



# City of San Marcos

630 East Hopkins  
San Marcos, TX 78666

## Regular Meeting Agenda - Final City Council

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Tuesday, May 19, 2020

6:00 PM

Virtual Meeting

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**Due to COVID-19, this will be a virtual meeting. To view the meeting please go to [www.sanmarcostx.gov/videos](http://www.sanmarcostx.gov/videos) or watch on Grande channel 16 or Spectrum channel 10.**

I. Call To Order

II. Roll Call

III. 30 Minute Citizen Comment Period

### PRESENTATIONS

1. Receive status reports and updates on response to COVID-19 pandemic; hold council discussion, and provide direction to Staff.
2. Receive the FY2021 - FY2030 Capital Improvement Plan (CIP) with Planning & Zoning Commission Recommendation, and provide direction to Staff.

### CONSENT AGENDA

3. Consider approval, by motion, of the following meeting Minutes:
  - A. April 21, 2020 - Regular Meeting Minutes
  - B. April 30, 2020 - Special Meeting Minutes
  - C. May 5, 2020 - Regular Meeting Minutes
4. Consider approval of Ordinance 2020-27, on the second of two readings, amending Article 6, Divisions 1 and 2 of Chapter 2 of the San Marcos City Code to revise and update the City's public records management program; including procedural provisions; and declaring an effective date.
5. Consider approval of Ordinance 2020-28, on the second of two readings, amending Chapter 82, Traffic and Vehicles, of the San Marcos City Code, by adding a new Article 9 that prohibits the placement and use of Motor-Assisted Scooters owned by Commercial Scooter Companies on public property, streets and sidewalks; providing a savings clause; providing for the repeal of any conflicting provisions; providing for penalties; and providing an effective date.
6. Consider approval of Resolution 2020-98R, approving the renewal of the agreement with Matchpoint Water Asset Management, Inc. for leak detection services for three additional one-year terms in the amount of \$26,475.00 each for a total contract price of \$132,375.00; authorizing the City Manager or his designee to execute the appropriate documents

related to the renewal of the agreement; and declaring an effective date.

7. Consider approval of Resolution 2020-99R, approving an agreement that renews the service contract for Water Treatment Facilities Operations and Asset Management with the Guadalupe Blanco River Authority for an additional five years; authorizing the City Manager or his designee to execute the agreement; and declaring an effective date.
8. Consider approval of Resolution 2020-100R, approving a professional services agreement with Cobb, Fendley & Associates, Inc., for the provision of professional engineering services in connection with the Bishop and Belvin Street Improvements Project in an estimated amount of \$976,921.90; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring an effective date.
9. Consider approval of Resolution 2020-101R, approving a professional services agreement with Weston Solutions, Inc. for design services relating to the Highway 21 Waterline Project in the estimated amount of \$215,917.36; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring an effective date.
10. Consider approval of Resolution 2020-102R, approving a change in service to the construction contract with Cash Construction Company, Inc. relating to the Main Lift Station Force Main Replacement Project to decrease the contract price by \$2,936,550.26; authorizing the City Manager or his designee to execute the appropriate documents relating to the change in service on behalf of the City; and declaring an effective date.
11. Consider approval of Resolution 2020-103R, approving the form and authorizing the distribution of a Preliminary Limited Offering Memorandum for "City of San Marcos, Texas special assessment revenue bonds, series 2020, Whisper Public Improvement District."
12. Consider approval of Resolution 2020-104R, approving an agreement with OpenGov, Inc. for software that allows multiple years of financial data to be accessible to citizens and staff through an online portal in the annual amount of \$12,000.00 for a total contract price of \$60,000.00; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring an effective date.

## **PUBLIC HEARINGS**

13. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-31, amending the official zoning map of the city by rezoning approximately 5.217 acres of land, generally located west of the intersection of Old Ranch Road 12 and Craddock Avenue, from "FD" Future Development, "CC" Community Commercial, and "P" Public and Institutional districts to "SF-6" Single Family District; including procedural provisions; and providing an effective date; and consider approval of Ordinance 2020-31, on the first of two readings.
14. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-32, annexing into the City approximately 9.61 acres of land, generally located in the 400 Block of Centerpoint Road; including procedural provisions; and providing an effective date; and consider approval of Ordinance 2020-32, on the first of two

readings.

