



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final-Amended City Council

Tuesday, December 3, 2024

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

NOTE: Citizen Comment sign up procedures have changed:

Persons wishing to participate remotely (speak) during the Citizen Comment portion must sign up at www.sanmarcostx.gov/citizencommentsignup before 12:00PM the day of the meeting. A 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.

PRESENTATIONS

1. Receive a presentation from Deloitte and Touche, LLP on the Community Development Block Grant-Disaster Recovery (CDBG-DR) Quarterly Internal Audit Report, including housing program activities, and provide direction to Staff.
2. Receive a staff presentation on the Financial Reports for the quarters ending June 30, 2024 and September 30, 2024, and provide direction to City Manager.
3. Receive a staff presentation on the Investment Reports for the quarters ending June 30, 2024 and September 30, 2024, and provide direction to City Manager.

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.

4. Consider approval of Ordinance 2024-55, on the second of two readings, amending Chapter 82, Article 4, of the San Marcos City Code by adding a new Division 4 to authorize the issuance of tickets by mail for non-payment of parking fees within the City of San Marcos parks paid parking lots, by updating the parking violation fee schedule to include a Level 1 Violation for non-payment of parking fees within the City of San Marcos parks paid parking lots, providing for a procedure to exempt residents from payment of the parking fees, and including a sunset provision for renewal of the ordinance; providing a savings clause; providing for the repeal of any conflicting provisions; and declaring an effective date.
5. Consider approval of Resolution 2024-232R, approving the award of a construction contract to The Pounds Group, LLC dba Sullivan Contracting Services, through the Choice Partners Contract Cooperative Purchasing Program, for site work prep, utility connection, conduit installation, and ADA sidewalk connectivity for the Dunbar Park Restroom project in the estimated amount of \$143,101.44; authorizing the City Manager, or her designee, to execute the contract on behalf of the city; declaring an effective date.
6. Consider approval of Resolution 2024-233R, approving the award of a contract to CXT Inc., through the Sourcewell Cooperative Purchasing Program, for a precast concrete fully accessible restroom facility for the Dunbar Park Restroom Project in an amount not to exceed \$109,168.00; authorizing the City Manager, or her designee, to execute the contract on behalf of the city; and declaring an effective date.
7. Consider approval of Resolution 2024-234R, rejecting all bids received in response to an invitation for bids for Household Hazardous Waste Disposal; and declaring an effective date.
8. Consider approval of Resolution 2024-235R, approving a funding increase from \$99,000.00 to \$150,000.00 with American Rescue Plan Act (ARPA) funds for a professional services agreement with Sunrise Rehab & Recovery dba Evoke Wellness San Marcos to provide a Substance Use Treatment Program for qualified adults identified through the Police Department's mental health diversion program; authorizing the City Manager, or her designee, to execute any related documents; and declaring an effective date.
9. Consider approval of Resolution 2024-236R, awarding a contract to Lake Country Chevrolet, through the interlocal purchasing system, for the purchase of seven Chevrolet Tahoe pursuit vehicles for use by the police department in the amount of \$371,367.50; authorizing the City Manager, or her designee to execute the contract on behalf of the city; and declaring an effective date.
10. Consider approval of Resolution 2024-237R, approving an amendment to a water sharing agreement with the City of Kyle to allow the City of San Marcos to re-acquire some of the water rights at its request and with mutual agreement; authorizing the City Manager, or her designee, to execute the amended agreement on behalf of the city; and declaring an effective date.
11. Consider approval of Resolution 2024-238R, approving an amendment to a water sharing

agreement with the County Line Special Utility District to allow the City of San Marcos to re-acquire some of the water rights at its request and with mutual agreement; authorizing the City Manager, or her designee, to execute the amendment on behalf of the city; and declaring an effective date.

12. Consider approval of Resolution 2024-239R, approving a contract with the Lower Colorado River Authority ("LCRA") for the purchase of 12 handheld radios and a repeater for use by the Fire Department in the amount of \$112,797.97; 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 2024-240R, approving a funding agreement with Blanco River Regional Recovery Team (BR3T) allowing for American Rescue Plan Act (ARPA) funds to administer a rent assistance program for residents of the City of San Marcos negatively affected by COVID-19 in the amount of \$115,000.00 over a two-year term with an option to extend; authorizing the City Manager, or her designee, to negotiate the final terms of the agreement and execute the appropriate documents to implement the agreement on behalf of the city; and declaring an effective date.
14. Consider approval of Resolution 2024-241R, authorizing the submission of a Taskforce Grant Application to the Motor Vehicle Crime Prevention Authority (MVCPA) for a grant in the amount of \$177,401.00 to fund the establishment of an auto crimes unit within the police department, including the addition one full-time sworn officer and 10 license plate recognition cameras; authorizing matching funds in the amount of \$35,482.00 toward said project; 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.
15. Consider approval of Resolution 2024-242R, approving a contract extension with Minnesota Life Insurance Company, and Madison National Life Insurance Company, through OCHS, Inc., for Basic Term Life, Voluntary Life, AD&D, and Long-Term Disability Insurance Administration, for an estimated annual amount of \$176,000.00; authorizing the City Manager, or her designee, to execute the appropriate documents to implement the extension on behalf of the city; and declaring an effective date.
16. Consider approval, by motion, authorizing an out-of-city utility connection request for water service by Philip Abdouch, on behalf of KT Fences & More, LLC, for approximately 5.6 acres of land located at 1711 West McCarty Lane.
17. Consider approval, by motion, authorizing an out-of-city utility connection request for wastewater service by Seamus MacFarland, on behalf of MCLB Land LLC, for a 404-lot single family residential development situated on approximately 72.85 acres of land generally located on the south side of South Old Bastrop Highway and west of the South Old Bastrop Highway and Francis Harris Lane intersection.

