



City of San Marcos

Meeting Minutes City Council

Wednesday, February 24, 2021

6:00 PM

Virtual Meeting

This meeting was held using conferencing software due to COVID-19 rules.

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 6:01 p.m. Wednesday, February 24, 2021. This meeting was held virtually

II. Roll Call

Present: 7 - Mayor Pro Tem Melissa Derrick, Mayor Jane Hughson, Council Member Maxfield Baker, Council Member Saul Gonzales, Deputy Mayor Pro Tem Shane Scott, Council Member Alyssa Garza and Council Member Mark Gleason

III. Invocation

A moment of reflection was observed this evening. Mayor Hughson stated to think of the citizens and staff who helped the community during the winter ice storm.

IV. Pledges of Allegiance - United States and Texas

Deputy Mayor Pro Tem Scott led the assembly in the Pledges of Allegiance.

V. 30 Minute Citizen Comment Period

Lisa Marie Coppoletta, thanked the appointees for the hard work on the Charter Review Commission. She expressed concern with item #20 not being a public hearing item. Ms. Coppoletta expressed concern with the timer during citizen comment and would like to see all meetings from boards and commissions to be posted online for more transparency.

Harvey Jenkins, spoke regarding the ice storm and expressed concern with the Electric Reliability Council of Texas (ERCOT) and would like for ERCOT to be held accountable. Mr. Jenkins does not want the electrical rates to increase and stated this can't happen again and thanked council for their time.

PRESENTATIONS

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

Chase Stapp, Director of Public Safety provided the presentation on the COVID-19 update.

County Vaccination Update

- **February 22 and 23 - Kyle PAC 1st dose clinic (a.m.) and 2nd dose clinic (p.m.)**
- **February 25 - San Marcos High School 2nd dose clinic (all day)**
- **March 2 and 3 - Wimberley 2nd dose and mobile vaccination clinics in San Marcos (Wellington and Stonebrook)**
- **Vaccination pre-registration available at www.haysinformed.com**
- **Vaccinations are currently still limited to tier 1a and 1b recipients**

Known Cases - as of February 23, 2021

- **Approx. 2.25 million total cases (202k active) cases in Texas with 36,491 fatalities**
- *source: Texas Department of State Health Services**
- **16,036 total cases in Hays County (714 active and 15,114 recovered) with 208 fatalities**
- **724 cases have required hospitalization, 28 current**
- **5,727 total cases in San Marcos (199 active and 5,446 recovered) with 75 fatalities**
- *source: Hays County Health Department**
- **2,138 total cases at TX State (24 active)**
- **1,918 students, 220 faculty/staff**
- *source: Texas State University Student Health Services**

Mr. Stapp stated there are four city employees with active cases.

Comparative Information

- **Texas - About 158k fewer active cases since the last update and 4,916 new fatalities**
- **Hays - 1,574 fewer active cases since the last update and 22 new fatalities**
- **San Marcos - 449 fewer active cases since last update and 8 new fatalities**
- **Employee test results - 8 fewer employees currently positive than the last update.**

The Active Case trend is downward as is the number of hospitalizations. There are 137 active cases as of yesterday's report.

Mr. Stapp stated the Trauma Service Area "O" Hospitalizations was at 9.24% this morning.

Testing Overview

- 135,860 tests administered county wide
- 119,740 negative (88.1%)
- 16,120 confirmed (11.9%)
- Testing by Curative
- Goodnight Jr. High (near old Austin Community College building off of Hwy 123)
- Various additional locations throughout the region
- Abbott Labs BinaxNow Rapid Testing
- City Employees (Fire and Police)
- San Marcos CISD (employees and students)
- Chamber of Commerce (distributing tests that can be used by businesses to immediately test employees)

Mr. Stapp mentioned that 47 businesses completed the survey and are interested in the rapid tests. He also mentioned that 26 businesses have completed the required training, 18 kits have been picked up. Mr. Stapp stated that out of the 47 businesses, 17 are members and 30 are not members of the Chamber.

