



# City of San Marcos

630 East Hopkins  
San Marcos, TX 78666

## Regular Meeting Agenda - Final City Council

---

Tuesday, September 19, 2017

5:00 PM

City Council Chambers

---

630 E. Hopkins

- I. Call To Order
- II. Roll Call
- III. Invocation
- IV. Pledges Of Allegiance - United States And Texas

### 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. 5:00PM Executive Session in accordance with Section § 551.087 - Economic Development: to receive a briefing and deliberate regarding the potential offer of Economic Development Incentives to Project Warehouse; and in accordance with Section §551.072: Real Property - to receive an update and deliberate regarding the purchase of undeveloped property over the Edwards Aquifer Recharge Zone to mitigate nonpoint source pollution to the Edwards Aquifer and the San Marcos Springs and River.
2. Consider adoption or direction to Staff on matters discussed in Executive Session.

### PRESENTATIONS

3. Received a presentation from Deloitte and Touche, LLP on the CDBG-DR Risk Assessment and Internal Audit and Monitoring Plan.
4. Receive a Staff presentation of the Quarterly Investment and Financial Reports, and provide direction to Staff.
5. Receive a Staff presentation and hold discussion regarding the After Action Report concerning Hurricane Harvey and its impact on the City of San Marcos, and provide direction to Staff.

**6:00 PM**

## 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.*

6. Consider approval, by motion, of the following meeting Minutes:
  - A) August 7, 2017 - Code SMTX Workshop Meeting Minutes
  - B) August 22, 2017 - Special Meeting Minutes
  - C) September 1, 2017 - Packet Meeting Workshop Minutes
  - D) September 5, 2017 - Regular Meeting Minutes
7. Consider approval of Ordinance 2017-46, on the second of two readings, creating a designated permit area under Section 82.189 of the San Marcos City Code to require parking by permit only on the west side of the 400 Block of McGehee Street between Cheatham Street and Grove Street from 3:00 pm to 9:00 pm daily; amending the traffic register to reflect the designated permit area; and providing for an effective date.
8. Consider approval of Ordinance 2017-47, on the second of two readings, amending the Official Zoning Map of the City by rezoning a 3.553 acre tract of land located within the Cottonwood Creek Subdivision Master Plan near the intersection of State Highway 123 and Rattler Road, from "DR" Duplex Restricted District to "GC" General Commercial; and including procedural provisions.
9. Consider approval of Ordinance 2017-53, on the second of two readings, amending section 2.566 of the San Marcos City Code to authorize City Manager, Bert Lumbreras, to approve change orders to City contracts involving increases or decreases of \$50,000 or less; including procedural provisions; and declaring an effective date.
10. Consider approval of Ordinance 2017-50, on the second of two readings, increasing drainage utility rates as authorized by Section 86.505 of the San Marcos City Code; including procedural provisions.
11. Consider approval of Ordinance 2017-51, on the second of two readings, increasing rates established for Water, Wholesale Water, Reclaimed Water, Wastewater Treatment, and Sewer Surcharges; and including procedural provisions.
12. Consider approval of Ordinance 2017-52, on the second of two readings, amending the rates for both Residential and Multifamily Customers of Municipal Solid Waste Programs in accordance with Section 66.028 of the San Marcos Code of Ordinances; including procedural provisions; and declaring an effective date.
13. Consider approval of Resolution 2017-142R, ratifying the submission of an application to the U.S. Department of Justice, Bureau of Justice Assistance for a Justice Assistance Grant in an amount not-to-exceed \$15,763.00 to fund hardware and software upgrades to

the Police Department's Cyber Forensics Investigative program, authorizing the 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.

14. Consider approval of Resolution 2017-143R, approving a State Use Contract between the City and Easter Seals-Central Texas as certified by TIBH Industries, Inc. for vegetation and litter control in the estimated annual amount of \$1,110,238.67; authorizing the City Manager or his designee to execute this agreement on behalf of the City and declaring an effective date.
15. Consider approval of Resolution 2017-146R, approving an agreement with Alan Plummer Associates, Inc. for the provision of Professional Engineering Services for the River Road Pavement and Bank Stabilization Project in the amount of \$73,910 which includes an increase of \$24,940 (ACIS No. 2) above the previous not-to-exceed contract amount of \$48,970; ratifying the City Manager's execution of this agreement and authorizing the City Manager or his designee to sign authorization of change in services No. 2; and declaring an effective date.
16. Consider approval of a pay increase in the amount of \$6,840.32 to City Attorney, Michael Cosentino effective April 1, 2017.
17. Consider approval of a pay increase in the amount of \$3,600.56 to City Clerk, Jamie Lee Case effective April 1, 2017.

