City of San Marcos

Regular Meeting Agenda - Final
City Council

Tuesday, May 7, 2024
6:00 PM
City Council Chambers

630 E. Hopkins St.
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. 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 must sign up in the City Clerk’s office between 8:00AM - 5:45PM the day of the meeting.

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.

1. Consider approval of Ordinance 2024-20, on the second of two readings, amending
Chapter 86, Article 1, Division 1, Water and Wastewater Line Extensions of the San
Marcos City Code by amending Section 86.003 to allow certain out of city connections to
be made without application for annexation; providing for the repeal of conflicting
provisions; providing a savings clause; and providing an effective date.

2. Consider approval of Resolution 2024-69R, approving an agreement providing for the city
to sell water on a temporary basis to the City of Kyle; authorizing the City Manager, or her
designee, to execute the agreement on behalf of the city; and declaring an effective date.

3. Consider approval of Resolution 2024-70R, approving an agreement with Kimley-Horn and
Associates, Inc., to provide on-call Transportation Planning and Design Services in the
estimated amount of $300,000.00; authorizing the City Manager, or her designee, to execute the agreement on behalf of the city; and declaring an effective date.

4. Consider approval of Resolution 2024-71R, approving a fourth Change in Service to the professional services agreement with BGE, Inc., relating to the Wallace Offsite Drainage Improvements Project in the estimated amount of $126,444.00 for a total contract price of $1,636,218.00; authorizing the City Manager, or her designee, to execute the appropriate documents to implement the change in service; and declaring an effective date.

5. Consider approval of Resolution 2024-72R, approving an agreement with the Texas Commission on Environmental Quality ("TCEQ") for grant funding in an amount not to exceed $120,000.00 to help support construction costs associated with the Sessom Creek Stream Restoration, Phase 2 project; authorizing the City Manager, or her designee, to execute said agreement on behalf of the city; and declaring an effective date.

6. Consider approval of Resolution 2024-73R, approving an agreement with the Texas Commission on Environmental Quality ("TCEQ") for grant funding in an amount not to exceed $199,999.80 to help support construction costs associated with green stormwater infrastructure to be constructed in Kissing Alley as part of the Downtown Alley Improvement Project; authorizing the City Manager, or her designee, to execute said agreement on behalf of the city; and declaring an effective date.

7. Consider approval of Resolution 2024-74R, approving a funding agreement with Surge Soccer Club (Surge) allowing for American Rescue Plan Act (ARPA) funds to provide scholarships for participation in youth sport leagues by underserved youth and families negatively affected by COVID-19; authorizing the City Manager, or her designee, to execute any necessary documents on behalf of the city; and declaring an effective date.

8. Consider approval of Resolution 2024-75R, approving a funding agreement with San Marcos Youth Baseball and Softball Association (SMYBSA) allowing for American Rescue Plan Act (ARPA) funds to provide scholarships for participation in youth sport leagues by underserved youth and families negatively affected by COVID-19; authorizing the City Manager, or her designee, to execute any necessary documents on behalf of the city; and declaring an effective date.

9. Consider approval of Resolution 2024-76R, approving the American Express Partners in Preservation: Main Streets Grant from the National Trust for Historical Preservation in the amount of $150,000.00 for repairs to the Dunbar School Home Economics Building; authorizing the City Manager, or her designee, to execute documents necessary to implement the grant; and providing an effective date.

PUBLIC HEARINGS

NOTE: Public Hearing sign up procedures have changed:
Persons wishing to participate remotely (speak) during the Public Hearing 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.

10. Receive a Staff presentation and hold a Public Hearing to receive comments for or against
Ordinance 2024-21, annexing into the city approximately 54.015 acres in Hays County, Texas generally located at the southeast corner of West Centerpoint Road and Central Park Loop (Case No. AN-24-02) (La Cima Phase 6); including procedural provisions; and providing an effective date; and consider approval of Ordinance 2024-21, on the first of two readings.

11. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2024-22, amending the official zoning map of the City in Case No. ZC-24-04, by rezoning approximately 55.015 acres of land generally located at the southeast corner of West Centerpoint Road and Central Park Loop in the La Cima Development, from Future Development “FD” District to Character District-4 “CD-4”, 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 2024-22, on the first of two readings.

NON-CONSENT AGENDA

12. Consider approval of Ordinance 2024-23, on the first of two readings, authorizing the installation of speed cushions in both directions in the 600 through 1300 blocks of Barbara Drive (from River Road to Bugg Lane); including procedural provisions; and providing an effective date.

13. Consider approval of Resolution 2024-67R, supporting the granting of Economic Development Incentives under Chapter 380 of the Texas Local Government Code for a grocery store development, such incentives to include property and sales tax rebates up to five years from the Resolution adoption; and declaring an effective date.

14. Consider approval of Resolution 2024-68R, approving an amended template for Standard City Board and Commission Bylaws in accordance with Section 2.073 of the San Marcos City Code; directing staff liaisons to boards and commissions to present such bylaws for adoption by their respective boards and commissions; and declaring an effective date.

15. Consider approval of Resolution 2024-77R, approving a contract with The Pounds Group, LLC, dba Sullivan Contracting Services, through the Choice Partners Purchasing Cooperative for Indefinite Delivery Indefinite Quantity (IDIQ) of concrete construction services for the Public Works Department in an amount not to exceed $1,000,000.00 per year; authorizing the City Manager, or her designee, to execute the contract on behalf of the city; and declaring an effective date.

16. Consider approval of Resolution 2024-78R, approving an agreement with Clint Jones, owner of Fleming Farms, Highlander S M Two, Rattler Ridge, LP., and JLBC 710 Investments, LLC, owner of Sedona South, to provide for the sharing of costs for the construction of a Wastewater Treatment Plant which will serve their developments and other city needs; authorizing the City Manager, or her designee, to execute the agreement on behalf of the city; and declaring an effective date.

17. Discuss and consider appointments to various Boards and Commissions, to wit:
A) Art Commission  
B) Citizen Utility Advisory Board (CUAB)  
C) Construction Board of Appeals  
D) Convention and Visitors Bureau Board  
E) Human Services Advisory Board  
F) Neighborhood Commission  
G) Parking Advisory Board  
H) Senior Citizen Advisory Board  
I) Veteran Affairs Advisory Board  

18. Hold discussion regarding leasing practices on student housing; and provide direction to City Manager.

19. Hold discussion regarding city council procurement cards, among other things, and set up limits based solely on amount in the awarded travel. Requiring council members themselves to be responsible for their accounts; and provide direction to the City Manager.

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.

20. The City Council will convene in executive session pursuant to the following section of the Texas Government Code:
   A. Section 551.071: Consultation with Attorney-To receive legal advice regarding a proposed cost sharing agreement for construction of a wastewater treatment plant.
   B. Section 551.071: Consultation with Attorney-To receive legal advice regarding an officer involved shooting on April 11, 2024.

DIRECTION/ACTION FROM EXECUTIVE SESSION

21. Consider action, by motion, or provide direction to Staff regarding the following Executive Session items held during the Work Session and/or Regular Meeting:
   A. Section 551.071: Consultation with Attorney-To receive legal advice regarding a proposed cost sharing agreement for construction of a wastewater treatment plant.
   B. Section 551.071: Consultation with Attorney-To receive legal advice regarding an officer involved shooting on April 11, 2024.

VI. Question and Answer Session with Press and Public.

NOTE: Question and Answer with Press and Public 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 www.sanmarcostx.gov/citizencommentsignup before 12:00PM the day of the meeting. A call in number and 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
VII. Adjournment.

POSTED ON FRIDAY, MAY 3, 2024 @ 8:30 AM

ELIZABETH TREVINO, 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