



# City of San Marcos

630 East Hopkins  
San Marcos, TX 78666

## Meeting Minutes City Council

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Tuesday, September 3, 2019

6:00 PM

City Council Chambers

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630 E. Hopkins

### I. Call To Order

**With a quorum present, the regular meeting of the San Marcos City Council was called to order by Mayor Hughson at 6:04 p.m. Tuesday, September 3, 2019 in the City Council Chambers, 630 E. Hopkins, San Marcos, Texas 78666.**

### II. Roll Call

**Present:** 7 - Mayor Pro Tem Lisa Prewitt, Council Member Saul Gonzales, Council Member Melissa Derrick, Mayor Jane Hughson, Council Member Ed Mihalkanin, Council Member Joca Marquez and Council Member Mark Rockeymoore

### III. Invocation

**A moment of silence was observed this evening.**

### IV. Pledges Of Allegiance - United States And Texas

**Council Member Gonzales led the assembly in the pledges of allegiance.**

### V. 30 Minute Citizen Comment Period

**Virginia Condie, introduced herself as the new Executive Director of the San Marcos River Foundation. She stated that she looks forward to working with everyone.**

**Jay Horton, spoke about loop holes within the development process and inadequate infrastructure on Spring Road. An investment company out of Austin bought this property and the plan is to build 27 3 bedroom homes on less than 5 acres of property. He stated that he and several residents came to the Planning and Zoning Commission meeting and this development was voted down because there is only one road in and one road out and this is in an ecologically sensitive area. The level of the aquifer is only 28 feet below this proposed development. The developer withdrew their request to keep it from going to Council. They replatted this project for 29 4-5 bedroom condos. The Government Codes and City Statute 212.044 requires Council approval if there are any safety or environmental concerns. He would like to see this project come before Council. This is just a money making scheme by the developer**

and they have no concern for the welfare of the neighborhood, the aquifer, or the river. He stated that he has thumbed their noses at our interests including the Planning and Zoning Commission and Council. They demolished two structures that had asbestos siding and now the property is contaminated. This overdevelopment should be rejected and they should clean up their mess. He thanked the Council for their service.

Diana Baker, asked Council to adopt the Historic Resources Survey, it is long overdue. This will solve a lot of problems for everyone. She asked the Council to codify it if we can, we don't want it to disappear. She stated that we don't want it to slip through the cracks. She also spoke about the Top of the Hill development on Spring Road and stated this area is sensitive and it is not safe. We need to mark these places as being special to our town and let developers know these are in ecological areas and these are off limits.

Rodrigo Amaya, stated that he brought more complaints about what is going on in the City. He came up to the office and he asked that he asked to speak to the City Attorney. Today he said he couldn't discuss his concerns, it took 3 weeks for him to get a call back. He then spoke about Hays County Commissioners Court wanting to place presenters under oath. He spoke about all of the "I don't knows" and the Assistant City Manager should not be stressed out when someone asks a question, it should come natural. He stated that the City doesn't need more art, but they need their streets back. He stated that the Fire Chief said that he was waiting to get direction from the City Manager.

Ann Dupont, stated that she owns 128 acres and that her home is directly across the street from this proposed development discussed earlier. She stated that there are two springs on her property and this is sacred to our indigenous cultures and it is the major source of the San Marcos River. Her family has lived on this property for 50 years and they have tried to be good stewards of this property. She spoke about the increase in impervious cover that is necessary for this project and the addition to more cars on this small crowded road would make it almost impassable. She spoke about the city targeting property for preservation to serve as a buffer for development in a particularly sensitive area. The need to preserve sink creek watershed and the headwaters of the Springs and stated this is the considered the heart of the community. This developer is only 800 feet from Sink Springs, much closer than our Urban Forest. The developer's tactic is to go without oversight. He was turned down at the Planning and Zoning Commission and said he will go back to the County and make it much worse.

Roland Saucedo, spoke on items #20, 21, & 22 as the Vice Chair of the Neighborhood Commission. He stated that multiple citizens have brought these items forward to the Commission. He stated that there are many school zones that have the speed display signs. He provided the benefits to having those signs in these areas. He provided that as we grow we have to make sure that our children are protected. He stated the other item is in regards to the Heritage Trees and spoke about the number of trees that are being butchered. He reviewed the benefits of the trees and asks that the council take it seriously and to follow-up and follow through on this. He stated that he doesn't want this to wait until next year, we must protect and define what a Heritage Tree is.

