

REGULAR CITY COUNCIL MEETING
NEW BRAUNFELS MUNICIPAL BUILDING - CITY COUNCIL CHAMBERS
424 S. CASTELL AVENUE
NOVEMBER 12, 2007 – 6:00 P.M.

*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: NOVEMBER 12, 2007 @ 6:00 P.M.

CALL OF ROLL: CITY SECRETARY

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: COUNCILMEMBER RICHARD ZAPATA

PROCLAMATIONS – “WORLD DIABETES DAY”
 “AFOOT FOR FITNESS WALK/RUN”

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

1. MINUTES

CONSIDER APPROVING THE MINUTES OF (A) THE SPECIAL WORKSHOP MEETING OF OCTOBER 15, 2007, (B) THE SPECIAL MEETING OF OCTOBER 22, 2007; AND (C) REGULAR MEETING OF OCTOBER 22, 2007.

M. Resendez, City Secretary

2. PRESENTATION - PRESENTATION FROM THE NEW BRAUNFELS PARKS FOUNDATION.

Laura Kistner, NBPF

3. 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 Bruce Boyer

4. 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.

(A) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NUMBER 75-10 DATED APRIL 28, 1975 TO APPROVE THE INSTALLATION OF STOP SIGNS AT MARKET AVENUE AND MEUSEBACH STREET, NORTH RANCH ESTATES AND DIVINE WAY, MORNINGSIDE DRIVE AND SCHMIDT AVENUE, GRUENE ROAD AND HANZ, AND SAENGERHALLE SUBDIVISION, WITHIN THE CORPORATE LIMITS OF THE CITY OF NEW BRAUNFELS.

S. Ramey, Public Works Director

- (B) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NEW BRAUNFELS, TEXAS BY ADDING SECTIONS 126-346 (F)(69) TO DESIGNATE A SPECIFIC NO PARKING ZONE ALONG EXECUTIVE DRIVE, REPEALING ALL ORDINANCES IN CONFLICT.
S. Ramsey, Public Works Director
- (C) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE DESIGNATING THE STRUCTURE LOCATED AT 169 S. HILL AVENUE, KNOWN AS "THE CENTRAL FIRE STATION – CIRCA 1918", AS A HISTORIC LANDMARK ACCORDING TO CHAPTER 66, ARTICLE III, AND AMENDING THE ZONING MAP.
B. Kinsey, Interim Planning Director
- (D) APPROVAL OF THE SECOND AND FINAL READING OF AN ORDINANCE REZONING 53.74 ACRES LOCATED ON W. ZIPP ROAD FROM "APD AGRICULTURAL/PRE-DEVELOPMENT DISTRICT" TO "R-1A6.6 SINGLE FAMILY DISTRICT" AND "PDD PLANNED DEVELOPMENT DISTRICT", AND ADOPTING A CONCEPT PLAN.
B. Kinsey, Interim Planning Director
- (E) APPROVAL TO REALLOCATE CDBG FUNDS FROM PY 2004 VERAMENDI DRAINAGE PROJECT TO PY 2004 MINOR HOME REPAIR PROGRAM AND ALLOCATE ADDITIONAL PY 2007 CDBG FUNDS TO TIPHER MEDICAL/DENTAL CLINIC.
N. Davison, CDBG Coordinator
- (F) APPROVAL OF THE POSTAGE METER RENTAL, MAINTENANCE AGREEMENT, AND POSTAGE FOR THE NEOPOST MACHINE.
M. Quinones, Purchasing Manager
- (G) APPROVAL OF THE PURCHASE OF TOYOTA PRIUS HYBRID VEHICLES FROM PHILPOTT MOTORS UNDER THE STATE OF TEXAS TERM CONTRACT.
M. Quinones, Purchasing Manager
- (H) APPROVAL OF AUTHORIZATION FOR THE CITY MANAGER TO ACCEPT GRANT FUNDS FOR THE SAFE SCHOOLS/HEALTHY STUDENTS CONSORTIUM WRAPAROUND PROGRAM INITIATIVE GRANT WITH NEW BRAUNFELS INDEPENDENT SCHOOL DISTRICT.
S. Laird, Parks & Recreation Director
- (I) APPROVAL OF THE CITY OF NEW BRAUNFELS FY 2006-07 FOURTH QUARTER INVESTMENT REPORT.
D. Korinchock, Chief Financial Officer
- (J) CONSIDER A REQUEST TO EXTEND APPROVAL OF THE ABANDONMENT OF 0.134 ACRES OF PLUM STREET RIGHT-OF-WAY AT THE INTERSECTION OF MICHIGAN STREET.
B. Kinsey, Interim Planning Director
- (K) APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS TO CAST THREE HUNDRED THIRTY-FOUR (334) VOTES TOWARD THE ELECTION OF A MEMBER OF THE COMAL APPRAISAL DISTRICT BOARD OF DIRECTORS.
M. Morrison, City Manager

