



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final City Council

Tuesday, May 20, 2025

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

To speak during the Citizen Comment portion of the meeting:

- Remote Participation: Sign up at www.sanmarcostx.gov/citizencomment by 12:00 PM on the day of the meeting to receive a Zoom link.
- In-Person Participation: Sign up online at www.sanmarcostx.gov/citizencomment in advance or in person at the City Clerk's office until 5:45 PM.

PRESENTATIONS

1. Receive a presentation regarding the results of the 2025 Point In Time (PIT) count for the population experiencing homelessness in San Marcos and hold discussion.
2. Receive a final report from the Chair of the Charter Review Commission regarding recommendations for amendments to the City Charter, and provide direction as appropriate.

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.

3. Consider approval of Ordinance 2025-11, on the second of two readings, reducing the speed limit from 30 miles per hour to 25 miles per hour along portions of Tampico Street, Laredo Street, Saltillo Street, Durango Street, Juarez Avenue, Monterrey Street and

Luciano Flores Boulevard in the Wallace Addition Neighborhood; authorizing the installation of signs and traffic control devices reflecting the new speed limits; directing that the traffic register maintained under Section 82.067 of the San Marcos City Code be amended to reflect the new speed limits; and including procedural provisions.

4. Consider approval of Resolution 2025-84R, approving the award of a construction contract to Falkenberg Construction for the Police Station Improvements project in the estimated amount of \$938,153.70; authorizing the City Manager, or her designee, to execute the appropriate documents related to this contract on behalf of the city; and declaring an effective date.
5. Consider approval of Resolution 2025-85R, approving a three-year extension of a reciprocal 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, or her designee, to execute this extension agreement on behalf of the city; and declaring an effective date.
6. Consider approval of Resolution 2025-86R, approving an Advance Funding Agreement (AFA) Amendment between the City of San Marcos and the Texas Department of Transportation (TxDOT) for the San Marcos Shared Use Pathway project; to add Congressional Funding in the amount of \$1,095,940.00 (federal share - \$986,346.00, local share - \$109,594.00); authorizing the City Manager, or her designee, to execute the amendment on behalf of the city; and declaring an effective date.
7. Consider approval of Resolution 2025-87R, approving a fifth change in service to the engineering services agreement with BGE, Inc. relating to the Wallace Offsite Drainage Improvements project in the estimated amount of \$195,163.00 for a total contract price of \$1,831,381.00; authorizing the City Manager, or her designee, to execute the appropriate documents to implement the change in service; and declaring an effective date.
8. Consider approval of Resolution 2025-88R, approving an agreement with Gloria De La Rosa Garza for the purchase of a 2.998 acre tract of land located near the intersection of Redwood Road and FM 1978 for a price of \$195,000.00, plus associated closing costs, in connection with the Wastewater Treatment Plant second site (571) project; authorizing the City Manager, or her designee, to execute said agreement and associated closing documents on behalf of the city; and declaring an effective date.
9. Consider approval of Resolution 2025-89R, accepting the award of special commissioners in the amount of \$408,500.00 in Cause No. 24CV-07636, Caldwell County Court at Law, in connection with the city's acquisition of a water line, wastewater line, and recycled water line easement and right-of-way along State Highway 80 between Old Bastrop Road and FM 110 from Mary Beth Harper a/k/a/ Mary Nance Harper, individually and as independent executor of the estate of Ray Stewart Harper, and Jaime Lynn Harper; authorizing the city's legal counsel to deposit such amount in the registry of the court and to pay associated costs on behalf of the city; and declaring an effective date.
10. Consider approval of Resolution 2025-90R, authorizing the re-submission of an application to the Motor Vehicle Crime Prevention Authority for a grant in the amount of \$6,500.00 for the continued maintenance and operation of ten license plate reader cameras for use in

addressing motor vehicle and catalytic converter thefts; authorizing the City Manager, or her designee, to execute any and all documents as needed to apply for, accept, implement, decline, modify, or cancel the grant, if awarded; and declaring an effective date.