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.

18. Receive a staff presentation and hold a Public Hearing to receive comments for or against Resolution 2024-243R, authorizing the submission of the 2023-2024 Community Development Block Grant ("CDBG") Program Consolidated Annual Performance Evaluation Report ("CAPER") to the United States Department of Housing and Urban Development (HUD); declaring an effective date; and consider approval of the Resolution 2024-243R.
19. Receive a staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2024-56, amending the Official Zoning Map of the City in Case No. ZC-24-08, by rezoning approximately 21.46 acres of land in Hays County, Texas, generally located northeast of the intersection between Wonder World Drive and South Stagecoach Trail, and northwest of the intersection between Dutton Drive and South Stagecoach Trail, from Light Industrial ("LI") District and General Commercial ("GC") District to Character District-5 ("CD-5"), or, subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and declaring an effective date; and consider approval of Ordinance 2024-56, on the first of two readings.
20. Receive a staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2024-57, amending the Official Zoning Map of the City in Case No. ZC-24-10, by rezoning approximately 56.76 acres of land in Hays County, Texas, generally located west of the Union Pacific Railroad between the southwestern end of Gravel Street and South Stagecoach Trail, from Light Industrial ("LI") District to Character District-4 ("CD-4"), or, subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and declaring an effective date; and consider approval of Ordinance 2024-57, on the first of two readings.
21. Receive a staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2024-58, amending the Official Zoning Map of the City in Case No. ZC-24-09, by rezoning approximately 16.637 acres of land in Hays County, Texas, generally located on Dutton Drive approximately 650 feet northwest of the intersection between Dutton Drive and Corporate Drive, from Light Industrial ("LI") District, General Commercial ("GC") District, and Future Development ("FD") District to Character District-1 ("CD-1"), or, subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and declaring an effective date; and consider approval of Ordinance 2024-58, on the first of two readings.

NON-CONSENT AGENDA

22. Consider approval of Ordinance 2024-59, on the first of two readings, amending the City's 2024-2025 Fiscal Year budget to carry forward funds from the 2023-2024 Fiscal Year; to adjust revenue and expenditure accounts in multiple operating, special revenue, and internal service funds; including procedural provisions; and declaring an effective date.

23. Consider approval of Ordinance 2024-60, on the first of two readings, amending Section 2.369 of the San Marcos City Code to add a representative from Caldwell County as a member of city's economic development board ("EDSM") and to designate the Mayor as the city's ex-officio non-voting member on the board; providing a savings clause; providing for the repeal of any conflicting provisions; and declaring an effective date.
24. Hold a discussion regarding the possibility of refunding the application fee to the owner of Tantra for an appeal to the City Council of the decision of the Planning and Zoning Commission that placed a decibel-based noise condition on the conditional use permit for Tantra to serve alcoholic beverages for on-premises consumption at 217 West Hopkins Street, and provide direction to staff.
25. Hold a discussion regarding travel, pay stipends and procurement cards, and provide direction to the City Manager.

VI. Question and Answer Session with Press and Public.

NOTE: Question and Answer with Press and Public sign up procedures have changed: This is an opportunity for the Press and Public to ask questions related to items on this agenda. Persons wishing to participate remotely (speak) during the Citizen Comment portion must sign up www.sanmarcostx.gov/citizencommentsignup before 12:00PM the day of the meeting. A call in number and link will be provided for participation on a mobile device, laptop or desktop computer. 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 TUESDAY, NOVEMBER 26, 2024 AT 5:00 PM

ELIZABETH TREVINO, CITY CLERK

VIII. ADDENDUM

Item #8 agenda caption was updated after the agenda was posted on Tuesday, November 26, 2024

Previously captioned: Consider approval of Resolution 2024-235R, approving a funding increase from \$99,000.00 to \$150,000.00 with American Rescue Plan Act (ARPA) funds for a professional services agreement with Sunrise Rehab & Recovery dba Evoke Wellness San Marcos to provide a Substance Use Treatment Program for adults in the City Mental Health Court Program; authorizing the City Manager, or her designee, to execute any related documents; and declaring an effective date.

Updated caption: Consider approval of Resolution 2024-235R, approving a funding increase from \$99,000.00 to \$150,000.00 with American Rescue Plan Act (ARPA) funds for a professional services agreement with Sunrise Rehab & Recovery dba Evoke Wellness San Marcos to provide a Substance Use Treatment Program for qualified adults identified through the Police Department's mental health diversion program; authorizing the City Manager, or her designee, to execute any related documents; and declaring an effective date.

ADDENDUM POSTED ON WEDNESDAY, NOVEMBER 27, 2024 AT 4:00 PM

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