



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final City Council

Wednesday, December 2, 2020

6:00 PM

Virtual Meeting

Due to COVID-19, and as long as the State Disaster Declaration is in effect, this will be a virtual meeting. To view the meeting please go to 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

Persons wishing to participate (speak) during the Citizen Comment portion of the meeting must email citizencomment@sanmarcostx.gov prior to 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer.

PRESENTATIONS

1. Receive status reports and updates on response to COVID-19 pandemic; hold council discussion, and provide direction to Staff.

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. October 20, 2020 - Regular Meeting Minutes
 - B. November 4, 2020 - Regular Meeting Minutes
 - C. November 16, 2020 - Canvass Meeting Minutes
 - D. November 17, 2020 - Regular Meeting Minutes

Attachments: [10.20.2020 Regular Meeting Minutes.pdf](#)
[11.04.2020 Regular Meeting Minutes.pdf](#)
[11.16.2020 Special Meeting Minutes.pdf](#)

3. Consider approval of Ordinance 2020-82, on the second of two readings, annexing into the City approximately 31.59 acres of land generally located in the 2400 Block of Hwy 123 (Case No. AN-20-12), including procedural provisions; and providing an effective date.

Attachments: [Ordinance](#)
[AN-20-12 Maps](#)
[AN-20-12 CL vs. ETJ Comparison](#)
[AN-20-12 Annexation Service Agreement \(signed\)](#)
[AN-20-12 Application Documents](#)
[AN-20-12 Consent to Annexation \(signed\)](#)
[AN-20-12 Declination of Development Agreement \(signed\)](#)
[AN-20-12 Presentation updated](#)

4. Consider approval of Ordinance 2020-83, on the second of two readings, amending the Official Zoning Map of the City by rezoning approximately 32.24 acres of land, generally located in the 2400 Block of Hwy 123 (Case No. ZC-20-24), from “FD” Future Development District to “CD-5” Character District-5 District; and including procedural provisions.

Attachments: [Ordinance](#)
[ZC-20-24 CC Staff Report](#)
[ZC-20-24 Maps](#)
[ZC-20-24 Code Comparison](#)
[ZC-20-24 Comp Plan Analysis Checklist](#)
[ZC-20-24 Personal Notice](#)
[ZC-20-24 Application Documents](#)
[ZC-20-24 Presentation](#)

5. Consider approval of Ordinance 2020-84, on the second of two readings, amending the traffic register maintained under Section 82.067 of the San Marcos City Code by reducing the speed limit from 30 miles per hour to 25 miles per hour along numerous streets in Sector 1 commonly referred to as the Dunbar and Heritage Neighborhoods; authorizing the installation of signs and traffic control devices reflecting the new speed limits; directing that the traffic register maintained under Section 82.067 of the San Marcos City Code be amended to reflect the new speed limits; and including procedural provisions.

Attachments: [Ordinance - Speed Limits Sector 1.docx](#)
[25MPH Speed Reduction Map](#)
[25 MPH Speed Reduction Traffic Study Tech Memo.pdf](#)
[USLIMIT2 reports](#)

6. Consider approval of Resolution 2020-258R, approving an agreement for exchange of water CCN areas and purchase of associated Water Utility assets with Maxwell Special Utility District that provides for the City to release to Maxwell an area in the Whisper Public Improvement District covered by the City’s CCN and for Maxwell to release to the City an area at the Airport covered by Maxell’s CCN; authorizing the City Manager, or his designee, to execute said agreement; and declaring an effective date.

Attachments: [Resolution](#)
 [Exchange Agreement](#)
 [Maxell to City Exchange Area](#)
 [City to Maxwell Exchange Area](#)

7. Consider approval of Resolution 2020-259R, approving a Change in Service to the agreement with Strategic Government Resources (Contract No. 220-186) relating to the Interim Finance Director position by increasing the agreement in the amount of \$40,000 bringing the total contract price to \$165,000.00; authorizing the City Manager or his designee to execute the appropriate documents to implement the Change in Service; and declaring an effective date.

Attachments: [Resolution - Change in Service - SGR Finance Director.docx](#)
 [220-186 ACIS#2 Interim Finance Professional Extension.pdf.pdf](#)

PUBLIC HEARINGS

Persons wishing to participate (speak) during the Public Hearing portion of the meeting must email citizencomment@sanmarcostx.gov prior to 12:00PM the day of the meeting. A call in number to join by phone or link will be provided for participation on a mobile device, laptop or desktop computer.

8. Hold public hearing and receive comments for or against Ordinance 2020-86, amending the project plan and reinvestment zone financing plan for Tax Increment Reinvestment Zone No. 4 - Kissing Tree, to increase reimbursement to developer by \$10,000,000 and add eligible projects costs for water testing over a 5 year period in the amount not to exceed \$265,000; authorizing the City Manager, or his designee, to execute such amendments on behalf of the City; including procedural provisions; and declaring an effective date; and consider approval of Ordinance 2020-86, on the first of two readings.

