



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Meeting Minutes City Council

Tuesday, August 7, 2018

6:00 PM

City Council Chambers

630 E. Hopkins

I. Call To Order

With a quorum present, the regular meeting of the San Marcos City Council was called to order by Mayor Thomaides at 6:30 p.m. Tuesday, August 7, 2018 in the City Council Chambers, 630 E. Hopkins, San Marcos, Texas 78666.

II. Roll Call

Council Member Gonzales was unable to attend due to an emergency at work.

Present: 6 - Mayor Pro Tem Lisa Prewitt, Deputy Mayor Pro Tem Scott Gregson, Council Member Melissa Derrick, Council Member Jane Hughson, Mayor John Thomaides and Council Member Ed Mihalkanin

Absent: 1 - Council Member Saul Gonzales

III. Invocation

Deacon Robert Gutierrez with St. John Catholic Church provided this evening's invocation.

IV. Pledges Of Allegiance - United States And Texas

Council Member Hughson led the assembly in the pledges of allegiance.

ACTION/DIRECTION FOLLOWING WORK SESSION EXECUTIVE SESSION

1. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item in accordance with Local Government Code Section § 551.087: Economic Development - to receive a briefing and deliberate regarding the potential offer of Economic Development Incentives to Project World Series and Project Duplo Series.

The Mayor indicated that two separate projects were discussed during Executive Session and direction was provided to Staff.

V. 30 Minute Citizen Comment Period

Kate Shaw, spoke on the San Marcos Regional Animal Shelter and stated this is one of the most dangerous places for an animal due to the high kill rate. She is asking that staff commit to a 90% no kill rate at the shelter. She believes

there could be marketing and this does not have to cost a lot of money. Fosters and volunteers can be utilized as a way to keep costs down. She works for Fix Hays County and mentioned a brochure that outlines benefits of a no kill shelter. Each day we wait and don't take action, five animals are killed. Please place a no kill resolution on the agenda soon. She encouraged everyone to visit haysanimaladvocates.org for additional information.

Sharri Boyett, animal advocate, spoke about the San Marcos Regional Animal Shelter. There is currently a 70% for cats and 30% dog kill rate. Fix Hays County is committed to a no kill initiative. There are alternatives to these outdated methods that we see in our town. There has been some improvement, but there needs to be more. Many communities in Texas are no kill shelters, we can offer resources to make San Marcos one as well.

Joe Ptak, expressed his concerns of the operations of the San Marcos Mural Committee. It was first brought to his attention by an Arts Commission member that was appointed to serve on the Mural Committee. The Arts Commission sent a letter to the Mayor and City Manager expressing their concerns. They do not feel this Committee needs to be dismantled but there needs to be a policy in place and public input and feedback allowed. This Committee should not have such an institutionalized narrow control of art in the hands of a few. He outlined his own personal concerns as well and he would like to know if the San Marcos Mural Committee is out of compliance with the Open Meetings Act and if so they need to come into compliance.

Dianne Wassenich, spoke as a representative from the San Marcos River Foundation (SMRF) regarding item 32 on the agenda. She stated the importance of protecting our land. An email outlined the purchase price and interest paid so far on the Millican Property Tract. SMRF would like to assist in writing grant proposals and help the City in the future.

Lisa Marie Coppoletta, stated she has three kittens if anyone is interested, she took a break from social media but if anyone wants the shark report they can reach her at lisa_coppoletta@yahoo.com. She spoke on the following issues:

1. Disapproval of the 3% raise to the City Manager.
2. Elevation of houses that were flooded and there are still citizens that have unmet needs.
3. Her concern that money can be used for CO2, but not mold testing.
4. She stated that San Marcos is not a walkable city because of timing of lights.

Harvey Jenkins, spoke of his disapproval of the utility after hours service

reconnect fee. He stated payment was not remitted on time for his father's utility electricity bill. When they called to reconnect he was told there would be a reconnect fee of \$170.00. The grand total he had to pay was \$408.71 He was told he could pay now or wait until the next morning to avoid the after hours fee. He would like to be reimbursed because he feels this is robbery.