Updates to Governor Abbott's Actions

- February 9: Governor, Texas Department of Housing and Community Affairs (TDHCA) Announce Statewide COVID-19 Rental Relief Program
- Statewide rent and utility assistance program launched to administer the more than \$1 billion allocated to Texas through the latest federal COVID-19 stimulus bill.
- Households must be at or below 80% of the area median income to qualify
- Applications can be submitted by calling 1-833-9TX-RENT (1-833-989-7368) or submitting it online at TexasRentRelief.com. The call center is open Monday through Saturday, 8 a.m. - 6 p.m.

Council Member Garza thanked staff for the update and mentioned the active cases and case counts are decreasing there could be a spike due to the ice storm by neighbors gathering due to power outages. She stated she is concerned regarding how the state is going to respond to the spike and asked what proactive measures we are taking to have a good response plan? Mr. Stapp stated that staff will be monitoring and ready to take measures for the potential drastic increase and stated it will take a week or two to get the

numbers since some testing sites were closed. He stated that staff will continue to promote masking up and keep social distancing. Council Member Garza stated we should encourage the public to test, if feeling sick especially due to the new variants.

Mayor Hughson inquired about extra personal protective equipment (PPE) to hand out during a distribution of items if someone forgot their mask? Mr. Stapp stated he will do a inventory check for public distribution for PPE. Mr. Stapp mentioned that he was pleased with the volunteers wearing their masks during the distribution of water.

Council Member Gonzales asked if citizens can call to make an appointment to get vaccinated? Mr. Stapp stated there is a phone number provided. Council Member Gonzales inquired about transportation. Mr. Stapp stated the vaccine distributions are in vans to go to areas that don't have transportation.

Regarding the Governor's COVID 19 Rental Relief Program Mayor Pro Tem Derrick noted that people who want to apply need to know what that 80% number of median area income is to determine if they should complete the application or not. Mr. Stapp took note of the suggestion and will pass it on to staff.

Council Member Baker expressed concern with the predications of the increase in cases during the winter storm. He apologized to staff and only offers critical concerns from constituents. He also expressed concern with the rate of fatalities and applauded the Chamber of Commerce for the rapid testing sent to business on a first come basis program. Council Member Baker expressed concern that the information was not provided in Spanish and would like for staff to work with the Chamber to have Spanish speaking owners get an opportunity. Would like for employers to provide effective PPE to employees.

Council Member Gleason iterated what Mayor Pro Tem Derrick stated regarding the Rental Relief Program, that is very critical and to release the expectations of the program would be helpful. He thanked staff and the community that helped last week and saw volunteers and staff being safe while volunteering to help the citizens.

Council Member Garza thanked staff and mentioned that city leaders modeling the guidelines is effective. She also thanked VFW that had masks and hand sanitizers available and Mr. Prather that expressed mask covering.

CONSENT AGENDA

A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Baker, to approve the consent agenda, with the exception of item #3, which was pulled and considered separately. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

2. Consider approval, by motion, of the following meeting Minutes:
 - A. January 19, 2021 - Regular Meeting Minutes
 - B. February 2, 2021 - Work Session Meeting Minutes
3. Consider approval of Resolution 2021-27R, confirming the City Manager's appointment of Kathy Martinez-Prather to the San Marcos Civil Service Commission; and declaring an effective date.

A motion was made by Council Member Baker, seconded by Council Member Garza, to postpone Resolution 2021-27R. Council Member Baker would like the City Manager to have more applicants in the selection and would like to have the description of Civil Service Commission more transparent on their charge. He would like to see this postponed until mid March.

Deputy Mayor Pro Tem Scott stated he has served previously because of his criminal justice background. The Commission makes decision on police and fire employees with testing abilities, weather staff gets the promotion and looks at data and the facts of case.

Linda Spacek, Human Resources Director clarified the role of the commission regarding officer fitness is when a chief questions the fitness of a particular staff member due to the provisions in the Civil Service. The commission does not set the fitness standards for the department that is the role of staff and City Manager.

