



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final City Council

Tuesday, September 20, 2016

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 Staff briefing and deliberate regarding the possible amendment to a Chapter 380 Economic Development Agreement with Humpty Dumpty SSM, Ltd. and in accordance with Section § 551.071 - Consultation with Attorney - to receive legal advice from the City Attorney regarding pending litigation, to wit: City of San Marcos, Texas v. Sam Brannon, Communities For Thriving Water - Fluoride Free San Marcos, Morgan Knecht and Kathleen O'Connell; Case No. 15-1266 in the 274th District Court of Hays County Texas
- 2. Consider adoption or direction to Staff on matters discussed in Executive Session.

PRESENTATIONS

- 3. Receive a presentation and hold discussion regarding options for the use of City-owned property at 214 E. Hutchison Street, 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.

4. Consider approval of the following:
August 29, 2016 - Code SMTX Workshop Minutes
September 2, 2016 - Special Meeting Minutes & Packet Meeting Workshop Minutes
September 6, 2016 - Regular Meeting Minutes
5. Consider approval Ordinance 2016-38, on the second of two readings, amending Chapter 2, Article 5, Code of Ethics, of the San Marcos City Code; provisions; providing penalties; and providing an effective date; and provide direction to staff and the Ethics Review Commission regarding consideration of other possible amendments.
6. Consider approval of Ordinance 2016-39, on the second of two readings, establishing and confirming the current speed limits along Loop 82 (Guadalupe Street) of 30 miles per hour in both directions between San Antonio Street and Grove Street and 35 Miles Per Hour in both directions between Grove Street and IH-35; directing that such speed limits be incorporated into the Traffic Register maintained under Section 82.067 of the San Marcos City Code; and including procedural provisions.
7. Consider approval of Ordinance 2016-40, on the second of two readings, amending speed limits, including a speed limit for a school zone, to wit, a reduction to 40 mph from existing 45 mph speed limit, located from IH-35 south to the existing zone break located south of De Zavala and contains the 25 mph school zone from Ebony to south of De Zavala; and a reduction to 50 mph from existing 55 mph speed limit from south of De Zavala to the centerline of Redwood (FM 3407); and maintain current 60 mph speed limit from Redwood (FM 3407) to the South City Limit (located 0.5 miles north of the county line); and directing that such speed limits be incorporated into the Traffic Register maintained under Section 82.067 of the San Marcos City Code; and including procedural provisions.
8. Consider approval of Resolution 2016-122R, approving the filing of an application with the Texas Water Development Board seeking financial assistance for the Blanco and San Marcos Rivers Flood Mitigation Project in an amount not to exceed \$2,000,000 in 2017 Clean Water State Revolving Funds; authorizing the City Manager or his designee to act on the City's behalf with regard to the submission of the application and all other matters relative to the furnishing of information and executing documents that may be required in connection with the preparation and filing of the application for financial assistance and the rules of the Texas Water Development Board; designating firms and individuals authorized and directed to 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.
9. Consider approval of Resolution 2016-123R, approving an agreement with the Greater San Marcos Economic Development Corporation (GSMP) for Economic Development Services; authorizing the City Manager to execute the agreement on behalf of the City; and declaring an effective date.