- (L) APPROVAL TO CANCEL THE DECEMBER 24, 2007 REGULAR CITY COUNCIL MEETING.
M. Morrison, City Manager
- (M) APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, ACCEPTING THE TERMS OF MINUTE ORDER #111079 PASSED BY THE TEXAS TRANSPORTATION COMMISSION ON SEPTEMBER 27, 2007, CONCERNING THE EXCHANGE OF EXISTING FARM-TO-MARKET ROADWAY 483 FOR A NEWLY DEVELOPED EXTENSION OF FARM-TO-MARKET ROADWAY 306.
M. Morrison, City Manager
- (N) APPROVAL OF THE PURCHASE OF SERVICES WITH THE HUMANE SOCIETY OF NEW BRAUNFELS AREA INC.
J. Lara, Health Supervisor/M. Quinones, Purchasing Manager
- (O) APPROVAL OF THE PURCHASE OF A TANKER TRUCK FROM PIERCE MANUFACTURING UNDER THE HOUSTON GALVESTON AREA COUNCIL COOPERATIVE.
R. Edwards, Interim Fire Chief/M. Quinones, Purchasing Manager

5. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) SECOND PUBLIC HEARING REGARDING THE PROPOSED ANNEXATION OF APPROXIMATELY 2.16 ACRES ON FM 1101 NEAR BARBAROSA ROAD.
B. Kinsey, Interim Planning Director
- (B) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE REZONING 15.785 ACRES LOCATED ON THE WEST SIDE OF FM 725 AND APPROXIMATELY 1000' SOUTH OF KLEIN ROAD, FROM "C-3 COMMERCIAL DISTRICT" AND "APD AGRICULTURAL/PRE-DEVELOPMENT DISTRICT" TO "M-1A LIGHT INDUSTRIAL DISTRICT" WITH AN ADDITIONAL RESTRICTION.
B. Kinsey, Interim Planning Director
- (C) PUBLIC HEARING AND FIRST READING OF AN ORDINANCE OF THE CITY OF NEW BRAUNFELS, TEXAS, TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT WHICH WOULD OTHERWISE BE EXEMPT PURSUANT TO TEXAS TAX CODE, SECTION 11.253; AND DECLARING AN EFFECTIVE DATE.
A. Wayland, City Attorney
- (D) DISCUSS AND CONSIDER APPROVAL FOR THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT AND CONTRACT FOR AERIAL PHOTOGRAPHY AND CONTOUR DATA COLLECTION FOR THE CITY OF NEW BRAUNFELS AND NEW BRAUNFELS UTILITIES.
D. Korinchock, Chief Financial Officer

6. EXECUTIVE SESSION

In accordance with Texas Government Code, Subchapter D, the City Council may convene in a closed session. **After the Executive Session discussion on any of the following items, any final action or vote taken will be in public.**

- (A) SIX MONTH EVALUATION OF APPOINTED OFFICIAL, IN ACCORDANCE WITH SECTION 551.074, OF THE TEXAS GOVERNMENT CODE, PERSONNEL MATTERS.

7. REPORTS

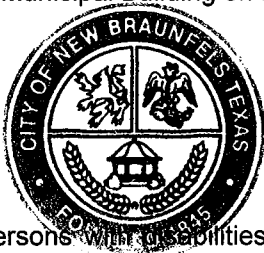
- a) CITY COUNCIL'S REPORT
- b) STAFF REPORTS

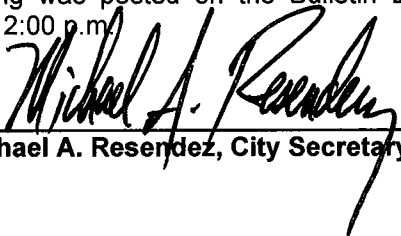
City Council reserves the right to hear any of the above described agenda items that qualify for an executive session in an executive session by publicly announcing the applicable section number of the Open Meetings Act (Chapter 551 of the Texas Government Code) that justifies executive session treatment.

ADJOURNMENT

CERTIFICATION

I hereby certify the above Notice of Meeting was posted on the Bulletin Board at the New Braunfels Municipal Building on November 8, 2007 at 2:00 p.m.





Michael A. Resendez, 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.