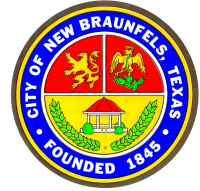




**CITY OF NEW BRAUNFELS, TEXAS
CITY COUNCIL MEETING**

**CITY HALL - COUNCIL CHAMBERS
424 S. CASTELL AVENUE**



MONDAY, AUGUST 27, 2012 at 6:00 P.M.

Gale Pospisil, Mayor
Richard Zapata, Councilmember (District 1)
Mark Goodner, Mayor Pro Tem (District 2)
Ron Reaves, Councilmember (District 3)

Sandy Nolte, Councilmember (District 4)
Bryan Miranda, Councilmember (District 5)
Steven Digges, Councilmember (District 6)
Michael Morrison, City Manager

MISSION STATEMENT

***The City of New Braunfels will add value to our community
by planning for the future, providing quality services, encouraging
Community involvement and being responsive to those we serve.***

A G E N D A

CALL TO ORDER: August 27, 2012 @ 6:00 P.M.

CALL OF ROLL: City Secretary

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: Councilmember Ron Reaves

REQUEST ALL PAGERS AND PHONES BE TURNED OFF, EXCEPT EMERGENCY ON-CALL PERSONNEL.

PROCLAMATIONS: National Payroll Week

PRESENTATION: Airlife's Urban/Suburban EMS Award for the New Braunfels Fire Department
(J. Robinson, Fire Chief)

1. MINUTES

Consider approving the minutes of the special meetings of August 13, August 14, August 16, and August 20, 2012, and the regular meeting of August 13, 2012.
(P. Aten, City Secretary)

2. CITIZENS' COMMUNICATIONS

*This time is for citizens to address the City Council on issues and items of concern not on this agenda. There will be no City Council action at this time.
(Mayor Pospisil)*

3. CONSENT AGENDA

All items listed below are considered to be routine and non-controversial by the Council and will be approved by one motion. There will be no separate discussion of these

items unless a councilmember or citizen so requests, in which case the item will be removed from the consent agenda and considered as part of the normal order of business.

Resolutions & Action Items

- A. Approval of the purchase of radio tower equipment through LCRA to support the 700 MHz P25 Migration for New Braunfels Fire and Police Departments, and the appropriate FY 2011-12 budget adjustments.
(J. Robinson, Fire Chief)
- B. Discuss and consider a resolution relating to the City Council of the City of New Braunfels' intention to reimburse itself for the prior lawful expenditure of funds relating to the acquisition of certain personal property from the proceeds of tax-exempt obligations to be issued by the City for authorized purposes; authorizing matters incident and related thereto; and providing an effective date.
(D. Korinchock, Support Services Director)
- C. Approval of amendments to the FY 2011-12 Revised Budget for the Convention and Tourism Fund.
(D. Korinchock, Support Services Director)
- D. Authorization for the City Manager to enter into a contract renewal with CIGNA for stop loss (reinsurance) coverage for the City's self-funded medical and prescription plan.
(J. O'Connell, Human Resources Director)
- E. Authorization for the City Manager to renew the contract with CIGNA for Administrative Services for the City's self-funded medical, prescription, dental, and vision employee benefit plan.
(J. O'Connell, Human Resources Director)
- F. Approval of a resolution recommended by the New Braunfels Industrial Development Corporation to provide a grant in an amount up to \$175,000 to the Brauntex Performing Arts Theater Association for an auditorium project.
(J. Jewell, Development Coordinator)
- G. Approval of the sale of two police patrol units to an area law enforcement agency.
(M. Quinones, Purchasing Manager)
- H. Approval of the purchase of firefighter bunker gear from Dooley Tackaberry through the Buyboard cooperative.
(M. Quinones, Purchasing Manager)
- I. Approval of a resolution accepting a grant award of \$107,560.43 from the Texas Department of Transportation through the Texas Traffic Program's Selective Traffic Enforcement Program (STEP); and authorizing the City Manager to accept funds and to execute all contract documents associated with the grant award.

(T. Wibert, Police Chief)

- J. Approval for the New Braunfels Police Department to accept the donation of two used Military Surplus Humvee Vehicles from the U.S. Defense Department Surplus Property Program.
(T. Wibert, Police Chief)

Ordinances

(In accordance with Section 3.10 of the City Charter, a descriptive caption of each ordinance shall be read on two separate days.)

