



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final-Amended City Council

Tuesday, March 15, 2016

5:30 PM

City Council Chambers

630 E. Hopkins

I. Call To Order

II. Roll Call

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. 5:30PM Executive Session in accordance with Section §551.087 of the Texas Government Code: Economic Development - to deliberate the offer of an incentive for Project Ultra.
2. Consider adoption or direction to Staff on matters discussed in Executive Session.

PRESENTATIONS

3. Receive the City of San Marcos' Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended September 30, 2015 from the City's audit firm ABIP, P.C.
4. Receive a presentation from the San Marcos Commission on Children and Youth, and provide direction to Staff.

6:00 PM

III. Invocation

IV. Pledges Of Allegiance - United States And Texas

V. 30 Minute Citizen Comment Period

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.

5. Consider approval of the following:
February 22, 2016 - Cape's Dam Workshop
February 26, 2016 - Packet Meeting Minutes
March 1, 2016 - Regular Meeting Minutes
March 2, 2016 - Budget Policy Meeting
6. Consider approval of Ordinance 2016-04, on the second of two readings, amending Section 2.332 of the San Marcos City Code Composition; Qualifications and Appointment of Members of the Airport Advisory Board; providing for the repeal of any conflicting provisions; and providing an effective date.
7. Consider approval of Resolution 2016-26R approving a Lease-Purchase Agreement between the City and U.S. Bancorp Government Leasing and Finance, Inc., which authorizes the lease/purchase of a new xl3100 v 4x4-c34 truck mounted Gradall excavator in the total financed amount of \$359,120.45 inclusive of financing costs; authorizing the City Manager or his designee to execute all appropriate documents associated with this transaction; and declaring an effective date.
8. Consider approval of Resolution 2016-27R approving the purchase of a new XL3100 V 4x4-C34 truck mounted Gradall excavator for the Public Services Department-Drainage Division in the total purchase amount of \$359,120.45 from Waukesha- Pearce Industries, Inc. through the Texas Local Government Purchasing Cooperative Buyboard Contract for Construction, Road, Bridge & other Equipment (Contract #424-13); authorizing the City Manager or his designee to execute the appropriate purchase documents on behalf of the City; and declaring an effective date.
9. Consider approval of Resolution 2016-28R, approving the purchase of ten mermaid sculptures from Fountain People for the Community Services Department-Parks Division in the total amount of \$55,070.00; authorizing the City Manager or his designee to execute the appropriate purchasing documents on behalf of the City; and declaring an effective date.
10. Consider approval of Resolution 2016-29R, approving the purchase of concrete from Texmix Concrete for the Community Services Department-Parks Division in the total amount of \$216,000.00; authorizing the City Manager or his designee to execute the appropriate purchasing documents on behalf of the City and declaring an effective date.
11. Consider approval of Resolution 2016-30R approving the extension of an annual contract with Gene Bagwell, dba Maintenance Management for the management and operation of the San Marcos Cemetery; authorizing the City Manager or his designee to execute the appropriate documents related to this contract extension on behalf of the City, and declaring an effective date.
12. Consider approval of Resolution 2016-31R approving the procurement of Mobile Data Terminals for the Fire Department in the estimated amount of \$68,736.62 from Dell, Inc. through the Texas Comptroller of Public Account's Department of Information Resources ("DIR") (Contract DIR-SDD-1951); authorizing the City Manager or his designee to execute the appropriate purchasing documents on behalf of the city; and

declaring an effective date.

13. Consider approval of Resolution 2016-32R approving a Water Reuse System Asset Management Plan; and providing an effective date.
14. Consider approval of Resolution 2016-33R approving an Agreement with Bellwether Edge, LLC for the provision of Personal Consulting Services in connection with Water Loss/Water Use Reporting in the amount of \$64,350.00 which includes a prior increase of \$3,000.00 (ACIS NO. 1), an increase of \$5,000.00 (ACIS NO. 2) an increase of \$20,500.00 (ACIS NO. 3), and this increase of \$20,850.00 (ACIS NO. 4) above the previous not-to-exceed contract amount of \$15,000.00; ratifying the City Manager's execution of this agreement on behalf of the City; authorizing the City Manager or his designee to execute authorization of Change in Services No. 4 on behalf of the City; and declaring an effective date.
15. Consider approval, by motion, of Change in Service #2 to add Greenways Master Plan into HDR Transportation Master Plan scope in the amount of \$90,000.

