



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final City Council

Tuesday, October 19, 2021

6:00 PM

City Council Chambers

630 E. Hopkins

This will be a hybrid (in-person/virtual 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. 30 Minute Citizen Comment Period

Persons wishing to participate (speak) during the Citizen Comment portion of the meeting must email citizencomment@sanmarcostx.gov the day prior to the meeting and before 12:00PM the day of the meeting. A call in number to join by phone or 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, by motion, of the following meeting minutes:
 - a. September 16, 2021 - SMTX Vision Lunch and Learn Special Meeting Minutes
 - b. September 21, 2021 - Work Session Meeting Minutes
 - c. September 21, 2021 - Regular Meeting Minutes

Attachments: [09.16.2021 Special Meeting Minutes.pdf](#)
[09.21.2021 Regular Meeting Minutes.pdf](#)
[09.21.2021 Work Session Meeting Minutes.pdf](#)

2. Consider approval of Ordinance 2021-76, on the second of two readings, annexing into the City approximately 22.58 acres of land, generally located at the northwest corner of the Wonder World Dr and Hwy 123 intersection in Case No. AN-21-07; including procedural

provisions; and providing an effective date.

Attachments: [Ordinance](#)
 [AN-21-07 Presentation](#)
 [AN-21-07 Maps](#)
 [AN-21-07 Annexation Service Agreement](#)
 [AN-21-07 Application Documents](#)

3. Consider approval of Ordinance 2021-77, on the second of two readings, amending the Official Zoning Map of the City in Case No. ZC-21-16 by rezoning approximately 22.58 acres of land, generally located at the Northwest Corner of the Wonder World Drive and Highway 123 Intersection, from “FD” Future Development District to “EC” Employment Center District, or subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and providing an effective date.

Attachments: [Ordinance](#)
 [ZC-21-16 Presentation](#)
 [ZC-21-16 Staff Report](#)
 [ZC-21-16 Maps](#)
 [ZC-21-16 Personal Notice Letter](#)
 [ZC-21-16 Code Comparison](#)
 [ZC-21-16 Comprehensive Plan Checklist](#)
 [ZC-21-16 Application Documents](#)
 [ZC-21-16 Deed Restrictions](#)

4. Consider approval of Ordinance 2021-85, on the second of two readings, reducing the speed limit from 30 miles per hour to 25 miles per hour along the streets in the Forest Hills Subdivision; authorizing the installation of signs and traffic control devices reflecting the new speed limit; directing that the traffic register maintained under Section 82.067 of the San Marcos City Code be amended to reflect the new speed limit; and including procedural provisions.

Attachments: [Ordinance](#)
 [Forest Hills Neighborhood Traffic Meeting Comments](#)
 [Mail survey forms](#)
 [USLIMIT2 Traffic Study - Quail Creek](#)
 [USLIMIT2 Traffic Study - W Bluebonnet](#)
 [Forest Hills 25 MPH Map](#)

5. Consider approval of Resolution 2021-173R, approving the Terms and Conditions of an Interlocal Agreement between City of San Marcos and the San Marcos Consolidated Independent School District (SMCISD) relating to the City’s provision of Officers to serve as School Resource Officers; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring an effective date.

Attachments: [Resolution](#)
[2021-2022 SMCISD and SMPD SRO - finalCS](#)

6. Consider approval of Resolution 2021-208R, approving a Change in Service to the agreement with Hadronex, Inc. for the provision of software used to monitor wastewater collection manholes by extending the agreement for a one-year period in the amount of \$16,544.00 for a total contract price of \$51,486.12 and authorizing three additional annual renewals; authorizing the City Manager or his designee to execute the appropriate documents to implement the Change in Service; and declaring an effective date.

Attachments: [Resolution](#)
[219-362 ACIS3 \\$16,544 Smartcover.pdf](#)

7. Consider approval of Resolution 2021-209R, awarding a contract to the Cowboy Motor Company, through The Interlocal Purchasing Program, for the purchase of ten police model Dodge Chargers for use by the Police Department in the amount of \$478,677.60; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring effective date.

Attachments: [Resolution](#)
[SAN MARCOS PD LDEE48 DODGE CHARGER V8 RWD POLICE 2022 WITH SILSBEE FLEET- San Marcos PD Charger Quote JUNE21-SG](#)

8. Consider approval of Resolution 2021-210R, approving the filing of an application with the Texas Water Development Board seeking financial assistance in connection with the Briarwood and River Ridge Improvements project; 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.

Attachments: [Resolution](#)
[Location Map.pdf](#)

PUBLIC HEARINGS

Persons wishing to participate remotely in the Public Hearings must email citizencomment@sanmarcostx.gov beginning the day prior to the meeting and before 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer. If attending in person, no sign up is required.

9. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2021-86, annexing into the City approximately 21.31 acres of land, generally located at the northwest corner of the W. Centerpoint Rd. and Flint Ridge Rd. intersection in Case No. AN-21-08; including procedural provisions; and declaring an effective date; and consider approval of Ordinance 2021-86, on the first of two readings.