- K. Approval of the second and final reading of an ordinance amending Section 126 -141 of the City of New Braunfels Code of Ordinances to establish speed limits on State Highway 46 from the northwest city limit extending south-easterly to Loop 337.
(G. Ford, Assistant City Engineer)
- L. Approval of the first reading of an ordinance amending Ordinance 75-10 to approve the installation of a stop sign on Sungate Drive at W. County Line Road.
(G. Ford, Assistant City Engineer)
- M. Approval of the first reading of an ordinance amending Ordinance 75-10 to approve the installation of stop signs on Dunlap Drive at Lake Front Avenue.
(G. Ford, Assistant City Engineer)
- N. Approval of the first reading of an ordinance amending Ordinance 75-10 to approve the installation of stop signs on Hazelwood Drive at Jerad Street.
(G. Ford, Assistant City Engineer)
- O. Approval of the first reading of an ordinance amending Ordinance 75-10 to approve the installation of no thru truck traffic signs on Live Oak Avenue from Landa Street to Michigan Street.
(G. Ford, Assistant City Engineer)
- P. Approval of the second and final reading of an ordinance granting a Type II Special Use Permit to allow the erection of professional offices and/or related parking in an "R-2" Single and Two-Family District located at 617 N. Walnut Ave and 12 Cane Street.
(S. Mattingly, Planning and Community Development Director)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- A. Discuss and consider the second and final reading of an ordinance granting a Special Use Permit to allow a commercial tuber entrance and takeout in the "C-4" Resort Commercial District, located at 444 East San Antonio Street.
(S. Mattingly, Planning and Community Development Director)

- B. Discuss and consider approval of a Master Plan for the West Loop Dog Park.
(*S. Dicke, Parks and Recreation Director*)
- C. Public hearing for citizen input on the FY 2012-13 Operating Budget and Work Plan.
(*D. Korinchock, Support Services Director*)
- D. Public hearing for citizen input on the proposed tax rate for the City of New Braunfels for tax year 2012, schedule and announce the meeting date and time of adoption.
(*D. Korinchock, Support Services Director*)
- E. Discuss and consider the first reading of an ordinance of the City of New Braunfels adopting the FY 2012-13 Operating Budget and Work Plan.
(*D. Korinchock, Support Services Director*)
- F. Discuss and consider the first reading of an ordinance of the City of New Braunfels adopting the 2012 ad valorem tax rates.
(*D. Korinchock, Support Services Director*)
- G. Public hearing and first reading of an ordinance rezoning 14.778 acres, located at 1656 Gruene Road, from "R-2" Single-family and Two-family District to "C-4A" Resort Commercial District.
(*S. Mattingly, Planning and Community Development Director*)
- H. Public hearing and first reading of an ordinance for approval of a Type II Special Use Permit to allow a mobile food court in the "C-1B" General Business District on 1.65 acres out of the A-20 SUR-1 AM Esnaurizar Survey, located at 1112 East Highway 46.
(*S. Mattingly, Planning and Community Development Director*)
- I. Discuss and consider approval of an appeal of the Non-Residential and Multifamily Design Standards Articulation and Exterior Building Materials requirements for proposed metal buildings located at 3622 to 3534 Loop 337.
(*S. Mattingly, Planning and Community Development Director*)

5. EXECUTIVE SESSIONS

In accordance with Texas Government Code, Subchapter D, the City Council may convene in a closed session to discuss any of the following items; any final action or vote taken will be in public.

- A. Deliberate and consider the purchase, exchange, lease or value of real property, in accordance with Section 551.072, of the Texas Government Code.
- B. Deliberate issues regarding economic development negotiations in accordance with Section 551.087, of the Texas Government Code.

- C. Deliberate pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information deemed confidential by Rule 1.05 of the Texas Disciplinary Rules of Professional Conduct in accordance with Section 551.071, of the Texas Government Code.

NOTE: *The City Council reserves the right to retire into executive session concerning any of the items listed on this Agenda whenever it is considered necessary and legally justified under the Open Meetings Act (Chapter 551 of the Texas Government Code).*

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on August 22, 2012, at 5:00 p.m.

Patrick Aten, City Secretary

NOTE: Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at 221-4010 at least two (2) work days prior to the meeting so that appropriate arrangements can be made.