Kelly Stone, read a historical marker that is posted on Thompson's Island behind the Woods Apartments. "William A. Thompson brought his family and slaves to Texas from Louisiana in 1850. They established plantations in Caldwell and Hays Counties. With slave labor, the family built a mill on the San Marcos River near this site. Construction and operations of the Mill resulted in the creation of three land masses in the river channel which became known as Thompson's Island. The land remained in the family for generations, and the mill, which provided power for local lumber operations and a cotton gin, became an important element in the area's economy." She read a portion of the guest column written by Jordan Buckley on February 3, 2019 in the San Marcos Daily Record. "City Council delayed the fate of Cape's Dam & Mill Race this week, but a glaringly disturbing question emerged: are the loudest advocates of Local Historic Landmark status correct on the local history?" She continued reading "On Wednesday, a Hays County Historical Commissioner proclaimed on a popular community facebook page that enslaved labor did not play a role. "Juneteenth celebrates June 19th, 1865 when word of the ending of slavery reached Texas. Note: 1865. Capes Dam was built in 1867. Just thought if it was important that facts be out there, you should say 'what are believed to be former slaves.' Without specific names to check on the 1850/1860 and 1870 censuses, there is no way to prove that they had ever been slaves. They could have been free men of color," she declared. Curiously, yet another Texas Historical Commission monument, on Conway Drive, for the Thompson's Island Homeplace, reiterates the role enslavement played in harnessing the river to build mills: "William Alexander Thompson (1803-1879) made an agreement with neighbors in 1850 to use the San Marcos River for irrigation and as a source of energy. He and his sons William A. and James used slave labor to build a gristmill, sawmill and cotton gin." She continued, "Ms. Thompson Rich, who lived on the family property until late in her life and died in 2010, chronicled in a separate historical account

(Thompson's Islands: On The San Marcos River in Hays County), "A ditch was built to channel the water to the mill by the manpower of slave 'hands' who rhythmically chanted as they plied their strength with pick and shovel to carve out the ditch." She continued, As San Marcos and Hays County officials contemplate a park-land swap, may they also earnestly consider paying tribute to the Brady family who, among numerous others tragically forgotten to history, lived and labored on that land, building up the unearned wealth of the Thompsons and indeed the San Marcos community." Why not rename the historic site "Brady' Run?" We've celebrated the slaver long enough, its time to free the River.

Sara Lee Underwood-Myers, came into to say hello. She wanted to bring to our attention some things coming up on our calendar. Tomorrow there is a forum with the Four Rivers Realtors at the Activity Center as a way to meet our candidates. CONA will also be hosting a debate as well in October at the Dunbar Rec Hall. There will be a community clean-up that will be held on September 14th and then another one that will be on October 12th. Lastly, she submitted a letter to the Daily Record and would like you to read it. She stated that Sept 7th is the kick-off for the mermaids. She asked that everyone participate in the parade.

Jordan Buckley, stated that yesterday ended the 72 hour film race. He spoke about the Lost River Film Fest will be next month and VIP tickets are available. He spoke about the 50 locations in 50 days and thanked Lisa Prewitt and Jane Hughson for their support. He read the locations that have registered properties with the Texas Film Festival and recognized some of the local businesses. He also thanked City Manager Bert Lumbreras for his support.

Kim LeBlanc, Productions and Community Relations Specialist, with the Texas Film Commission, spoke and introduced their program and what they do. She stated that they only have over 132 communities and we only have one that has taken the initiative to come up with a challenge like this. The 50 locations in 50 days has created a new wave and enthusiasm towards our industry. She would like to thank: Kristy Stark, Rebecca Ybarra-Ramirez, Sarah Smith with the Convention & Visitors Bureau, Anita Collins, Adriana Cruz, Texas State University Leadership, Randy Polk and Jordan Buckley. We have 138 different locations in San Marcos, but 67 new ones thanks to that Challenge. She announced there were 82 locations in 50 days. Thank you and congratulations.

Lindsey Ashely, Deputy Director of the Texas Film Commission, spoke about

how much they enjoyed participating in this challenge. This has been a really wonderful effort and the first of its kind in the State. She stated that here in the State this initiative is very timely with the wrap up of the legislative session. She stated that the film industry was awarded \$50,000,000 to provide grants to film makers for coming to Texas. She stated that it is communities like San Marcos that help sell Texas as a film destination. To date, the first 10 years of our incentive program have yielded \$1.39 Billion in state expenditures, this is money that has come through the State. It has generated over 153,000 production jobs. She stated there has been a 533% return on investment. She thanked San Marcos for their participation and for embracing our industries and our business.