Joseph Weatherly, spoke in support of item 28 on the agenda, the proposed El Camino Real Multifamily Housing Project. Thank you for your leadership and this development will expand housing sources for citizens. Approval tonight will help the developer obtain the financing to make this project possible.

Laura Hughes, provided a handout regarding spay and neutering. This brochure includes the prices charged for spay and neutering by some of our local veterinarians. These prices are very high and the income of many of our citizens will not allow for these services. Many citizens will surrender their pets instead thinking they will go to a good home and in most instances, this is not the case. She stated a \$15,000 budget item that was cut for these services and would like to see this included.

Christopher Jones, stated that it is good to be home and wanted to thank Council for all the time they dedicate. We have an amazing City Council. Mr. Jones sent an email presentation regarding the "turn". This is the trash that is left by residents as they move. He not only wants to highlight a problem in the community but wants to offer some solutions as well, he suggest the following:

1. Require that Multi-Family Complex with 10 or more residents include at least three bulk pick-ups in their annual contracts
2. Prohibit Multi-Family Contracts for complexes with 10 or more residents from including language that requires all waste to be in the dumpster
3. Move to a single provider for all multi-family complexes and require bulk clean up for the entire city during periods when this could occur

Rodrigo Amaya, Spoke of his lack of success in meeting with our City Manager. There is poor response time to serious issues within our community. He mentioned the traffic near Casa Maria and if a traffic study was completed. Mr. Amaya has met with the Assistant City Managers but not getting the response he wants. He stated that there is selective enforcement for certain people. He mentioned that the constable that sells food at Cavendar's during the weekend and no one bothers him, he feels this is dependent on one's position.

PRESENTATIONS

2. Receive a presentation from the Capital Area Council of Governments (CAPCOG) regarding air quality attainment, and provide direction to the City Manager.

Andrew Hoekzema, Director of Regional Services for the Capital Area Council of Governments, provided a presentation regarding air quality attainment and regional clean air efforts. Council would like an email that includes the current measures we are utilizing to keep ozone down in San Marcos.

CONSENT AGENDA

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve the consent agenda with the exception of items # 13 and 18, which were pulled and considered separately. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

3. Consider approval, by motion, of the following meeting Minutes:
 - A) June 13, 2018 - 1st Budget Workshop Minutes
 - B) June 14, 2018 - 2nd Budget Workshop Minutes
 - C) June 19, 2018 - Work Session Minutes
 - D) June 19, 2018 - Regular Meeting Minutes
 - E) June 27, 2018 - Joint Parks Advisory Board/City Council Workshop Minutes
 - F) June 27, 2018 - Special Meeting Minutes
4. Consider approval of Ordinance 2018-18, on the second of two readings, amending the City's 2017-2018 Fiscal Year budget to allocate a total of \$314,000 of sales tax revenues in the general fund to the following programs in the following individual amounts: Homebuyer Incentive Program (\$60,000) ; IT Security Review Project (\$25,000), Facility Security Project (\$100,000), CIS Software License Upgrade (\$129,000) and adding full time equivalent positions in the Finance, Engineering, and Planning Departments to be paid with HUD Disaster Recovery funds; amending the staffing table for the Fire Department due to reclassification of positions performing the Fire Marshal function; and providing an effective date.
5. Consider approval of Resolution 2018-121R, approving contracts through Ochs, Inc. with Minnesota Life Insurance Company, and Madison National Life Insurance Company for Basic Term Life, Voluntary Life, AD&D, and Long Term Disability Administration (RFP 218-172), for an estimated annual amount of \$90,000.00 with expected growth each year for city employee pool growth in an amount not to exceed \$567,130.00; authorizing the City Manager or his designee to execute the appropriate documents on behalf of the City; and declaring an effective date.