Mayor Pro Tem Derrick inquired who appoints the members and why aren't they appointed by council? Ms. Spaeck stated the City Council has adopted the provisions of Local Government Code 143 for Civil Service for sworn police officers and firefighters. The statute forms the three member commission with terms of appointment and states that members are appointed by the City Manager with confirmation of City Council. Mayor Pro Tem Derrick asked how are the names of candidates received? Ms. Spacek stated we

try to have a diverse commission and they don't meet frequently but it has been a challenge to receive candidates. Ms. Spaeck stated if an applicant applies online, the City Clerk forwards the application to the Human Resources department.

Council Member Garza stated the website doesn't have much information and didn't understand the purpose of the commission. She would like to see more diverse perspective and will be reaching out to the public for any interest.

Mr. Lumbreras stated we need to do more for the boards and commission process but it is not correct to say that we haven't followed the process. The commission is technical and will continue to give recommendations and will accept suggestions for the process. Mr. Lumbreras would like for council to make this confirmation of the appointee.

Mayor Hughson noted that this Commission is on the list of all boards and commissions and there is publicity every year to request applicants for all of them. There were no applications for this commission this year.

The motion to postpone failed by the following vote:

For: 2 - Council Member Baker and Council Member Gonzales

Against: 5 - Mayor Pro Tem Derrick, Mayor Hughson, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

A motion was made by Deputy Mayor Pro Tem Scott, seconded by Mayor Hughson, to approve Resolution 2021-27R. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

- 4.** Consider approval of Resolution 2021-28R, approving a Change in Service to the agreement with Dell Marketing, LP through the Texas Comptroller of Public Accounts Department of Information Resources program for the purchase of VMware equipment and support services in the estimated annual amount of \$49,821.26 and authorizing four additional annual renewals; authorizing the City Manager or his designee to execute the appropriate documents to implement the Change in Service; and declaring an effective date.
- 5.** Consider approval of Resolution 2021-30R, approving a Change in Service to the agreement with Kimley-Horn and Associates, Inc. to add additional engineering design services for the Hopkins Street Improvements project in the estimated amount of

\$57,915.00; authorizing the City Manager or his designee to execute the appropriate documents to implement the Change in Service; and declaring an effective date.

6. Consider approval of Resolution 2021-31R, approving an Advanced Funding Agreement (AFA) between the City of San Marcos and the Texas Department of Transportation (TxDOT) for utility betterments along IH35 from south of SH 80 (Hopkins St) to north of RM 12 (Wonder World Dr); in the amount of \$185,195.28, to be paid by the City of San Marcos, at least 45 days prior to the date set by TxDOT, for receipt of the construction bids; authorizing the City Manager to execute the agreement; and declaring an effective date.
7. Consider approval of Resolution 2021-32R, approving a Change in Service to the agreement with HDR Engineering, Inc., for various drainage improvement projects identified in the Stormwater Master Plan to add additional design and construction phase services in the estimated amount of \$220,692.00; authorizing the City Manager or his designee to execute the appropriate documents to implement the Change in Service; and declaring an effective date.
8. Consider approval of Resolution 2021-33R, approving a contract with Paradigm Traffic Systems, Inc. through the BuyBoard Purchasing Cooperative for a backup battery system to be used to operate traffic signals in the event of a power outage, in the estimated amount of \$105,600.00; authorizing the City Manager or his designee to execute the contract on behalf of the City; and declaring effective date.

NON-CONSENT AGENDA

9. Consider approval of Ordinance 2021-09, authorizing the issuance and sale of \$8,700,000 of Combination Tax and Revenue Certificates of Obligation, Series 2021 for (1) constructing, improving, designing, acquiring and equipping the City's Road and Street Projects, to include a Railroad Overpass and related Infrastructure on Yarrington Road; and (2) the payment of professional services in connection therewith including Legal, Fiscal and Engineering Fees and the costs of issuing the Certificates of Obligation; providing for approval of this Ordinance an emergency measure on only one reading as authorized by State Law; and other matters related thereto.

MAIN MOTION: A motion was made by Council Member Baker, seconded by Mayor Hughson, to approve Ordinance 2021-09, on emergency.

Marie Kalka, Director of Finance, provided a brief introduction. Ms. Kalka mentioned that Frost Bank accepted the sale at just under 2% interest rate. Dan Wegmiller, Financial Advisor, stated the sale went very well and 6 bids were received this morning. The interest rate and bond are callable after 9 years. The City's bond rating was confirmed through this process.