Randy Polk, thanked the community and that we have boosted our profile to film makers and production companies. He stated that a film company can really come in and drop money into a small town. They have to pay for hotels, supplies, restaurants, catering, material to build sets, fuel, and dry cleaning. He provided that this is a clean industry. He thanked the community for supporting them and there is a lot of content that will have to be made and we have positioned ourselves very well. He thanked the residents that registered. He also thanked Council Member Marquez, Council Member Rockeymoore, Council Member Prewitt, and Mayor Hughson for their hard work. The Mayor is working on registering her house. He provided further thanks to individuals for their work.

## CONSENT AGENDA

A motion was made by Council Member Mihalkanin, seconded by Council Member Rockeymoore, to approve the consent agenda, with the exception of items #2 and 9, which were pulled and considered separately. The motion carried by the following vote:

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

1. Consider approval of Ordinance 2019-23, on second of two readings, amending the City's 2018-2019 Fiscal Year budget to allocate a total amount not to exceed \$261,462 from the Hotel Occupancy Tax ("HOT") Fund to reinstate operational budgets that were reduced in the original 2018-2019 Fiscal Year budget due to initial forecasted hot collection amounts that were lower than actual collections; and providing an effective date.
2. Consider approval of Resolution 2019-136R, approving an Interlocal Agreement with

Texas State University (Edwards Aquifer Research and Data Center) providing for groundwater quality monitoring services in the vicinity of the Kissing Tree Subdivision for an amount not to exceed \$150,000 over a five-year term; authorizing the City Manager to execute this agreement on behalf of the City; and declaring an effective date.

**Council Member Mihalkanin recused himself from this item because he is an employee of Texas State University.**

**A motion was made by Council Member Derrick, seconded by Mayor Pro Tem Prewitt, to approve Resolution 2019-136R. The motion carried by the following vote:**

**For:** 6 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

**Recused:** 1 - Council Member Mihalkanin

3. Consider approval of Resolution 2019-161R, approving an Engineering Services Contract with the Lower Colorado River Authority (LCRA) for provision of Engineering Services in connection with the design and construction of the Rattler Substation; 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 2019-162R, approving an Interlocal Cooperation Agreement with the City of Mesquite, Texas, to enable each City to utilize vendors for goods and services executed under contracts procured by the other; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring an effective date.
5. Consider approval of Resolution 2019-163R, ratifying an agreement with Metro Fire Apparatus Specialists, Inc. for the repair of a fire truck that was unexpectedly damaged in the amount of \$89,595.79; authorizing the City Manager or his designee to execute all necessary documents relating thereto; and declaring an effective date.
6. Consider approval of Resolution 2019-164R, approving a contract with SHI Government Solutions, through the Buyboard Cooperative Purchasing Program, for Appsense Ivanti Desktopnow Licenses in the amount of \$35,550, together with changes in service for additional licenses in the amount of \$16,967; ratifying the City Manager's prior execution of this contract; authorizing the City Manager or his designee to execute said changes in service on behalf of the City; and declaring an effective date.
7. Consider approval of Resolution 2019-165R, approving the award of a contract to Bubbas Got Gas for Propane Services and Tank Rental in the estimated amount of \$35,000 per year for an initial term of one year, with options to renew for up to four additional years; authorizing the City Manager or his designee to execute the contract and associated documents on behalf of the city; and declaring an effective date.

8. Consider approval of Resolution 2019-166R, approving the renewal of two agricultural lease agreements with Jansen Family Farms, Inc. for the lease of approximately 87 acres of City owned land near the Wastewater Treatment Plant and 304 acres of City owned land near the surface Water Treatment Plant; authorizing the City Manager, or his designee, to execute agreements for such renewals on behalf of the City; and declaring an effective date.
9. Consider approval of Resolution 2019-167R, approving a Change in Service to the contract with Maestas & Associates, LLC (Contract No. 218-377) for Engineering Services related to the Guadalupe Street Improvements Project to add Engineering Design Services for additional striping plans, bike signal design, pedestrian lighting, landscaping and irrigation, and electric conduit in the amount of \$101,540.00; authorizing the City Manager or his designee to execute the appropriate documents to implement the change in service; and declaring an effective date.

