



# City of San Marcos

630 East Hopkins  
San Marcos, TX 78666

## Regular Meeting Agenda - Final City Council

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Tuesday, January 29, 2019

6:00 PM

City Council Chambers

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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. Consider action, by motion, regarding Executive Session in accordance with Section 551.087, Economic Development, to receive a staff briefing and deliberate regarding a potential Chapter 380 Economic Development incentive agreement for the S.M.A.R.T Terminal Project, and to receive a staff briefing and deliberate regarding the amendment to the Chapter 380 Economic Development incentive agreement with Urban Mining.

- 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.*

- 2. Consider approval, by motion, of the following meeting Minutes:
  - A) January 15, 2019 - Regular Meeting Minutes
- 3. Consider approval of Resolution 2019-13R, approving the award of an annual contract to Testamerica Laboratories, Inc. for analytical testing for water and wastewater services (IFB 219-090) in the initial annual contract amount of \$25,592.50; authorizing the City Manager to execute the appropriate documents related to this contract on behalf of the City; and declaring an effective date.

4. Consider approval of Resolution 2019-14R, awarding an Indefinite Delivery Indefinite Quantity (IDIQ) Master Contract for surface/edge milling to Alpha Paving Industries, LLC in the amount of \$239,250.00; authorizing the City Manager or his designee to execute the contract documents on behalf of the City; and declaring an effective date.
5. Consider approval of Resolution 2019-15R, approving an addendum to the Master Lease-Purchase Financing Agreement with Santander Bank, N.A. that adds a dump truck, street sweeper, compact track loader with mulcher, and trailer for use by the Public Services, drainage division as vehicles and equipment to be financed under the agreement in the amount of \$564,871.15, inclusive of interest, for a five year term; authorizing the City Manager or his designee to execute all appropriate documents associated with this transaction; and declaring an effective date.
6. Consider approval of Resolution 2019-16R, approving the purchase of a dump truck for \$163,208.68 from Rush Truck Center through the Buyboard Cooperative Contract, a Street Sweeper for \$238,800.00 from Burgoon Company through the TXMAS Cooperative Contract, a compact track loader with mulcher for \$99,774.80 from Waukesha-Pearce Industries through the Buyboard Cooperative Contract, and a trailer for \$12,957.00 from Tymco, Inc. through the HGACBUY Cooperative Contract, each for use by the Public Services, Drainage Division; authorizing the City Manager or his designee to execute all appropriate documents to complete these purchases; and declaring an effective date.
7. Consider approval of Resolution 2019-17R, approving a release of a Wastewater Easement running through View on the Square Apartments located along Guadalupe Street; authorizing the City Manager to execute the release of easement on behalf of the city; and declaring an effective date.
8. Consider approval of Resolution 2019-18R, authorizing the sale of three surplus police cars to the City of Kyle, Texas; finding that such conveyance serves the public purpose of fiscal responsibility for both the City of San Marcos and the City of Kyle; authorizing the City Manager to execute a contract and any and all documents as necessary to transfer title and convey the police cars to the City of Kyle; and declaring an effective date.
9. Consider approval of Resolution 2019-19R, approving a renewal agreement between the City and Knight Security Systems LLC for the provision of professional high tech services, maintenance, and equipment related to security in the estimated amount of \$225,575.57 through the Texas Comptroller of Public Account's Department of Information Resources ("DIR") program (Contract DIR-TSO-3430) bringing the total contracted amount to \$260,194.74; authorizing the City Manager or his designee to execute the appropriate purchasing documents on behalf of the City; and declaring an effective date.

## **PUBLIC HEARINGS**

10. Receive a Staff Presentation and hold a Public Hearing to receive comments for or against Ordinance 2019-04, amending section 4.5.2.1(b)(2) of the City's Development Code to establish the Thompson/Cape Dam and Ditch Engineering Structure near the intersection of Cape Road and the San Marcos River as a Local Historic Landmark; and including procedural provisions; and consider approval of Ordinance 2019-04, on the first of two

readings.

## **NON-CONSENT AGENDA**

11. Consider approval of Ordinance 2019-05, on the first of two readings, amending the City's 2018-2019 Fiscal Year Budget to allocate up to \$8,250,000 to be applied toward the costs for construction of the Rattler Electric Substation off of Clovis Barker Road near Leah Avenue; and providing an effective date.
12. Consider approval of Ordinance 2019-06, on first and final reading as allowed by Texas Government Code 1201.028, amending Ordinance 2019-03 authorizing the issuance of the "City of San Marcos, Texas Special Assessment Revenue Bonds, Series 2019 (Trace Public Improvement District)"; approving and authorizing an Indenture of Trust, a Bond Purchase Agreement, an offering Memorandum, a continuing Disclosure Agreement and other Agreements and documents in connection therewith including amendments to the Financing Agreement and Acquisition and Reimbursement Agreement; making findings with respect to the issuance of such bonds; and providing an effective date.
13. Consider approval of Resolution 2019-12R, amending the Business Improvement and Growth (BIG) Grant Program guidelines to prohibit City employees and officials from benefiting from BIG Grant Program Funds and to clarify program eligibility and intent; and declaring an effective date.
14. Consider approval of Resolution 2019-20R, making appointments to Board Positions 5, 7 and 8, and reconfirming the appointment of Board Positions 6 and 9, on the Board of Directors of the Alliance Regional Water Authority (ARWA), formally known as the Hays Caldwell Public Utility Agency; and declaring an effective date.
15. Consider approval of Resolution 2019-21R, approving an amendment to the Chapter 380 Economic Development Incentive Agreement with Urban Mining Company and Urban Mining Development, LLC that extends the date by which the company shall begin construction of its facilities, provides for the company to dedicate land to the City for the Rattler Electric Substation and provides for offsets against any grant payments due for any unpaid amounts under a contribution in aid of construction agreement related to the construction of said substation; authorizing the City Manager to execute the agreement; and declaring an effective date.
16. Consider approval of Resolution 2019-22R, approving a contribution in aid of construction agreement with Urban Mining Company and Urban Mining Development, LLC to provide for the mutual participation in the cost of constructing the Rattler Electric Substation off of Clovis Barker Road near Leah Avenue; and declaring an effective date.
17. Consider approval of Resolution 2019-23R, approving a third amendment to the term sheet attached to Resolution 2014-143 regarding the advisability of the improvements in the Whisper Public Improvement District for the purpose of extending the date by which construction of the public improvements must be completed by May 31, 2019 and creating Traffic Impact Analysis criteria for the development; and declaring an effective date.
18. Hold discussion regarding Community Development Block Grant (CDBG) Application

criteria, and provide direction to Staff.

**19. City Council Reports:**

- a) Mayor Hughson will provide a brief update regarding her membership on various Capital Area Council of Governments (CAPCOG) committees.
- b) Mayor Hughson will provide a brief update related to her membership on the Capital Area Metro Planning Organization (CAMPO).
- c) Mayor Hughson will provide a brief update regarding a recent visit to Bautex, at their request.
- d) Mayor Hughson will provide a brief update regarding the recent City Council Visioning Workshop that was held on January 11, 2019.
- e) Legislative Committee - Mayor Hughson, Council Member Mihalkanin and Council Member Derrick will provide an update regarding their recent attendance to State Representative Erin Zwiener's swearing in ceremony.

**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 THURSDAY, JANUARY 24, 2019 @ 10:45AM**

**JAMIE LEE CASE, TRMC, 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](mailto:ADArequest@sanmarcostx.gov)