

**ORDINANCE NO. 2024-60**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS 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.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** Section 2.369 of the San Marcos City Code is hereby amended as set forth below. Added text is indicated by underlining. Deleted text is indicated by strikethroughs.

DIVISION 19. - ECONOMIC DEVELOPMENT BOARD

**Sec. 2.369. Created; composition; terms; officers.**

(a) The economic development board is created, composed of 14~~13~~ members consisting of 11~~12~~ voting members and three ~~one~~ non-voting members, eight must be residents of the city, as follows:

No. of appts.	Position/Representing
1	CEO or senior management staff member of financial institution working in the city
1	CEO or senior management staff member of large company (100+ employees) working in the city
1	CEO or senior management staff member of a medium company (26—100 employees) working in the city
1	CEO or senior management staff member of manufacturing firm working in the city
1	Citizen at-large (must be a resident of the city)
1	<del>City council member</del> <u>San Marcos Mayor</u> (ex officio non-voting member)
1	City manager (ex officio non-voting member)

1	Hays County (designated by <u>Hays County commissioner's court and confirmed by San Marcos city council</u> )
1	<u>Caldwell County (designated by Caldwell County commissioner's court and confirmed by San Marcos city council)</u>
1	<del>President of the Greater San Marcos Partnership</del> <u>Hays Caldwell Economic Development Partnership (ex officio non-voting member)</u>
2	Small business owners with (1—25 employees) in the city that are residents of San Marcos
1	San Marcos Area Chamber of Commerce Representative (designated by the chamber of commerce and confirmed by the council, must be a resident of the city)
1	San Marcos Consolidated Independent School District (SMCISD) Representative (designated by SMCISD and confirmed by council.)

(b) EDSM board members representing either Hays or Caldwell County shall only be briefed and allowed to vote on projects located within the geographic boundaries of their respective counties. In an instance where an economic development project is geographically located in both counties, each representative may vote on the project. Representatives of both counties shall be voting members for items impacting the full EDSM body such as the election of officers and the amending of bylaws.

(cb) The following members of the Hays Caldwell Economic Development Partnership board are eligible to be appointed to the EDSM board: a ~~city council member~~ the mayor, the city manager, and the designated representatives of Hays County, the designated representative of Caldwell County, and the San Marcos Consolidated Independent School District. No more than one other appointee to the EDSM board may be a member of the ~~Greater San Marcos Partnership~~ Hays Caldwell Economic Development Partnership board.

(de) The members of the board other than the ex officio members are appointed by the city council for staggered three-year terms. If a member is appointed to fill a vacancy, they shall serve the remainder of the current term.

(ed) The board may create ad-hoc subcommittees that also include other community members to assist in the economic development efforts of the city, to work on specific areas of economic development, or on specific economic development projects.

(f) The board will have at least four meetings per year, and will meet at least once per quarter, and as needed.

**SECTION 2.** In codifying the changes authorized by this ordinance, paragraphs, sections and subsections may be renumbered and reformatted as appropriate consistent with the numbering and formatting of the San Marcos City Code.


**SECTION 3.** If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

**SECTION 4.** All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.


**SECTION 5.** This ordinance will take effect after its passage, approval and adoption on second reading.

**PASSED AND APPROVED** on first reading on December 3, 2024.

**PASSED, APPROVED AND ADOPTED** on second reading on January 7, 2025.

  
Jane Hughson  
Mayor

Attest:

  
Elizabeth Trevino  
City Clerk

Approved:

  
Samuel J. Aguirre  
City Attorney