Attachments: [Kissing Tree TIRZ City Ordinance Amending Project and Financing Plan](#)
 [San Marcos TIRZ - Project Plan & Reinvestment Zone Financing Plan Revised](#)
 [Res 2014-121 Expressing the City Councils continuing support of the Paso Rob](#)
 [Res 2020-01R and 03032020 ILA.pdf](#)
 [Paso Robles 09.02.14 Agenda Packet ARF.pdf](#)

NON-CONSENT AGENDA

9. Consider approval of Ordinance 2020-87, on the first of two readings, amending Chapter 39 of the San Marcos City Code regarding flood damage prevention by providing for enhanced flood damage prevention and mitigation standards; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.

Attachments: [Flood Damage Prevention Ordinance](#)
 [Floodplain Exhibit](#)

10. Consider approval of Resolution 2020-219R, approving a Development Agreement with Rattler Road Storage, LLC to provide for the annexation and to regulate the future development of approximately 3.62 acres of land in the City's Extraterritorial Jurisdiction generally located on the north side of Rattler Road, between Old Bastrop Hwy and Hwy

123; authorizing the City Manager, or his designee, to execute said agreement on behalf of the City; providing an effective date.

Attachments: [PDA-20-01 12.2.2020 CC Presentation](#)
[Resolution](#)
[PDA-20-01 Aerial Map](#)
[PDA-20-01 12.2.2020 CC Agreement](#)
[PDA-20-01 Applicant Email Addressing CC Concerns](#)
[PDA-20-01 Application](#)

11. Consider approval of Resolution 2020-249R, approving a State Use Contract with Goodwill Temporary Services, Inc. through WorkQuest for the provision of janitorial services for the City of San Marcos in the estimated amount of \$634,925.55; authorizing the City Manager or his designee to execute this agreement on behalf of the City; and declaring an effective date.

Attachments: [Resolution - State Use Contract for Janitorial Services 2020.docx](#)
[Janitorial Contract 2021 Final Redlines.docx](#)
[Memo Regarding Goodwill Janitorial Contract Renewal - 112420](#)

12. Consider approval of Resolution 2020-260R, approving the award of Social Services funding to various organizations recommended by the Human Services Advisory Board in the amount of \$500,000, as appropriated in the Fiscal Year 2021 Budget; authorizing the City Manager or his designee to approve and execute funding agreements with such organizations; and declaring an effective date.

Attachments: [HSAB Presentation](#)
[Resolution](#)
[HSAB Memo](#)

13. Consider approval of Resolution 2020-261R, adopting the Community Development Block Grant (CDBG) Action Plan that provides for the revised allocation of \$722,794.00 of CDBG entitlement funds for the program year 2020-2021; authorizing the City Manager, or his designee, to act as the Official Representative of the City in matters related to the CDBG Program and Action Plan; and declaring an effective date.

Attachments: [Resolution](#)
[Resolution ExhibitA Revised](#)
[2020 Allocation Correction Letter](#)
[201109_Pres_2020AP_AllocationCorrection](#)

14. Consider an appointment to represent the City of San Marcos as a voting member of the Hays County Local Homeless Coalition, and provide direction to Staff.
15. Hold discussion on Convention and Visitor Bureau Board Recommendation Resolution 2020-003RR regarding the revision of the composition of representation to the Board, and provide direction to Staff.

Attachments: [CVB Resolution BoardComposition final signed](#)
 [CVB Amending Ordinance 2020-0001rvsd](#)

16. Hold discussion on Ethics Review Commission Recommendation Resolution 2020-3, recommending amendments to the San Marcos Code of Ethics that would: require ethics complaints to be sworn before a notary public; require notice to be given to individuals who file ethics complaints regarding potential consequences of filing groundless complaints; prohibit the filing of an ethics complaint regarding any violation alleged to have occurred more than six months prior to the filing date; require city officials and employees to cooperate with the Ethics Review Commission during hearings on ethics complaints by testifying and producing documents; prohibit retaliation in the form of adverse personnel action against City employees who file ethics complaints in good faith or who testify or produce documents during ethics complaint hearings; prohibit city officials or employees from using their positions to threaten or intimidate a city employee to discourage the employee from filing an ethics complaint or cooperating in an ethics complaint hearing, and provide direction to Staff.

Attachments: [ERC Resolution 2020-3 - Whistleblower Protection, Ethics Complaint and Heari](#)

IV. Adjournment.

POSTED ON TUESDAY, NOVEMBER 24, 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