marshal’s Department currently patrols approximately 3,000 acres.

• Currently, 2 full-time Sergeants, 8 full-time Deputy Marshals (one is vacant), and 2 part-time Park Rangers.

• More staffing is needed to safely and adequately cover all green spaces and City parks in San Marcos.
Current and Future Enforcement

• The City Marshal’s office is highly successful at gaining compliance through verbal education and warnings versus being heavy-handed on citations or other means of compliance.

• Should the ordinance be implemented, the City Marshal’s office will continue to strive to gain compliance through education and verbal warnings.

The next two slides will show data over the last two summers.
2022 Community Contact Stats

5,786 Violations for 8,004 people

<table>
<thead>
<tr>
<th>Type</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>Verbal / Education</td>
<td>5,335</td>
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<tr>
<td>Ejected</td>
<td>111</td>
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<tr>
<td>Citation</td>
<td>349</td>
</tr>
<tr>
<td>CTW</td>
<td>2</td>
</tr>
<tr>
<td>Arrests</td>
<td>3</td>
</tr>
<tr>
<td>Medical</td>
<td>31</td>
</tr>
</tbody>
</table>

Report Types:
- Officer Initiated Contact: 61.79%
- Patrol / Close Patrol: 24.66%
- Community Contact: 12.83%
- Dispatch Response: 0.93%

Map showing reports by day from May 9 to September 29.
# 2023 Community Contact Stats

<table>
<thead>
<tr>
<th>Category</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>  Verbal / Education</td>
<td>8,420</td>
</tr>
<tr>
<td>Ejected</td>
<td>191</td>
</tr>
<tr>
<td>Citation</td>
<td>452</td>
</tr>
<tr>
<td>CTWs</td>
<td>20</td>
</tr>
<tr>
<td>Arrests</td>
<td>6</td>
</tr>
<tr>
<td>Medical</td>
<td>53</td>
</tr>
</tbody>
</table>

For 12,856 people

### Violations / Contact Reasons

- Alcohol in Park
- Traffic
- Parking Violation
- Community Contact
- Tents
- Charcoal
- Other
- Gia
- Smoking in Park
- Glass
- Dogs off Leash
- Medical
- Investigation
- Closed Park
- Verbal Disturbance
- Assist PD/Outside Agency
- Physical Disturbance
- Missing Person
- Minor in Possession
- N/A
- Drug Related
- Rescue
- Theft

### Report Types

- Officer Initiated Contact: 61.11%
- Community Contact: 22.86%
- Patrol / Close Patrol: 14.99%
- Dispatch Response: 1.05%

### Reports by Day

- May 15
- May 20
- May 29
- Jun 12
- Jun 19
- Jun 26
- Jul 10
- Jul 17
- Jul 24
- Jul 31
- Aug
- Aug 14
- Aug 21
- Aug 28
- Sep
Community Contact Stats

- 60% increase in community contacts from 2022 to 2023.
- Average compliance through verbal education is approximately 92%.
- In 2022, 6% resulted in citations.
- In 2023, 4.9% resulted in citations.
- Our percentage of arrests over the same 2 years is 0.1%.

Park attendance is continuing to grow. Due to the continuous increase of park patrons, current limited staffing is a challenge.
Current Challenges

• During the summer months, the Deputy Marshals only have the capacity to patrol river parks, leaving other green spaces and parks unpatrolled.

• When those areas are left unattended, there is an increase in the houseless neighbor population which increases trash (feces, needles, drug paraphernalia) that can feed into our rivers. We also see an increase in other criminal activity such as burglary of motor vehicles, vandalism/graffiti, criminal trespass, entering closed parks, illegal fires, etc.

• We are unable to proactively patrol city facilities (i.e. Library, City Hall, Activity Center).

• Limited funding impacts our ability to train and acquire specialty equipment needed.
Considerations

• Implementation of a single-use container ban will add significant strain on a department currently understaffed.