15. Receive a Staff Presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-33, amending the Official Zoning Map of the City by rezoning approximately 7.959 acres of land, generally located in the 400 Block of Centerpoint Road, from "FD" Future Development District to "HC" Heavy Commercial District; and including procedural provisions; and consider approval of Ordinance 2020-33, on the first of two readings.
16. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-34, annexing into the City approximately 59.89 acres of land located at 4087 State Highway 21; including procedural provisions; and providing an effective date; and consider approval of Ordinance 2020-34, on the first of two readings.
17. Receive a Staff Presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-35, amending the Official Zoning Map of the City by rezoning approximately 14.90 acres of land located at 4087 State Highway 21, from "FD" Future Development District to "LI" Light Industrial District; and including procedural provisions; and consider approval of Ordinance 2020-35, on the first of two readings.
18. Receive a Staff Presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-36, amending the Official Zoning Map of the City by rezoning approximately 44.99 acres of land located at 4087 State Highway 21, from "FD" Future Development District to "MH" Manufactured Home District; and including procedural provisions; and consider approval of Ordinance 2020-36, on the first of two readings.
19. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2020-37, approved an update to the Service and Assessment Plan for the Whisper Public Improvement District; making a finding of special benefit to the property in the district, levying additional assessments against property with the district; establishing a lien on such property; approving an updated assessment roll for the district; providing for payment of the assessments in accordance with Chapter 372, Texas Local Government Code; providing for the method of assessment and the payment of the additional assessments; providing for penalties and interest on delinquent assessments; providing for a severability clause; providing an effective date; and providing for related matters; and consider approval of Ordinance 2020-37, on the first of two readings.
20. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2020-105R, approving a Consolidated Plan for fiscal years 2020-2024 that provides guidance for annual Community Development Block Grant ("CDBG") allocations; authorizing the City Manager, or his designee, to act as the Official Representative of the City in matters related to the CDBG Program; declaring an effective date, and consider approval of Resolution 2020-105R.
21. Receive a Staff presentation and hold a Public Hearing to receive comments in regards to amending the 2015-2019 Community Development Block Grant (CDBG) Consolidated Plan to add Economic Development as a funding category and add the Community Development Block Grant-Coronavirus (CDBG-CV) allocation of \$425,261.

22. Receive a Staff presentation and hold a Public Hearing to receive comments in regards to amending the proposed 2020-2024 Citizen Participation Plan to add a shortened review period for actions related to the COVID-19 response.

## **NON-CONSENT AGENDA**

23. Consider approval of Ordinance 2020-38, on first and final reading, authorizing the issuance and sale of an amount not to exceed \$40,000,000 of Combination Tax And Revenue Certificates Of Obligation, Series 2020 for constructing, improving, designing and equipping the City's (1) water and waste water system; (2) electric utility system; (3) streets including related drainage, sidewalks, traffic improvements and lighting; (4) municipal buildings to include the City Hall and other city facilities, HVAC improvements, roof replacements and security improvements; (5) stormwater management and flood control facilities; (6) airport, including hangars; (7) public safety facilities to include police and fire station improvements and a new ladder truck and engine; (8) network and fiber optic infrastructure equipment; (9) recreational facilities including parks and sports fields; (10) cemetery including land acquisition; (11) animal shelter; (12) parking including land acquisition; and (13) the payment of professional services in connection therewith including legal, fiscal and engineering fees and the costs of issuing the certificates of obligation and other matters related thereto; providing for adoption of this Ordinance on one reading only in accordance with State Law.
24. Consider approval of Ordinance 2020-39, on first and final reading, authorizing the issuance of City of San Marcos, Texas General Obligation Refunding Bonds in the amount not to exceed \$120,000,000 in one year or more series; approving an official statement, a paying agent/registrar agreement, a bond purchase agreement and an escrow agreement; establishing the procedures for selling and delivering one or more series of the bonds; providing for the approval of this ordinance on one reading only as authorized by state law; and authorizing other matters relating to the bonds.
25. Hold discussion regarding the recent use of the policy and purpose statements in Section 2.421 of the San Marcos Code of Ethics as the basis of ethics complaints; and provide direction to staff

## **EXECUTIVE SESSION (if necessary)**

26. Executive Session in accordance with Section §551.074 of the Texas Government Code: Personnel Matters - to discuss and provide Annual Appointee Evaluations to the City Attorney and Interim City Clerk.

### **ACTION/DIRECTION FOLLOWING EXECUTIVE SESSION**

27. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item in accordance with Section §551.074 of the Texas Government Code: Personnel Matters - to discuss and provide Annual Appointee Evaluations to the City Attorney and Interim City Clerk.

## **IV. Question and Answer Session with Press and Public.**

V. Adjournment.

**POSTED ON WEDNESDAY, MAY 13, 2020 @ 3:00PM**

**TAMMY K. COOK, INTERIM 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)