6. Consider approval of Resolution 2018-122R, approving an Advance Funding Agreement with the State of Texas, acting through the Texas Department of Transportation (CSI No. 0914-33-077), for the Downtown Accessible Traffic Signal Pedestrian Improvement Project, with an estimated cost of participation by the City of \$40,973; authorizing the City Manager to execute the agreement on behalf of the City; and declaring an effective date.
7. Consider approval of Resolution 2018-123R, approving a contract with Unifirst, Inc. for Uniform Rental and Laundering Services (IFB 218-314), for an estimated amount of \$162,917.80; authorizing the City Manager to execute the appropriate documents on behalf of the City; and declaring an effective date.
8. Consider approval of Resolution 2018-124R, approving the award of a contract to Texas Disposal Systems, Inc. for Street Sweeping and Storm Water Pond Waste Disposal (IFB 218-273) with an estimated value of \$110,000.00; authorizing the City Manager or his designee to execute the said agreement on behalf of the City and declaring an effective date.
9. Consider approval of Resolution 2018-125R, approving amendments that extend the terms for five additional years of a non-exclusive license agreement for the use of Public Rights-Of-Way and a License Agreement for attachments to Utility Facilities, each with ATC Outdoor Das, LLC. related to the installation of Distributed Antenna Systems ("DAS") in the City; authorizing the City Manager to execute these amendments on behalf of the City; and declaring an effective date.
10. Consider approval of Resolution 2018-127R, approving a list of Qualified On-Call Geotechnical Services, Materials Testing Services, and Subsurface Utility Exploration Firms for their provision of Professional Consulting Services as needed in connection with various City projects; and declaring an effective date.
11. Consider approval of Resolution 2018-128R, approving a commercial lease agreement with Two Fold, LLC for the lease of space for the WIC Program Satellite Office at 641 North Walnut Avenue, New Braunfels, Texas for a term of 11 months at a rental rate of \$1,550.00 per month; authorizing the City Manager to execute said commercial lease agreement; and declaring an effective date.
12. Consider approval of Resolution 2018-129R, approving a sublease with Community Action, Inc., of Central Texas for the lease of space for a WIC Satellite Office at 901 Bois D'Arc, Lockhart, Texas for a term ending in 2024; authorizing the City Manager to execute said sublease; and declaring an effective date.
13. Consider approval of Resolution 2018-132R, amending the City's Economic Development Policy and the Policy Regarding Use of the City of San Marcos Economic Development Supplemental Fund to provide that the Fund may be used for real property acquisition, land planning, engineering and other activities associated with the development of Workforce Housing, and establishing an effective date.

During the Budget Workshop, staff asked council if the \$200,000 that usually

goes into the Economic Development Fund could instead be directed to the Workforce Housing effort. Council agreed, but noted the Economic Development policy does not currently include housing in the policy. Council had directed staff to make that change in the policy. Upon further thought, Council determine that it would be better to just place the \$200,000 directly into the Workforce Housing fund and not change the policy regarding use of the Economic Development Fund.

A motion was made by Council Member Derrick, seconded by Mayor Pro Tem Prewitt, to approve Resolution 2018-132R, amending the City's Economic Development Policy and the Policy Regarding Use of the City of San Marcos Economic Development Supplemental Fund to provide that the Fund may be used for real property acquisition, land planning, engineering and other activities associated with the development of Workforce Housing. The motion failed by the following vote:

For: 0

Against: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Absent: 1 - Council Member Gonzales

14. Consider approval of Resolution 2018-133R, approving a contract with Hicks & Company, Inc. for Historic and Cultural Resource Survey Services, for an estimated amount of \$39,500.00; authorizing the City Manager to execute the appropriate documents on behalf of the City; and declaring an effective date.
15. Consider approval of Resolution 2018-134R, authorizing the submission of a Texas HOME Investment Partnerships Program application to the Texas Department of Housing and Community Affairs for the Homeowner Rehabilitation Assistance Activities Program; and authorizing the City Manager to act as the City's Executive Officer and authorized representative in all matters pertaining to the City's participation in the HOME Program; and declaring an effective date.
16. Consider approval of Resolution 2018-135R, approving the sale of three surplus police cars to the newly incorporated City of Oak Ridge, Texas for total value of \$15,000.00; authorizing the City Manager to execute the appropriate documents related to the transfer of title of the three surplus police cars on behalf of the City; and declaring an effective date.
17. Consider approval of Resolution 2018-136R, ratifying the award of a contract to Farrwest Environmental Supply, Inc. for emergency preparedness & safety equipment from the Texas Local Government Purchasing Cooperative ("HGACBUY" contract #EP11-17) in the amount of \$63,172.00; ratifying the City's execution of the contract documents; and declaring an effective date.