• If the ordinance is enforced on the river, need special equipment, certification, and training. Enforcing the ordinance on the river will pull a minimum of 2 deputies onto the water. Citations will need to be issued on the banks by the other deputies patrolling the parks.

• There are multiple entrances to the river (Dog Beach, City Park, Texas State, Rio Vista, Ramon Lucio, Wildlife, Veramendi Park).

• Without probable cause/consent, the Deputy Marshals cannot legally search park patron’s coolers or other personal possessions.

• All-or-nothing approach. If the ordinance is not being mandated throughout all river parks, it will be confusing to the public and difficult for the City Marshal’s Office to enforce.
Additional Personnel Anticipated

Initial and one-time expenses based on FY 2023- $153,423.66:
• Laptop
• Software
• Vehicle
• Upfitting vehicle

Recurring expenses:
Salary/Benefits: $54,600 – $68,265/ $34,000 in benefits
Vehicle (leased): $17,023.63
Benefits to Increasing Staff for Single-Use Beverage Container Ordinance

- Enhanced ability to increase number of educational contacts.
- More effective enforcement when citations or temporary detentions are needed.
- Greater ability to respond to complaints related to ban.
- Greater ability to provide coverage to overall river parks.
- Ability to have Deputy Marshals on the water if that is determined to be needed.
- Increased presence of Deputy Marshals would act as a deterrent for ordinance violations.
- Greater ability to assist the Park Ambassadors, as needed.
Ancillary Benefits to Increasing Staff

- Expanded capability to enforce the single-use container ban and future ordinances.
- Better year-round coverage in all greenspaces, parks, and future parks/projects such as Quail Creek Park and trail expansion projects.
- Attendance at all Standard Response Protocols (SRP) Drills.
- Consistent walk-throughs of schools.
- Consistent walk-through of City facilities (i.e. City Hall, Library, Activity Center).
- Force-multiplier for SMPD - taking calls for service when they are on high-priority calls.
Ancillary Benefits to Increasing Staff Cont.

• Conducting more traffic enforcement in school zones and the City core.
• Ability to provide escorts for city functions and conduct utility billing cash transfer from city facilities to bank.
• Due to call volume in the summer, it reduces our capability to train and maintain our TCOLE certification. Training is mandated for every peace officer in the State of Texas.
• An increase in staffing would provide extended hours and possibly 7 days a week coverage year-round in all of our green spaces and parks.
Questions
Currently Funded Efforts

- Park Ambassador Personnel: $67,348
- Habitat Conservation Crew: $56,000 Annually
- Litter removal within the San Marcos River from headwaters to Stokes Park
  - EAHCP funded contract $17,520
  - City funded contract $19,800
- Easter Seals additional weekend/holiday litter removal $97,680
Additional Considerations

• Additional Park Ambassador personnel: $8,406/hire
• Additional Easter Seals Funding: $63,500/ crew of 5
• Picnic permits (charge non-residents only)
• Additional picnic tables/rental sites: $1,000/table
• Replacement/Additional trash/recycling receptacles: $220,000 for 100 pairs
• Establishment of “Go Zones”
Establish “Go Zones” and “No Zones” as a compromise to complete park prohibition.
Questions
Direction on Ordinance

Item #1
Does Council want to proceed with a single-use beverage container prohibition?

For consideration:
- Prohibition of all single-use containers may negatively impact patrons that are holding gatherings or picnics that involve food items that are purchased and transported in single-use containers.
Direction on Ordinance

Item #2
Where does Council want to enforce a prohibition on single use containers:
  – Riverfront parks (entirety or portion)
  – River only
  – Riverfront parks & river

For consideration:
  – If only within the riverfront parks there could be unintended consequence of patrons illegally disposing single-use beverage containers prior to exiting the river onto park property.
Direction on Ordinance

Item #3
Does the Council want to restrict cooler size per person?

For consideration:
- If interested, please identify if this restriction would be within the parks or within the waterway or both. For example, New Braunfels’ limitation is a maximum of 30qt per person on the public waterway.
Direction on Ordinance

Item #4
Does Council want to prohibit open containers with a volume capacity of five fluid ounces or less?

