I. Call To Order

With a quorum present, the regular meeting of the San Marcos City Council was called to order by Mayor Thomaides at 5:03 p.m. Tuesday, March 21, 2017 in the City Council Chambers, 630 E. Hopkins, San Marcos, Texas 78666.

II. Roll Call

Present: 7 - Mayor John Thomaides, Mayor Pro-Tem Jane Hughson, Deputy Mayor Pro Tem Lisa Prewitt, Council Member Saul Gonzales, Council Member Ed Mihalkanin, Council Member Scott Gregson, Council Member Melissa Derrick

III. Invocation

Rev. Scottie McIntyre Johnson, of San Marcos Unitarian Universalist Fellowship, provided this evening’s invocation.

IV. Pledges Of Allegiance - United States And Texas

Kaitlyn Haley, a 4th grade student, at Texas Preparatory School led the assembly in the pledges of allegiance.

EXECUTIVE SESSION

1. 5:00PM Executive Session in accordance with Section §551.072 of the Texas Government Code: Real Property - to receive an update regarding the sale of Cityreal estate comprised of three tracts of land known as the “Leah Tract,” comprised of a 1.378 acre tract out of the J.M. Veramendi Survey No. 1, Abstract No. 17, a 25.05 acre tract, being Lot 1 of the Cottonwood Parkway Addition and a 1.36 acre tract, being Lot 10A of the Municipal Airport Subdivision; and to also receive a Staff briefing and deliberate regarding the possible acquisition of real property in the downtown area for parking purposes; and in accordance with Section §551.074 of the Texas Government Code - Personnel Matters: to discuss and deliberate regarding compensation for the Municipal Court Judge of the Municipal Court of Record and Associate Municipal Court Judge positions.

A motion was made by Council Member Gregson, seconded by Deputy Mayor Pro Tem Prewitt, to enter into Executive Session at 5:10 p.m. The motion
carried by the following vote:

For: 8 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Mihalkanin, Council Member Gregson, Council Member Derrick and Ramirez

Against: 0

2. Consider adoption or direction to Staff on matters discussed in Executive Session.

The Council reconvened into Regular Session at 5:59pm. Council provided direction to staff.

PRESENTATIONS

3. Receive a Staff presentation of the Quarterly Investment and Financial Reports, and provide direction to Staff.

4. Receive the City of San Marcos’ Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended September 30, 2016 from the City’s audit firm ABIP, P.C.

5. Receive a Staff briefing and hold discussion regarding proposed amendments to the Parks Ordinance as recommended by the Parks and Recreation Board, and provide direction to Staff.

A motion was made by Council Member Derrick, seconded by Council Member Gonzales, to postpone this discussion to a later date. The motion carried by the following vote:

For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

Against: 0

6:00 PM

V. 30 Minute Citizen Comment Period

Harvey Jenkins, addressed the Council regarding the detour signs that direct drivers off of Holland Street and onto Schulle Drive. He feels that it is opening up this street as a cut through and is turning into a raceway. He brings this up because his neighbors are primarily elderly. He is requesting that these signs be moved up to Moore Street and to detour students.

Mike Larosse, spoke in favor of Carina Boston Pinales and her 3-year efforts to bring a co-working space to San Marcos. He spoke about his experience with co-working and the advantages of these spaces.

The following individuals submitted comments in writing in support of Item
CONSENT AGENDA

A motion was made by Council Member Gregson, seconded by Council Member Mihalkanin, to approve the Consent Agenda with the exception of item #8 and #12, which were pulled and considered separately. The motion carried by the following vote:

For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

Against: 0

6. Consider approval, by motion, of the following meeting Minutes:
   A) March 3, 2017 - Packet Meeting
   B) March 7, 2017 - Regular Meeting

7. Consider approval of Ordinance 2017-12, on the second of two readings, creating a designated permit area under Section 82.189 of the San Marcos City Code that allows parking by permit on both sides of the 100 to 200 blocks of West Hillcrest Drive between Ridgeway Drive and Holland Street, Monday through Friday from 8:00 am to 5:00 pm; amending the traffic register to reflect such designated permit area; and providing for an effective date.

8. Consider approval of Ordinance 2017-13, on the second of two readings, designating a no parking tow-away zone at all times on the North Side of Cheatham Street from Riverside Drive to Reynolds Street and on the South Side of Cheatham Street from Riverside Drive to CM Allen Parkway; and amending the traffic register maintained under section 82.067 of the San Marcos City Code to reflect such designation; and including procedural provisions.