MOTION TO AMEND: A motion was made by Mayor Hughson, seconded by Deputy Mayor Pro Tem Scott, to amend the Ordinance 2021-09 by striking the

dollar amount of \$8,700,000 and replacing it with \$8,150,000 throughout. The caption now reads:

Consider approval of Ordinance 2021-09, authorizing the issuance and sale of \$8,150,000 of Combination Tax and Revenue Certificates of Obligation, Series 2021 for (1) constructing, improving, designing, acquiring and equipping the City's Road and Street Projects, to include a Railroad Overpass and related Infrastructure on Yarrington Road; and (2) the payment of professional services in connection therewith including Legal, Fiscal and Engineering Fees and the costs of issuing the Certificates of Obligation; providing for approval of this Ordinance an emergency measure on only one reading as authorized by State Law; and other matters related thereto.

The motion to amend carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

MAIN MOTION: to approve Ordinance 2021-09, on emergency, as amended.

The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

10. Consider approval of Ordinance 2021-10, on the first of two readings, amending the City's 2019-2020 Fiscal Year budget to allocate an additional \$8,423,553 from the General Fund for Economic Development Incentive payments; and providing an effective date.

A motion was made by Council Member Gleason, seconded by Mayor Pro Tem Derrick, to approve Ordinance 2021-10, on the first of two readings.

Ms. Kalka stated this item went before the Finance and Audit Committee on February 12th. There was an Economic Development Incentive provider that the City offset with a sales tax increase and due to the increase in income an incentive payment was also needed to be paid to them. This budget amendment was necessary to ensure funds were available in the proper account.

The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

11. Consider approval of Ordinance 2021-11, on the first of two readings, amending certain funds in the City's 2020-2021 Fiscal Year budget to allocate for the rollover of funds and to adjust the revenue and expenditure budget for lower Economic Incentives; and providing an effective date.

A motion was made by Deputy Mayor Pro Tem Scott, seconded by Mayor Pro Tem Derrick, to approve Ordinance 2021-11, on the first of two readings.

Ms. Kalka stated this is amending the 2021 budget. Any budget amendment to the current budget, must come before Council for approval. Due to the State Comptroller ruling regarding the incentive agreement, that was discussed during the last item, it will come to an end, so the budget will be reduced by \$5M on the revenue and expenditure side. An agreement will come forward at the next meeting.

Council Member Baker inquired about the \$700,000 that remains for COVID relief. Ms. Reyes stated this \$700,000 is in the General Fund as a line item for COVID and it will continue to roll over.

The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

12. Consider approval of Ordinance 2021-12, on the first of two readings, amending section 2.351 of the San Marcos City Code relating to the composition of the Convention and Visitor Bureau Advisory Board; including updating language of representative titles; and providing an effective date.

A motion was made by Mayor Hughson, seconded by Mayor Pro Tem Derrick, to approve Ordinance 2021-12, on the first of two readings. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

13. Consider approval of Ordinance 2021-13, on the first of two readings, amending Section 86.003. of the San Marcos City Code to required that both connections and extensions for City Water and Wastewater Service outside the City Limits will be subject to approval by the City Council; providing a savings clause; providing for the repeal of any conflicting

provisions; and providing an effective date.

A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Baker, to approve Ordinance 2021-13, on the first of two readings. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

14. Consider approval of Ordinance 2021-14, granting a temporary waiver of permit fees for plumbing repairs made necessary by the 2021 Presidents Day Winter Storm Event and ratifying any fee waivers administratively approved for this purpose prior to February 24, 2021; providing for adoption of this ordinance on only one reading as an emergency measure; and declaring an effective date.

MAIN MOTION: A motion was made by Council Member Gleason, seconded by Deputy Mayor Pro Tem Scott, to approve Ordinance 2021-14, on emergency.

Mr. Lumbreras stated this is a temporary waiver that will assist with residential and commercial repairs.

MOTION TO AMEND: A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Gleason, to amend Ordinance 2021 14, Section 1, by changing the waiver expiration date from April 1 to April 16.