For consideration:
- This was implemented by New Braunfels and Martindale on the public waterway.
Direction on Ordinance

Item #5
Is the Council okay with allowing single-use beverage containers within the fenced areas of the Ramon Lucio Ballfields and Rio Vista Pool to allow for vending in those areas?

For consideration:
– The City has an agreement with the San Marcos Youth Baseball and Softball Association to sell concessions as a means of fundraising. While we allow food and non-alcoholic beverages within the pool area, we do have vending machines for patrons that may need them.
Direction on Ordinance

Item #6
When does Council want the new regulations to be effective?

For consideration:
– Funding for the public communications plan and other enforcement/engagement education should be identified to ensure success.
Item #7
Does Council want to hold a public hearing at first reading of the Ordinance?

For consideration:
– This would allow all perspectives related to the Ordinance to be heard and considered.
Next Steps

• Adoption of Ordinance.
• Development of Communications Plan.
• Approval of funding for implementation.
• Hiring/training/additional improvements completed.
• Enforcement begins.
MEMO

To: Stephanie Reyes, City Manager
From: Jamie Lee Case, Director of Parks and Recreation
Date: November 30, 2023
Re: Parks & Recreation Board Recommendation Resolution 2023-03RR-PRB

SUMMARY:

Recommendation Resolution was passed by the Parks & Recreation Board on November 30, 2023. The purpose of this Recommendation is to request the City Council implement a single-use beverage container ban and limit cooler size per person within the riverfront parks system.

BACKGROUND:

September 19, 2023 – The City Council held a discussion regarding a single use container ban and provided direction for the Parks and Recreation Board to bring back a recommendation.

September 21, 2023 – The Parks & Recreation Board held an initial discussion regarding a single use container ban and created a subcommittee to bring back a recommendation for the board to consider at a future meeting.

October 19, 2023 – The Parks & Recreation Board received the proposed recommendation from the single use container subcommittee. The board determined that they would like to recommend a single-use beverage container ban instead of a ban on all single-use containers. Additionally, the board wanted to recommend limiting cooler size similar to the City of New Braunfels by only allowing up to a 30 quart cooler per person within riverfront parks.

November 16, 2023 – The Parks & Recreation Board failed to reach quorum, but the Chair agreed to call a Special Meeting to consider the Recommendation Resolution on November 30.

November 30, 2023 – The Parks & Recreation Board approved the attached Recommendation Resolution which includes their proposed recommendations.

END
WHEREAS, the City Council directed on September 19, 2023, that the Parks and Recreation Board provide a recommendation regarding the implementation of a single-use container ban, and

WHEREAS, the Parks and Recreation Board created a subcommittee on September 21, 2023 during their regular meeting to work on the assigned task, and

WHEREAS, the Parks and Recreation Board received and discussed recommendations from the subcommittee during their regular meeting on October 19, 2023, and

WHEREAS, the Parks and Recreation Board recommends that the City Council implement a ban of single-use beverage containers within the riverfront parks but exempting the fenced area of the Ramon Lucio baseball fields to allow for San Marcos Youth Baseball and Softball concessions and Rio Vista Swimming Pool to allow for the sale of vending machine beverages, and

WHEREAS, the Parks and Recreation Board recommends limiting the cooler size allowed per person within the riverfront parks, and

WHEREAS, the Parks and Recreation Board recommends that the City Council adopt a specific enforcement plan and vote for an ongoing funding source in the annual city budget for adequate enforcement personnel, and

WHEREAS, the Parks and Recreation Board recommends that a single-use beverage container ban in our riverfront parks only be adopted and become effective after a specific enforcement plan and funding source is adopted, and

WHEREAS, the Parks and Recreation Board discourages the addition of additional signage in our riverfront parks and believe that it is an ineffective strategy to gain voluntary compliance as there are numerous park rules present that can be amended to add this new rule without adding new ones, and

WHEREAS, the Parks and Recreation Board recognizes that there is a Park Ambassador program to help educate riverfront park patrons of Park Rules, and
WHEREAS, the Parks and Recreation Board also recognizes that the City Marshals are the only personnel who are professionally trained to address non-compliant riverfront park patrons and have the authority to successfully enforce the ban, and

NOW, THEREFORE, BE IT RESOLVED that the Parks and Recreation Board encourages the San Marcos City Council to fully and openly discuss the challenges and costs associated with adoption and enforcement of a single-use beverage container ban within the San Marcos riverfront parks system.