## **NON-CONSENT AGENDA**

18. Consider approval of Ordinance 2017-48, on the second of two readings, adopting a Budget in the amount of \$214,053,615 for the Fiscal Year beginning October 1, 2017 and ending September 30, 2018; authorizing certain adjustments to the Budget with the approval of the City Manager; approving fiscal year 2017-2018 Capital Improvements Program Projects.
19. Consider approval of Ordinance 2017-49, on the second of two readings, setting the Property Tax Rate for the 2017 Tax Year at 61.39 cents on each \$100 of taxable value of property that is not exempt from taxation; levying taxes for the use and support of the Municipal Government of the City for the Fiscal Year beginning October 1, 2017 and ending September 30, 2018; the 8.37 cent increase was approved by voters during the May 2017 Bond Election for debt retirement of and operational expenses for public safety and library projects; providing a Sinking Fund for the retirement of the bonded debt of the City.
20. Consider approval of Ordinance 2017-54, on first and final reading, authorizing the issuance and sale of \$34,270,000 City of San Marcos, Texas, Combination Tax And Revenue Certificates of Obligation, Series 2017; (1) Constructing, Improving, Extending and Expanding City Streets, Bridges, Sidewalks, Bike Lanes, Pedestrian Lanes, Bus Stops, Parking, and Related Traffic Improvements Including Acquiring Any Necessary Rights-of-way and Equipment; (2) Constructing, Improving and Extending the City's Water and Waste Water System Including Acquiring Equipment; (3) Constructing, Improving and Extending the City's Electric Utility System Including Acquiring Equipment; (4) Constructing,

Improving and Designing Existing Municipal Buildings to Include the Activity Center, City Hall, Library, Public/community Services Building and Related Equipment Purchases; (5) Constructing, Designing, Equipping and Renovating City Parking Facilities; (6) Constructing and Improving the City's Drainage and Flood Control Facilities; (7) Constructing and Improving the City's Airport; (8) Constructing, Designing, Equipping and Renovating Public Safety Facilities to Include Police and Fire Station Improvements and Equipment Purchases; (9) Replacing, Improving, and Developing the Disaster Recovery Infrastructure and Network Infrastructure Equipment; (10) the Payment of Professional Services in Connection Therewith Including Legal, Fiscal and Engineering Fees and the Costs of Issuing the Certificates of Obligation and Other Matters Related Thereto; approving an official statement; purchase agreement and paying agent/registrar agreement; establishing the procedures for selling and delivering of the certificates; providing for adoption of this Ordinance on one reading only in accordance with State Law; and authorizing other matters relating to the certificates.

21. Consider approval of Ordinance 2017-55, on the first of two readings, amending the City's 2016-2017 Fiscal Year Budget to include expenditures in the total sum of \$25,000.00 from State Seized Asset Funds to provide matching funds for a grant received from the Office of the Governor, Criminal Justice Division to fund the conversion of the Police Department's records management system from UCR summary data crime reporting to the National Incident-Based Reporting System (NIBRS); and providing an effective date.
22. Consider approval of Resolution 2017-144R, approving the filing of an application for a loan in the amount not to exceed \$4,400,000 with the Texas Water Development Board to be used for the acquisition of undeveloped land over the Edwards Aquifer Recharge Zone to mitigate nonpoint source pollution in the Edwards Aquifer and the San Marcos Springs and River; designating an authorized representative to act on behalf of the City for the purpose of furnishing information and executing documents that may be required in connection with the preparation and filing of the application; designating firms and individuals authorized and directed to aid and assist the City in the preparation and submission of the application for financial assistance and to appear on behalf of and represent the City in any hearing held by the Texas Water Development Board on the application; and declaring an effective date.
23. Consider approval of Resolution 2017-145R, making appointments to the Board of Directors of the Alliance Regional Water Authority; and declaring an effective date.
24. Consider approval, by motion, of the ratification of the tax rate reflected in the proposed budget of 61.39 cents per \$100 valuation, which will raise more revenue from property taxes than in the previous fiscal year.
25. Consider approval, by motion, of a letter agreement with Village Main San Marcos to provide \$442,000 in funding from potential Best Buy sales tax revenue.
26. Consider approval, by motion, of a letter agreement with CASA of Central Texas, Inc. to provide a reimbursement of a 10 year loan in the principal amount of \$350,000 starting in Fiscal Year 2019.
27. Discuss and consider the appointment of City Manager Bert Lumbreras, to fill a vacancy on

the following Boards or Commissions: the Greater San Marcos Partnership Board of Directors, San Marcos Economic Development Board and the Convention and Visitors Bureau Board, and provide direction to Staff.

28. Discuss and consider an appointment to fill a vacancy on the San Marcos Commission on Children and Youth and the San Marcos Commission Youth Commission, and provide direction to Staff.
29. Discuss and consider the appointment of a City Council Member to the San Marcos Area Chamber of Commerce Board of Directors, 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, SEPTEMBER 13, 2017 at 6:00PM**

**JAMIE LEE CASE, TRMC, 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](mailto:ADArequest@sanmarcostx.gov)