18. Consider approval of Resolution 2018-137R, approving the annual renewal of the Microsoft Enterprise Agreement with SHI Government Solutions, Inc. through State Department of Information Resources Contract DIR-TSO-4092 for software licenses in the estimated amount of \$280,494.05; authorizing the City Manager or his designee to execute the appropriate documents on behalf of the City; and declaring an effective date.

A motion was made by Council Member Mihalkanin, seconded by Deputy Mayor Pro Tem Gregson, to approve Resolution 2018-137R. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

19. Consider approval of Resolution 2018-138R, approving a contract with Enterprise Fleet Management, Inc. through the Interlocal Purchasing System, TIPS, for the lease of thirty-one light vehicles and the purchase miscellaneous equipment for maintenance in the estimated amount of \$1,270,000.00; authorizing the City Manager or his designee to execute the appropriate documents on behalf of the City; and declaring an effective date.
20. Consider approval, by motion, of an Authorization of Change in Services adding a Consumer Price Index Increase of 2.3% which increases the City's contract with Green Guy Recycling by \$15,501.33.

PUBLIC HEARINGS - 6:00 PM

21. Receive a Staff presentation and hold the first of two Public Hearings to receive comments for or against Ordinance 2018-19; adopting a new Transportation Master Plan and Thoroughfare Plan; including procedural provisions; and providing an effective date; and consider approval of Ordinance 2018-19, on the first of two readings.

Council Member Hughson recused herself on all discussion regarding the Craddock Extension, as she owns property in this area.

Mayor Thomaides opened the Public Hearing at 8:12 p.m.

Those who spoke on the item:

James Baker, asked that Council please remove the Craddock Street Extension from the Master Plan. He stated that the Planning & Zoning Commission has recommended removal. Our river and land is important and this would be worse than anything built on Sessom or Capes Property. Please look at the holistic aspect for our community.

Dianne Wassenich, stated that citizens were told the Transportation Master Plan would be discussed at a later date. She asked that the Council remove the Craddock Street extension and that the Council protect the recharge zone. She encouraged council to look at the numbers regarding two loops together when you are looking at traffic in town. This was discussed by the Planning and Zoning Commission and they need to know the difference between traffic in town if you built Craddock Extension or both loops.

Lisa Marie Coppoletta, is in agreement with Dianne Wassenich regarding the Craddock Extension and she asked that Council stop building over the Edwards Aquifer Recharge Region.

Carina Boston Pinales, stated that she is in agreement with other citizens that have spoken regarding the Transportation Plan. She feels this plan does not consider long term effects and is more reactive than proactive. More road equals more cars and the City needs to focus on other transportation methods. She also expressed her concern on air quality in the community. We have been warned, we need to plan for the future.

John David Carson, submitted 10 sustainable transportation recommendations for incorporation into the new Transportation Master Plan (TMP). He spoke on a few of these, but first wanted to offer some praise. The proposed TMP is a major improvement over the one from 2004. There is now planning for travel modes other than the car, and the CIP program uses prioritization based on some multimodal outcomes. It adopts a new functional classification system for thoroughfares and the new cross-sections do add more bike and pedestrian facilities. These are all welcomed. Unfortunately, the majority of the detailed analysis and many aspects of the proposed crosssections still focus on driver convenience to great harm. There is effectively no analysis of the safety of San Marcos streets, and there are no performance measures given to assess the success of the Comp Plan's stated mode shift goals. The primary performance measure in the draft TMP remains vehicular Level of Service. This conventional metric from the Highway Capacity Manual measures driver delay. Some of the primary inputs are speed, freedom to maneuver, and capacity. While those may increase throughput and driving pleasure, we know they make streets less safe for all users, especially vulnerable ones such as bicyclists and pedestrians. Sadly, there is only a cursory report of the total number of crashes in the draft TMP. There is not even a summary of the number of incapacitating injuries and deaths. Where is the hotspot analysis of crashes by severity? What is the rate of incident per mile traveled for each mode? For bikes and peds, what is the frequency of