**A motion was made by Mayor Pro Tem Prewitt, seconded by Council Member Rockeymoore, to approve Resolution 2019-167R. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

## **PUBLIC HEARINGS**

10. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2019-25, adopting a budget in the amount of \$239,058,970 for the fiscal year beginning October 1, 2019 and ending September 30, 2020; authorizing certain adjustments to the budget with the approval of the City Manager; approving fiscal year 2019-2020 Capital Improvements Program Projects; adopting a fee schedule; including procedural provisions; and providing an effective date; and consider approval of Ordinance 2019-25, on the first of two readings.

**Melissa Neel, Assistant Director of Finance, provided a brief budget summary presentation that covered items #10, 11, 12, and 13 of the agenda.**

**Mayor Hughson made the following statement:**

**State Law requires that the City hold a public hearing on the city's budget. This agenda item is the public hearing for the city's fiscal year beginning October 1, 2019 and ending on September 30, 2020. The public is invited to make comments for or against items in the budget. The budget has been on file in the city clerk's office and on the city's website since August 16. Notice of this public hearing was published in the local newspaper on August 11, 2019.**

**After receiving public comments, the city council will approve the budget ordinance on first reading. The city council will actually adopt the budget on the second reading of the budget ordinance at the city council meeting scheduled for September 17.**

**Mayor Hughson opened the public hearing at 7:17 p.m. There being no comments, Mayor Hughson closed the Public Hearing at 7:17 p.m. Mayor Hughson asked for a motion to approve the City's Fiscal Year 2019-2020 budget on first reading.**

**A motion was made by Council Member Mihalkanin, seconded by Mayor Pro Tem Prewitt, to approve Ordinance 2019-25, on the first of two readings. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

- 11.** Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2019-26, increasing rates established for Water, Wholesale Water, Reclaimed Water, Wastewater Treatment, and Sewer Surcharges; and including procedural provisions; and consider approval of Ordinance 2019-26, on the first of two readings.

**Mayor Hughson opened the Public Hearing at 7:14 p.m. There being no comments, the Mayor closed the Public Hearing at 7:14p.m.**

**A motion was made by Council Member Mihalkanin, seconded by Council Member Derrick, to approve Ordinance 2019-26, on the first of two readings. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

- 12.** Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2019-27, 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; and consider approval of Ordinance 2019-27, on the first of two readings.

**Mayor Hughson opened the Public Hearing at 7:20 p.m.**

**Those who spoke:**

**Roland Saucedo, spoke in favor but wants insurance that the Solid Waste Program will be expanded to justify this increase. He stated that he would like to ensure that we are getting our moneys worth. Keep in mind that we have a lot of people on fixed incomes and an extra \$11 will impact someone.**

**There being no further comments, Mayor Hughson closed the Public Hearing at 7:22 p.m.**

**A motion was made by Council Member Derrick, seconded by Council Member Mihalkanin, to approve Ordinance 2019-27, on the first of two readings. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

- 13.** Receive a Staff presentation and hold the second of two Public Hearings to receive comments for or against Ordinance 2019-22, setting the Tax Rate for the 2019 Tax Year at 61.39 cents on each \$100 of taxable value of real 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, 2019, and ending September 30, 2020; providing a sinking fund for the retirement of the bonded debt of the city; including procedural provisions; and providing an effective date; Ordinance 2019-22 will be considered on the second of two readings on September 17, 2019.

**Mayor Hughson made the following comments:**

**State Law requires that the City hold two public hearings on the City's proposed tax rate. The first public hearing on the tax rate was held on August 20. This agenda item reflects the City's second public hearing on the 2019 tax rate. The proposed tax rate was published in the local newspaper on August 11, 2019 and has been viewable on the home page of the city's website as required.**

**The city council approved the 2019 tax rate ordinance on first reading on August 20, 2019. The city council will consider the 2019 tax rate ordinance on second reading on September 17 at which time the 2019 tax rate will be adopted.**

**Mayor Hughson opened the Public Hearing at 7:25p.m.**

**Those who spoke:**

**Roland Saucedo, spoke in support, but asked Council to please consider that a**

**large portion of our community are seniors, disabled, and low income residents. Consider a tax freeze in the future to protect our citizens.**

**There being no further comments, the Mayor closed the Public Hearing at 7:27p.m.**

**No vote needed at this time.**

- 14. Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2019-168R, providing no objection to the submission of an application for low income housing tax credits to the Texas Department of Housing and Community Affairs for the proposed The Reserves at San Marcos Multifamily Housing Project located at the northwest corner of Rattler Road and Highway 123; approving findings related to the application; imposing conditions for such non objection; providing authorizations for execution or submission of documents related to the application; and consider Resolution 2019-168R; and declaring an effective date.**

