



# City of San Marcos

630 East Hopkins  
San Marcos, TX 78666

## Regular Meeting Agenda - Final City Council

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Tuesday, February 15, 2022

6:00 PM

City Council Chambers

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630 E. Hopkins

This will be a hybrid (in-person/virtual meeting). To view the meeting please go to <http://sanmarcostx.gov/421/City-Council-Videos-Archives> or watch on Grande channel 16 or Spectrum channel 10.

- I. Call To Order
- II. Roll Call
- III. Invocation
- IV. Pledges of Allegiance - United States and Texas
- V. 30 Minute Citizen Comment Period

*Persons wishing to participate (speak) during the Citizen Comment portion of the meeting must email [citizencomment@sanmarcostx.gov](mailto:citizencomment@sanmarcostx.gov) the day prior to the meeting and before 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. Those wishing to speak in person must sign up in the City Clerk's office between 8:00AM - 5:45PM the day of the meeting.*

### 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. January 4, 2022 - Regular Meeting Minutes
  - B. January 13, 2022 - Visioning Day 1 Meeting Minutes
  - C. January 14, 2022 - Visioning Day 2 Meeting Minutes
  - D. January 18, 2022 - Regular Meeting Minutes
2. Consider approval of Ordinance 2021-45, on the second of two readings, amending Chapter 2, Administration, Article 5, Code of Ethics, by adding a new Division 5 requiring registration of lobbyists and periodic reporting of contacts made by lobbyists with elected City officials, City Board and Commission members, and City Employees; establishing penalties for violations of this ordinance; providing certain exemptions from lobbying registration and reporting requirements; providing a savings clause; providing for the

repeal of any conflicting provisions; and providing an effective date.

3. Consider approval of Ordinance 2022-10, on the second of two readings, annexing into the City approximately 105.41 acres of land generally located due north of the Rattler Rd and E. McCarty Lane intersection and commonly known as 1601 E. McCarty Ln, together with an approximately 13.55 acre road segment, in Case Number AN-22-01; including procedural provisions; and providing an effective date.
4. Consider approval of Ordinance 2022-11, on the second of two readings, amending the Official Zoning Map of the City in Case No. ZC-22-01, by rezoning approximately 17.420 acres of land, generally located due North of the Rattler Road and East McCarty Lane intersection, from "FD" Future Development District to "CD-1" Character District-1, or subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and providing an effective date.
5. Consider approval of Ordinance 2022-12, on the second of two readings, amending the official zoning map of the City in Case No. ZC-22-02, by rezoning approximately 87.998 acres of land, generally located due North of the Rattler Road and East McCarty Lane Intersection, from "FD" Future Development to "LI" Light Industrial District, or, subject to consent of the owner, another less intense zoning district classification; including procedural provisions; and providing an effective date.
6. Consider approval of Resolution 2022-35R, confirming the City Manager's appointment of Wayman Mullins to the San Marcos Civil Service Commission; and declaring an effective date.
7. Consider approval of Resolution 2022-36R, approving an agreement IQ Geo America, Inc., doing business as OSP Insight, for outside plant asset management software to support city infrastructure for an initial term of two years in the amount of \$91,800.00 and authorizing three additional one-year terms for a total contract price of \$234,797.40; authorizing the City Manager or her designee to execute the contract on behalf of the City; and declaring an effective date.
8. Consider approval of Resolution 2022-37R, accepting the award of a grant by the San Marcos Public Library from the St. David's Foundation's Libraries for Health Initiative Grant to support the community's mental wellness and health in the annual amount of \$40,000.00 and total three year amount of \$120,000.00; authorizing the City Manager or her designee to execute any and all documents as necessary to accept and implement the grant on behalf of the City as of an effective date that aligns with the grant award, and declaring an effective date.
9. Consider approval of Resolution 2022-38R, approving the partial release of an approximately 4,117 square foot area from an existing wastewater easement in connection with the West Purgatory Creek 18-inch Wastewater Project that makes such area of the easement no longer necessary; authorizing the City Manager, or her designee, to execute the partial release of easement on behalf of the City; and declaring an effective date.
10. Consider approval of Resolution 2022-39R, approving a Memorandum of Understanding with Hays County relating to drainage improvements for the Briarwood and River Ridge

Improvements Project as required by the Texas Water Development Board; authorizing the City Manager or her designee to execute the memorandum of understanding on behalf of the City; and declaring an effective date.