injury or death? Nationally, I can tell you nearly 40,000 people a year die in crashes. And, pedestrian deaths are up 25% over the past four years. Research shows a pedestrian hit by a car going 20mph has a 95% chance of living. Hit by a car going 40mph; 85% chance of death. America's roads are Dangerous by Design as engineers have been trained to prioritize vehicles.

Lane widths are correlated with speed and it's disappointing to see this new TMP regularly prescribing lane widths in excess of 12 feet, the width of a highway lane. Staff rationalizes this stating that if you remove the gutter and lane stripe, the width is less, but that is moving the goal post and that width contributes equally to speeding. The National Association of City Transportation Officials known as NACTO recommends 10 foot lanes in urban settings and only up to 11 feet on designated truck and bus routes. The draft TMP widths are a foot too wide across the board. Incidentally, removing that foot will save a lot of money. Many communities have begun to adopt policies such as Vision Zero that acknowledge deaths as preventable and that the only acceptable target is zero. There is no such as policy in this draft and we can't wait 5-years for the next TMP to have one. Progressive communities are also measuring more comprehensive metrics. The EPA, NACTO, and others publish long lists of alternative performance measures that could be incorporated. We are not here to make perfect the enemy of good, but the TMP is currently unacceptable without a comprehensive Transportation Safety policy, lane widths that are supportive of safe design speeds, and trackable performance measures beyond vehicular level of service to let the know if it's even accomplishing its goals. He thanked Council for their service and consideration.

Sarah Simpson, spoke as an architect and urban designer here in town that has followed the progress of the Transportation Master Plan this past year. She is here to encourage Council to address some foundational sustainability issues present in the proposed draft Thoroughfare Plan and the performance measures that drive its design. The draft master plan is an improvement when compared to the 2004 plan. It acknowledges active transportation options and complete streets and incorporates them into the CIP prioritization matrix. But, when you look at the thoroughfare plan, the expansive network of new roads encircling the city appears to be at odds with both stated master plan goals to shift people towards walking, biking and transit as well as comp plan goals to create a compact, connected, biodiverse, resilient, low-carbon city. There is a disconnect. That is because the TMP is still heavily reliant upon 1950s

conventions for transportation

planning in its singular use of Vehicular Level of Service to drive the base design of the thoroughfare plan.

When utilized alone Vehicular Level of Service results in plans like that in the TMP for ever-expanding

roadways in a chase to eliminate congestion - to the tune of billions of dollars.

But as we have seen

across the US, and as research shows, this approach only generates more trips and congestion and

idling and ozone - aka the phenomenon of induced demand - while setting compact land use and

multimodal efforts up for failure. So we are presented with a future of

sprawling, ringed roads that circumnavigate the city to speed cars thru and around the core as quickly as possible. Compared to the Comp Plan Preferred

Scenario, compact, connected land use patterns that encourage lower-cost active transportation and healthier lifestyles have been swapped for an

expensive future of car-dependent sprawl. Evaluated against economic goals to

foster a diverse, vibrant, local marketplace, traffic that would draw people out of their cars to support downtown businesses and experiences has been traded

for bypasses that eliminate revenue-generating trips. And when stacked against the many environmental goals set by this city,

including protection of our unique bioregions - not only the San Marcos River watershed, but also the

Edwards Plateau, the Blackland Prairies - as well as climate action plans, the proposed thoroughfare plan

forges smart growth for fragmented, degraded landscapes, and status-quo carbon escalation.

With this thoroughfare plan, sustainable land use goals and multimodal efforts are set up to fail because

they have been eclipsed by the futile quest to minimize vehicular delay and congestion during the initial

design. Tacking shared paths on afterwards like hanging dice misses the point.