11. Consider approval of Resolution 2025-91R, authorizing the re-submission of a taskforce grant application to the Motor Vehicle Crime Prevention Authority for a grant in the amount of \$177,401.00 to fund the continuing operation of an auto crimes unit within the police department, including funding for one full-time sworn officer position and nine license plate reader cameras; this is to keep the same level of service and not requesting any additional cameras; authorizing matching funds in the amount of \$36,585.00; authorizing the City Manager, or her designee, to execute any and all documents as needed to apply for, accept, implement, decline, modify, or cancel the grant, if awarded; and declaring an effective date.
12. Consider approval of Resolution 2025-92R, awarding a contract to Matrix Consulting Group to conduct a departmental staffing study for the police department in an amount not to exceed \$116,000.00; authorizing the City Manager, or her designee, to execute the contract on behalf of the city; and declaring an effective date.
13. Consider approval of Resolution 2025-93R, approving a contract with IPS Group Inc. through the Omnia Partners Purchasing Cooperative for parking enforcement software and equipment with an initial term of thirteen months for \$96,950.00 plus the annual service cost and allowing for four additional annual renewals with the annual service cost of \$51.056.00 per year for a total contract amount of \$352.232.00; authorizing the City Manager, or her designee, to execute the contract on behalf of the city; and declaring an effective date.
14. Consider approval of Resolution 2025-94R, approving a Memorandum of Understanding with the Texas Department of State Health Services (DSHS) providing for utility department participation in the DSHS Wastewater Monitoring Program; authorizing the City Manager, or her designee, to execute the Memorandum of Understanding on behalf of the city; and declaring an effective date.
15. Consider approval of Resolution 2025-95R, approving an agreement with the Edwards Aquifer Authority (EAA) for the installation of equipment on City of San Marcos property to facilitate automatic meter readings of the city's regulated meters; authorizing the City Manager, or her designee, to execute this agreement on behalf of the city; and declaring an effective date.
16. Consider approval of Resolution 2025-96R, approving the terms and conditions of an interlocal agreement between the City of San Marcos and Hays County for the operation of a household hazardous waste drop-off facility located in San Marcos for all city and county residents; authorizing the City Manager, or her designee, to execute this agreement on behalf of the city; and declaring an effective date.
17. Consider approval of Resolution 2025-97R, approving a Change in Service to the contract with GDS Associates, Inc. for a utility rate study to increase the contract amount by \$41,000.00 for a total contract amount of \$183,000.00, and to clarify the contract term; authorizing the City Manager, or her designee, to execute the appropriate documents to

implement the change in service; and declaring an effective date.

18. Consider approval of Resolution 2025-98R, approving an agreement for the provision of services in connection with the proposed owner requested annexation in Case No. AN-25-04 of approximately 10.03 acres of land known as UMC Subdivision Lot 1, generally located 1,300 feet southeast of the intersection of Clovis Barker Road and Leah Avenue, along with the adjacent county right-of-way, in Hays County, Texas; authorizing the City Manager, or her designee, to execute said agreement on behalf of the city; setting a date for a public hearing concerning the proposed annexation of said tract of land; and declaring an effective date.
19. Consider approval of Resolution 2025-99R, approving a contract with the nonprofit Wings of Warriors Organization for the Texas Capital Air Show - San Marcos in the amount of \$100,000.00 of hotel occupancy tax to support marketing efforts for the air show to be held, November 1 - 2, 2025; authorizing the City Manager, or her designee, to execute the contract on behalf of the city; and declaring an effective date.
20. Consider approval of Resolution 2025-100R, approving the award of an Indefinite Delivery Indefinite Quantity (IDIQ) construction contract to Stripe-It-Up, LLC for street striping for the Public Works Department in the annual amount not to exceed \$190,000.00 on an as-needed basis for one year with the option for up to four one-year renewals; authorizing the City Manager, or her designee, to execute the appropriate documents related to this contract and any renewals on behalf of the city; and declaring 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/citizencommentssignup 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.