The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

Council Member Gonzales inquired about the need for a permit if a resident is just doing a repair. Elizabeth Ehlers, Assistant Director of Development Services stated any repair that requires any new material is considered plumbing, not maintenance and would require a permit.

Staff will revisit this prior to the end of the waiver period and reconsider if necessary to bring this back to council.

MAIN MOTION: to approve Ordinance 2021-14, on emergency, as amended. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

15. Consider approval of Resolution 2021-41R, Authorizing Extraordinary Optional Redemption of a portion of the City of San Marcos, Texas Special Assessment Revenue Bonds, Series 2020 (Whisper Public Improvement District).

MAIN MOTION: A motion was made by Deputy Mayor Pro Tem Scott, seconded by Mayor Pro Tem Derrick, to approve Resolution 2021-41R.

Ms. Kalka provided a brief introduction and introduced Bart Fowler, bond counsel. Mr. Fowler stated the prepayment was made on February 12th. Approval of this bond document is required and due to the delay in the meeting last week the closing will happen on March 29.

MOTION TO AMEND: A motion was made by Mayor Hughson, seconded by Deputy Mayor Pro Tem Scott, to amend Resolution 2021-41R, by changing all references of March 19 to March 29. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

MAIN MOTION: to approve Resolution 2021-41R, as amended. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

16. Consider approval of Resolution 2021-35R, approving the award of a Construction Contract to Seidel Construction, LLC, for construction of San Marcos Fire Station No. 6 in the amount of \$5,502,900.00; authorizing the City Manager or his designee to execute the contract on behalf of the City; and declaring an effective date.

A motion was made by Council Member Gleason, seconded by Mayor Pro Tem Derrick, to approve Resolution 2021-35R. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

17. Consider approval of Resolution 2021-36R, approving the award of a construction contract to Lambda Construction I, LLC, for construction of the Rattler Electric Substation in the estimated amount of \$6,448,491.00; authorizing the City Manager or his designee to execute the contract on behalf of the City; and declaring an effective date.

A motion was made by Deputy Mayor Pro Tem Scott, seconded by Council Member Gleason, to approve Resolution 2021-36R. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

18. Consider approval of Resolution 2021-37R, approving an agreement with John Bugge providing for the City to purchase approximately 3.64 acres of land located at 1410 and 1412 River Road for a price of \$396,500.00, together with associated closing costs, in connection with the Blanco Riverine Flood Mitigation Project; authorizing the City Manager, or his designee, to execute said agreement; and declaring an effective date.

A motion was made by Deputy Mayor Pro Tem Scott, seconded by Mayor Pro Tem Derrick, to approve Resolution 2021-37R. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

19. Consider approval of Resolution 2021-39R, approving the issuance of revenue bonds in a principal amount not to exceed \$30,000,000 to be issued by the New Hope Cultural Education Facilities Finance Corporation for a residential senior living project to be known as the Villas Del San Xavier Senior Residences and located at 2621 South IH-35; and declaring an effective date.

A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Baker, to approve Resolution 2021-39R.

Michael Cosentino, City Attorney, stated when bonds are required for a project like this the consent of the governing body for which the project is located, must approve a resolution. The city is not financially obligated for any of this debt. Action was taken at an earlier date, but the authorization expired so we are doing it again.

Mayor Pro Tem Derrick stated that this item was approved in 2018 and 2019. This is only a letter of no objection to receive the low income housing tax

credit.

The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

20. Consider approval of Resolution 2021-40R, expressing the City Council's support for exploring the possibility of a collaboration with the Indigenous Cultures Institute in establishing an Indigenous Cultures Center, including exploring the possibility of joining with the Indigenous Cultures institute in applying for Hays County Parks and Opens Space Bond funding and providing City property for this project; and declaring an effective date.

Council held discussion regarding the benefit of the project but some noted it may not be applicable for the Parks and Open Space Bond project.

A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Baker, to approve Resolution 2021-40R. The motion carried by the following vote:

For: 5 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Deputy Mayor Pro Tem Scott and Council Member Garza

Against: 2 - Council Member Gonzales and Council Member Gleason

21. Consider approval of Resolution 2021-43R, approving the City Council's Strategic Initiatives for Fiscal Year 2021-2022; and declaring an effective date.