She encourages Council to

reject the plan's conclusion that an even more sprawling car-centric future is inevitable. Remove the web

of ringed roads on both the east and west sides of the city; improve upon the preferred scenario - don't

make it worse; incorporate data-based sustainable performance measures to accompany or replace

Vehicular LOS. As data shows, what you don't count, doesn't count. And don't kick the can five years down the road. Instead, do better for this

community today. Take this opportunity to address these foundational issues and make San Marcos a leader in environmental integrity and transportation planning. She thanked Council for their time.

There being no further comments, the Mayor Closed the Public Hearing at 8:24 p.m.

Main Motion: A motion was made by Deputy Mayor Pro Tem Gregson and seconded by Council Member Mihalkanin to approve Ordinance 2018-19, on the first of two readings.

Motion to Amend: A motion removing all mention of the Craddock Extension from the plan, and to insert this language:

Our City Council recognizes the future increased projections of traffic from western part of Hays County and, without alternative roadway(s), the impact of that increased traffic on congestion within our City. For this reason, there needs to be a meaningful commitment to a connection from Ranch Road 12 to Interstate Highway 35. We recognize the unique environmental characteristics of the land over the Edwards Aquifer, its recharge zones and the San Marcos River. It is the desire of this Council to balance the needs for future mobility with the protection of these sensitive environmental features and areas. We support a plan that the cost of any roadway(s), if any, that address traffic originating outside our city be paid for with funds from sources other than the City of San Marcos. It is our intent to be part of any discussion with any authority working to plan any roadway in any part of our City's jurisdiction. The goal is to protect the San Marcos River, our unique environmental land, enhance air quality in the City and region while addressing mobility challenges we face in the future. The motion carried by the following vote:

For: 5 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Mayor Thomaidis and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

Recused: 1 - Council Member Hughson

A motion was made by Mayor Pro Tem Prewitt, seconded by Council Member Derrick, to postpone Ordinance 2018-19 for 4 weeks to allow for an optional workshop for Council to come in and ask questions. There was discussion this workshop would have a public hearing as well. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaidis and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

22. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2018-20, amending the Official Zoning Map of the City by rezoning a 56.6098 acre, more or less, tract of land out of the Benjamin White Survey, the John Williams Survey and the T.H.W. Survey, located south of Old Ranch Road 12 and west of Craddock Avenue, from "FD" Future Development District To "SF-6" Single-Family District for the Mystic Canyon project; and including procedural provisions; and consider approval of Ordinance 2018-20, on the first of two readings.

Shannon Mattingly, Director of Planning and Development Services, provided a brief update of the property that is requesting this zoning change.

Mayor Thomaides opened the Public Hearing at 8:54 p.m.

Those who spoke on this item:

Greg Clayton, spoke as a citizen and stated there is alot of concern involving this development. He claimed no one in the neighborhood is completely satisfied with this rezoning. He made mention to the flooding issues that already occur in the neighborhood and this development could cause an increase.

Bob Holder, stated that he lives in the neighborhood and that the neighbors are very concerned about these homes being developed. He stated that Ramona Circle and Lisa Lane flood because of these homes. Until the flooding issue is addressed this projects needs to wait.

Jim, spoke as the developer and this will be large lot low density single family homes. He stated they have worked with Andy Grubbs who is a local geologist and he marked and designed to protect the karst features. He stated that they are very confident that they can navigate the environmental features. They have held community meetings. He stated he was here to answer questions.

There being no further comments, the Mayor closed the Public Hearing at 9:02

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve Ordinance 2018-20, on the first of two readings. The motion failed by the following vote:

For: 3 - Deputy Mayor Pro Tem Gregson, Council Member Hughson and Mayor Thomaides

Against: 3 - Mayor Pro Tem Prewitt, Council Member Derrick and Council Member Mihalkanin

Absent: 1 - Council Member Gonzales

A motion was made by Mayor Thomaides, seconded by Mayor Pro Tem Prewitt, to postpone Ordinance 2018-20. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

- 23.** Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2018-21, annexing into the City approximately 15.038 acres of land out of the Barnette O. Kane Survey, Abstract No. 281, located in the 1600 block of Redwood Road; approving a service plan for this area; including procedural provisions; and providing an effective date; and Consider approval of Ordinance 2018-21, on the first of two readings.