Attachments: [AN-21-08 Presentation](#)
 [AN-21-08 Ordinance](#)
 [AN-21-08 Maps](#)
 [AN-21-08 Annexation Service Agreement](#)
 [AN-21-08 Application Documents](#)

10. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2021-87, amending the Official Zoning Map of the City in Case No. ZC-21-18 by rezoning approximately 21.31 acres of land located at the northwest corner of the West Centerpoint Road and Flint Ridge Road intersection from “FD” Future Development District to “MF-24” Multi-Family Residential District, or subject to consent of the owner, another less intense subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and providing an effective date; consider approval of Ordinance 2021-87, on first of two readings.

Attachments: [ZC-21-18 Presentation](#)
 [Ordinance](#)
 [ZC-21-18 Staff Report](#)
 [ZC-21-18 Maps](#)
 [ZC-21-18 Personal Notice Letter](#)
 [ZC-21-18 Code Comparison](#)
 [ZC-21-18 Comp Plan Checklist](#)
 [ZC-21-18 Application Documents](#)

11. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2021-88, amending Table 2.1 and Section 2.5.5.3(A)(1) to require posted notice of a Public Hearing before the Historic Preservation Commission regarding a request for a certificate of appropriateness; amending Section 4.5.2.1(N)(2) to eliminate the limitation of allowing only one demolition by neglect case to be considered per quarter; and amending Section 4.5.2.1(N)(3) to require notice by certified mail to the owner of a property being cited for demolition by neglect, including procedural provisions; providing for the repeal of any conflicting provisions; and declaring an effective date; and consider approval of Ordinance 2021-88, on the first of two readings.

Attachments: [Presentation](#)
 [Ordinance](#)
 [Justification Table](#)
 [Draft Redlined Code](#)

NON-CONSENT AGENDA

12. Consider approval of Resolution 2021-211R, approving an agreement with Enterprise Fleet Management, Inc., through the Texas Interlocal Purchasing System, to provide for the lease and maintenance of eighteen vehicles for use by the Police, Fire, and Public Works Departments and the purchase of miscellaneous equipment in the estimated amount of \$836,906.40; authorizing the City Manager or his designee to execute the agreement on

behalf of the City; and declaring an effective date.

Attachments: [Resolution](#)
 [Enterprise Fleet Management Leasing FY 22 Proposal](#)

13. Receive a staff presentation and discuss City initiated amendments to the Thoroughfare Plan and Bicycle Plan exhibits of the Transportation Master Plan which include modifying road alignments and bicycle facility classifications.

Attachments: [TMP-21-01 Presentation](#)
 [TMP-21-01 Modification Exhibits](#)
 [TMP-21-01 Application](#)

14. Hold discussion on Recommendation Resolution 2021-03RR, of both the Historic Preservation Commission and Main Street Advisory Board, recommending the City Council support and create a San Marcos Legacy Business Program; and provide direction to Staff.

Attachments: [2021-03RR Recommendation Resolution](#)
 [Legacy Business Program 2021-10-19](#)
 [MEMO Legacy Business Program and Small Business Retention Incentive](#)
 [DRAFT Framework from HPC and Main Street Advisory Board](#)

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.

15. Executive Session in accordance with the following:
- A. Sec. §551.071 of the Texas Government Code: Consultation with Attorney: - To receive advice of legal counsel regarding the Purchase and Sale Agreement with Pursuant Ventures, LLC.
 - B. Sec. §551.071 of the Texas Government Code: Consultation with Attorney: - To receive legal counsel regarding the pending wastewater discharge application dockets; the application of HK Real Estate Development, LLC for proposed permit for new TPDES Permit No. Q0015784001; TCEQ Docket No. 2021-0053-MWD; SOAH Docket No. 582-21-1893
 - C. Sec. §551.074 of the Texas Government Code: Personnel Matters: to discuss the City Manager Search Process

DIRECTION/ACTION FROM EXECUTIVE SESSION

16. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item held during the Work Session and/or Regular Meeting:
- A. Sec. §551.071 of the Texas Government Code: Consultation with Attorney: - To receive advice of legal counsel regarding the Purchase and Sale Agreement with Pursuant Ventures, LLC.

B. Sec. §551.071 of the Texas Government Code: Consultation with Attorney: - To receive legal counsel regarding the pending wastewater discharge application dockets; the application of HK Real Estate Development, LLC for proposed permit for new TPDES Permit No. Q0015784001; TCEQ Docket No. 2021-0053-MWD; SOAH Docket No. 582-21-1893

C. Sec. §551.074 of the Texas Government Code: Personnel Matters: to discuss the City Manager Search 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. Persons wishing to participate remotely in the Q&A session must email citizencomment@sanmarcostx.gov beginning the day prior to the meeting and before 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer. If attending in person, no sign up is required.

VII. Adjournment.

POSTED ON TUESDAY, OCTOBER 12, 2021 @ 3:30PM

TAMMY K. COOK, INTERIM 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