   A motion was made by Deputy Mayor Pro Tem Prewitt, seconded by Council Member Gregson, to approve Ordinance 2017-13, on the second of two readings. The motion carried by the following vote:

   For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick
9. Consider approval of Resolution 2017-45R, awarding an IDIQ Master Contract for street overlay to Lone Star Paving in the estimated annual amount of $700,000.00 contingent upon the bidder’s timely submission of sufficient bonds, insurance and other pertinent information in accordance with the city’s bid documents for the project; authorizing the Interim City Manager or his designee to execute the contract documents on behalf of the City and declaring an effective date.

10. Consider approval of Resolution 2017-46R, approving the purchase of a mini excavator for the Public Services Department-Transportation Division in the total purchase amount of $56,705.00 from Vermeer Equipment of Texas through the Texas Local Government Purchasing Cooperative Buyboard contract for construction equipment, road and bridge equipment, ditching, trenching, utility and other equipment (contract #515-16); authorizing the Interim City Manager or his designee to execute the appropriate purchase documents on behalf of the City and declaring an effective date.

11. Consider approval of Resolution 2017-47R, approving a WIC program funding contract amendment with the Texas Department of State Health Services that provides additional funding for Fiscal Year 2017 in the amount of $12,500 for implementation of the Statewide Automation System for clinics and client services, and extends the contract through and allocates up to $1,713,818 for Fiscal Year 2018; authorizing the Interim City Manager to execute said contract amendment on behalf of the City; and providing an effective date.

12. Consider approval of Resolution 2017-48R, awarding an annual contract for the management and operation of the San Marcos Cemetery to Gene Bagwell, D/B/A Maintenance Management in the estimated annual amount of $145,200.00 for the Community Services Department, Parks and Recreation Division contingent upon the proponent’s timely submission of sufficient insurance in accordance with the city’s request for proposal documents; authorizing the Interim City Manager or his designee to execute the appropriate purchasing documents on behalf of the City; and declaring an effective date.

Main Motion: A motion was made by Council Member Gregson, seconded by Deputy Mayor Pro Tem Prewitt, to approve Resolution 2017-48R.

Motion to Amend: A motion was made by Mayor Pro-Tem Hughson, seconded by Council Member Derrick, to amend Resolution 2017-48R by amending Section C. Scope of Work subsection (4) Collection and Receipting of Money, by adding, "This employee may reserve a lot through the city software, print an invoice for the potential buyer and advise the buyer of location, dates and times in which to pay the invoice within 10 days. Payment may also be made by postal mail." The motion carried by the following vote:
March 21, 2017

City Council Meeting Minutes

For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

Against: 0

Main Motion: A motion was made by Council Member Gregson, seconded by Council Member Mihalkanin to approve Resolution 2017-48R, as amended.
The motion carried by the following vote:

For: 8 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Mihalkanin, Council Member Gregson, Council Member Derrick and Ramirez

Against: 0

13. Consider approval of Resolution 2017-49R, awarding an annual contract to Compumeric Engineering, Inc., d/b/a Bearsaver for the purchase of animal-resistant trash and recycling containers for the Community Services Department, Parks and Recreation Division, in the estimated annual amount of $40,980.00; authorizing the Interim City Manager or his designee to execute the appropriate purchasing documents on behalf of the City; and declaring an effective date.

14. Consider approval of Resolution 2017-50R, authorizing the submission of an application to the Office of the Governor, Criminal Justice Division for a Justice Assistance Program Grant in the amount of $16,582 to fund the purchase two all-terrain vehicles for use by the City’s Park Rangers; authorizing the commitment and expenditure of matching funds from the City in the amount of $5,000; providing an assurance to refund grant funds in the event of loss or misuse; authorizing the Interim City Manager or his designee to execute any and all documents as necessary to accept and implement the grant, if awarded; and declaring an effective date.

15. Consider approval, by motion, of a contract amendment with United Healthcare to include Stop Loss coverage for the remainder of the 2017 plan year which will end December 31, 2017 in the not to exceed amount of $275,000.

NON-CONSENT AGENDA

16. Consider approval of Resolution 2017-51R, approving a license agreement with Carma Paso Robles, LLC to allow subdivision gateway improvements for the Kissing Tree subdivision in the city’s right-of-way, including a bridge across Centerpoint road, landscaping and irrigation improvements; authorizing the Interim City Manager to execute the license agreement on behalf of the City; and declaring an effective date.