Shannon Mattingly, Director of Planning and Development Services provided a brief presentation.

The Mayor opened the Public Hearing at 9:54 p.m.

There being no comments, the Mayor closed the Public Hearing at 9:55 p.m.

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve Ordinance 2018-21, on the first of two readings. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

- 24.** Receive a Staff presentation and hold a public hearing to receive comments for or against Ordinance 2018-22, amending the Official Zoning Map of the City by rezoning a 15.038 acre, more or less, tract of land, Located In The 1600 Block Of Redwood Road, From "FD" Future Development District to "CD-4" Character District 4; and including procedural provisions; and consider approval of Ordinance 2018-22, on the first of two readings.

Shannon Mattingly, Director of Planning and Development Services provided a brief presentation.

The Mayor opened the Public Hearing at 9:58 p.m.

There being no comments, the Mayor closed the Public Hearing at 9:58 p.m.

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve Ordinance 2018-22, on the first of two readings. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

25. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2018-139R, approving the 2018 amended and restated service and assessment plan with Highpointe Trace, LLC. in connection with the Trace Public Improvement District; authorizing the City Manager to execute said document on behalf of the City; and declaring an effective date; and consider approval of Resolution 2018-139R.

Steve Parker, Assistant City Manager, provided a brief update of the 2018 amended and restated service and assessment plan with Highpointe Trace, LLC. in connection with the Trace Public Improvement District.

Deputy Mayor Pro Tem Prewitt opened the Public Hearing at 10:02 p.m.

There being no comments, Mayor Pro Tem Prewitt closed the Public Hearing at 10:02 p.m.

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve Resolution 2018-139R. The motion carried by the following vote:

For: 5 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

Abstain: 1 - Mayor Thomaides

NON-CONSENT AGENDA

26. Consider approval of Ordinance 2018-23, on first and final reading, ordering a General And Special Election to be held on November 6, 2018 for the purpose of electing a

Mayor, City Council Member, Place 5, City Council Member, Place 6, and ordering a Special Election to fill a vacancy for the two year remainder of the unexpired term of office of City Council Member, Place 4 to be conducted concurrently with the General Election; establishing early voting locations and polling places for this election; making provisions for conducting the election; declaring an emergency creating the need to adopt this ordinance with only one reading ; and providing an effective date.

A motion was made by Council Member Hughson, seconded by Deputy Mayor Pro Tem Gregson, to approve Ordinance 2018-23, on first and final reading.

The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

27. Consider approval of Ordinance 2018-24, on the first of two readings, reducing the speed limit to 30 miles per hour from the present speed limits of 35 and 45 miles per hour along the sections of Hopkins Street and Hunter Road located between Guadalupe Street (Loop 82) and Wonder World Drive (RM 12); authorizing the installation of signs and traffic control devices reflecting such new speed limit; directing that the traffic register maintained under Section 82.067 of the San Marcos City Code be amended to reflect such new speed limit; and, including procedural provisions.

A motion was made by Mayor Thomaides, seconded by Council Member Mihalkanin, to postpone Ordinance 2018-24. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

28. Consider approval of Resolution 2018-140R (LIHTC-18-01), supporting the submission of an application for low income housing tax credits to the Texas Department of Housing and Community Affairs for the proposed El Camino Real Multifamily Housing Project located at the intersection of Highway 123 and Clovis Barker Road; approving findings related to such application; imposing conditions for such support; providing authorizations for execution or submission of documents related to the such application; and declaring an effective date.

A suggestion was made to have the Workforce Housing Committee review these applications prior to them coming to Council.