11. Consider approval of Resolution 2022-40R, authorizing a Change in Service to the agreement with Garver LLC relating to the Airport Master Plan Project to add consultation services related to the airport zoning project in the amount of \$62,964.00; authorizing the City Manager or her designee to execute the appropriate documents to implement the Change in Service on behalf of the City; and declaring an effective date.
12. Consider approval of Resolution 2022-41R, approving a Section 3 local opportunity plan for CDBG Funded Grant Projects for the purpose of increasing employment and training opportunities for low and very low-income persons; and declaring an effective date.

## PUBLIC HEARINGS

*Persons wishing to participate remotely in the Public Hearing session must email [citizencomment@sanmarcostx.gov](mailto:citizencomment@sanmarcostx.gov) beginning the day prior to the meeting and before 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. If attending in person, no sign up is required.*

13. Receive a staff presentation and hold a Public Hearing to receive comments for or against a Resolution approving Substantial Amendment Number 12 to the Community Development Block Grant-Disaster Recovery (CDBG-DR) Action Plan re-allocating project funding and adding activities for housing projects.

## NON-CONSENT AGENDA

14. Consider approval of Ordinance 2022-08, on the first of two readings, annexing into the City approximately 2.527 acres of land generally located on Centerpoint Rd approximately 340' northwest of the intersection between Centerpoint Rd and Gregson's Bend in Case No. AN-22-05; including procedural provisions; and providing an effective date.
15. Consider approval of Ordinance 2022-09, on the first of two readings, amending the Official Zoning Map of the City in Case ZC-21-26, by rezoning approximately 70.89 acres, more or less, out of the Edward Burselson Survey, Abstract 63, generally located north of the intersection of Gregson's Bend and Commercial Loop, from Planning Area (PA), Future Development (FD), and General Commercial (GC) to Character District-5 (CD-5), or, subject to the consent of the owner, another less intense zoning district classification, including procedural provisions; and providing an effective date.
16. Consider approval of Ordinance 2022-15, on the first of two readings, authorizing the installation of speed cushions in both directions in the 500 through 1200 blocks of Franklin Drive (from Old Ranch Road 12 and Bishop Street); and including procedural provisions.
17. Consider approval of Ordinance 2022-16, on the first of two readings, reducing the speed limit from 30 miles per hour to 25 miles per hour in the Vista De Los Santos Neighborhood; 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.

18. Consider approval of Resolution 2022-42R, approving the appointment of attorney Julia Gannaway, with the law firm of Ross Gannaway LLC, to represent the City of San Marcos in the appeal filed by Sergeant Ryan Hartman requesting an arbitrator to set aside his indefinite suspension and reinstate him, with back pay and benefits, to employment in the San Marcos Police Department; and declaring an effective date.
19. Receive a Staff presentation and consider approval of Resolution 2022-43R, approving a change in source of funding between the American Rescue Plan Funds and the General Fund for Human Services Grants which change will maintain the amounts awarded for projects already approved by The City Council; and declaring an effective date.
20. Consider approval of Resolution 2022-44R, appointing Shaun Condor to fill the vacancy on the Board of Directors of the Alliance Regional Water Authority (ARWA) created by the resignation of the former Director of Finance; reappointing members to position 5 and 7; and declaring an effective date.
21. Hold discussion regarding possible amendments to the Template for Standard Bylaws for City Boards and Commissions, and provide direction to Staff.
22. Hold discussion relating to potential projects being presented to the Council by anyone wanting to build or start a business in San Marcos and provide direction to the City Manager.
23. Hold a discussion of the current ordinance requirement of a needed super majority council vote to overturn a Planning and Zoning Commission recommendation of denial and provide direction to the City Manager.

## 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.*

## 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. Persons wishing to participate remotely in the Q&A session must email [citizencomment@sanmarcostx.gov](mailto:citizencomment@sanmarcostx.gov) beginning the day prior to the meeting and before 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. If attending in person, no sign up is required.*

## VII. Adjournment.

**POSTED ON TUESDAY, FEBRUARY 8, 2022 @ 4:00PM**

**TAMMY K. COOK, 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)