**Shannon Mattingly, Director of Development Services, provided the Council with a brief presentation regarding the request for no objection to the submission of an application for low income housing tax credits to the Texas Department of Housing and Community Affairs for the proposed The Reserves at San Marcos Multifamily Housing Project located at the northwest corner of Rattler Road and Highway 123.**

**Mayor Hughson opened the Public Hearing at 7:50 p.m.**

**Those who spoke:**

**Roland Saucedo, spoke in support of this item, but provided concerns about the number of 1 to 2 bedrooms and there are so few 3 bedrooms. This is an area close to schools so it would probably be attractive to families with kids. He would like to see a shuttle service offered. He thinks this is in a great location and it is a great project. Let's hold them to the same concerns and guidelines that we would ask any other developer. Be accepting of someone that doesn't have rental history.**

**Stephen Hyden, asked who considers a Dollar General as a grocery store? He stated that he wouldn't go to a Dollar General to buy his groceries. He spoke about his concerns about it being in a "food desert."**

**There being no further comments, Mayor Hughson closed the Public Hearing at 7:54 p.m.**

**After discussion, consensus is to have the developer provide shuttle service for**

**this property. Without confirmation from the developer, Council chose to postpone this item.**

**A motion was made by Council Member Derrick, seconded by Council Member Rockeymoore, to postpone Resolution 2019-168R. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

**A motion was made by Mayor Hughson, seconded by Council Member Mihalkanin, to reconsider Resolution 2019-168R. The motion carried by the following vote:**

**For:** 6 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin and Council Member Rockeymoore

**Against:** 1 - Council Member Marquez

**MAIN MOTION: A motion was made by Council Member Derrick, seconded by Mayor Pro Tem Prewitt to approve Resolution 2019-168R.**

**Pam Madear, representing the applicant, informed Council they will offer shuttle service three times per week to a full service grocery store and they have agreed to the 15% market rate units instead of the 20%.**

**MOTION TO AMEND: A motion was made by Mayor Hughson, seconded by Council Member Derrick, to amend Resolution 2019-168R.**

**The following sections will be amended and/or added:**

**5 b. The Project will address a housing need by providing 56 market rate units and 316 units for those making between 51-60% of area median income that will be located in close proximity to major San Marcos employers. The project will provide a mix of unit types and will provide a total of 28 accessible units although only 15 are required. Additionally, the affordable housing will meet development standards in the San Marcos Development Code, sidewalks will be required along all public streets, and pedestrian connections will be made within the Project boundaries to be consistent with the Cottonwood Creek Master Plan;**

**5 e. The Project will provide 316 units for those making between 51-60% of area median income and 56, or 15% market rate units. The project will provide**

**28 accessible units**

**5 f. iii (11) must provide shuttle service to residents for transportation to and from grocery and medical services at least three times per week.**

**The motion carried by the following vote:**

**For:** 5 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson and Council Member Mihalkanin

**Against:** 2 - Council Member Marquez and Council Member Rockeymoore

**MAin Motion: to approve Resolution 2019-168R, as amended. The motion carried by the following vote:**

**For:** 4 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick and Mayor Hughson

**Against:** 3 - Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**NON-CONSENT AGENDA**

- 15.** Consider approval of Ordinance 2019-28, on the first of two readings, authorizing the issuance of City of San Marcos, Texas General Obligation Refunding Bonds in an amount not to exceed \$18,250,000 in one 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.

**Heather Hurlbert, Finance Director provided a brief update on the issuance of General Obligation refunding bonds.**

**A motion was made by Council Member Mihalkanin, seconded by Council Member Derrick, to approve Ordinance 2019-28. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

- 16.** Consider approval of Resolution 2019-169R, approving a contract with Janet Honig, Carol Lee Allen Snodgrass and Billie Jo Allen for the City to purchase approximately a 0.584 acre tract of land located at 1331 Old Rach Road 12, and located adjacent to the San Marcos Cemetery, for a price of \$311,915.67 plus closing costs for future expansion of the Cemetery; authorizing the City Manager or his designee to execute said contract and related closing documents on behalf of the city; and declaring an effective date.