PUBLIC HEARINGS - 7:00 PM

16. 7:00PM Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2016-07, approving an amendment to the preferred scenario map of the city's comprehensive plan to change the land use designation for a 50.643 acre, more or less, tract of land out of the William H. Van Horn survey, abstract 464, located West of IH-35 along Posey Road, from an area of stability to employment center; and including procedural provisions.

NON-CONSENT AGENDA

17. Consider approval of Ordinance 2016-01, on the first of two readings, amending chapter 22, Cemeteries, of the San Marcos city code by establishing miscellaneous rules, procedures and restrictions with regard to the city's cemetery, including, among other things, providing new limits for casketed burials and cremations, and prohibiting private mausoleums; providing for the repeal of any conflicting provisions; providing penalties; and providing an effective date.
18. Consider approval of Ordinance 2016-02, on the first of two readings, amending the fees to be charged for Cemetery lots, Mausoleum Crypts, and Columbarium niches at the San Marcos Cemetery; providing for the repeal of any conflicting provisions; and providing an effective date.
19. Consider approval of Ordinance 2016-05, on the first of two readings, amending Section 82.170 of the San Marcos City Code by modifying the rules for loading or unloading of passengers by operators of taxicabs and limousines and extending such rules to drivers of transportation network company vehicles; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.
20. Consider approval of Resolution 2016-34R, approving a license to encroach agreement with the Woodlands of San Marcos, L.L.C. to allow balcony improvements to encroach

within a public drainage easement at 650 River Road; authorizing the City Manager to execute the license to encroach agreement on behalf of the City; and declaring an effective date.

21. Consider approval of Resolution 2016-36R approving the appointment of the law firm of Davidson, Troilo, Ream & Garza as special counsel to advise the Ethics Review Commission as it considers a request from Council Member Scott Gregson for an Ethics Advisory Opinion; and declaring an effective date.
22. Consider approval of Resolution 2016-37R approving the payment of legal fees and expenses incurred by Council Member Scott Gregson in connection with his request to the San Marcos Ethics Review Commission for an advisory opinion regarding his eligibility to vote on matters pertaining to implementation of the Downtown Master Plan; and declaring an effective date.
23. Discuss and consider appointment(s) to fill vacancies on the following Boards/Commissions:
Airport Advisory Board
Economic Development Board
Historic Preservation Commission
24. Consider, by motion, the removal of Cape's Dam, and provide direction to Staff.
25. Receive a Staff update and hold discussion regarding an agreement in the amount of \$292,000.00 to sponsor an event at the San Marcos Regional Airport; and consider the creation of a Council Subcommittee, and provide direction to Staff.
26. Receive a Staff presentation regarding implementation of the City of San Marcos Business Improvement and Growth (BIG) Program, and provide direction to Staff.

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, MARCH 9, 2016 at 5:30PM

JAMIE LEE PETTIJOHN, CITY CLERK

VIII. ADDENDUM

27. The following item has been amended that was originally posted on Wednesday, March 9, 2016.

6. Consider approval of Ordinance 2016-04, on the second of two readings, amending Section 2.332 of the San Marcos City Code to provide that nonresident members of the Airport Advisory Board must own an aircraft based on the airport or represent a company that owns an aircraft based at the airport; providing for the repeal of any

conflicting provisions; and providing an effective date.

8. Consider approval of Resolution 2016-27R approving the lease-purchase of a new XL3100 V 4x4-C34 truck mounted Gradall excavator for the Public Services Department-Drainage Division in the total lease-purchase amount of \$359,120.45 from Waukesha- Pearce Industries, Inc. through the Texas Local Government Purchasing Cooperative Buyboard Contract for Construction, Road, Bridge & other Equipment (Contract #424-13); authorizing the City Manager or his designee to execute the appropriate lease-purchase documents on behalf of the City; and declaring an effective date.

21. Receive a Staff update and hold discussion regarding an agreement in the amount of \$292,000.00 to sponsor an event at the San Marcos Regional Airport.

Previously posted Item #21 is now shown as Item #25

Previously posted Item #22 is now shown as Item #21

Previously posted Item #23 is now shown as Item #22

The following item has been removed from the March 15, 2016 Regular Meeting Agenda and will be placed on the April 5, 2016 Agenda:

9. Consider approval of Resolution 2016-28R, approving the purchase of ten mermaid sculptures from Fountain People for the Community Services Department-Parks Division in the total amount of \$55,070.00; authorizing the City Manager or his designee to execute the appropriate purchasing documents on behalf of the City; and declaring an effective date.

ADDENDUM POSTED ON FRIDAY, MARCH 11, 2016 AT 5:30PM

JAMIE LEE PETTIJOHN, 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