21. Hold a Public Hearing to receive comments for or against Ordinance 2025-14, amending the project plan and reinvestment zone financing plan for Tax Increment Reinvestment Zone No. 5 (Downtown TIRZ) to increase funding in support of an annual downtown operations plan and approved project plans submitted via an application process; authorizing the City Manager, or designee, to execute such amendment on behalf of the city; including procedural provisions; and declaring an effective date; and consider approval of Ordinance 2025-14, on the first of two readings.
22. Hold a public hearing and consider an appeal by Angelica Ramirez, on behalf of Springs Bistro + Bar, of the decision of the Planning and Zoning Commission to approve a Conditional Use Permit in Case No. CUP-25-08, to allow on-premises consumption of mixed beverages, for six months, for the business located at 105 Bintu Drive, and consider authorizing a refund of \$765.00 to Angelica Ramirez for the fee paid to appeal to the City Council.

NON-CONSENT AGENDA

23. Consider approval of Ordinance 2025-15, on the first of two readings, amending the City's 2024-2025 Fiscal Year Budget to adjust expenditure accounts in the Water and Wastewater Special Services Fund, Community Enhancement Fund and Tax Increment Reinvestment Zone (TIRZ) #5 Fund; including procedural provisions; and providing an effective date.
24. Consider approval of Ordinance 2025-16, on the first of two readings, amending Section 2.231 of the San Marcos City Code to provide that the non-voting member of the Human Services Advisory Board may have either a degree in social work or experience in social service administration; providing for the repeal of conflicting provisions; providing a savings clause; and declaring an effective date.
25. Discuss and consider appointment(s) to fill vacancies on the following Boards and Commissions, and provide direction to staff:
 - A) Construction Board of Appeals
 - B) Neighborhood Commission
 - C) Parks and Recreation Board
 - D) Planning and Zoning Commission
26. Discuss and consider an appointment to the Hays County Public Health Advisory Board; and provide direction to staff.
27. Discuss and consider the appointment of the Mayor or a City Council Member to fill a vacancy on the Conditional Use Permit Committee.

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.

28. 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. Matters related to changes in various federal grant requirements.
 2. The decision of the Fifteenth Court of Appeals in the matter of the State of Texas v. the City of San Marcos, et al., Cause No. 15-24-00084-CV, concerning the City's enforcement of certain marijuana laws.
 - B. Sections 551.072 (Real Property) and 551.087 (Economic Development) to deliberate regarding Project AVSM.
 - C. Section 551.074 (Personnel Matters) to deliberate roles and responsibilities of the City Council regarding appointee evaluation process.

DIRECTION/ACTION FROM EXECUTIVE SESSION

29. Consider action, by motion, or provide direction to Staff related to the City Council's Executive Session deliberation under the following sections of the Texas Government Code during the City Council's Work Session or Regular Meeting:

- A. Section 551.071 (Consultation with Attorney) to receive legal advice regarding:
 - 1. Matters related to changes in various federal grant requirements.
 - 2. The decision of the Fifteenth Court of Appeals in the matter of the State of Texas v. the City of San Marcos, et al., Cause No. 15-24-00084-CV, concerning the City's enforcement of certain marijuana laws.
- B. Sections 551.072 (Real Property) and 551.087 (Economic Development) to deliberate regarding Project AVSM.
- C. Section 551.074 (Personnel Matters) to deliberate roles and responsibilities of the City Council regarding appointee evaluation process.

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.

To speak during the Question and Answer portion of the meeting:

- *Remote Participation: Sign up at www.sanmarcostx.gov/citizencomment by 12:00 PM on the day of the meeting to receive a Zoom link.*
- *In-Person Participation: 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.

VII. Adjournment.

POSTED ON FRIDAY, MAY 16, 2025 AT 5:00PM

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