Date of Approval: 11/30/23

Record of the vote:

Attest: ____________________________

(Staff or board/commission chair can sign)
AGENDA CAPTION:
The City Council will convene in executive session pursuant to the following sections of the Texas Government Code:

A. Section §551.071: Consultation with Attorney: to receive legal advice regarding:

1. The following pending wastewater discharge application dockets: a) the application of Fleming Farms WWTP for proposed permit for new TPDES Permit No. WQ0015817001, TCEQ Docket No. 2020-0973-MWD, SOAH Docket No. 582-21-0576; and b) the application of Rattler Ridge, LLC for proposed permit for new TPDES Permit No. WQ0016049001, TCEQ Docket No. 2022-1046-MWD, SOAH Docket No. 582-23-07913.

2. A potential solution involving a regional wastewater treatment plant in connection with the above.

3. The applicability of, and standards for exemptions from the requirement for landowner consent to annexation under Section 86.003 of the San Marcos City Code when requesting utility service outside the city limits.

Meeting date: January 16, 2024

Department: City Attorney, Parks and Recreation, Utilities and City Manager’s Office

Amount & Source of Funding
Funds Required: Click or tap here to enter text.
Account Number: Click or tap here to enter text.
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Fiscal Note:

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City Council Strategic Initiative: [Please select from the dropdown menu below]
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Choose an item.
Choose an item.
Comprehensive Plan Element(s): [Please select the Plan element(s) and Goal # from dropdown menu below]
☐ Economic Development - Choose an item.
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☐ Land Use - Choose an item.
☐ Neighborhoods & Housing - Choose an item.
☐ Parks, Public Spaces & Facilities - Choose an item.
☐ Transportation - Choose an item.
☐ Core Services
☐ Not Applicable

Master Plan: [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]
Choose an item.

Background Information:
Click or tap here to enter text.

Council Committee, Board/Commission Action:
Click or tap here to enter text.

Alternatives:
Click or tap here to enter text.

Recommendation:
Click or tap here to enter text.
AGENDA CAPTION:
Consider action, by motion, or provide direction to Staff regarding the following Executive Session item held during the Work Session:
Section §551.071: Consultation with Attorney: to receive legal advice regarding the proposed restriction of single-use containers in city parks and rivers.
Meeting date: January 16, 2024

Department: City Attorney, Parks and Recreation, Utilities and City Manager’s Office

Amount & Source of Funding
Funds Required: Click or tap here to enter text.
Account Number: Click or tap here to enter text.
Funds Available: Click or tap here to enter text.
Account Name: Click or tap here to enter text.

Fiscal Note:
Prior Council Action: Click or tap here to enter text.

City Council Strategic Initiative: [Please select from the dropdown menu below]
Choose an item.
Choose an item.
Choose an item.

Comprehensive Plan Element (s): [Please select the Plan element(s) and Goal # from dropdown menu below]
☐ Economic Development - Choose an item.
☐ Environment & Resource Protection - Choose an item.
☐ Land Use - Choose an item.
☐ Neighborhoods & Housing - Choose an item.
☐ Parks, Public Spaces & Facilities - Choose an item.
☐ Transportation - Choose an item.
☐ Core Services
Master Plan: [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]
Choose an item.

Background Information:
Click or tap here to enter text.

Council Committee, Board/Commission Action:
Click or tap here to enter text.

Alternatives:
Click or tap here to enter text.

Recommendation:
Click or tap here to enter text.