MAIN MOTION: A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Baker, to approve Resolution 2021 43R.

Mr. Lumbreras stated the Council's Strategic Initiatives report includes topics that were presented by council members during the visioning workshop. He thanked staff that compiled the report.

Mayor Hughson stated what is being presented include a number of items that staff were to look into in order to provide the feasibility of the new items. She isn't ready to call this ready for approval. Mr. Lumbreras would like to receive consideration on the strategic initiatives and then build the final report. Mr. Lumbreras asked Ms. Reyes to address the process.

Ms. Reyes stated after Council adopts the strategic initiatives, staff will work with subject matter experts in the specific areas. Staff will build the associated

tasks and then report while trying to make sure we get the consensus and are on target capturing the discussion.

Mayor Pro Tem Derrick suggested to approve the categories tonight and send comments to staff. Mayor Hughson agrees but to approve the categories it will be considered as a draft.

MOTION TO AMEND: A motion was made by Council Member Baker, seconded by Council Member Garza, to amend Part 1. e COVID Recovery by removing the word Recovery and replacing it with Response.

The motion to amend carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

MOTION TO AMEND: A motion was made by Mayor Hughson, seconded by Deputy Mayor Pro Tem Scott, to amend Resolution 2021-43R by adding the word "Draft" to the strategic initiatives, include the draft strategic initiatives as an attachment to the resolution and include the following in the Workforce Development portion of the strategic initiative document:

III. Identify and develop outreach opportunities.

IV. Identify challenges and unmet needs in the business community that are impacted by workforce development.

The motion to amend carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

MOTION TO AMEND: A motion was made by Mayor Hughson, seconded by Council Member Baker, to amend Resolution 2021-43R by adding Part 2: Area of Focus on Homelessness and Part 3. stating "This resolution shall be in full force and effect from and after its passage".

The motion to amend carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

MAIN MOTION: to approve Resolution 2021-43R, as amended.**The motion carried by the following vote:**

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

EXECUTIVE SESSION

22. Executive Session in accordance with Section §551.071 of the Texas Government Code: Consultation with Attorney - to seek the advice of legal counsel regarding the pending application to discharge wastewater from the privately-operated Fleming Farms Wastewater Treatment Facility proposed to be constructed 1.2 miles east of the intersection of Farm-to-Market 1978 and State Highway 123 in Guadalupe County under the following case name and docket numbers: Application by Regal, LLC for a new TPDES Permit No. WQ0015817001; TCEQ Docket No. 2020-0973-MWD; SOAH Docket No. 582-21-0576.

A motion was made by Mayor Pro Tem Derrick, seconded by Council Member Baker, that this Executive Session be entered Closed Session. The motion carried by the following vote:

For: 7 - Mayor Pro Tem Derrick, Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason

Against: 0

ACTION/DIRECTION FROM EXECUTIVE SESSION

23. Consider action, by motion, or provide direction to Staff regarding the following Executive Session item held during the Work Session and/or Regular Meeting: Section §551.071 of the Texas Government Code: Consultation with Attorney - to seek the advice of legal counsel regarding the pending application to discharge wastewater from the privately-operated Fleming Farms Wastewater Treatment Facility proposed to be constructed 1.2 miles east of the intersection of Farm-to-Market 1978 and State Highway 123 in Guadalupe County under the following case name and docket numbers: Application by Regal, LLC for a new TPDES Permit No. WQ0015817001; TCEQ Docket No. 2020-0973-MWD; SOAH Docket No. 582-21-0576.

Mayor Hughson stated discussion was held and direction was provided to Staff in Executive Session earlier this afternoon and this evening.

VI. Adjournment.

Mayor Hughson adjourned the regular meeting of the City Council on Wednesday, February 24, 2021 at 10:25 p.m. The motion carried by the

following vote:

- For:** 6 - Mayor Hughson, Council Member Baker, Council Member Gonzales, Deputy Mayor Pro Tem Scott, Council Member Garza and Council Member Gleason
- Against:** 0
- Absent:** 1 - Mayor Pro Tem Derrick

Tammy K. Cook, Interim City Clerk

Jane Hughson, Mayor