A motion was made by Council Member Derrick and seconded by Deputy Mayor Pro Tem Gregson, to approve Resolution 2018-140R. The motion

carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

29. Consider approval of Resolution 2018-141R, amending the Highpointe Trace Public Improvement District Term Sheet.

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve Resolution 2018-141R. The motion carried by the following vote:

For: 5 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

Abstain: 1 - Mayor Thomaides

Consider approval of Resolution 2018-130R, approving a contract with Veoride, Inc. for the provision of a Dockless Bike Share System as a part of a collaborative partnership between the City of San Marcos and Texas State University at no cost to the City; authorizing the City Manager or his designee to execute the appropriate documents on behalf of the City and declaring an effective date.

A motion was made by Mayor Thomaides, seconded by Council Member Mihalkanin, to postpone Resolution 2018-130R. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

A motion was made by Mayor Thomaides, seconded by Deputy Mayor Pro Tem Gregson, to reconsider Resolution 2018-130R. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Mayor

Pro Tem Prewitt, to approve Resolution 2018-130R. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

31. Consider approval of Resolution 2018-131R, establishing the San Marcos Innovation District; defining the boundaries of the district; creating and appointing members to a District Stakeholder Advisory Group; directing such advisory group to adopt a governance structure, conduct an audit of innovation ecosystem assets, and develop an action plan; and declaring an effective date.

Councilmember Hughson inquired about the boundaries and asked that the District Stakeholder Advisory Group review the boundaries and whether the residential area of S. LBJ and S. Guadalupe should be included.

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Mihalkanin, to approve Resolution 2018-131R. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

32. Consider approval of Resolution 2018-142R, approving a contract with the San Marcos River Foundation, Inc. for the City to purchase approximately 249 acres of land, commonly referred to as the "Millican Tract," in the vicinity of Palomino Lane and Country Estates drive for a price of \$3,062,700.00 to be reimbursed through a partially forgivable loan from the Texas Water Development Board; authorizing the City Manager to execute said contract and related closing documents on behalf of the City; and declaring an effective date.

A motion was made by Council Member Derrick, seconded by Council Member Mihalkanin, to approve Resolution 2018-142R. The motion carried by the following vote:

For: 5 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

Recused: 1 - Council Member Hughson

33. Consider approval by motion of an Out of City Utility Extension request by Ramsey Engineering, LLC, for approximately 4.851 acres, more or less, out of the J.M. Veramendi Survey No. 2, located at 128 Spring Road, San Marcos, Texas.

A motion was made by Mayor Thomaides, seconded by Council Member Mihalkanin, to postpone this item. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

34. Discuss and consider an appointment to fill a vacancy on the Senior Citizen Advisory Board and the annual appointments to the Greater San Marcos Partnership Board of Directors, and provide direction to Staff.

A motion was made to appoint Mary Catherine Clayton to the Senior Citizen Advisory Board. Following a roll call vote she was unanimously approved for appointment.

A motion was made by Deputy Mayor Pro Tem Gregson, seconded by Council Member Derrick, to approve the appointment of Bert Lumbreras, Mayor John Thomaides, Council Member Jane Hughson, Council Member Ed Mihalkanin, Joe Kenworthy, and Chuck Nash to the Greater San Marcos Partnership Board of Directors. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

35. Hold discussion regarding the two times per year Preferred Scenario Map Amendment (PSA) limitation for any PSA request, and provide direction to the City Manager.

A motion was made by Mayor Thomaides, seconded by Council Member Mihalkanin, to postpone this discussion item. The motion carried by the following vote:

For: 6 - Mayor Pro Tem Prewitt, Deputy Mayor Pro Tem Gregson, Council Member Derrick, Council Member Hughson, Mayor Thomaides and Council Member Mihalkanin

Against: 0

Absent: 1 - Council Member Gonzales

VI. Question and Answer Session with Press and Public.

None.

VII. Adjournment.

Mayor Thomaides adjourned the Regular Meeting of the San Marcos City Council Tuesday, August 7, 2018 @ 10:25 p.m.

Jamie Lee Case, TRMC, City Clerk

John Thomaides, Mayor