10. Consider approval of Resolution 2016-124R, approving the purchase of ammunition for the Police Department from GT Distributors, Inc. through the Texas Local Government Purchasing Cooperative Buyboard Contract for Public Safety and Fire House Supplies and Equipment (Contract #432-13) in the estimated purchase amount of \$137,025.22; authorizing the City Manager or his designee to execute the appropriate purchase documents on behalf of the City; and declaring an effective date.
11. Consider approval of Resolution 2016-125R, approving Standard Forms of Agreement with Outside Subrecipients and City Departments that establish terms and conditions regarding the expenditure of Community Development Block Grant ("CDBG") funds; authorizing the City Manager to negotiate and execute these agreements on behalf of the City; and declaring an effective date.
12. Consider approval of Resolution 2016-126R, approving the procurement of lighting components and installation from Inception Innovations, LLC on a sole source basis in an amount not to exceed \$115,000.00; authorizing the City Manager or his designee to execute the appropriate procurement documents on behalf of the City; and declaring an effective date.
13. Consider approval of Resolution 2016-127R, approving the purchase and installation of law enforcement equipment for seventeen new Ford Police Utility Interceptor Vehicles for the Police Department from Fleet Safety Equipment, Inc. through the Texas Local Government Purchasing Cooperative Buyboard Contract for Public Safety and Fire House Supplies and Equipment (Contract #432-13) in the total purchase amount of \$197,825.72; authorizing the City Manager or his designee to execute the appropriate purchase documents on behalf of the City and declaring an effective date.
14. Consider approval of Resolution 2016-128R, approving an Interlocal Cooperation Agreement with Hays County Sheriff Office for the Hay's County Sheriff's access to the city's Police CAD/Mobile Data System; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring effective date.
15. Consider approval of Resolution 2016-129R, approving the award of a construction contract to Rockin Q Construction, LLC for the Victory Gardens Subdivision-North Section, underground electric /telecommunication duct bank project (IFB 216-319) in the total amount of \$896,402.00 contingent upon the contractor's timely submission of sufficient bonds and insurance in accordance with the City's construction contract documents for the project; authorizing the City Manager or his designee to execute all appropriate contract documents on behalf of the City and declaring an effective date.
16. Consider approval of Resolution 2016-130R, approving the terms and conditions of an Interlocal Agreement with the Capital Area Emergency Communications District for Public Safety Answering Point Maintenance, Equipment Upgrade and Training; authorizing the City Manager or his designee to execute this Interlocal Agreement on behalf of the City; and declaring an effective date.
17. Consider approval, by motion, of a change order in the amount of \$78,772.00 payable to LCRA Transmission Construction Services for the San Marcos Substation Transformer Replacement Project (contract# 215-003).

NON-CONSENT AGENDA

18. Consider approval of Ordinance 2016-34, on the second of two readings, adopting a Budget in the amount of \$193,811,647 for the Fiscal Year beginning October 1, 2016 and ending September 30, 2017; authorizing certain adjustments to the Budget with the approval of the City Manager; approving fiscal year 2016-2017 Capital Improvements Program Projects.
19. Consider approval of Ordinance 2016-33, on the second of two readings, setting the Property Tax Rate for the 2016 Tax Year at 53.02 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, 2016 and ending September 30, 2017; providing a Sinking Fund for the retirement of the bonded debt of the City.
20. Consider approval of Ordinance 2016-35, 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.
21. Consider approval of Ordinance 2016-36, on the second of two readings, increasing rates established for Water, Wholesale Water, Reclaimed Water, Wastewater Treatment, and Sewer Surcharges; and including procedural provisions.
22. Consider approval of Ordinance 2016-37, 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.
23. Consider approval of Ordinance 2016-25, on the second of two readings, amending Chapter 4, Article 4, Division 2 and associated definitions in Chapter 8 of the Land Development Code to modify the standards for exterior building materials applicable to non-residential buildings in commercial, public and industrial zoning districts; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.
24. Consider approval of Ordinance 2016-19, on the second of two readings, approving an amendment to the Preferred Scenario Map of the City's Comprehensive Plan to change the land use designation for a 6.4 acre tract, more or less, out of the J.M. Veramendi Survey, Abstract 17, located at the northwest corner of Wonder World Drive and Hunter Road from an Area of Stability and Open Space to an Employment Center, while retaining the existing Open Space designation for a portion of said property; and including procedural provisions; and consider approval of Ordinance 2016-19, on the first of two readings.
25. Consider approval of Ordinance 2016-27, on the second of two readings, amending the Official Zoning Map of the City by rezoning 6.4 acres, more or less, out of the J.M. Veramendi Survey, Abstract No. 17, located at the northwest corner of Wonder World Drive and Hunter Road from "FD" Future Development District to "GC" General Commercial District with an overlay district of "PDD" Planned Development District;

approving standards for said Planned Development District; including procedural provisions; and providing for penalties.

26. Consider approval of Ordinance 2016-41, on the first of two readings, amending the City's 2015-2016 Fiscal Year Budget to budget expenditures in the total sum of \$3,082.00 from State Seized Asset Funds to provide funding for the purchase of three Concept 2 Model E fitness rowers from Marathon Fitness of Stafford, TX for use in the department's physical fitness program; and providing an effective date.
27. Consider ratification, by motion, of the tax rate reflected in the proposed budget of 53.02 cents per \$100 valuation, which will raise more revenue from property taxes than in the previous fiscal year.
28. Consider approval of the reappointment of the following Downtown TIRZ #5 Board of Directors: Council Member John Thomaides, Hays County representative Commissioner Will Conley
29. Consider approval, by motion, of the appointment of the Community Improvements Taskforce, 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 14, 2016 at 5:00PM

Jamie Lee Case, TRMC, City Clerk

Daniel Guerrero, Mayor

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