**A motion was made by Council Member Mihalkanin, seconded by Council Member Rockeymoore, to approve Resolution 2019-169R. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

17. Consider approval of Resolution 2019-170R adopting My Historic SMTX, the City's Historic Resources Survey; and declaring an effective date.

**A motion was made by Council Member Derrick, seconded by Mayor Pro Tem Prewitt, that this Resolution be approved. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

18. Consider approval of Resolution 2019-171R, approving an Agreement for the provision of services in connection with the proposed owner requested annexation of approximately 92.787 acres of land generally located in the 1900 block of Redwood Road between State Highway 123 and Old Bastrop Road; authorizing the City Manager, or his designee, to execute said agreement on behalf of the City; setting a date for a public hearing concerning the proposed annexation of said tract of land; and declaring an effective date.

**Shannon Mattingly provided a brief update regarding the requested annexation. A motion was made by Council Member Mihalkanin, seconded by Council Member Gonzales, to approve Resolution 2019-171R. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

19. Consider approval of Resolution 2019-172R, approving an agreement for the provision of services in connection with the proposed owner requested annexation of approximately 102.434 acres of land located at 2357 Redwood Road; authorizing the City Manager, or his designee, to execute said agreement on behalf of the City; setting a date for a public hearing concerning the proposed annexation of said tract of land; and declaring an effective date.

**A motion was made by Council Member Mihalkanin, seconded by Council**

**Member Gonzales, to approve Resolution 2019-172R. The motion carried by the following vote:**

**For:** 7 - Mayor Pro Tem Prewitt, Council Member Gonzales, Council Member Derrick, Mayor Hughson, Council Member Mihalkanin, Council Member Marquez and Council Member Rockeymoore

**Against:** 0

20. Hold discussion regarding Neighborhood Commission Recommendation Resolution No. 2019-005R recommending changes to the City Ordinances regarding the Neighborhood Commission to City Council, and provide direction to Staff.

**Lizbeth Dobbins, Neighborhood Commission Chair, provided a brief update that pertained to the City Ordinance changes they are recommending.**

**Consensus is to move forward with their recommendation and bring this back in the form of an ordinance to formally adopt however leave word Sector instead of District.**

21. Hold discussion regarding Neighborhood Commission Recommendation No. 2019-004R recommending the City Council advise the City Manager and appropriate staff departments to install speed display signs in all the school zones of San Marcos, Texas, and provide direction to Staff.

**Discussion was held regarding the Neighborhood Commission request to install flashing speed signs in all school zones. Council provided direction for Staff to look at options for implementation and speak with the School District and County to look at cost sharing and identify which school zones could best benefit from these signs. Staff will provide Council with an update on how much it would cost to implement.**

22. Hold discussion regarding Neighborhood Commission Recommendation No. 2019-003R recommending changes to the City Development Code to define and protect heritage trees, and provide direction to Staff.

**Discussion was held regarding the lack of definition of heritage trees and how to protect these trees. Council provided consensus for staff to work the Neighborhood Commission, review other municipalities and their ordinances and come back with a recommendation at a future date.**

23. Hold discussion regarding a request for In-Kind City sponsorship for the Downtown Diez y Seis Festival to be held on September 14, 2019, and provide direction to the City Manager.

**Discussion was held regarding how this request came forward for the in-kind city sponsorship for the Downtown Diez y Seis Festival, following discussion Council provided consensus to move forward with this request but ensure the**

**proper process is followed in the future.**

**EXECUTIVE SESSION (if necessary)**

- 24.** Executive Session in accordance with the following Government Code Sections:
- A. Section § 551.071 - Consultation with Attorney: to receive a staff briefing and deliberate regarding the creation of Hays County Municipal Utility District No. 8.
  - B. Section § 551.087 - Economic Development: to receive a staff briefing and deliberate regarding Hays County Municipal Utility District No. 8.

**Executive Session not needed this evening.**

**DIRECTION / ACTION FOLLOWING EXECUTIVE SESSION**

- 25.** Consider action, by motion, regarding the following Executive Session items held during the Work Session:
- A. Section § 551.071 - Consultation with Attorney: to receive a staff briefing and deliberate regarding the creation of Hays County Municipal Utility District No. 8.
  - B. Section § 551.087 - Economic Development: to receive a staff briefing and deliberate regarding Hays County Municipal Utility District No. 8.

**No consideration needed as there was no Executive Session this evening.**

VI. Question and Answer Session with Press and Public.

VII. Adjournment.

**Jamie Lee Case, TRMC, City Clerk**

**Jane Hughson, Mayor**