



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

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



MONDAY, FEBRUARY 11, 2013 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: February 11, 2013 @ 6:00 P.M.

CALL OF ROLL: City Secretary

PLEDGE OF ALLEGIANCE/SALUTE TO THE TEXAS FLAG

INVOCATION: Councilmember Steven Digges

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

PRESENTATION: Update on Walnut Widening Project
(O. Garza, Capital Programs Manager)

1. MINUTES

Consider approving the minutes of the regular meeting of January 28, 2013, and the special meeting of January 29, 2013.
(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 Gale 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 appointment of Robert Warnecke to the Historic Landmark Commission for a term ending April 7, 2016.
(P. Aten, City Secretary)
- (B) Approval of the reappointments of Michael Lee and Bryan Ott and the appointment of Ryan Palmer to the Construction Board of Appeals for terms ending February 24, 2018.
(P. Aten, City Secretary)
- (C) Approval to authorize the City Manager to enter into joint election agreements between the City of New Braunfels and the New Braunfels Independent School District and the Comal Independent School District.
(P. Aten, City Secretary)
- (D) Approval of the City of New Braunfels FY 2012-13 first quarter investment report.
(D. Korinchock, Support Services Director)
- (E) Approval to authorize the City Manager to enter into a contract for the continuation of an employee wellness program.
(J. O'Connell, Human Resources Director)
- (F) Approval of a resolution authorizing the City Manager to execute an agreement between the City of New Braunfels and the State of Texas, represented by the Texas Department of Transportation, to accept funding available under the Aviation Capital Improvement Program for Land acquisition for improvements to the Runway Protection Zone at the New Braunfels Regional Airport.
(L. Llerena, Airport Director)
- (G) Approval of a resolution recommended by the New Braunfels Industrial Development Corporation to provide funding to Alamo Colleges for the Alamo Area Academies, Inc. budget for calendar years 2013, 2014 and 2015 in an amount not to exceed \$192,000.
(J. Jewell, Development Coordinator)

Ordinances

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

- (H) Approval of the second and final reading of an ordinance rezoning 5.09 acres located at 1185 Gruene Road from "R-2" Single and Two-Family District to "River Bluff at Gruene" Planned Development District.
(S. Mattingly, Planning and Community Development Director)

4. INDIVIDUAL ITEMS FOR CONSIDERATION

- (A) Discuss and consider possible action concerning a protest appeal against the towing contracts by Comal Towing.
(M. Quinones, Purchasing Manager)
- (B) Presentation and discussion regarding the City of New Braunfels FY 2012-13 first quarter financial status.
(J. Werner, Management and Budget Analyst)
- (C) Discuss and consider approval of payment for additional right-of-way and utility adjustment costs for the TxDOT Highway 46 project and the appropriate budget adjustment.
(D. Korinchock, Support Services Director)
- (D) Discuss and consider approval to authorize the City Manager to contract with University of Texas Health Science Center at San Antonio to direct a paramedic completion program for twelve New Braunfels Firefighters.
(J. Robinson, Fire Chief)
- (E) Discuss and consider a resolution establishing the right-of-way width of Spur Street, identified as a Minor Arterial in the City of New Braunfels Regional Transportation Plan, from Interstate Highway 35 to Live Oak Avenue as 100 feet.
(S. Mattingly, Planning and Community Development Director)
- (F) Discuss and consider approval of the second and final reading of an ordinance rezoning Lot 2, Block 1, Buffington, Bingham and Bigham Subdivision, located at 1550 Gruene Road, from "R-2" Single-family and Two-family District to "R-3L" Multifamily Low Density District.
(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.

- (D) Deliberate the appointment, employment, evaluation, reassignment, or duties of the City Attorney, in accordance with Section of 551.074 of the Texas Government Code.
(G. Pospisil, Mayor)
(This item placed on the agenda at the request of Mayor Pospisil)

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 February 6, 2013, at 3:30 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.