A motion was made by Council Member Gregson, seconded by Deputy Mayor Pro Tem Prewitt, to approve Resolution 2017-51R. The motion carried by the following vote:

For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick
17. Consider approval of Resolution 2017-52R, approving an agreement with Strategic Government Resources for the provision of an Interim City Manager in accordance with the attached agreement; authorizing the Mayor to execute the agreement with Strategic Government Resources; appointing an Interim City Manager; and declaring an effective date.

A motion was made by Mayor Thomaides, seconded by Council Member Gregson, to approve Resolution 2017-52R and inserting the name of Charles Daniels in Part 2 of the resolution. The motion carried by the following vote:

   For:  7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

   Against:  0

18. Discuss and consider an appointment made by Council Member Gonzales to the Comprehensive Plan Oversight Committee, and provide direction to Staff.

A motion was made by Council Member Gonzales, seconded by Deputy Mayor Pro Tem Prewitt, to appoint Tom Wassenich to the Comprehensive Plan Oversight Committee. The motion carried by the following vote:

   For:  8 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Mihalkanin, Council Member Gregson, Council Member Derrick and Ramirez

   Against:  0

19. Discuss and consider approval of an appointment of a Council Member to fill a vacancy on the Community Action Board of Directors, and provide direction to Staff.

A motion was made by Deputy Mayor Pro Tem Prewitt, seconded by Council Member Gonzales, to approve the appointment of Council Member Melissa Derrick to the Community Action Board of Directors. The motion carried by the following vote:

   For:  6 - Mayor Thomaides, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

   Against:  0

   Abstain:  1 - Mayor Pro-Tem Hughson

20. Discuss and consider an appointment of a Council Member to fill a vacancy on the Whisper Subcommittee, and provide direction to Staff.

A motion was made by Council Member Gregson, seconded by Council Member Gonzales, to approve the appointment of Mayor Thomaides to the
Whisper Subcommittee. The motion carried by the following vote:

For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

Against: 0

21. Discuss and consider appointments to fill vacancies on the Downtown Tax Increment Reinvestment Zone #5 (TIRZ #5) Board of Directors for Position 1 (Chair) and Position 5, the mutually agreed upon position between the City and Hays County, and provide direction to Staff.

A motion was made by Deputy Mayor Pro Tem Prewitt, seconded by Council Member Gregson, to postpone the appointment to the TIRZ #5 board to the next meeting. The motion carried by the following vote:

For: 7 - Mayor Thomaides, Mayor Pro-Tem Hughson, Deputy Mayor Pro Tem Prewitt, Council Member Mihalkanin, Council Member Gonzales, Council Member Gregson and Council Member Derrick

Against: 0

22. Hold discussion regarding Alcohol CUPs, including but not limited to, the creation of a subcommittee, and provide direction to Staff.

Mayor Pro Tem Hughson provided an introduction and overview of her request to place this item on the agenda. She included that this review is not limited to downtown. She would like to see a subcommittee created of 3 council members and 2 or 3 planning and zoning commissioners.

Following discussion the Council appointed Mayor Pro Tem Hughson, Council Member Gregson and Council Member Gonzales to the Alcohol CUP Subcommittee. Planning and Zoning Commission will discuss and consider their representatives on March 28.

23. Hold discussion regarding contracted service of program and support for entrepreneurs and local small businesses, and provide direction to Staff.

Mayor Pro Tem Hughson provided the introduction for this discussion regarding the need for support for entrepreneurs and local small businesses, and introduced Ms. Carina Boston Pinales. Ms. Pinales provided the Council with the definition of co-working and provided her experience and knowledge of co-working models. Ms. Pinales provided a funding request to the Council for $75,000 for a 6 month period. $15,000 for the first 3 months and following a progress report, a planned request for an additional $60,000 for the remaining FY17. Following discussion the Council created a subcommittee of Mayor Pro Tem Hughson, Council Member Gregson, and Council Member Mihalkanin to further discuss the request and program idea.

The conversation will also include the Greater San Marcos Partnership, the
San Marcos Chamber of Commerce and Ms. Pinales.

VI. Question and Answer Session with Press and Public.

None.

VII. Adjournment.

Mayor Thomaides adjourned the regular meeting of the San Marcos City Council at 8:39 p.m.

Jamie Lee Case, City Clerk

John Thomaides, Mayor