City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final-Amended

City Council

Tuesday, February 6, 2018 | **6:00 PM** | **City Council Chambers**

630 E. Hopkins

I. Call To Order

II. Roll Call

III. Invocation

IV. Pledges Of Allegiance - United States And Texas

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.

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.

1. Consider approval, by motion, of the following meeting Minutes:
- A) December 19, 2017 - Work Session Minutes
- B) January 9, 2018 - Visioning Day 1 Minutes, with exhibits
- C) January 10, 2018 - Visioning Day 2 Minutes
- D) January 18, 2018 - Governance Session Minutes
- E) January 19, 2018 - Governance Session Minutes
- F) January 19, 2018 - Code SMTX Work Session

2. Consider approval of Ordinance 2018-01, on the second of two readings, amending Section 2.369 of the San Marcos City Code to require the City's Economic Development Board ("EDSM") to hold meetings at least four times per year, and at least once per quarter; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.

3. Consider approval of Resolution 2018-11R, approving a construction agreement between the City and DSW Homes, LLC. for the provision of construction services in the estimated

amount of $2,930,682.19 contingent upon the provision of sufficient insurance in accordance with the attached agreement; authorizing the City Manager or his designee to execute this agreement on behalf of the City; and declaring an effective date.

4. Consider approval of Resolution 2018-12R, approving a construction agreement between the City and James W. Turner Construction, Ltd. for the provision of construction services in the estimated amount of $2,768,586.00 contingent upon the provision of sufficient insurance in accordance with the attached agreement; authorizing the City Manager or his designee to execute this agreement on behalf of the City; and declaring an effective date.

5. Consider approval of Resolution 2018-13R, approving an annual State Use Contract between the City and Goodwill Temporary Services, Inc. through TIBH Industries, Inc. for the provision of janitorial services for the City of San Marcos in the estimated annual amount of $481,642.95, authorizing the City Manager or his designee to execute this contract on behalf of the City and declaring an effective date.

6. Consider approval of Resolution 2018-14R, authorizing the submission of an application to the Office of the Governor, Criminal Justice Division, Victims of Crime Assistance (VOCA) program for a grant in an amount not to exceed $70,000 to fund the continuation of the second position in the Police Department's Victim Services program for two more years, authorizing the expenditure of matching funds of 20 percent; authorizing the City Manager or his designee to execute any and all documents as necessary to accept and implement the grant, if awarded; and declare an effective date.

7. Consider approval of Resolution 2018-15R, finding a Police vehicle to be surplus and of no further value to the Police Department; authorizing the City to donate the Police vehicle to "Saving a Hero's Place, Inc"; finding that such conveyance serves the public purpose of honoring law enforcement officers killed in the line of duty; authorizing the City Manager or his designee to execute a donation agreement; and declaring an effective date.

8. Consider approval of Resolution 2018-16R, awarding a contract to Sherman + Reilly, Inc. for a trailer mounted underground puller for the City Public Services Department; authorizing the City Manager or his designee to execute purchasing documents on behalf of the City in the amount of $155,530.00; and declaring an effective date.

9. Consider approval of Resolution 2018-17R, approving a Memorandum of Understanding to extend the current Meet and Confer Agreement between the San Marcos Professional Firefighters Association Local #3963 and the City of San Marcos for one year to September 30, 2019 and to provide a 4.5 percent salary increase for firefighters beginning October 1, 2018; authorizing the City Manager to execute the amendment; and declaring an effective date.

10. Consider approval of Resolution 2018-18R, approving a Memorandum of Understanding to extend the terms and conditions of the current meet and confer agreement between the San Marcos Police Officers' Association and City of San Marcos for one year to September 30, 2019 and provide a 4.5 percent salary increase for Police Officers beginning October 1, 2018; authorizing the City Manager to execute the amendment; and declaring an effective date.

11. Consider approval of Resolution 2018-19R, approving Change Order No. 2 to the River Ridge to Loop 82 Utility Relocation Project in order to facilitate the necessary environmental services required because of the presence of LPSTs (leaking petroleum storage tanks) in the vicinity of the project and increasing the total amount of the project to $70,671.12; ratifying the City's execution of the change order and increase in dollar amount; and declaring an effective date.

PUBLIC HEARINGS

12. Receive a Staff presentation and hold a Public Hearing to receive comments for or against the following:

Ordinance 2018-02, adopting a new San Marcos Development Code ("CodeSMTX"), including appendices (the "Design Manual"), under Subpart B of the San Marcos City Code to replace both the current Land Development Code under Subpart B and the San Marcos Smartcode under Subpart C of the San Marcos City Code; approving other technical references to be used by City Staff in administering the new San Marcos Development Code; providing for penalties; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date; and consider approval of Ordinance 2018-02, on the first of two readings.

Ordinance 2018-03, amending the City's Comprehensive Plan, Vision San Marcos: A River runs Through Us, by amending various sections for consistency with the goals of the City's new Development Code ("CodeSMTX"), including providing updated descriptions of and visions for identified Development Zones, establishing existing Neighborhood Areas or Land Preservation Areas as two types of areas of stability, providing new descriptions for types of Development Corridors, and amending the boundaries of Activity Nodes, Employment Centers and Intensity Zones described in the Preferred Scenario Map; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date; and consider approval of Ordinance 2018-02, on the first of two readings.

Ordinance 2018-04, amending various sections of the San Marcos City Code for consistency with, or to complement the concurrent adoption of the new San Marcos Development Code ("CodeSMTX"); providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date; and consider approval of Ordinance 2018-04, on the first of two readings.

13. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2018-20R, approving a request for a conditional use permit to allow more than 20 percent of the exterior building materials for a new restaurant located at 4206 South Interstate 35 to be comprised of wood; authorizing City Staff to issue a conditional use permit consistent with this Resolution; and declaring an effective date; and consider approval of Resolution 2018-20R.

NON-CONSENT AGENDA

14. Consider approval of Ordinance 2018-05, adopting fees to be charged by the City for various city services, including changes to some existing fees and the addition of new fees; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.

15. Consider approval of Ordinance 2017-70, on the second of two readings, amending Chapter 74 of the San Marcos City Code by creating a new Article 7 for the purpose of regulating the placement and maintenance of newsracks on City sidewalks and Rights-of-Way; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.

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.

VIII. ADDENDUM

Item #1 was amended to add:
December 19, 2017 - Work Session Minutes

POSTED ON FRIDAY, FEBRUARY 2, 2018 AT 5:30PM

JAMIE LEE CASE, 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